

Regular Board Meeting
July 8, 2014

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

BOARD MEMBERS PRESENT:

Town Supervisor Charles Whitson, Jr., Deputy Supervisor Sam Grimone, Councilperson Jennifer Fuller, Councilperson D. Joseph Bates

TOWN EMPLOYEES PRESENT:

Town Clerk Davina Thurston, Health Officer Ray Scollin

GUESTS: Sandy Hayes, Ray Tempestili, Tom Burman

EXCUSED: Councilperson Don Amell

Notice was posted regarding the date of this meeting.

Town Supervisor Charles Whitson, Jr. called the meeting to order at 6:36 p.m.

Councilperson Fuller led the Pledge of Allegiance.

HEALTH OFFICER PRESENTATION

Health Officer Ray Scollin gave a presentation to the Board regarding Composting for the purposes of Zoning. Ray provided a copy of a proposed law that he had prepared for the Village of Saranac Lake. Discussion ensued. Ray provided two hand-outs of information regarding composting. Ray encouraged the Board to pass a Local Law regarding Composting for the health and safety of the Town of St. Armand. Several questions were asked regarding setbacks from water sources and the size of compost areas. Ray will contact the Board with the answers to these questions.

CODE ENFORCEMENT REPORT

CEO Robert Drosdowich was excused from the meeting.

WATER DEPARTMENT MONTHLY REPORT

Water Superintendent Jeff Cotter was excused from the meeting. Supervisor Whitson informed the Board that Jeff would be working with Ron Gill on well number four on July 9th. New check valves and shut offs need to be installed on each well as it is worked on.

HIGHWAY REPORT

Highway Superintendent Roger Oliver was excused from the meeting. Supervisor Whitson informed the Board that Roger is waiting for Burnell to schedule paving on Reservoir Lane.

REVIEW AND APPROVAL OF PREVIOUS MINUTES

Councilperson Fuller made the motion to approve the minutes of June 10, 2014 Regular Board Meeting. Motion was seconded by Deputy Supervisor Grimone with one change. All approved. Motion carried.

MONTHLY REPORT FROM THE SUPERVISOR

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. Deputy Supervisor Grimone made a motion to accept the Supervisors report; Councilperson Bates seconded the motion. All approved. Motion carried.

MOTION TO PAY MONTHLY BILLS

Councilperson Fuller made a motion to pay this month's bills; the motion was seconded by Deputy Supervisor Grimone. All agreed. Motion carried

TOWN CLERK MONTHLY REPORT

Town Clerk Davina Thurston gave the following report for the month of March 2014:

Dog Licenses	7 spayed/neutered	\$49.00
	1 un-spayed/un-neutered	\$14.00
Total Revenues to Supervisor		\$53.00
Revenue to NYS Dept of Agriculture & Markets		\$10.00

WATER & SEWER BILLING MONTHLY REPORT

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

Third Quarter Water Gallons: 3,408,423
 Third Quarter Sewer Gallons: 2,832,742
 Third Quarter Billing: \$47,959.74
 Total outstanding revenues: \$60,015.79

REVIEW AND UPDATE OF SEWER PROJECT

Supervisor Whitson informed the Board that bid opening for the Wastewater Treatment Plant is July 15th at 3:00 PM at the Town Hall. Special Board Meeting to award the bid is July 17th at 6:30 PM at the Town Hall. Contractor meeting will be set within two weeks of July 17th.

NEW BUSINESS

COMMUNITY BLOCK GRANT

Discussion ensued regarding the application for a Community Block Grant, HAPEC, and the upcoming “Windshield Survey” on July 16th at 10:00 am. The Board stated that they would be able to assist with the survey on a Saturday. Discussion ensued and a date will be set at a later time.

RESOLUTION 40 of 2014 – Community Block Grant

Deputy Supervisor Grimone, who moved the adoption, offered the following resolution: WHEREAS The St. Armand Town Board approves Town Clerk Davina Thurston submitting a grant application in conjunction with Housing Assistance Program of Essex County, for a Community Block Grant, and

WHEREAS, this grant will be written and submitted to assist residents of St. Armand in making repairs to their homes, and

WHEREAS, the Board approves allowing Town Supervisor Charles Whitson and Town Clerk Davina Thurston to sign any such documents on the behalf of the Town.

This resolution was duly seconded by Councilperson Fuller and was adopted as follows:

Supervisor Charles Whitson, Jr.	AYE
Deputy Supervisor Samuel A. Grimone	AYE
Councilperson Donald Amell	EXCUSED
Councilperson Jennifer Fuller	AYE
Councilperson D. Joseph Bates	AYE

Dated July 8, 2014

Davina M. Thurston
St. Armand Town Clerk

Resolution 41 of 2014 - SERIAL BOND RESOLUTION

TOWN OF ST. ARMAND, ESSEX COUNTY, NEW YORK RELATIVE
TO THE PURCHASE OF A 2013 2015 7600 SBA 6X4 2010 (SF667) TRUCK

DATED: JULY 8, 2014

The following Resolution was offered by Councilperson Bates:

WHEREAS, the Town Board of the Town of St. Armand, Essex County, New York, has authorized the purchase of a 2015 7600 SBA 6x4 2010 (SF667) truck; and

WHEREAS, it will be necessary for the Town of St. Armand to raise funds in the amount of \$207,777.00 representing the total cost of the purchase of said item from the proceeds of obligations (serial bonds) to be issued pursuant to the Local Finance Law of the State of New York; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The specific object or purpose for which said obligations are to be issued pursuant to this Resolution is to finance the purchase of a 2015 7600 SBA 6x4 2010 (SF667) truck.

Section 2. The maximum cost of such vehicle is the sum of \$207,777.00 and the plan for financing such cost is by issuance and sale of Serial Bonds of the Town of St. Armand not to exceed in the aggregate the sum of \$207,777.00

Section 3. The following determinations are hereby made:
(a) The period of probable usefulness of said item is fifteen (15) years.
(b) The subdivision of Paragraph A of Section 11.00 of the Local Finance Law which is applicable under the circumstances is subdivision 28.
(c) The proposed maturity of the obligations authorized by this Resolution shall not be in excess of fifteen (15) years.

Section 4. That the Town of St. Armand shall issue its Serial Bonds in a sum not to exceed, in the aggregate, the sum of \$207,777.00 to finance the cost of said vehicle in accordance with the financial plan set forth above. Said Serial Bonds shall be dated the 9th day of July, 2014, and the power to fix and determine the exact date of such Serial Bonds is hereby delegated to the Supervisor.

Section 5. Said Bond shall be numbered 1 and shall be of the total aggregate not to exceed the sum of \$207,777.00 and shall mature in 2015.

The power to determine the date upon which said installments shall be due and payable and the exact terms, form and content of said bonds is hereby delegated to the Supervisor. Said bonds shall be issued in registered form, without coupons. Payment of interest on said bonds shall be evidenced by a notation thereof on the bonds at the time of payment.

Section 6. The Supervisor is hereby delegated the power to prepare such bonds and to sell such bonds at private sale in accordance with the provisions of Section 63.00 of the Local Finance Law of the State of New York at not less than par and accrued interest and at such sale to fix the interest rate to be borne by such bonds. The Supervisor shall deliver such bonds to the purchaser thereof only against cash or certified or bank check. The proceeds of the sale of said bonds shall be deposited in a special account as required by Section 165.00 of the Local Finance Law. The powers delegated to the Supervisor by this Resolution shall be exercised in conformity with the provisions of the Local Finance Law.

Section 7. The full faith and credit of the Town of St. Armand are pledged to the payment of the principal of said bonds and the interest thereon when due.

Section 8. The Town of St. Armand reserves the right and power to itself to call in and redeem such bonds on any interest payment date prior to the date of their maturity provided, however, that any such redemption of installations remaining unpaid shall be made only in the inverse order of their maturity, or in equal proportionate amounts and shall be otherwise redeemed pursuant to the provisions of Section 53.00 of the Local Finance Law.

Section 9. That such Serial Bonds are a "Qualified tax exempt obligation" and that the Town of Armand shall take the necessary steps to qualify said Serial Bonds as a tax exempt obligation pursuant to the provisions of Section 265 of the Internal Revenue Code as amended,

and said bonds shall bear on the face thereof the following notation “this bond is hereby designated as a qualified tax exempt obligation” pursuant to the provisions of Section 265 of the Internal Revenue Code of 1986 as amended.

Section 10. The aforesaid Serial Bonds shall bear interest at a rate not to exceed 5.0% per annum and the power to fix the dates for the payment of said interest installments is hereby further delegated to the Supervisor. The principal amount of each of said bonds shall be in the sum of \$207,777.00.

Section 11. This Resolution shall take effect immediately.

This resolution was duly seconded by Councilperson Fuller and was adopted by Roll Call Vote as follows:

Supervisor Charles Whitson, Jr.	AYE
Deputy Supervisor Samuel A. Grimone	AYE
Councilperson Donald Amell	EXCUSED
Councilperson Jennifer Fuller	AYE
Councilperson D. Joseph Bates	AYE

Dated July 8, 2014

Davina M. Thurston
St. Armand Town Clerk

Resolution 42 of 2014 - BOND ANTICIPATION NOTE RESOLUTION

DATED JULY 8, 2014 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 AGGREGATE THE SUM OF \$207,777.00 INCIDENT TO THE PURCHASE OF A 2015 7600 SBA 6X4 2010 (SF667) TRUCK

The following Resolution was offered by Deputy Supervisor Grimone:

WHEREAS, the Town Board of the Town of St. Armand, Essex County, New York, has on the 8th day of July, 2014, duly adopted a Resolution authorizing the issuance and sale of serial bonds to the Town of St. Armand in an amount not to exceed in the aggregate the sum of \$207,777.00 for the purpose of the purchase of a 2015 7600 SBA 6x4 2010 (SF667) truck; and

WHEREAS, there is no Bond Anticipation Note outstanding which has been previously issued in anticipation of the issuance and sale of said Bonds; and

WHEREAS, the Town of St. Armand has duly advertised and solicited bids for this purchase and has awarded the bid to Clark’s Truck Center, Plattsburgh, New York.

NOW THEREFORE, BE IT RESOLVED, by the Town Board of the Town of St. Armand, Essex County, New York, as follows:

Section 1. That a Bond Anticipation Note in the sum not to exceed \$207,777.00 shall be issued by the Town of St. Armand, Essex County, New York, in anticipation of the issuance and sale of serial bonds of the Town of St. Armand in an amount not to exceed, in the aggregate, the sum of \$207,777.00 heretofore authorized by Resolution duly adopted by the Town Board of the Town of St. Armand entitled “SERIAL BOND RESOLUTION TOWN OF ST. ARMAND, ESSEX COUNTY, NEW YORK RELATIVE TO THE PURCHASE OF A 2015 7600 SBA 6x4

2010 (SF667) TRUCK” dated July 8, 2014, authorizing the issuance and sale of a serial bond of the Town of St. Armand, Essex County, New York, in a sum not to exceed, in the aggregate, the sum of \$207,777.00 for said purchase; and

Section 2. That said note shall be dated the 9th day of July, 2014, 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 prior to maturity, or renewed as provided by the Local Finance Law of the State of New York.

Section 5. The said Bond Anticipation Note is not 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 Town of St. Armand reserves the right to call and redeem this note at any time prior to maturity upon payment of the principal thereof together with accrued interest.

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.

This resolution was duly seconded by Councilperson Bates and was adopted by Roll Call Vote as follows:

Supervisor Charles Whitson, Jr.	AYE
Deputy Supervisor Samuel A. Grimone	AYE
Councilperson Donald Amell	EXCUSED
Councilperson Jennifer Fuller	AYE
Councilperson D. Joseph Bates	AYE

Dated July 8, 2014

Davina M. Thurston
St. Armand Town Clerk

MEETING WITH LEAH EVERHART

Supervisor Whitson informed the Board that a meeting of the Board with Attorney Leah Everhart would take place on July 23, at 6:30PM at the Town Hall. Discussion ensued.

REVIEW OF OLD BUSINESS

Town Clerk Davina Thurston informed the Board that Essex County has been assisting with the computer upgrades for the Town. Discussion ensued regarding security.

GUEST COMMENTS

Tom Burman asked about the back-up system for Town Computers. Davina informed him that they are backed up.

Ray Tempestili asked about leasing a Town truck. Discussion ensued. It was decided that Charlie would look into this and report to the Board.

Sandy Hayes asked about the attorney for Zoning being from Glens Falls. Charlie explained how they were hired. Sandy stated that the Veterans' Memorial Park looks great and thanked everyone for their hard work. Sandy thanked the Board for the fence for the ball field. Sandy stated that the Highway Garage is coming along nicely.

Charlie informed the Board of the donation to the Youth Commission from High Peaks Church of \$330.00. Davina informed the Board of the items that were purchased with the funds.

MOTION TO ADJOURN

Deputy Supervisor Grimone made a motion to adjourn, seconded by Councilpersons Fuller. Supervisor Whitson adjourned the meeting at 7:56 pm.

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.

Davina M. Thurston
St. Armand Town Clerk

July 8, 2014