

REGULAR BOARD MEETING  
TOWN OF ST. ARMAND  
September 10, 2013

A Regular Board meeting of the Town Board of St. Armand was held on the above date at the Town Hall, Bloomingdale, NY.

PRESENT: Town Supervisor Charles Whitson, Jr., Councilperson Donald Amell,  
Councilperson Earl J. Dakin, Town Clerk Davina Thurston, Highway Supervisor Roger  
Oliver, Clerk to the Supervisor Connie Willette

GUESTS: Sandy Hayes, Alexandra Gill, Bucky Willette, David Filsinger

Notice was sent to the Adirondack Daily Enterprise regarding this meeting.  
Town Supervisor Charles Whitson, Jr. called the board meeting to order at 6:31 p.m.  
Supervisor Whitson led the Pledge of Allegiance.

**MOTION TO PAY MONTHLY BILLS**

Councilperson Dakin made a motion to pay the bills, seconded by Councilperson Amell. All approved.  
Motion carried.

**REVIEW AND APPROVAL OF MINUTES**

Supervisor Whitson asked for a motion to approve the minutes for the Regular Board Meeting on August 13, 2013  
and the Zoning Committee Meeting on August 20, 2013. Councilperson Amell made the motion, seconded by  
Councilperson Dakin. All approved. Motion carried.

**SUPERVISOR'S MONTHLY REPORT**

Supervisor Whitson gave the Board his monthly financial report. This report is kept on file and can be viewed at  
the Bloomingdale Town Hall, in the Town Clerk's file. Councilperson Dakin made a motion to accept the  
Supervisors report, Councilpersons Amell seconded the motion. All approved. Motion carried.

**CODE ENFORCEMENT OFFICER'S REPORT**

Code Enforcement Officer Robert Drosdowich was not able to attend the meeting. No report given.

**HIGHWAY DEPARTMENT MONTHLY REPORT**

Highway Superintendent Roger Oliver stated that he has received only one bid, from Trudeau Sand and Gravel, for  
salt for the winter. Councilperson Amell made a motion to accept Trudeau's bid, seconded by Councilperson  
Dakin. All approved. Motion carried.

**TOWN CLERK MONTHLY REPORT**

Town Clerk Davina Thurston gave the following monthly collection report to the Board for August 2013:

Marriage License	\$ 40.00
Spayed & Neutered Dog Licenses:	\$ 49.00
Cemetery Plot	\$200.00
TOTAL	\$289.00
NYS Dept of Health	\$ 22.50
NYS Dept of Ag & Mkts	\$ 7.00
Paid to Supervisor	\$259.50

**WATER & SEWER MONTHLY REPORT**

Water & Sewer Clerk Davina Thurston gave the following report to the Board:

Total arrears water & sewer bills \$22,660.76

Davina stated that Jeff Cotter was putting out door knockers to those who are in excessive arrears at this time.

**SEWER DEPARTMENT MONTHLY REPORT**

Sewer Superintendent Stan Ingison was unable to attend the meeting. No report given.

**WATER DEPARTMENT MONTHLY REPORT**

Water Superintendent Jeff Cotter was unable to attend the meeting as he was putting out door knockers. No report  
given.

**REVIEW OF SEWER PROJECT**

Supervisor Whitson updated the Board on the progress of the purchase of the property on River Road.

**REVIEW OF NEW BUSINESS**

**RESOLUTION 41 OF 2013 – BOND ANTICIPATION NOTE RENEWAL**

**BOND ANTICIPATION NOTE RENEWAL RESOLUTION DATED  
THE 10<sup>TH</sup> DAY OF SEPTEMBER, 2013,  
FOR THE ISSUANCE AND SALE OF A NOTE OF THE TOWN OF ST. ARMAND,  
ESSEX COUNTY, NEW YORK IN ANTICIPATION OF THE SALE OF  
SERIAL BONDS NOT TO EXCEED IN THE AGGREGATE  
THE SUM OF \$33,750 INCIDENT TO THE**

**PURCHASE OF A 2011 JOHN DEERE 50D COMPACT EXCAVATOR, 36 INCH DITCHING BUCKET, 2011 P.M. 22 FOOT DECK TRAILER AND ACCESSORIES**

Supervisor Whitson, who moved its adoption, offered the following resolution.

**WHEREAS**, the Town Board of the Town of St. Armand, Essex County, New York did on the 6<sup>th</sup> day of September, 2011 duly adopt a Resolution authorizing the issuance and sale of serial bonds of the Town of St. Armand in an amount not to exceed in the aggregate the sum of \$67,500 for the purchase of a 2011 John Deere 50D Compact Excavator, 36 Inch Ditching Bucket, 2011 P.O. 22 Foot Deck Trailer and Accessories; and

**WHEREAS**, on the 6<sup>th</sup> day of September, 2011, the Town Board of the Town of St. Armand, Essex County, New York, duly adopted a Bond Anticipation Note Resolution for the issuance and sale of a note for the Town of St. Armand, Essex County, New York, in anticipation of the sale of serial bonds not to exceed in the aggregate the sum of \$67,500 incident to the purchase of a 2011 John Deere 50D Compact Excavator, 36 inch ditching bucket, 2011 P.M. 22 foot deck trailer and accessories; and

**WHEREAS**, and pursuant thereto, the Town Board of the Town of St. Armand, Essex County, New York, did issue and sell a Bond Anticipation Note to NBT Bank, N.A. of Norwich, New York, in the principle sum of \$67,500 which said Note upon its terms would be due on the 7<sup>th</sup> day of September, 2012 together with interest thereon at the rate of 2.03% per annum at maturity;

**WHEREAS**, the Town of St. Armand did reduce the principle amount of said obligation in the sum of \$16,875 from funds or sources other than those from the sale of said Serial Bonds or any Note in anticipation of the issuance or sale thereof, leaving a principle amount due on the obligation in the sum of \$50,625 on the 12<sup>th</sup> day of September, 2012; and

**WHEREAS**, the Town of St. Armand will reduce the principle amount of said obligation in the sum of \$16,875 from funds or sources other than those from the sale of said Serial Bonds or any Note in anticipation of the issuance or sale thereof, leaving a principle amount due on the obligation in the sum of \$33,750 on the 12<sup>th</sup> day of September, 2013; and

**WHEREAS**, the Town of St. Armand now desires to renew said Bond Anticipation Note in the sum of \$33,750 in anticipation of the issuance and sale of said Bonds; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of St. Armand, Essex County, New York, on this 10<sup>th</sup> day of September, 2013, as follows:

**Section 1.** That the Town of St. Armand shall pay \$16,875.00 together with interest on the existing \$50,625.00 together with interest, leaving the balance in the amount of \$33,750.00 to be renewed. A Bond Anticipation Note in an amount not to exceed \$33,750.00 shall be issued by the Town of St. Armand, Essex County, New York in anticipation of the issuance and sale of Serial Bonds of said Town heretofore authorized by said Resolution adopted by the Town of St. Armand Town Board on the 6<sup>th</sup> day of September, 2011, entitled "**SERIAL BOND RESOLUTION, TOWN OF ST. ARMAND, ESSEX COUNTY, NEW YORK, RELATIVE TO THE PURCHASE OF A 2011 JOHN DEERE 50D COMPACT EXCAVATOR, 36 INCH TILT DITCHING BUCKET, 2011 P.J. 22 FOOT DECK TRAILER AND ACCESSORIES**" authorizing the issuance and sale of serial bonds of the Town of St. Armand, Essex County, New York, in a sum not to exceed in the aggregate, the sum of \$67,500 for the purchase of a new 2011 John Deere 50D Compact Excavator, 36 inch tilt ditching bucket, 2011 P.J. 22 foot deck trailer and Accessories; and

**Section 2.** That said note shall be dated the 12<sup>th</sup> day of September, 2013, or at such later date as the Supervisor, by her execution thereof, may determine, will bear an interest rate of no greater than 5.0% per annum payable at maturity; will be payable both as to principal and interest in lawful money of the United States of America at the office of the purchaser of said note, or at such other place as the Supervisor may determine; will be signed in the name of the Town of St. Armand by its Supervisor; and will be sealed with the seal of the Town.

**Section 3.** Said Bond Anticipation Note shall be such terms, form and content as may be prescribed by the Supervisor and the power to so prescribe the same is hereby delegated to the Supervisor.

**Section 4.** The full faith and credit of the Town of St. Armand, Essex County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on said Bond Anticipation Note. Said Bond Anticipation Note shall be paid from the proceeds derived from the sale of said bonds or may be redeemed, in whole or in part, or renewed as provided by the Local Finance Law of the State of New York.

**Section 5.** The said Bond Anticipation Note is issued in anticipation of bonds for an assessable improvement.

**Section 6.** The Supervisor of the Town of St. Armand is hereby authorized to sell such Bond Anticipation Note at private sale at not less than par and accrued interest at a rate not exceeding the rate above specified and the Supervisor is authorized to deliver said Bond Anticipation Note to the purchase upon payment of the purchase price and accrued interest as above specified. The receipt of the Supervisor shall be a full acquittance of the purchaser who shall not be required to see to the application of the purchase money.

**Section 7.** The said Bond Anticipation Note is non-callable prior to maturity.

**Section 8.** That said Bond Anticipation Note will be a "qualified tax exempt obligation" pursuant to the appropriate provisions of the Internal Revenue Code as amended and said Note shall bear on the face thereof the following notation: "This Note has been designated by the issuer as a qualified tax exempt obligation" pursuant to the provisions of Section 265 of the Internal Revenue Code of 1986 as amended.

**Section 9.** This Resolution shall take effect immediately.

Councilperson Dakin duly seconded this resolution, and adopted by roll call vote as follows:

Supervisor Charles Whitson, Jr.  
Deputy Supervisor Samuel A. Grimone

AYE  
EXCUSED

Councilperson Earl J. Dakin, Jr.  
Councilperson Donald Amell  
Councilperson Jennifer L. Fuller

AYE  
AYE  
EXCUSED

Dated September 10, 2013

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Davina M. Thurston  
St. Armand Town Clerk

#### REVIEW OF OLD BUSINESS

1. Supervisor Whitson stated that he was waiting for bids on security cameras for the Town Hall and the Town Garage and would report to the Board next month on this issue.
2. Supervisor Whitson informed the Board that he had been in contact with area Supervisors and would report regarding cell phone issues at the Budget Meeting.
3. Town Clerk Davina Thurston informed the Board that the NYSERTA grant for the Highway Garage is going well. She has not heard back regarding the other grant funding. She is currently working on zero or low interest loan applications from Rural Development for the remainder of the Highway Garage funds. Supervisor Whitson reminded the Board that the current plans for the Highway Garage are ready for viewing. He will also ask Architect Ethan Hall about moving the building over more.
4. Supervisor Whitson informed the Board that after a comparative review of the bids received for the cemetery shed, Dean Montroy's bid was accepted. He is waiting for all materials before beginning the work. Dean is also going to be re-painting the front of the Town Hall soon.
5. Supervisor Whitson informed the Board that the term for the Assessor is set by NYS regulations.
6. Town Clerk Davina Thurston informed the Board that the second draft of the Local Planning and Use Laws is available.

#### QUESTIONS AND CONCERNS FROM GUESTS

David Filsinger asked about the floor of the new garage. Discussion ensued regarding this issue.

Sandy Hayes asked the Board how many more payments were on the excavator; Charlie informed him it would be paid off in 2015. Sandy asked about the cell phones, discussion ensued; the issue will be resolved during Budget negotiations. Sandy asked Roger Oliver about the paving on River Road, Roger informed Sandy that new PVC culverts have been installed and 1.9 miles of road has been paved. Next year another 1.9 miles will be paved.

#### MOTION TO ADJOURN

Councilperson Dakin made a motion to adjourn the meeting, Councilperson Amell seconded the motion. All agreed. Motion carried. Meeting adjourned at 6:53p.m.

I, Davina M. Thurston, Town Clerk for the Town of St. Armand, do hereby certify that the above is a true and correct transcript of the Special Board meeting minutes held on the above-referenced date.

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Davina M. Thurston  
St. Armand Town Clerk

September 10, 2013