

FRIDAY, JUNE 24, 2016
SPECIAL BOARD MEETING

These are the proceedings of the special board meeting of the Board of Trustees of the Village of Gouverneur held Friday, June 24, 2016, at 8:00 a.m. in the Courtroom of the Municipal Building.

PRESENT:

Mayor Ronald McDougall

Deputy Mayor Charles Newvine-excused

Trustee Shelly Simons-Washburn

Trustee Nelson Lawrence

Trustee Richard Wood

Clerk/Treasurer Barbara Finnie

Deputy Clerk/Treasurer Kristina Ayen

Mayor McDougall called the meeting to order at 8:00 a.m. Mayor McDougall also confirmed that the press had been notified of the meeting that Kathy Moses was at the regular board meeting when announced and Sue Mende via a phone call on June 22, 2016.

* * *

Trustee Nelson Lawrence offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE VILLAGE OF GOUVERNEUR, NEW YORK, ADOPTED JUNE 24, 2016, AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE VILLAGE WASTEWATER TREATMENT SYSTEM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$4,734,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING

THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,734,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF GOUVERNEUR, IN THE COUNTY OF ST. LAWRENCE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Gouverneur, in the County of St. Lawrence, New York (herein called the "Village"), is hereby authorized to construct various improvements to the Village Wastewater Treatment System, substantially as described in the reports entitled: (i) "Wastewater Treatment Facilities Influent Pumping Station Improvements" dated July 2015 and revised November 2015, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C., consisting of the construction of a new influent pumping station; (ii) "Wastewater Treatment Facilities New Effluent Disinfection System" dated June 2015, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C., consisting of the installation of a new effluent disinfection system; and (iii) "Dorwin Street Sewer Connector" dated September 2014, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C., consisting of the installation of new sewer mains along the Dorwin Street Corridor, Beckwith Street and Grove Street and the construction of a duplex pump station and separate new sanitary and storm sewers on Depot Street and Beckwith Street. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$4,734,000 and said amount is hereby appropriated for such purpose. The plan of

financing includes the issuance of bonds of the Village in the principal amount of not to exceed \$4,734,000 to finance said appropriation and the levy and collection of taxes upon all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$4,734,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00(a) 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption hereof, to cause to be published, in full, in "*Gouverneur Tribune Press*," a newspaper having general circulation in said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF GOUVERNEUR, NEW YORK

PLEASE TAKE NOTICE that on June 24, 2016, the Board of Trustees of the Village of Gouverneur, in the County of St. Lawrence, New York, adopted the bond resolution entitled:

"Bond Resolution of the Village of Gouverneur, New York, adopted June 24, 2016, authorizing the construction of various improvements to the Village Wastewater Treatment System, stating the estimated maximum cost thereof is \$4,734,000, appropriating said amount for such purpose, and authorizing the issuance of bonds of said Village in the principal amount of not to exceed \$4,734,000 to finance said appropriation,"

an abstract of such bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Gouverneur to construct various improvements to the Village Wastewater Treatment System, substantially as described in the reports entitled: (i) "Wastewater Treatment Facilities Influent Pumping Station Improvements" dated July 2015 and revised November 2015, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C., consisting of the construction of a new influent pumping station; (ii) "Wastewater Treatment Facilities New Effluent Disinfection System" dated June 2015, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C., consisting of the installation of a new effluent disinfection system; and (iii) "Dorwin Street Sewer Connector" dated September 2014, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C., consisting of the installation of new sewer mains along the Dorwin Street Corridor, Beckwith Street and Grove Street and the construction of a duplex pump station and separate new sanitary and storm sewers on Depot Street and Beckwith Street; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$4,734,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of bonds of the Village in the principal amount of not to exceed \$4,734,000 to finance said appropriation, and the levy of taxes upon all the taxable real property within the Village to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$4,734,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING that (a) the period of probable usefulness of the object or purpose for which the bonds are authorized is forty (40) years; (b) the proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized; and (c) the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: June 24, 2016

BARBARA FINNIE
Village Clerk

Section 8. The Village Clerk is hereby authorized and directed to cause a summary of this Bond Resolution to be published after this Bond Resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 9. The Bond Resolution adopted by the Board of Trustees of the Village on June 24, 2016, entitled:

“BOND RESOLUTION OF THE VILLAGE OF GOUVERNEUR, NEW YORK, ADOPTED FEBRUARY 18, 2016, AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE VILLAGE WASTEWATER TREATMENT SYSTEM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$4,734,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,734,000 TO FINANCE SAID APPROPRIATION,”

is hereby rescinded, revoked and repealed.

* * *

The adoption of the foregoing resolution was seconded by Trustee Richard Wood and duly put to a vote on roll call, which resulted as follows:

AYES: 4

NOES: 0

The resolution was declared adopted.

Trustee Simons-Washburn made a motion to advertise for a Fair Traffic Guard.

Trustee Lawrence seconded the motion and it was carried.

Trustee Lawrence made a motion to advertise for a School Crossing Guard. Trustee Wood seconded the motion and it was carried.

Trustee Simons-Washburn made a motion to authorize Robert Leader to beautify village property which may include the Community Center for his Eagle Project. Trustee Wood seconded the motion and it was carried.

Trustee Simon-Washburn made a motion to approve the annual Rescue Squad contract. Trustee Lawrence seconded the motion and it was carried.

Trustee Simon-Washburn made a motion to approve the annual Fire Department contract. Trustee Lawrence seconded the motion and it was carried.

Trustee Simons-Washburn made a motion to advertise for this year's paving work. Trustee Lawrence seconded the motion and it was carried.

Trustee Lawrence made a motion to support a grant application for the Blueway Trail. Trustee Simons-Washburn seconded the motion and it was carried.

Trustee Simons-Washburn made a motion to pursue a sub-committee to begin working on a Meter Local Law. Trustee Wood seconded the motion and it was carried.

Trustee Lawrence made a motion to adjourn at 8:33 a.m. and Trustee Wood seconded it and it was carried.

VILLAGE CLERK