

Village of Cleveland Budget Adoption 6:00PM April 25, 2017

PRESENT: Mayor Lauren Tackman, Trustees Christine Schreiber, Randy Blowers, John Scatena, Robin Wilson

OPEN MEETING: At 6:00 PM Mayor Tackman opened the meeting with the Pledge of Allegiance.

Mayor Tackman and the Clerk discussed the few changes to the budget from the last meeting. The tax levy was reduced from the \$143,806 to \$143,795 an \$11.00 reduction due to the tax cap filing requirement. There was also \$14,000 added in each of the three funds for the purchase of a backhoe and \$10,000 in each fund for the down payment of a new snowplow. This money will come from Fund Balance. The Mayor discussed the need to place funds into reserves for future building maintenance and creating equipment reserves and a sewer reserve. We want to be proactive, and not reactive when it comes to finances for the Village. There was discussion about raising the water rate \$10/qtr. and sewer rate \$2/qtr. in anticipation of the water project so there won't be such a large increase and it would be incremental. There has not been an increase in at least 10 years. No decision was made on when the increase would take effect. The board agreed to purchase of the Water Point Network Asset Management program. This requires the purchase of an iPad and iPhone to utilize the software. Mayor Tackman made a motion to approve the 2017/2018 budget, second by Trustee Schreiber, all in favor.

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Work Meeting 6:30PM

PRESENT: Mayor Lauren Tackman, Trustees Christine Schreiber, Randy Blowers, John Scatena, Zack Avery, Robin Wilson

DPW HOURS: Zack believes 4/10's are more efficient for the department and whoever works the weekend will work 8 hours on Thursday in order for there not to be overtime on Friday in order to check the plant. Discussion followed by board members regarding what they felt were the best times to start and why. Regardless of the schedule, the WWTP and the water need to be checked daily and it takes 2 hours every day for this. All the towns around the Village are on a 4/10 schedule. The decision for hours was left to the Mayor, who stated the DPW could begin 4/10's starting on next pay period, 5/4. All were in favor. Zack would like to get the seasonal employee started to begin mowing as there are plenty of projects to work on. He stated sweeping with begin when the weather gets better and he can get the sweeper from the town.

SEASONAL HELP: The hours would be 24-30 hours per week with a start time of 8:00am. They will not be tasked with checking the plant as had been previously done, as this should only be done by licensed operators. The seasonal help will be mowing the cemetery rather than be contracted out, but keep within our allotted seasonal budget of \$16,000. Mayor Tackman likes the idea of 2 seasonal employees to mow, cut trees, plantings, etc. The Mayor made a motion to

hire 2 seasonal employees, second by Trustee Blowers, all in favor.

SIDEWALKS: The Mayor would like to start replacing sidewalks in the Village. Since Main street has been done, she would like to see other streets in the Village done. Zack reported we have all the equipment to do them, and he will see if we can get the Town to help us. We have 300' of forms and we could work from Rt. 49 up and make them 5' wide like the new ones along Rt. 49. Would like to start from Sand St. to the Park on North St. and maybe the south side of Rt. 49 from Vellas to the Gazebo also.

PLAYGROUND EQUIPMENT: The Village was notified by the CSSD that we could have the playground equipment. We have notified our insurance company and they will come and inspect. We will be asking for help from the community when it comes time to move it.

UNIQUE WATER CUSTOMERS UPDATE: The Village received a letter from outside customer Cynthia Husted regarding her property and what was being charged. As she is listed on Oneida County Real Property as 2 units, the board feels her buildings meet the requirements for 2 units and usage is not a factor in this, and in order to remain fair to other customers, she will be charged 2 units of water.

BOND RESOLUTION:

Mayor Lauren Tackman presented the following resolution and moved that it be adopted:

**BOND RESOLUTION DATED APRIL 25, 2017
AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF
THE VILLAGE OF CLEVELAND, OSWEGO COUNTY,
NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT
NOT TO EXCEED \$3,648,000 TO FINANCE THE
REPLACEMENT OF THE EXISTING WATER STORAGE
TANK, INSTALLATION OF METERS FOR ALL
INDIVIDUAL WATER SERVICES, REPLACEMENT OF
THE WATER DISTRIBUTION MAINS, CONSTRUCTION
OF AN INTERCONNECT WITH THE ONONDAGA
COUNTY WATER AUTHORITY, VIA THE TOWN OF
CONSTANTIA, THE EXPENDITURE OF SUCH SUM FOR
SUCH PURPOSE, AND DETERMINING OTHER MATTERS
IN CONNECTION THEREWITH.**

WHEREAS, pursuant to a resolution duly adopted by the Board of Trustees of the Village of Cleveland, Oswego County, New York (the "Village") on April 12, 2016, the Village Board of Trustees determined that the Purpose (as herein defined) is a "Type I Action" under the New York State Environmental Quality Review Act and the regulations adopted pursuant thereto by the

Department of Environmental Conservation of the State of New York and further determined that the Purpose will not have a significant adverse effect on the environment and issued a negative declaration with respect to the Purpose; and

WHEREAS, the Board of Trustees of the Village adopted a bond resolution on December 12, 2016 (the “Original Bond Resolution”) approving the issuance of obligations to finance the cost of the Purpose, which bond resolution was subject to permissive referendum; and

WHEREAS, the notice of permissive referendum related to the Original Bond Resolution was not published in accordance with the Village Law; and

WHEREAS, the Village Board desires to rescind the Original Bond Resolution;

NOW THEREFORE BE IT RESOLVED, by the Village Board of Trustees of the Village (by the favorable vote of not less than two-thirds of all of the members of the Board) as follows:

Section 1. The Original Bond Resolution is hereby rescinded.

Section 2. The Village is hereby authorized to issue its serial general obligation bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$3,648,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes (herein referred to as “Purpose”) to be financed pursuant to this resolution is the replacement of the existing water storage tank, installation of meters for all individual water services, replacement of the water distribution main from the well field site to the Village, construction of an interconnect with the Onondaga County Water Authority (“OCWA”) via the Town of Constantia, replacement of the water main along Center Street and the acquisition of equipment, machinery or apparatus.

Section 4. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Village Board of Trustees, is \$3,648,000, and (b) the Village plans to finance the cost of the Purpose entirely from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 5. It is hereby determined that the Purpose is one of the class of objects or purposes described in Paragraph 1 of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is forty (40) years. The cost of the Purpose is chargeable primarily to benefited real property. The proposed maturity of the Bonds authorized herein will be in excess of five (5) years.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of bond anticipation notes issued in anticipation of the sale of the Bonds (including renewals thereof) is hereby delegated to the Treasurer of the Village, the chief fiscal officer.

Section 7. The power to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the use of substantially level debt service and consolidation with other issues, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Treasurer of the Village. The Treasurer of the Village is hereby authorized to sign and the Village Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and to affix to such Bonds and bond anticipation notes the corporate seal of the Village.

Section 8. The faith and credit of the Village of Cleveland, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond

anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year, to the extent the necessary funds are not provided from other sources. There shall at least annually be levied water rents on properties serviced by the water system sufficient to pay the principal of and interest on such Bonds and bond anticipation notes as the same become due and payable.

Section 9. The Treasurer of the Village is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the Bonds authorized by this Resolution, and any bond anticipation notes issued in anticipation thereof, as excluded from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the Bonds authorized by this resolution, and any bond anticipation notes issued in anticipation thereof, as “qualified tax-exempt obligations” in accordance with Section 265(b)(3) of the Code.

Section 10. Pending the sale of Bonds herein authorized, the temporary use of funds from the Village’s general fund, pursuant to the provisions of Section 165.10 of the New York Local Finance Law, is hereby authorized. The Village reasonably expects to reimburse itself from the proceeds of Bonds or bond anticipation notes herein authorized for expenditures made for the purpose to be financed by this Resolution prior to the issuance of such Bonds or bond anticipation notes, and this Resolution shall constitute the declaration of the Village’s “official intent” to reimburse expenditures authorized by Section 1 with proceeds of the Bonds and notes, as required by United States Treasury Regulation Section 1.150-2.

Section 12. This Resolution shall be published in full by the Village Clerk together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, in the Queens Central News, a newspaper having a general circulation in said Village and hereby designated as the official newspaper of said Village for publication. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or 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 if said obligations are authorized in violation of the provisions of the Constitution.

Section 13. In connection with the financing of the Purpose, the Village is hereby authorized to participate in the Drinking Water State Revolving Fund program (the “DWSRF Program”) administered by the New York State Environmental Facilities Corporation. The Treasurer of the Village is hereby authorized to execute and deliver such documents as may be necessary to effect the participation of the Village in such DWSRF Program.

Section 14. The firm Barclay Damon, LLP is hereby appointed to serve as Bond Counsel to the Village in connection with the bonds and notes herein authorized.

Section 15. This Resolution is effectively immediately.

The Motion having been duly seconded by Christine Schreiber, it was adopted and the following votes were cast:

Laureen Tackman, AYE
Christine Schreiber AYE

Randy Blowers AYE
John Scatena AYE

The foregoing resolution was thereupon declared duly adopted.

SOLAR PERMIT

Motion by Mayor Tackman, and second by Trustee Randy Blowers.

RESOLVED: WHEREAS, the Village of Cleveland has recognized the importance of renewable sources of energy for the benefit of all its citizens and for various applications in the community; and

WHEREAS, in 2013, the NY-Sun Initiative, a public-private partnership fostered by the State of New York, in an effort to drive the growth of the use of affordable solar power and solar technology for State residents has been established; and

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) is offering financial incentives and assistance to municipalities who demonstrate a willingness to adopt a user friendly and streamlined process for the installation of solar energy equipment to particular parcels in those municipalities; and

WHEREAS, participation in the NYSERDA program requires the adoption of the New York State Unified Solar Permit Process; and

WHEREAS, the Village of Cleveland Code Enforcement Officer has advised the Village Board that the proposed New York State Solar Permit Process is consistent and compatible with the Village Zoning Code and other permitting practices; and

WHEREAS, The Village of Cleveland desires to participate in the support of the use of solar energy as a renewable energy source in the Village, and

WHEREAS, the adoption of a standardized residential/small business solar permit process for the Village is a Type II action under State Environmental Quality Review (SEQR),

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Cleveland hereby adopts the New York State Unified Solar Permit Process from NY-Sun Solar Powering New York, as more fully set forth Schedule "A" (on file in the Village Clerk's Office); and it is further

RESOLVED, that the Village of Cleveland establishes a non-refundable permit fee for such permits in the amount of One Hundred (\$100.00) per permit.

This resolution was adopted and the following votes were cast:

Mayor Lauren Tackman AYE
Christine Schreiber, Trustee AYE
Randy Blowers, Trustee AYE
John Scatena, Trustee AYE

The forgoing resolution was thereupon declared duly adopted.

TRUCK AND BACKHOE: Trustee Scatena asked why we are replacing the backhoe. Zack stated this was to have been on a 5 year replacement program, and this was purchased in 2011. He has found a new 2017 New Holland that is the newer version of what we have. It is a tractor, loader and backhoe in one. It's on state bid which allows us to get the best price. It's \$76,290 with a \$38,000 trade in of our backhoe with a final cost to the Village of \$38,290. He looked at a JCB that had 4 of the same size tires but its \$109,000. The 5 year plan allows us to keep the hours low and not have to replace tires, hoses, etc. and after being in the barn with the salt, they need to be repainted. He stated he has had some electrical issues with the current backhoe but the New Holland is the only one on state bid.

Mayor Tackman asked Zack how soon can we get the backhoe and we can get immediately. Mayor Tackman made a motion to purchase the New Holland B95C Backhoe for \$38,290 after trade in, second by Trustee Scatena, all in favor. Zack stated the current plow truck is a 1993 Chevy Kodiak that has been in service many years. In 2013 a new sander was purchased for it and it has had extensive frame work done. It has been taken apart and re-welded. He believes we have less than 5 years of use with it and it will require at least \$5,000 worth of work this year. He does not want to trade it in, but to take the wing off and use it to plow the parking lots in the Village. He would like to keep it as a secondary road plow and keep as a dump/hauling truck. He would like to get rid of our current 2011 International. He believes it would go for \$10,000 - \$15,000 on auctions international. Zack has specked out a new truck, 2018 Western Star 4700SB for \$92,942 with a cummins engine. The County uses this type of truck. The plow equipment from Henderson it is an additional \$86,988. This has a 10' wing instead of the 12' we have now. The sander is intergrated into the dump box and it has a munibody that makes changing from plowing to hauling gravel easier. We would put down \$30,000. Mayor Tackman made a motion to purchase a 2018 Western Star 4700SB with manual transmission with plow and 5 year warranty package and extended engine coverage and extended after treatment coverage, second by Trustee Schreiber, all in favor.

\$92,942 truck

\$86,988 plow

\$ 2,550 extended coverage

\$182,480 total

\$ 30,000 down payment

\$152,480 to be financed

ADJOURN: Mayor Tackman made a motion to adjourn at 8:18pm, second by Trustee Scatena, all in favor.