

**Village of Suffern
Special Meeting of the Village Board of Trustees Minutes
Tuesday, July 10, 2018 - 7:00 p.m.**

A Special Village Board Meeting was held on July 10, 2018.

Present: **Edward Markunas, Mayor**
 Gina Bertolino, Trustee
 Frank Hagen, Trustee
 Moira Hertzman, Trustee
 Dan Kraushaar, Village Attorney
 Virginia Menschner, Village Clerk
 Amy Paffenroth, Deputy Village Clerk
 Joseph Russo, Trustee

CALL TO ORDER:

Mayor Markunas called the meeting to order at 7:00 p.m., leading the Pledge of Allegiance and a moment of silence in honor of our service men and women.

RESOLUTION NO. 187 OF 2018 - RESOLUTION AUTHORIZING CAPITAL PROJECT 2019-003 FOR THE 2019 DPW MULTI-PURPOSE TRUCK

The Village is in receipt of a fully executed grant agreement from the Dormitory Authority of the State of New York (“DASNY”) that provides \$250,000 of State and Municipal Facilities Program (“SAM”) grant funds for the purchase of a heavy-duty vehicle for the Department of Public Works. The capital project number 2019-003 entitled 2019 DPW Multi-Purpose Truck was established in the amount of \$250,000 to be funded with \$250,000 of State and Municipal Facilities Program grant funds through the Dormitory Authority of the State of New York. A motion to approve the foregoing resolution was made by Trustee Joseph Russo, seconded by Trustee Gina Bertolino and approved unanimously by the Board.

Overview of the Construction Improvements to the Village’s Sanity Sewer System

The Village of Suffern Sewer Department has commissioned a project to address concerns regarding the existing Sanitary Sewer System’s current efficiency and capacity. The objectives of this project are to update the Village’s current wastewater collection mapping, calculate the capacity of the existing gravity sewer system and pump stations, and identify and fix areas of the wastewater collection system that might be susceptible to excessive inflow and infiltration. The current system has experienced issues with rainfall derived excessive inflow and infiltration, as well as sanitary sewer overflows at manholes upstream of the South Street Pump Station. Additional flows penetrating the sewer system end up as treated wastewater costing the sewer department time and resources while adding unnecessary flow to the allowable discharge permit. These wasted resources become more necessary as the Village experiences growth and expansion. The Village of Suffern is expecting growth in the area including two proposed apartment complexes and one proposed townhouse complex, which will add approximately 520 new residents to the Village over the next three years. This population growth will increase the load on the Sanitary Sewer System, making efficiency even more important.

RESOLUTION 188 OF 2018 - BOND RESOLUTION OF THE VILLAGE OF SUFFERN, NEW YORK, ADOPTED JULY 10, 2018, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO THE VILLAGE'S SANITARY SEWER SYSTEM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,500,000 APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,500,000 TO FINANCE SAID APPROPRIATION

The Board of Trustees (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) passed the following Bond Resolution:

Section 1. The Village of Suffern, in the County of Rockland, New York (herein called the "Village"), is hereby authorized to construct improvements to the Village's sanitary sewer system, as described in the engineering reports dated June 2018 prepared for the Village by H2M Architects + Engineers and KC Engineering and Land Surveying, P.C. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,500,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$1,500,000 to finance said appropriation and the levy and collection of assessments upon the several lots and parcels which the Board of Trustees shall determine and specify to be especially benefited thereby in just proportion to the amount of benefit which said improvements shall confer upon the same, 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 \$1,500,000 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 the "*Journal News*," 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:

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.

A motion to adopt the foregoing resolution was made by Trustee Frank Hagen, was seconded by Moira Hertzman, and duly put to a vote on roll call, which resulted as follows:

NAME	YES	NO	NOT VOTING	ABSENT
Trustee Bertolino	X			
Trustee Hagen	X			
Trustee Hertzman	X			
Mayor Markunas	X			
Trustee Russo	X			

Mayor Markunas declared the resolution adopted and directed the Clerk to file the same.

ADJOURNMENT:

A motion to close the meeting was made by Trustee Russo, seconded by Trustee Hagen, and approved unanimously by the Board. The meeting was adjourned at 6:50 p.m.