

**TOWN BOARD OF THE TOWN OF LIBERTY
DEPARTMENT HEAD MEETING
August 3, 2015**

At the Dept. Head Meeting of the Town Board of the Town of Liberty held on August 3, 2015 at 4:00 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following Town Board Members were present:

Present: Supervisor Charlie Barbuti
Councilperson Dean Farrand
Councilperson Russell Reeves
Councilperson Brian McPhillips

Absent: Councilperson Thomas Hasbrouck

Recording Secretary: Town Clerk Laurie Dutcher

Also present: Town Attorney Ken Klein
Finance Director Earl Bertsch
Budget Coordinator Cheryl Gerow
Water & Sewer Foreman Thomas Kehrley
P&R Director Brian Scardefield
Dave Ohman of Delaware Engineering
CEO Mark VanEtten
DCO Joanne Gerow
Highway Foreman Matt DeWitt
Troy Johnstone
Angela Dalton Confidential Secretary
Sara Sprague Deputy Town Clerk
Peter Ehrenberg
Ernie Feasal
Victoria Ferguson

After the Pledge of Allegiance, Supervisor Barbuti called the meeting to order at 4:00 p.m.

RECOGNIZE THE DEPARTMENT HEADS

(Reports as submitted by the Dept. Heads)

ASSESSOR

Ongoing Monthly Updates:
Updating files; processing deeds

NYS Department of Taxation and Finance requested a report on our Trailer Park Star Exemption. Also, the county requested an Agricultural and Forest Exemption report.

DEPARTMENT HEAD MEETING

08/03/15

I received a certificate for my Seminar in Ithaca on Exemptions.

July 29th William Falzareno a property analyst from NYS Department of Taxation and Finance was here doing a survey on several properties. We had an informal conference on the properties in the area.

I have received one small claims petition that I am getting ready for. I do not have a date for the hearing as of yet.

Otherwise, business as usual

HIGHWAY

- July 1 - Haul sand
- July 2 - Haul sand
- July 6 - Pave Ferndale Loomis Road
Trucks from Village of Liberty and Town of Rockland Paver
- July 7 - Grade Old Monticello Rd
Patch Ahrens Rd
Break up beaver dams
Mow shoulders
Work on trucks/equipment
- July 8 - Pave with Village of Liberty
- July 9 - Pave with Village of Liberty
Work on trucks/equipment in shop
Patch
- July 10 - Haul material Ferndale Loomis Road
- July 13 - Pave Ferndale Loomis Road
Trucks from Town of Fremont and Village of Liberty
- July 14 - Ditch Old Monticello Road
Patch
Work on trucks/equipment in shop
- July 15 - Grade Budnick road
Ditch Old Monticello Road
Patch
Work on trucks/equipment in shop
- July 16 - Pave with Village of Liberty

DEPARTMENT HEAD MEETING

08/03/15

Patch

- July 17 - Pave with Village of Liberty
Patch
- July 20 - Pave with Village of Liberty
Haul blacktop for Village
Ditch Old Monticello Road
Patch
Work on trucks/equipment in shop
Mow shoulders
- July 21 - Ditch Old Monticello Road
Grade Budnick Road
Patch
Work on trucks/equipment in shop
- July 22 - Grade Budnick Road
Ditch Old Monticello Road
Patch
Work on trucks/equipment in shop
Mow shoulders
- July 23 - Change pipes on Old Monticello Road and Twin Bridge Road
Sweep Tanzman Road
Move equipment
Work at gravel bank
Mow shoulders
Work on trucks/equipment in shop
Patch
- July 24 - Change pipes on Old Monticello Road and Twin Bridge Road
Grade and ditch Budnick Road
Work at Gravel Bank
Mow shoulders
Patch
Work on trucks/equipment in shop
- July 27 - Ditch Old Monticello road
Clean up trees from storm
Work on trucks/equipment in shop
Work at gravel bank
Mow shoulders

DEPARTMENT HEAD MEETING

08/03/15

July 28 - Pave Tanzman Road with trucks from: Town of Fremont, Town of Rockland, Town of Bethel and Town of Rockland Paver

July 29 - Pave Tanzman Road
2 trucks from Town of Rockland
Town of Rockland paver

WATER & SEWER

Route 55 water tank was cleaned and inspected on Tuesday July 28, with the divers from Underwater Solutions. We are awaiting the final report, but early findings show no major problems inside this tank.

The July Loomis consent list has been completed and submitted to the DEC. This dept. has been moving forward on the rest of the violations listed by the DEC so that early completion can be done before the two upcoming water main jobs, and sewer plant projects get put at the top of the list.

Due to the ongoing I & I work in Loomis Sewer District, the July average has been around 27,000 gallons per day. With the large rainfall events this month, the highest daily flow was 74,000 on the first day of the month. I have sent updated, completed work forms with this report.

Water usage for the month of July seems to be down this year, running around 650,000 per day production. The primary water source has been the Sherwood & Roth wells, with the daily run time of 22.5 hours run per day. Well recharge "off" time has been running approximately 2 ½ to 3 hours per day.

Sewer production at the Swan Lake Sewer Plant seems to also be down from last year. The plant has been seeing flows that average around 325,000. Even with lower flows this month, handy wipes continue to plug up pumps, clarifiers, and recirculation flows that greatly affect the treatment process at the plant. Sludge production and control of continues to be the big challenge, with the first half of the month being wet and as of late, high humidity limiting drying on sand beds. TAM Enterprises again pulled 2 trailers of sludge out this month of 14,000 gallons of sludge.

In speaking with Earl and Delaware Engineering, EFC has made more money available for water & sewer projects. I would like to have Delaware Engineering work on a sewer grant for Loomis Sewer, which would be for 20% of our plant cost and a grant for Stevensville water for 60% for upgrade to the trunk line from the Stevensville wells to the Swan Lake storage tank location. This water main has been failing more and more and is the final section in the master plan for distribution of water to ALL of our water districts.

Anything else that may arise prior to this meeting.

CEO

Building Department:

Building permits issued – 15

DEPARTMENT HEAD MEETING

08/03/15

Building permits closed – 18

Complaints – 14

Complaints closed – 7

Planning Board:

New applications – 4

Approved applications – 2

Local Law - 1

Zoning Board of Appeals:

New applications – 1

Approved applications – 0

PARKS & RECREATION

Day Camp has been going very well. Assistant Recreation Director James Guara and his staff have been doing a terrific job at keeping the children entertained this summer.

The NYS Dept. of Health came out to do the yearly inspection of the pool and was unable to find any violations. The inspector said it is the only pool she has inspected this summer that she could not find any violations.

We installed the new diving board at the pool.

We are getting everything ready for our Liberty Warriors Football and Cheerleading season which starts up August 17th. We have 55 football players and 14 cheerleaders in grades 2nd – 6th participating. We have a very dedicated group of volunteers helping out this season.

Worked on and submitted the 2016 Budget.

Have been getting quotes on replacing the chain link fencing around the Walnut Mountain Baseball field.

Swim Lessons are going well. We have 135 children taking lessons.

We are sponsoring the annual Swing Shift Concert on August 13th from 7-9 pm.

DEPARTMENT HEAD MEETING

08/03/15

Park Supervisor Kevin Delaney and his staff have been working very hard to keep up with mowing and maintenance of the parks this summer due to all the wet weather.

DCO

4 dogs picked up

879 miles

1 dog bite on 7/17/15 (a child) Family has surrendered the dog and the Town will pay for the euthanasia

Mahogany Lane complaint- A beautiful healthy dog a neighbor adopted Ron Gozza's dog

Pit bull running loose-Going to court

Parking in Parksville-People only unloading

County Contract-Workers Comp and General Liability should be covered under the County's insurance while working for the County

The Town of Liberty will own the building which will be located on Town property and the Town will lease to CArE.

TOWN CLERK/TAX COLLECTOR

Licenses:

Marriage Licenses	10
Marriage Certificates	5
Building Permits (Collection of \$)	36
Dog Licenses	27
Photo Copies	23
Peddlers Permit	1
EZ Pass	8
Conservation	5

FINANCE

Gave departments YTD Expenditure listing as of June 30, 2015

Requested 2016 budget estimates from departments returnable by July 22, 2015

Entered and prepared 2016 Tentative Budget

Requested proposals for street lights

DEPARTMENT HEAD MEETING

08/03/15

Had telephone conference with Harry Nelson of EFC regarding new grant program

Submitted additional information to EFC for MWBE approval

Reviewed additional information regarding the Affordable Care Act and Form 1095 due by January 31, 2016

All other daily duties and responsibilities

COURT

V&T Received	438
V&T Appearances	220
Criminal Appearances	500
Ordinance Appearances	0
Civil Appearances	20
Total Fines Collected	\$50,509.00
Total Fines to Town	Not available
Total Fines to Village	Not available

RECOGNIZE THE PUBLIC

A presentation by Troy Johnston on the Cornell Local Roads Program.

BUSINESS

APPROVAL OF INTER-MUNICIPAL DOG AGREEMENT W/ THE COUNTY OF SULLIVAN AND AUTHORIZATION FOR THE SUPERVISOR TO SIGN

TABLED

The Board felt that the Liberty DCO's Workers Comp and General Liability should be covered under the County's insurance while the DCO is working for the County

RESOLUTION NO 164-15

A RESOLUTION AUTHORIZING THE PURCHASE OF A NEW LENOVO SYSTEM SERVER, INCLUDING HARDWARE, SOFTWARE, LICENSING, SUPPORT AND PROFESSIONAL INSTALLATION, MIGRATION AND BACKUP SERVICES AT MAXIMUM ESTIMATED COST OF \$13,000.00, AND PAYMENT

DEPARTMENT HEAD MEETING

08/03/15

*THEREFOR BY THE EXPENDITURE OF THE SUM OF \$13,000.00 FROM THE TOWN OF LIBERTY
DATA PROCESSING CAPITAL RESERVE FUND*

At a regular meeting of the Town Board of the Town of Liberty, Sullivan County, New York, held at the Town of Liberty Government Center, 120 North Main Street, Liberty, New York, in said Town, on the 3rd day of August, 2015 at 4:00 p.m. prevailing time.

The meeting was called to order by Supervisor Barbuti and upon roll being called, the following were:

PRESENT: Charles Barbuti, Supervisor; and

Councilpersons: Councilperson Dean Farrand

Councilperson Brian McPhillips

Councilperson Russell Reeves

ABSENT: Councilperson Thomas Hasbrouck

The following resolution was introduced by Supervisor Charlie Barbuti, who moved its adoption, and seconded by Councilperson Brian McPhillips, to wit:

A RESOLUTION AUTHORIZING THE PURCHASE OF A NEW LENOVO SYSTEM SERVER, INCLUDING HARDWARE, SOFTWARE, LICENSING, SUPPORT AND PROFESSIONAL INSTALLATION, MIGRATION AND BACKUP SERVICES AT MAXIMUM ESTIMATED COST OF \$13,000.00, AND PAYMENT THEREFOR BY THE EXPENDITURE OF THE SUM OF \$13,000.00 FROM THE TOWN OF LIBERTY DATA PROCESSING CAPITAL RESERVE FUND.

BE IT RESOLVED, by the Town Board of the Town of Liberty, Sullivan County, New York, as follows:

DEPARTMENT HEAD MEETING

08/03/15

Section 1. The purchase of a new Lenovo system server, including hardware, software, licensing, support and professional installation, migration and backup services, at a maximum estimated cost of \$13,000.00, and the expenditure of the sum of \$13,000.00 from the Town of Liberty Data Processing Capital Reserve Fund to pay such maximum estimated cost is hereby authorized and approved.

Section 2. The action authorized has been determined to constitute a Type II Action as defined in 6 NYCRR §617.5(c)(18) and (21) of the regulations promulgated pursuant to the State Environmental Quality Review Act, for which environmental review is not required.

Section 3. The plan for financing of such maximum estimated cost is by the appropriation and expenditure of monies heretofore deposited in the Town of Liberty Data Processing Capital Reserve Fund.

Section 4. Within ten (10) days after the adoption of this resolution, the Town Clerk shall post on the Town sign board and publish in the Sullivan County Democrat, the official newspaper of the Town, a notice in conformance with the requirements of Section 90 of the Town Law of the State of New York.

Section 5. This resolution is adopted subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, resulting as follows:

Supervisor Charlie Barbuti	voting	AYE
Councilperson Thomas Hasbrouck	voting	ABSENT
Councilperson Dean Farrand	voting	AYE
Councilperson Russell Reeves	voting	AYE
Councilperson Brian McPhillips	voting	AYE

DEPARTMENT HEAD MEETING

08/03/15

The resolution was thereupon declared duly adopted.

RESOLUTION NO 165-15

SET PLANNING & ZONING WORKSESSION

Motion by Supervisor Charlie Barbuti , seconded by **Councilperson Russell Reeves**, the Town Board of the Town of Liberty does hereby set a Planning & Zoning work session with Saratoga Associates on 8/11/15 at 5:00 p.m. at Town Hall, 120 North Main Street, Liberty NY.

4 AYES - Carried

1 Absent - Councilperson Hasbrouck

RESOLUTION NO 166-15

APPROVAL OF MINUTES

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Russell Reeves**, the Town Board of the Town of Liberty does hereby approve the 7/20/15 minutes as submitted.

4 AYES - Carried

1 Absent - Councilperson Hasbrouck

RESOLUTION NO 167-15

APPROVAL OF RFP SUBMITTED BY NATIONWIDE FOR THE TOWN'S 457(B) PLAN

Motion by Supervisor Charlie Barbuti , seconded by **Councilperson Dean Farrand**, the Town Board of the Town of Liberty does hereby, upon the recommendation of the finance director, approve the RFP from Nationwide to administer and fund the Town of Liberty Deferred Compensation 457(B) Plan.

4 AYES - Carried

1 Absent - Councilperson Hasbrouck

RESOLUTION NO 168-15

LOOMIS WWTP UPGRADE PROJECT TYPE II ACTION

Motion by Supervisor Charlie Barbuti , seconded by **Councilperson Russell Reeves**, the Town Board

In regards to State Environmental Quality Review requirements, the Town of Liberty has reviewed SEQR requirements (6 NYCRR Part 617) and has determined that the Loomis WWTP Upgrade Project qualifies as a Type II action, per Section 617.5 (c)(2), since the work includes replacement, rehabilitation, or construction or modification of facilities, in kind (i.e., providing the same or similar function and of similar

DEPARTMENT HEAD MEETING

08/03/15

size and footprint as existing facilities) within existing areas, on the same site and no actions exceed thresholds in Section 617.4.

Further that no SEQR procedural requirements exist for Type II actions, and no environmental assessments or determinations of significance are required.

Now therefore, the Town of Liberty resolves that the Loomis WWTP Project has been determined to be a Type II action in accordance with 6 NYCRR Part 617 and requires no further evaluation.

4 AYES - Carried

1 Absent - Councilperson Hasbrouck

RESOLUTION NO 169-15

IN THE MATTER OF THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE FERNDALE WATER DISTRICT, IN THE TOWN OF LIBERTY, IN THE COUNTY OF SULLIVAN, NEW YORK, PURSUANT TO SECTION 202-B OF THE TOWN LAW

PRESENT:

Hon. Charles Barbuti, Supervisor
Thomas Hasbrouck , Councilman
Dean Farrand, Councilman
Brian McPhillips, Councilman
Russell Reeves, Councilman

In the Matter
of the
Increase and Improvement of Facilities of the
Ferndale Water District, in the Town of Liberty,
in the County of Sullivan, New York, pursuant to
Section 202-b of the Town Law

Offered by: Supervisor Charlie Barbuti
Seconded by: Councilperson Brian McPhillips

RESOLUTION AND ORDER AFTER PUBLIC HEARING

WHEREAS, the Town Board of the Town of Liberty (herein called the "Town"), in the County of Sullivan, New York, on behalf of the Ferndale Water District, in the Town (herein called the "District"), has caused Delaware Engineering, D.P.C., engineers duly licensed by the State of New York (the "Engineer"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District, consisting of the installation of 4,400 linear feet of new watermain, including valves, hydrants, water

DEPARTMENT HEAD MEETING

08/03/15

services, connections, site work and other related or ancillary work and engineering, legal and other costs; and said map, plan and report have been filed with the Town Board and the cost thereof has been estimated to be \$1,088,123, with \$376,123 of such cost expected to be paid from the capital reserve funds, and the \$712,000 balance to be financed by the issuance of bonds of the Town and

WHEREAS, on July 6, 2015 the Town Board adopted an order describing in general terms the proposed increase and improvement of facilities, specifying the estimated cost thereof, and stating the Town Board would meet to hear all persons interested in said increase and improvement of facilities on August 3, 2015 at 3:50 o'clock P.M. (Prevailing Time) at the Town Hall, 120 North Main Street, Liberty, New York; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearing was duly held by the Town Board on the 3rd day of August, 2015 at 3:50 o'clock P.M. (Prevailing Time) at the Town Hall, 120 North Main Street, Liberty, New York, with considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of such facilities; and

WHEREAS, the Town Board, as lead agency, has given due consideration to the impact that the project described herein may have on the environment, and has determined that such project is a Type II project which will not result in any significant adverse environmental impacts, pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617;

Now, therefore, on the basis of the information given at such hearing, it is hereby DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described, at the estimated maximum cost of \$1,088,123, with \$376,123 of such cost expected to be paid from the capital reserve funds, and the \$712,000 balance to be financed by the issuance of bonds of the Town; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer heretofore retained by the Town Board shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of such facilities and, with the assistance of the Town Attorney, shall prepare a proposed contract for such increase and improvement of facilities of the District,

DEPARTMENT HEAD MEETING

08/03/15

which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the expenditure of \$376,123 of capital reserve funds to pay a part of said appropriation, and the issuance of \$712,000 bonds of the Town to finance the balance of said appropriation; and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; water rents have been imposed and it is expected that such rents shall continue to be imposed and collected and the amounts derived therefrom shall be budgeted and used to pay principal and interest on the bonds or notes issued; and it is hereby

FURTHER ORDERED, that the Town Clerk record, or cause to be recorded, a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Sullivan County within ten (10) days after adoption thereof.

The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

Supervisor Charles Barbuti voting AYE

Councilman Thomas Hasbrouck voting ABSENT

Councilman Dean Farrand voting AYE

Councilman Brian McPhillips voting AYE

Councilman Russell Reeves voting AYE

The Resolution and Order were declared adopted.

DATED: August 3, 2015

RESOLUTION NO 170-15

BOND RESOLUTION OF THE TOWN OF LIBERTY, NEW YORK, ADOPTED AUGUST 3, 2015, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE FERNDALE WATER DISTRICT; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,088,123; APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, INCLUDING THE EXPENDITURE OF \$376,123 FROM THE CAPITAL RESERVE FUNDS TO PAY A PART OF SAID APPROPRIATION; AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$712,000 TO FINANCE THE BALANCE OF

DEPARTMENT HEAD MEETING

08/03/15

SAID APPROPRIATION

BOND RESOLUTION OF THE TOWN OF LIBERTY, NEW YORK, ADOPTED AUGUST 3, 2015, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE FERNDALE WATER DISTRICT; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,088,123; APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, INCLUDING THE EXPENDITURE OF \$376,123 FROM THE CAPITAL RESERVE FUNDS TO PAY A PART OF SAID APPROPRIATION; AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$712,000 TO FINANCE THE BALANCE OF SAID APPROPRIATION

Offered by: Supervisor Charlie Barbuti

Seconded By: Councilperson Brian McPhillips

Recital

WHEREAS, following preparation of a map, plan and report and an estimate of cost for the increase and improvement of facilities of the Ferndale Water District (herein called the "District"), in the Town of Liberty (herein called the "Town"), in the County of Sullivan, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LIBERTY, IN THE COUNTY OF SULLIVAN, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$1,088,123 for the increase and improvement of facilities of the District, consisting of the installation of 4,400 linear feet of new watermain, including valves, hydrants, water services, connections, site work and other related or ancillary work and engineering, legal and other costs. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,088,123 and said amount is hereby appropriated for such purpose. The plan of financing includes the expenditure of \$376,123 of capital reserve funds to pay a part of said appropriation, and the issuance of bonds in the principal amount of \$712,000 to finance the balance of said appropriation and the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges.

DEPARTMENT HEAD MEETING

08/03/15

Water rents have been imposed and it is expected that such rents shall continue to be imposed and collected and the amounts derived therefrom shall be budgeted and used to pay principal and interest on the bonds or notes issued.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$712,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance a part of said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures incurred after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the serial bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative 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 the renewals of said bond

DEPARTMENT HEAD MEETING

08/03/15

anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, 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

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, in summary, in "*The Sullivan County Democrat*," a newspaper having general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Charles Barbuti voting AYE

Councilman Thomas Hasbrouck voting ABSENT

Councilman Dean Farrand voting AYE

Councilman Brian McPhillips voting AYE

Councilman Russell Reeves voting AYE

The Resolution was declared adopted.

ADJOURN

On a motion by Supervisor Charlie Barbuti, seconded by **Councilperson Russell Reeves**, the Town Board does hereby adjourn the meeting at 5:00 p.m.

Laurie Dutcher, Town Clerk