

ATTORNEY COMMENTS

Attorney Allan stated Deputy Mayor Eckert has informed Mayor Butler that it is unlawful to have a seasonal stop sign. The Village code book includes a law for a stop sign on Maple Drive at Rolling Hills Road from May 1 to October 31. Also, the Village code book states there is a stop sign on Maple Drive West bound at Genesee Street. Attorney Allan stated he feels it should be East bound. Attorney Allan would like to delete one law and change the working on the other and he feels a Public Hearing should be held.

Upon motion of Trustee Walsh, seconded by Trustee Stapleton and unanimously approved the Board set a date for a Public Hearing at 7:00 p.m. on May 6, 2013.

Attorney Allan opened the discussion of Local Law #1 – 2010 stating the prior board held a Public Hearing for Local Law #1 – 2010 on August 12, 2010. The law was adopted at the November 9, 2010. There was correspondence around January 13, 2011 regarding getting the law filed with the Secretary of State. The law was filed as Local Law #1 – 2011 and the Clerk certified it was adopted January 16, 2011. The Secretary of State was satisfied with the filing of this law.

Attorney Allan stated that there is another issue with the local law for Chapter 39 – Property Maintenance. The prior board rescinded Chapter 39 which was replaced with Local Law #4 – 2009. This new law is about 10 pages long and much more inclusive. Your Code Enforcement Officer has been working with Local Law #4 – 2009. A Public Hearing was held but the prior Board never passed this law. He requested the Board look at the law.

Attorney Allan presented the bonding documents from Richard Cooke, Esq. of Hancock & Estabrook for a 5 Year Statutory Installment Bond for \$105,000 for 30 Scott Air packs and 30 bottles. He stated the principal is equal each year and the interest is declining.

2013 STATUTORY INSTALLMENT BOND RESOLUTION

At a regular meeting of the Board of Trustees of the Village of Camillus, County of Onondaga, State of New York, which meeting was held at the Village Hall, Camillus, New York, within said Village, on April 1, 2013, at 7:00 p.m., Local Time.

The meeting was called to order by Deputy Mayor Eckert and upon roll being called, the following were:

PRESENT:

Patricia Butler, Mayor

ABSENT:

Absent

James Palumbo	<u>Absent</u>
Ann Eckert	<u>Present</u>
Timothy Stapleton	<u>Present</u>
Helen Kiggins Walsh	<u>Present</u>

The following resolution was offered by Trustee Stapleton, who moved its adoption, and seconded by Trustee Walsh, to wit:

STATUTORY INSTALLMENT BOND RESOLUTION

of the

Village of Camillus

DATED: April 1, 2013

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF A STATUTORY INSTALLMENT BOND IN A PRINCIPAL AMOUNT NOT TO EXCEED \$105,000.00 OF THE VILLAGE OF CAMILLUS, COUNTY OF ONONDAGA AND STATE OF NEW YORK PURSUANT TO THE LOCAL FINANCE LAW OF THE STATE OF NEW YORK FOR THE PURPOSE OF FINANCING THE PURCHASE OF 30 SCOTT AIR PACS WITH MASKS AND CYLINDERS.

WHEREAS, the Board of Trustees of the Village of Camillus has determined that the purchase of 30 Scott Air Pacs with masks and cylinders is necessary for the use of said Camillus Fire Department for a total estimated maximum cost of ONE HUNDRED TWENTY-FIVE THOUSAND ONE HUNDRED AND 00/100 DOLLARS (\$125,100.00), and to finance such purchases by the payment of \$20,100.00 cash from the Village general fund and the balance through the issuance of a statutory installment bond in a principal amount not to exceed ONE HUNDRED THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$105,000.00);

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE Village of Camillus, County of Onondaga, State of New York, as follows:

1. There is hereby authorized to be issued a Statutory Installment Bond of the Village of Camillus, County of Onondaga, State of New York, pursuant to the Local Finance Law of the State of New York, said Bond to be in an amount not exceeding the principal amount of \$105,000.00, for the specific object or purpose of funding the Village's purchase of 30 Scott Air Pacs with masks and cylinders.

2. It is hereby determined that the aforesaid class of objects or purposes constitutes a Type II Action as defined by the SEQR regulations of the State of New York which will not have a significant impact upon the environment.

3. The total maximum estimated cost of the aforesaid objects or purposes is \$125,100.00.

4. The plan for financing such object or purpose consists of the payment of \$20,100.00 cash from the Village general fund and the issuance of a single statutory installment bond of the Village of Camillus in the principal sum of ONE HUNDRED FIVE THOUSAND AND 00/100 DOLLARS (\$105,000.00). Subject to the relevant provisions of the Local Finance Law, the power to authorize the issuance and to sell said statutory installment bond is hereby delegated to the Clerk/Treasurer, the Village's chief fiscal officer. The statutory installment bond authorized herein shall be of such terms, form and content, and shall be sold in such manner as may be prescribed by said Clerk/Treasurer of the Village, consistent with the relevant provisions of the Local Finance Law, and shall be in a principal amount not to exceed \$105,000.00. The statutory installment bond authorized herein shall be in such form as specified in Section 62.10 of the Local Finance Law, shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such

recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Clerk/Treasurer shall determine.

5. The statutory installment bond authorized hereunder is to be payable from amounts which shall annually be levied upon all of the taxable real property within the Village, and the full faith and credit of the Village of Camillus, County of Onondaga, State of New York, are hereby pledged for the payment of said bond. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said statutory installment bond becoming due and payable in each year.

6. The validity of the bonds authorized hereunder may be contested only if:

a) such obligations are authorized for an object or purpose for which the Village of Camillus is not authorized to spend money; or

b) the provisions of the law which should be complied with as of 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

c) such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Sections 1.150-2(d) and (e). 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.

8. It is hereby determined that the aforesaid specific object or purpose falls within Section 11.00(a)(27) of the Local Finance Law of the State of New York and that the period of probable usefulness of such object or purpose is twenty years.

9. There are no bond anticipation notes currently outstanding which have been previously issued in anticipation of the statutory installment bond authorized hereunder.

10. Pursuant to the provisions of paragraph b of Section 63.00 of the Local Finance Law, as amended, said statutory installment bond shall be sold at private sale at par and accrued interest, if any, it being hereby determined that the total amount of bonds sold by said Village at private sale in accordance with the provisions of said paragraph b of Section 63.00 of the Local Finance Law for its current fiscal year, including the statutory installment bond herein authorized, is not in excess of \$105,000.00.

11. A. The bond shall be in fully registered form and shall be payable in accordance with the provisions of the bond to the registered owner thereof as shown on the records maintained by the Village for the registration and transfer of the Bond.

B. So long as the bond shall remain unpaid, the Village shall maintain and keep books for the transfer and registration of the bond; and upon presentation thereof for such purpose at such office, the Village shall register or cause to be registered therein, and permit to be transferred thereon, the bond entitled to registration or transfer. So long as the bond shall remain unpaid, the Village shall make all necessary provisions to permit the exchange of the bond at its office.

C. The bond shall be transferable only upon the books of the Village by the registered owner thereof in person or by his attorney with a written instrument of transfer duly executed by the registered owner or his attorney duly authorized in writing. Upon the transfer of

the bond, the Village shall issue in the name of the transferor a new bond of the same aggregate principal amount and maturity and rate of interest as the surrendered bond.

D. The Village may deem and treat the person in whose name the outstanding bond shall be registered upon the books of the Village as the absolute owner of such bond, whether such bond shall be overdue or not, for all purposes, and the Village shall not be affected by any notice to the contrary. The term "bond" shall include a bond issued by the Village in exchange for or upon transfer of the bond under this Section.

12. A summary of this resolution shall be published in the official newspaper or newspapers of the Village, together with a notice from the Village Clerk, substantially in the form provided in Section 81.00 of the Local Finance Law.

13. The statutory installment bonds authorized hereunder are not renewal statutory installment bonds and are not issued in anticipation of the sale of serial bonds for an assessable improvement.

14. The firm of Hancock Estabrook, LLP is hereby retained as Bond Counsel in connection with all obligations to be issued hereunder.

15. This resolution shall take effect immediately.

The foregoing resolution having been duly put to a vote on roll call, the following results were recorded:

Patricia Butler, Mayor	voting <u> Absent </u>
James Palumbo	voting <u> Absent </u>
Ann Eckert	voting <u> Yes </u>
Timothy Stapleton	voting <u> Yes </u>
Helen Kiggins Walsh	voting <u> Yes </u>

The resolution was duly adopted.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a certain resolution, the summary of which is published herewith, has been adopted by the Board of Trustees of the Village of Camillus, County of Onondaga, State of New York on April 1, 2013, and the validity of the obligations authorized by such resolution may be hereafter contested only (i) if such obligations were authorized for an object or purpose for which said Board of Trustees is not authorized to expend money, or (ii) 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 (20) days after the date of publication of this notice, or (iii) if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Said resolution authorizes the issuance and sale of a statutory installment bond and a bond anticipation note or notes in anticipation of the issuance and sale of said statutory installment bond, in an amount not to exceed \$105,000.00. The proceeds from the sale of the obligations authorized in said resolution shall be used for the specific purpose of financing the purchase of 30 Scott Air Pacs with masks and cylinders. The period of probable usefulness for said purpose is twenty years. A copy of the resolution summarized herein is available for public inspection during normal business hours at the Office of the Clerk, located in the Village of Camillus, 37 Main Street, Camillus, New York.

Sharon Norcross, Clerk
Village of Camillus

Dated: April 1, 2013
Camillus, New York

Deputy Mayor Eckert stated that Mayor Butler had requested than Attorney Allan contact Mr. Thomas Blair, owner of Camillus Mills in an attempt to encourage the insurance companies to get moving. Even though the Code Enforcer has prepared a letter she felt a letter coming from the Village Attorney would have more clout.

NEW BUSINESS

Deputy Mayor Eckert read a notice prepared by the Village to the residents explaining the procedure regarding E-Waste. Mayor Butler has made arrangements with a company to take the residents E-Waste at no cost to the Village.

Deputy Mayor Eckert stated that OCRRA now has a procedure for household hazard waste. You must make an appointment with OCRRA by calling ahead of time, but you can do this all summer long on any day.

Deputy Mayor Eckert stated the grey Village truck is being checked out by a mechanic. It may cost \$1200 to \$2000 to fix and Superintendent Gary Martin does not know if it would be worth it to repair the truck.

TRUSTEE'S REPORTS

Trustee Walsh stated she was speaking with a Town Councilor who said the Town could perform as the Village Planning Board. Attorney Allan stated that members of a Village Planning Board have to be residents of the Village. He would have to research this matter.

Deputy Mayor Eckert stated the plans for the Memorial Day Parade are coming along nicely.

Deputy Mayor Eckert asked if there were any comments from the public. There were none.

The Clerk stated she has hired an old employee, Rise Schumann temporarily to organize the records that were shoved in boxes. She is familiar with the Retention Rules and Schedules and she is very organized.

Upon motion of Trustee Stapleton, seconded by Trustee Walsh and unanimously approved the Board approved the Camillus Fire Department application of Shane Donegan as a member of the Camillus Fire Department.

Upon motion of Trustee Stapleton, seconded by Trustee Walsh and unanimously approved the meeting adjourned at 7:50 p.m.

Sharon Norcross
Village Clerk/Treasurer