

**Village Board Meeting Minutes  
June 6, 2017**

**The Village of Caledonia Board of Trustees held a meeting on Tuesday, June 6, 2017 at 6:30 p.m. at the Village Office.**

**Members Present:** Mayor Debbie Davis, Deputy-Mayor Scott DiLiberto and Trustee Jerry O'Donoghue. Water & Street Superintendent Chris Buckley and Code Enforcement Officer Mike Murphy. Absent: Trustee Grant-Fletcher and Polly Nothnagle.

A **motion** was made by Trustee O'Donoghue to approve the May 2<sup>nd</sup> and May 31<sup>st</sup>, 2017 Board Meeting Minutes; Deputy-Mayor Scott DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

**Bills were audited and ordered paid:**

Abstract #555, General \$22,528 & Water \$5,459.92

Abstract #396, Water \$245

A **motion** was made by Trustee O'Donoghue to approve the bills paid; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A **motion** was made by Trustee O'Donoghue to approve a Budget Amendment for A3501 Consolidated Highway Aid and A5110.400 Streets Contractual, for \$7,727; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to encumbrance \$15,000 to Parks A7110.400 from general fund balance; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

**Water & Street Superintendent Chris Buckley presented the May DPW Report.**

7,129,000 gallons of water was pumped and both bacteria samples were negative. A water leak was repaired on Mill Street. A catch basin was installed on State Street next to the Laundromat. The village was prepped for Memorial Day weekend with banners hung, street sweeping and flowers planted. The parks are open and mowing continues. A **motion** was made by Deputy-Mayor DiLiberto to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

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**Mill Street waterline** – Chris discussed the need for a new water line prior to the completion of the two culverts. With the recent water leak, the existing 4” line is in dire need of replacement with an 8” line before the road is paved. The village board discussed finance options. The total cost of the water main replacement is approximately \$34,667. Bids will be accepted for a \$30,000 BAN renewable in June of 2018 for an amount determined after the first principal payment is made.

The following Resolution was offered by Deputy-Mayor DiLiberto with Trustee O’Donoghue moving for adoption:

**BOND RESOLUTION  
BOARD OF TRUSTEES OF THE VILLAGE OF CALEDONIA  
June 6, 2017**

**A RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS OF  
THE VILLAGE OF CALEDONIA, LIVINGSTON COUNTY, NEW YORK,  
TO AUTHORIZE THE REPLACEMENT OF A PORTION OF A  
VILLAGE WATER MAIN LOCATED ON MILL STREET AND TO  
AUTHORIZE THE ISSUANCE OF SERIAL BONDS AND/BOND  
ANTICIPATION NOTES FOR THE FINANCING THEREOF**

**WHEREAS**, the **VILLAGE OF CALEDONIA** (the “**Village**”), in the County of Livingston, by its Board of Trustees has determined it necessary for the Village, to undertake the replacement of a certain water main located on Mill Street in the Village (the “**Project**”); and

**WHEREAS**, the estimated cost of the Project is \$30,000; and

**WHEREAS**, the Village is required to advance the funds for the costs of the Project; and

**BE IT RESOLVED**, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Caledonia, Livingston County, New York, as follows:

**Section 1.** The Project is hereby authorized at the cost of \$30,000.

**Section 2.** The financing of the Project, and the costs of issuance of such financing, (the “**Specific Object and Purpose**”), is hereby authorized at a maximum estimated aggregate cost of \$30,000.

**Section 3.** The Specific Object and Purpose of the Project is an object and purpose described in Section 11 of the New York State Local Finance Law.

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**Section 4.** The Board of Trustees, acting as Lead Agency under the SEQRA regulations of the State of New York, hereby determines the Project to be a TYPE II Action that does not necessitate the preparation of and Environmental Impact Statement

**Section 5.** The plan for the financing of such maximum estimated cost is by the issuance of general obligation serial bonds of the Village, or bond anticipation notes issued in anticipation of such serial bonds, in an aggregate principal amount not exceeding \$30,000, which are hereby authorized to be issued therefor pursuant to the Local Finance Law. The source of the repayment of such obligations shall be Village funds or reimbursement funds paid by the State of New York for the costs of the Project.

**Section 6.** It is hereby determined the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

**Section 7.** It is hereby determined that the period of probable usefulness of the Project is 30 years, pursuant to subparagraph 1 of Section 11.00.a. of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not be in excess of 30 years.

**Section 9.** The faith and credit of the Village of Caledonia, Livingston County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in every year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

**Section 10.** Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited 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 notes, are hereby delegated to the

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Village Treasurer, the chief fiscal officer of the Village. To the extent required by law, this Resolution shall also constitute a “Bond Anticipation Note Resolution” pursuant to the Local Finance Law.

**Section 11.** All other matters relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, as the chief fiscal officer of the Village, except as specifically provided herein. Such bonds 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 Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

**Section 12.** The Village Treasurer 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 notes issued in anticipation thereof, as excludable 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 notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

**Section 13.** The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c12-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

**Section 15.** 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 the Village is not authorized to expend money, or

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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 days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

**Section 16.** The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 1 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute a statement of official intent for 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.

**Section 17.** This resolution shall take effect immediately.

**Section 18.** This resolution or a summary hereof shall be published in full in the official legal newspaper of the Village for such purposes, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

**Deputy-Mayor DiLiberto presented the May Police & SRO Report.** There were 56 calls for service, 68 traffic tickets issued, four town assists and five arrests. The speed trailer is back from Avon and on our streets. DWI arrests for January to May have already met last years total. There were 12 district requests for police services, one out-of-building assist other police agency and 11 classroom visits. Classroom presentations included Mr. Dickens health class – alcohol and the law, See Something Say Something (Middle & High School), Learning Tree – strangers and bike safety and Pre-K

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playground safety. The SRO assisted the Livonia Central School SRO with lockdown policies and procedures. There was a meeting with the York Central School SRO to observe their mock DWI crash. A **motion** was made by Trustee O'Donoghue to accept the reports; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to approve Sarah Santora as Zoning Board of Appeals member replacing Kelly McClenney; Trustee O'Donoghue seconded the motions.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to approve the 1-year contracts with WNY Security LLC for information technology services provided to the Village Police and all other village departments; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to extend the boundaries in the Business District to include up to Pioneer Road; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A letter will be sent to Louise Wadsworth at the Livingston County Development Group.

A **motion** was made by Deputy-Mayor DiLiberto to renew the Livingston County Development Corporation Downtown Partnership Program membership effective June 1, 2017 and pay the annual dues of \$2,000; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to amend the Standard Workday Resolution to allot Chief Chapman 6.15 days bi-weekly; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

There being no further business, a motion to adjourn was made by Trustee O'Donoghue at 7:30 p.m.; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto and Trustee O'Donoghue

NAY: None

Ann Marie Grattan - Village Clerk-Treasurer