

**MINUTES
EVANS MILLS VILLAGE BOARD MEETING
REGULAR MONTHLY MEETINGS**

**June 9th, 2022
6:00pm**

(June 9th, 2022 Village Board Meeting)
STAND FOR PLEDGE

APPROVE MEETING MINUTES:

Village Board Minutes of May 12th board meeting. Motion to approve or amend as read or reviewed.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Yay
Trustee Jack M. Brand - Motion

RESIDENTS:

CODE ENFORCEMENT UPDATE:

POLICE UPDATE:

UPDATE FROM DPW SUPERINTENDENT:

CLERK- TREASURER:

COMMUNICATIONS & RECEIPTS:

06/09/22 15:07:53

**VILLAGE OF EVAN MILLS
CASH RECEIPTS JOURNAL
GENERAL FUND**

Year: 2021
Month: June

Number: 011

Ref	Day	Vendor	Received From	Invoice	Acct #	Credit
001	09	AMERTOW	AMERICAN TOWER		A2770A	2062.19
002	09		REFUSE SALES		A8160.4	183.00
003	09	NYCOM	NYCOM		A3001	5108.00
004	09	CHARTER	CHARTER COMMUNICATIONS		A1170	1789.52
005	09		WATER RECONNECTION FEES		A2770	25.00
006	09		ZONING PERMIT SALE		A2590	90.00
007	09		VILLAGE WIDE CLEAN UP FEES		A2130	105.00
008	09		WATER/SEWER RELEVY PAYMENTS		A2770	126.97
Total:						9,489.68

TOTAL REVENUE: \$ 9,489.68

NO BOX SPRINGS/MATTRESS FOR FUTURE CLEAN-UP DAYS

A motion for no mattress/box springs for future clean-up days due to the rising costs of the County Transfer Station.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Motion
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand - Yay

SALE OF DPW DUMP TRAILER:

A motion for the DPW dump trailer to be accessed property.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Yay
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Second

SALE OF DPW DUMP TRAILER TO DAN YOUNG:

A motion to sell the DPW Dump Trailer to Dan Young for \$1,500.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Yay
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Second

BUSINESS - AUDITED VOUCHERS:

GENERAL FUND:

A motion to pay bills on audited s Abstract #1, claims #256-269 totaling \$26,812.27

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Motion
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand – Yay

WATER FUND:

A motion to pay bills on audited Abstract 1, claims #91-93, totaling \$496.47

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Motion
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand - Yay

SEWER FUND:

A motion to pay bills on audited Abstract #1, claims #65, totaling \$1080.38.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Motion
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand - Yay

****LIBRARY FUND:** Village will submit bills on behalf of the Village Library on audited Abstract #1 totaling \$1014.84. No votes to be cast.*

VILLAGE AERIAL PHOTOS:

A motion to approve a payment of \$200.00 to Ethan Ruttan for aerial footage done of the village. This payment will come out of the office expense account. These photos will be used for the village website, newsletter, Facebook, and more. The footage will be taken with a drone. Examples will be provided.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Yay
Trustee Jack M. Brand - Motion

200 CLUB BASEBALL DUGOUTS:

A motion to approve the 200 club to build additional dugouts on the baseball fields at Jack Williams Community Park. All costs will be paid by the 200 Club.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Yay

SCOREBOARD AT JACK WILLIAMS COMMUNITY PARK:

A motion to approve the 200 club & the Joel Davis Legacy for Youth Sports organization to build a scoreboard at the baseball fields at Jack Williams Community Park. All costs will be paid by the 200 club and the Joel Davis Organization.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Motion
Trustee Gregory L. Smith -Second
Trustee Jack M. Brand - Yay

PURCHASE OF A LAPTOP FOR THE VILLAGE CLERK-TREASURER:

A motion to approve the purchase of a laptop for the village clerk-treasurer. Capped at \$1,000.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Yay

RE-ADOPTING BOND RESOLUTIONS FOR THE WASTEWATER TREATMENT PLANT DUE TO MISSING THE 30-DAY DEADLINE FOR PUBLIC POSTING

MOTIONS:

BOARD RESOLUTION # 5

BOND RESOLUTION OF THE VILLAGE OF EVANS MILLS, JEFFERSON COUNTY, NEW YORK AUTHORIZING THE ISSUANCE OF \$1,200,000 SERIAL BONDS TO FINANCE A NEW DISINFECTION SYSTEM AT THE VILLAGE WASTEWATER TREATMENT PLANT

At a regular meeting of the Village Board of the Village of Evans Mills, Jefferson County, New York, held at 8706 Noble Street, Evans Mills, New York, on June 9, 2022, at 6 PM

The meeting was called to order by **Robert Boucher** and upon roll being called, the following were:

PRESENT:
Robert E. Boucher, Mayor
Mary F. Palmer, Trustee
Gregory L. Smith, Trustee

Jack M. Brand, Trustee

ABSENT: Teresa M. Fleming, Trustee

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 Evans Mills, Jefferson County, New York (the "Village"), as follows:

Section 1. The Village is hereby authorized to undertake the reconstruction and improvement of the Village sewer system, including but not limited to the acquisition, construction, and installation of a new disinfection system at the wastewater treatment plant, including the acquisition of lands or rights in lands, and original furnishings, equipment, machinery or apparatus required in connection therewith, at a maximum estimated cost of \$1,200,000 and to issue serial bonds in the aggregate principal amount not to exceed \$1,200,000 pursuant to the provisions of the Local Finance Law to finance the cost of the aforesaid specific objects or purposes.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific objects or purposes is \$1,200,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of not to exceed \$1,200,000 in serial bonds (the "Bonds") of the Village authorized to be issued pursuant to this Resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes is forty (40) years, pursuant to subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law. The proposed maturity of the Bonds will be in excess of five years.

Section 4. Any grant funds obtained by the Village to fund the capital purposes described in Section 1 of this resolution shall be applied to pay the principal of and interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds, or, to the extent obligations shall not have been issued under this resolution, may be applied to reduce the maximum amount to be borrowed for such capital purposes.

Section 5. Pursuant to Section 107.00(d)(3)(a) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 6. 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 capital purposes described in Section 1 of this Bond Resolution.

Section 7. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the

Bonds, shall be general obligations of the Village, payable as to both principal and interest by a general tax upon all the real property within the Village without legal or constitutional limitation as to rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this Bond Resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, 30.00, 50.00 and 56.00 to 63.00 inclusive of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to sell and deliver Bonds providing for substantially level or declining annual debt service, is hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 9. This Bond Resolution is intended to constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by this Bond Resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Bond 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 objects or purposes described herein.

Section 10. The Village Treasurer, as Chief Fiscal Officer of the Village, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the Village to provide secondary market disclosure as required by United States Securities and Exchange Commission Rule 15c2-12.

Section 11. The Village Treasurer, as Chief Fiscal Officer of the Village, is further authorized to sell all or a portion of the Bonds to the New York State Environmental Facilities Corporation (the "EFC") and/or the United States Department of Agriculture, Rural Development ("Rural Development") in the form prescribed in one or more financing, grant or similar agreements (the "Financing Agreements") between the Village and the EFC and/or Rural Development; to execute and deliver on behalf of the Village one or more Financing Agreements with EFC and/or Rural Development and to execute such other documents, and take such other actions, as are necessary or appropriate to obtain financing from the EFC and/or Rural Development for all or a portion of the costs of the expenditures authorized by this Bond Resolution, and perform the Village's obligations under its Bonds delivered to the EFC and/or Rural Development and the Financing Agreements. The Village Treasurer is further authorized to seek grant funding from such New York State or federal grant programs deemed appropriate and to execute

and deliver on behalf of the Village one or more Financing Agreements with the appropriate entities/agencies and to execute such other documents, and take such other actions, as are necessary or appropriate to obtain financing for all or a portion of the costs of the expenditures authorized by this Bond Resolution.

Section 12. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the Village Treasurer, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or hereafter adopted by the Board of Trustees for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the Village and the serial maturities of the bonds are hereby delegated to the Village Treasurer, the Chief Fiscal Officer of the Village.

Section 13. The validity of the Bonds authorized by this Bond Resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

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

(b) the provisions of law which should be complied with at the date of the publication of this Bond 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 New York.

Section 14. This Bond Resolution, or a summary thereof, shall be published in the official newspaper of the Village, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 15. The Village Board of Trustees hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. This Bond Resolution is adopted subject to permissive referendum in accordance with Section 36.00 of the Local Finance Law. This resolution shall take effect thirty (30) days after its adoption or, if a petition is filed pursuant to Article 5-A of the Village Law, upon the affirmative vote of a majority of the qualified electors of the Village voting on the referendum.

A motion to adopt the foregoing resolution was made by **Trustee Mary Palmer** and seconded by **Trustee Jack Brand** and upon a roll call vote of the Board, was duly adopted as follows:

Robert E. Boucher, Mayor	Voting	YAY
Mary F. Palmer, Trustee	Voting	MOTION
Gregory L. Smith, Trustee	Voting	YAY
Jack M. Brand, Trustee	Voting	SECOND

BOARD RESOLUTION # 6

BOND RESOLUTION OF THE VILLAGE OF EVANS MILLS, JEFFERSON COUNTY, NEW YORK AUTHORIZING THE ISSUANCE OF \$7,500,000 SERIAL BONDS TO FINANCE THE RECONSTRUCTION OF THE VILLAGE WASTEWATER TREATMENT PLANT

At a regular meeting of the Village Board of the Village of Evans Mills, Jefferson County, New York, held at 8706 Noble Street, Evans Mills, New York, on June 9, 2022, at 6 PM

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

PRESENT:

Robert E. Boucher, Mayor
 Mary F. Palmer, Trustee
 Gregory L. Smith, Trustee
 Jack M. Brand, Trustee

ABSENT: Teresa M. Fleming, Trustee

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 Evans Mills, Jefferson County, New York (the "Village"), as follows:

Section 1. The Village is hereby authorized to undertake the reconstruction and improvement of the Village sewer system, including but not limited to the reconstruction and improvement of the wastewater treatment plant, including acquisition of lands or rights in lands, and original furnishings, equipment, machinery or apparatus required in connection therewith, at a maximum estimated cost of \$7,500,000 and to issue serial bonds in the aggregate principal amount not to exceed \$7,500,000 pursuant to the provisions of the Local Finance Law to finance the cost of the aforesaid specific objects or purposes.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific objects or purposes is \$7,500,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of not to exceed \$7,500,000 in serial bonds (the "Bonds") of the Village authorized to be issued pursuant to this Resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes is forty (40) years, pursuant to subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law. The proposed maturity of the Bonds will be in excess of five years.

Section 4. Any grant funds obtained by the Village to fund the capital purposes described in Section 1 of this resolution shall be applied to pay the principal of and interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds, or, to the extent obligations shall not have been issued under this resolution, may be applied to reduce the maximum amount to be borrowed for such capital purposes.

Section 5. Pursuant to Section 107.00(d)(3)(a) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 6. 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 capital purposes described in Section 1 of this Bond Resolution.

Section 7. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the Village, payable as to both principal and interest by a general tax upon all the real property within the Village without legal or constitutional limitation as to rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this Bond Resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00, 30.00, 50.00 and 56.00 to 63.00 inclusive of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to sell and deliver Bonds providing for substantially level or

declining annual debt service, is hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 9. This Bond Resolution is intended to constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by this Bond Resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Bond 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 objects or purposes described herein.

Section 10. The Village Treasurer, as Chief Fiscal Officer of the Village, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the Village to provide secondary market disclosure as required by United States Securities and Exchange Commission Rule 15c2-12.

Section 11. The Village Treasurer, as Chief Fiscal Officer of the Village, is further authorized to sell all or a portion of the Bonds to the New York State Environmental Facilities Corporation (the "EFC") and/or the United States Department of Agriculture, Rural Development ("Rural Development") in the form prescribed in one or more financing, grant or similar agreements (the "Financing Agreements") between the Village and the EFC and/or Rural Development; to execute and deliver on behalf of the Village one or more Financing Agreements with EFC and/or Rural Development and to execute such other documents, and take such other actions, as are necessary or appropriate to obtain financing from the EFC and/or Rural Development for all or a portion of the costs of the expenditures authorized by this Bond Resolution, and perform the Village's obligations under its Bonds delivered to the EFC and/or Rural Development and the Financing Agreements. The Village Treasurer is further authorized to seek grant funding from such New York State or federal grant programs deemed appropriate and to execute and deliver on behalf of the Village one or more Financing Agreements with the appropriate entities/agencies and to execute such other documents, and take such other actions, as are necessary or appropriate to obtain financing for all or a portion of the costs of the expenditures authorized by this Bond Resolution.

Section 12. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the Village Treasurer, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or hereafter adopted by the Board of Trustees for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the Village and the serial maturities of the bonds are hereby delegated to the Village Treasurer, the Chief Fiscal Officer of the Village.

Section 13. The validity of the Bonds authorized by this Bond Resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

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

(b) the provisions of law which should be complied with at the date of the publication of this Bond 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 New York.

Section 14. This Bond Resolution, or a summary thereof, shall be published in the official newspaper of the Village, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 15. The Village Board of Trustees hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. This Bond Resolution is adopted subject to permissive referendum in accordance with Section 36.00 of the Local Finance Law. This resolution shall take effect thirty (30) days after its adoption or, if a petition is filed pursuant to Article 5-A of the Village Law, upon the affirmative vote of a majority of the qualified electors of the Village voting on the referendum.

A motion to adopt the foregoing resolution was made by **Trustee Gregory Smith** and seconded by **Trustee Mary Palmer** and upon a roll call vote of the Board, was duly adopted as follows:

Robert E. Boucher, Mayor	Voting	Yay
Mary F. Palmer, Trustee	Voting	Second
Gregory L. Smith, Trustee	Voting	Motion
Jack M. Brand, Trustee	Voting	Yay

MOTION TO OPEN EXECUTIVE MEETING:

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second

Trustee Gregory L. Smith - Yay
Trustee Jack M. Brand – Motion

MOTION TO CLOSE EXECUTIVE MEETING:

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Yay

REOPEN THE REGULAR MEETING:

A motion to reopen the regular meeting

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Yay

ADJOURNMENT OF MEETING:

A motion to adjourn the meeting at 8:00 pm.

Votes cast were as follows:

Mayor Robert E. Boucher - Yay
Trustee Mary F. Palmer - Second
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Yay