

REGULAR BOARD
NOVEMBER 21, 2017

PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

These are the proceedings of the Regular Board meeting of the Board of Trustees of the Village of Gouverneur held Tuesday, evening, on November 21, 2017 at 7:00 p.m. in the Court Room of the Municipal Building.

ROLL CALL: PRESENT:

Mayor Ronald McDougall
Deputy Mayor Charles Newvine
Trustee Nelson Lawrence - excused
Trustee Shelly Simons-Washburn
Trustee Richard Wood

Clerk/Treasurer, Barbara Finnie
Deputy Clerk/Treasurer, Kristina Ayen
Superintendent of Public Works, Terry Simmons
Chief of Police, Laurina Greenhill
Code Enforcement Officer, Michael McQuade-excused
Recreation Director, Casey Canell
Village Attorney, Henry Leader

Trustee Simons-Washburn made a motion to approve the minutes of the October 17, 2017 regular board meeting. Trustee Newvine seconded the motion and it was carried.

Mayor McDougall gave the Board and public an update on what is going on in the Village.

Mayor McDougall gave the Department Heads the opportunity to report to the Board and the public on the monthly activities in their department.

Trustee Newvine made a motion to start the process of updating Local Law #1 of 2002. Trustee Simons-Washburn seconded the motion and it was carried. Trustee Newvine suggested that a committee be formed to work with the board on updating the Local Law.

Trustee Newvine made a motion to hire back Kayla Absalon as School Crossing Guard effective November 16, 2017. Trustee Wood seconded the motion and it was carried.

Mayor McDougall read the following resolution:

BOND RESOLUTION OF THE VILLAGE OF
GOUVERNEUR, NEW YORK, ADOPTED NOVEMBER
21, 2017, AUTHORIZING THE REPLACEMENT OF
EXISTING WATERMAINS, VALVES AND
HYDRANTS IN THE VILLAGE, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS
\$1,480,000, APPROPRIATING SAID AMOUNT FOR
SUCH PURPOSE, AND AUTHORIZING THE
ISSUANCE OF BONDS OF SAID VILLAGE IN THE
PRINCIPAL AMOUNT OF NOT TO EXCEED
\$1,480,000 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 replace existing
watermains, valves and hydrants in the Village, substantially as described in the report
entitled "Water Distribution System Improvements," dated September 2017, prepared for
the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C.

The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,480,000 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 \$1,480,000 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 \$1,480,000 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) 1 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 November 21, 2017, 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 November 21, 2017, authorizing the replacement of existing watermains, valves and hydrants in the Village, stating the estimated maximum cost thereof is \$1,480,000, appropriating said amount for such purpose, and authorizing the issuance of bonds of said Village in the principal amount of not to exceed \$1,480,000 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 replace existing watermains, valves and hydrants in the Village substantially as described in the report entitled “Water Distribution System Improvements,” dated September 2017, prepared for the Village by Bernier, Carr & Associates, Engineers, Architects & Land Surveyors, P.C.; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,480,000; 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 \$1,480,000 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 \$1,480,000 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: November 21, 2017

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.

* * *

Trustee Newvine offered the motion and the adoption of the foregoing resolution was seconded by Simons-Washburn and duly put to a vote on roll call, which resulted as follows:

AYES: 4

NOES: 0

The resolution was declared adopted.

Trustee Newvine made a motion to authorize the Mayor to sign the Town of Gouverneur SEQR consent letter for the West Side Water System Improvement Project. Trustee Simons-Washburn seconded the motion and it was carried.

Trustee Newvine made a motion to authorize the Mayor to sign the Town of Gouverneur SEQR consent letter for the East Side Water System Improvement Project. Trustee Wood seconded the motion and it was carried.

Trustee Newvine made a motion to accept to accept Carvel Lawn Care and Plow LLC quote of .89 per linear foot contingent upon proof of insurance. Trustee Wood seconded the motion and it was carried.

Trustee Simons-Washburn made a motion to approve the Gouverneur Chamber of Commerce request to close off Church Street during the Christmas parade on December 1, 2017. Trustee Newvine seconded the motion and it was carried.

Mayor McDougall read the following resolution:

Village of Gouverneur Worksite Wellness Policy

The Village of Gouverneur values the health of their employees and intends on providing their employees with a healthy and supportive work environment. The Village understands that encouraging healthy changes in the workplace, where a substantial amount of one's life is spent, can reduce health risks and improve the overall quality of life for their employees.

Therefore, the Village of Gouverneur has pledged to promote a work environment where healthy choices are valued and encouraged by:

1. Supporting and encouraging healthy choices
2. Educating employees about the importance of healthy dietary habits
3. Providing suitable food storage and preparation area for employees who bring their meals to work
4. Reducing the availability of sugar-sweetened beverages
5. Providing access to fresh drinking water for employees
6. Making healthy changes to vending machines, where appropriate
7. Implementing catering guidelines, when appropriate, to ensure employees are provided with healthier food and beverage choices

8. Providing more fruits and vegetables at meeting and during training, when appropriate
9. Providing reasonable portion sizes, when appropriate
10. Educating employees about the importance of physical activity and achieving the recommended amount of daily physical activity in accordance with current guidelines issued by the U.S. Department of Health and Human Services
11. Encouraging short physical activity breaks during the work day, and especially during extended meetings and training, in support of helping individuals achieve the recommended amount of physical activity each day
12. Encouraging the use of the stairs, when appropriate, instead of the elevator
13. Encouraging employees to provide input into health and wellness initiatives

Motion made by Trustee Newvine, seconded by Trustee Wood and carried.

Mayor McDougall read the following resolution:

**RESOLUTION
OPPOSING LIMITATIONS ON THE
DEDUCTIBILITY OF STATE AND LOCAL TAXES**

WHEREAS Congress is considering tax reform legislation that would eliminate or severely restrict the federal income tax deduction for State and Local Taxes (SALT);

WHEREAS this deduction, which has been in place for more than 100 years, is heavily utilized by residents of the Village of Gouverneur;

WHEREAS New York residents already send \$41 billion more to the federal treasury than the federal government returns to New York;

WHEREAS the state and local tax deduction is a fundamental principle of federalism and without it our residents would be faced with double taxation as they would be forced to pay federal income taxes on the taxes they must pay to

state and local governments;

WHEREAS this federal cost shift onto local governments would place extreme pressure on the Village of Gouverneur budget, including diminished revenue for essential municipal services, including public safety and public infrastructure; and

WHEREAS increased federal taxation and reduced municipal services will harm local housing markets, decrease home values, erode local tax bases, and accelerate the departure of New York residents to other states.

NOW THEREFORE BE IT RESOLVED THAT the Village of Gouverneur expresses its strong opposition to any federal tax reform legislation that would eliminate or limit access to the State and Local Tax Deduction and urges each member of New York's congressional delegation to vehemently oppose any such bill, and directs that a copy of this resolution be sent to Member of Congress Elise Stefanik and the New York State Conference of Mayors.

Motion made by Trustee Wood, seconded by Trustee Simons-Washburn and carried.

Trustee Newvine made a motion to authorize Henry Leader, Village Attorney to explore the possibility of hiring a firm to represent the Village on the Cable Franchise agreement with Charter. Trustee Wood seconded the motion and it was carried.

Trustee Wood made a motion authorize payment of the November audited bills in the amount of: General Fund – \$313,036.46, Electric Fund - \$15,123.60, Water Fund - \$92,873.16, Sewer Fund - \$116,998.74, Capital Projects - \$645,959.31, and Trust Fund – 4,080.00. Trustee Simons-Washburn seconded the motion and it was carried.

Mayor McDougall read the following Announcements:

Effective November 15, 2017 thru April 15, 2018 there will be a parking ban on all village streets between the hours of 2:00 a.m. and 6:00 a.m.

The Village Office and Department of Public Works will be closed on Thursday, November 23, 2017 and Friday, November 24, 2017 in observance of Thanksgiving.

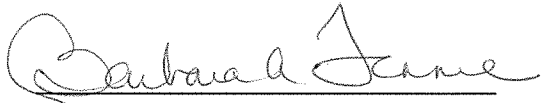
Chamber Christmas Parade-December 1, 2017 at 6:00 p.m.

The Annual Board Meeting will be held on December 4, 2017 at 7:00 p.m.

The next scheduled Regular Village Board Meeting will be held on December 19, 2017 at 7:00 p.m.

The Village Office and Department of Public Works will be closed on Monday, December 25, 2017 and Tuesday, December 26, 2017 in observance of Christmas.

Trustee Newvine made a motion to adjourn the regular board meeting at 8:15 p.m. Trustee Wood seconded the motion and it was carried.


VILLAGE CLERK