

*The Town of Orleans Board Meeting
July 10, 2014*

The Town of Orleans Board held a regular scheduled meeting on July 10, 2014 at the Municipal Building in LaFargeville, at 7:00PM.

Members Present: *Kevin Rarick, Peter Wilson, Gwen Kirkby, Mary Ford-Waterman, and Thomas Johnston.*

Others Present: *Tammy Donnelly, Jim Burrows, Steve Dulmage, Brian Kirkby, Brad Millett, Dennis Weller, Matt Morgia, Ty Davis, Nicholas and Judith Barbrie, Manny Jerome, Pamela McDowell, and Dave & Debby Schryver.*

Supervisor Rarick called meeting to order at 7:03PM

1. Approval of minutes- A motion was made by Peter Wilson and seconded by Gwen Kirkby to accept the June 2014 minutes as read.

*Kevin Rarick, Aye
Thomas Johnston, Aye
Mary Ford-Waterman, Aye
Peter Wilson, Aye
Gwen Kirkby, Aye All in favor motion carried.*

2. Cathy Satterley Financial report- Cathy reviewed financial report with board.

3. Mr. Weller of Blind Bay Subdivision - Matt Morgia of Aubertine and Currier, engineers for Mr. Weller, approached the town board. They would like to develop a roadway in Fishers Landing to access 4 lots in the town of Clayton, they would like the town to take over road and maintain it. They will go in front of town planning board again on Tuesday. Matt Morgia stated that the sub division was provided by Clayton but they could not sell lots until Town of Orleans gave approval. Discussion was held.

4. Bonnie Smalls update - Project almost complete. Still need steps.

5. Update from Brian Kirkby on highway issues - Brian stated brush pickup is done, they had 304 ton. They spent 1 week on Bonnie Small's project. Will be doing Buttermilk Flats road next month, they hope to do ½ to ¾ of a mile this year, only putting down binder this year. Brian stated they took care of 2 washed out pipes, one on Black Creek Road and the other on Dutch Gap Road.

6. Update from Shookie – Shookie stated he attended Fineview association meeting on Sunday. Shookie would like to know if he should get 3 quotes to remove Cloot's trailers. Discussion was held. Board would like Shookie to get 3 quotes. Shookie would like town board to attend planning board meeting next Tuesday. Supervisor Rarick wants Shookie to make sure that the Cloots' trailers do not get moved to our town or any other. Town board wants them destroyed.

7. Update from Steve Dulmage on DPW business – Flushed hydrants. All hydrants are working. New pumps in Fishers Landing pumps 2 and 7. Supervisor Rarick would like maintenance, fuel, and mileage logs for all DPW vehicles.

8. *St. Lawrence Engineering update- Rob updated board on all projects. Rob also suggested we look into increasing water and sewer rates for all districts.*

Discussion was held on LAS upgrade project. Jim Burrows suggested that the board adopt an amended bond agreement for 2.1 million for overall LASewer upgrade project. Following is the amended bond resolution.

Resolution #20

AMENDED BOND RESOLUTION

At a regular meeting of the Town Board of the Town of Orleans, Jefferson County, New York, held at the Town Offices, in said Town on the 10th day of July 2014 at 7:00 p.m., prevailing time.

The meeting was called to order by Supervisor Rarick and upon roll being called, the following were:

PRESENT:

<u>Kevin Rarick</u>	<u>Supervisor</u>
<u>Peter Wilson</u>	<u>Board member</u>
<u>Gwen Kirkby</u>	<u>Board member</u>
<u>Mary Ford Waterman</u>	<u>Board Member</u>
<u>Thomas Johnston</u>	<u>Board Member</u>

ABSENT:

The following resolution was offered by Peter Wilson, who moved its adoption, seconded by Mary Ford Waterman; to wit:

AMENDED BOND RESOLUTION DATED JULY 10, 2014

A RESOLUTION AUTHORIZING THE ISSUANCE OF SERIAL BONDS FOR THE LAFARGEVILLE SEWER DISTRICT, IN AN AMOUNT NOT TO EXCEED \$2,100,000.00 THE PROCEEDS OF WHICH ARE TO BE USED FOR IMPROVEMENTS TO THE SEWAGE COLLECTION AND TREATMENT SYSTEM IMPROVEMENTS, INCLUDING, BUT NOT LIMITED TO UPGRADES TO THE PUMPING STATIONS, NEW FORCE MAINS, REPLACEMENT OF MALFUNCTIONING VACUUM PITS AND A NEW BUFFER TANK AT THE LAFARGEVILLE CENTRAL SCHOOL AS WELL AS PLANT EQUIPMENT UPGRADES TO INCREASE CAPACITY AND EFFICIENCY AS WELL AS COLLECTION SYSTEM UPGRADES TO REDUCE INFILTRATION AND INFLOW.

BE IT RESOLVED, by the Town Board of the Town of Orleans,

Jefferson County, New York, as follows:

Section 1. The Town of Orleans LaFargeville Sewer District in the interest of the citizens of the Town of Orleans finds that it is necessary for the improvements to the Sewage Collection and Treatment System improvements, including, but not limited to upgrades to the pumping stations, new force mains, replacement of malfunctioning vacuum pits, and a new buffer tank at the LaFargeville Central School as well as plant equipment upgrades to increase capacity and efficiency as well as Collection System upgrades to reduce infiltration and inflow. The aforementioned improvements as determined by Fourth Coast, the engineers hired by the Town for such purposes, is \$2,100,000.00. This is an increase of \$100,000.00 over a bond resolution previously adopted January 9, 2014

Section 2. It is hereby determined that the period of probable usefulness of the aforesaid construction is forty (40) years, pursuant to subdivision 4 of paragraph a of section 11.00 of the Local Finance Law. It is further determined that no down payment is required pursuant to Section 107(d)(3)(a) of the Local Finance Law.

Section 3. The plan for the financing of such estimated cost is by a low interest loan by the United States Department of Agriculture and/or by the issuance of serial bonds not exceeding \$2,100,000.00 of said Town hereby authorized to be issued therefore, pursuant to the Local Finance Law in a period in excess

otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Town Supervisor shall determine.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. Upon this resolution taking effect, a summary of the same be published in The Vermont Free Press, the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is not subject to permissive referendum, pursuant to Section 36.00(a)(4) of the Local Finance Law.

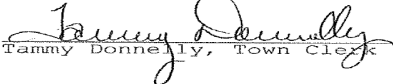
Section 9. This resolution shall constitute a statement of official intent for the purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Kevin Parick</u>	Voting <u>yes</u>
<u>Peter Wilson</u>	Voting <u>yes</u>
<u>Gwen Kirkby</u>	Voting <u>yes</u>
<u>Mary Ford-Waterman</u>	Voting <u>yes</u>
<u>Thomas Schasten</u>	Voting <u>yes</u>

The resolution was thereupon declared duly adopted.

The above resolution is a true, complete and accurate copy of a resolution made and seconded at a regular meeting of the Town Board of the Town of Orleans held July 10, 2014.


Tammy Donnelly, Town Clerk

STATE OF NEW YORK) CERTIFICATION
) ss:
COUNTY OF JEFFERSON)

I, Tammy Donnelly, the undersigned Clerk of the Town of Orleans, Jefferson County, New York, DO HEREBY CERTIFY:

That I have compared the foregoing extract of the minutes of a meeting of the Town Board of said Town, including the resolution contained therein, held on the 10th day of July 2014, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 10th day of July 2014.


Tammy Donnelly, Town Clerk

ESTOPPEL NOTICE
TOWN OF ORLEANS

On July 10, 2014, the Town Board of the Town of Orleans passed a Bond Resolution authorizing the issuance of Serial Bonds not exceeding \$2,100,000.00 to be used for the the improvements to the Sewage Collection and Treatment System improvements, including, but not limited to upgrades to the pumping stations, new force mains, replacement of malfunctioning vacuum pits, and a new buffer tank at the LaFargeville Central School as well as plant equipment upgrades to increase capacity and efficiency as well as Collection System upgrades to reduce infiltration and inflow. This is a \$100,000.00 increase of a bond resolution previously adopted on January 9, 2014. The period of probable usefulness for such estimated cost pursuant to Local Finance Law Section 11.00(a)(4) is forty (40) years. A full text of the resolution is available for inspection at the Town of Orleans Sunrise Avenue, LaFargeville, New York, during normal business hours.

The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Orleans is not authorized to expend money or if the provisions of law, which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty days of the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: July 10, 2014


Tammy Donnelly, Town Clerk

Rte 12 Water Project- Rob stated the engineer report is almost complete. The town should prepare a formal request for a water rate from Alexandria Bay. We also need to meet with school on easement for force main, and we need to setup meeting with Kevin Keiff of the state parks.

Rob Campany apologized for not billing the town sooner for the LASewer project. Town board will do a work session with Rob to review details of the bill submitted for LASewer project.

9. *Public Comment- No comments*

10. *Town Clerk Report reviewed by board.*

11. *Other-*

12. *Bills were audited in the amount of \$ 86,641.88*

13. *Executive Session- A motion was made by Thomas Johnston and seconded by Peter Wilson to go into executive session for pending litigation.*

*Kevin Rarick, Aye
Thomas Johnston, Aye
Mary Ford-Waterman, Aye
Peter Wilson, Aye*

Gwen Kirkby, Aye All in favor motion carried.

Entered Executive session at 9:05pm

Exited Executive session at 10:00pm

A motion was made by Gwen Kirkby and seconded by Peter Wilson to adjourn meeting to Thursday July 17, 2014 at 6:30pm.

Kevin Rarick, Aye

Thomas Johnston, Aye

Mary Ford-Waterman, Aye

Peter Wilson, Aye

Gwen Kirkby, Aye All in favor motion carried.

Meeting adjourned at 10:05pm

Respectfully submitted

Tammy Donnelly