

**TOWN OF VAN BUREN
ONONDAGA COUNTY, NEW YORK**

July 3, 2018

A regular meeting of the Town Board of the Town of Van Buren, in the County of Onondaga, New York was held at Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York on July 3, 2018 at 7:30 o'clock P.M. (Prevailing Time).

There were present: (Board Members)

Mr. Rick Zaccaria
Mr. Howard Tupper
Ms. Patricia Dickman
Mr. Ronald Dudzinski
Ms. Mary Frances Sabin
Mr. Claude Sykes, Supervisor

There were absent:

Ms. Darcie Lesniak

Also present:

Mr. Kevin Gilligan, Attorney, Mr. Jason Hoy, Engineer, Mr. Doug Foster, Highway Supt., Ms. Lynn Precourt, Town Clerk

The following resolution was offered by Town Board member Dickman, who moved its adoption, and second by Town Board member Dudzinski to wit:

AMENDING BOND RESOLUTION OF THE TOWN OF VAN BUREN ADOPTED JULY 3, 2018 AMENDING A BOND RESOLUTION ADOPTED ON OCTOBER 20, 2015 TO INCREASE THE MAXIMUM ESTIMATED COST OF THE PROJECT AND AMEND THE PLAN OF FINANCE TO AUTHORIZE THE ISSUANCE OF ADDITIONAL SERIAL BONDS OR NOTES TO PAY THE COST THEREOF

RECITAL

WHEREAS, the Town Board of the Town of Van Buren, as a local agency pursuant to the New York State Environmental Quality Review Act ("SEQRA"), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the "Regulations") is required to make a determination with respect to the environmental impact of any "action" (as defined in the Regulations) to be taken by the Town; and

WHEREAS, pursuant to a duly adopted Bond Resolution on October 16, 2015 (the "2015 Bond Resolution"), the Town Board authorized the acquisition of an approximately 3.89 acre parcel of land located at 3417 Walters Road in the Town of Van Buren, New York and undertaking a capital

improvement project thereon consisting of the construction of a new highway garage facility, including all related demolition and site improvements, including original furnishings, fixtures and equipment required for such purposes, architectural fees, and all other necessary costs incidental to such work (the "Project") at a maximum estimated cost of \$2,000,000 and further authorized the issuance of bonds and bond anticipation notes of the Town, including renewals thereof, in principal amount not to exceed \$2,000,000 to finance the Project; and

WHEREAS, by resolution adopted on October 16, 2015, the Town Board determined that the proposed project is an Unlisted Action as such term is defined in the Regulations, declared itself lead agency, adopted certain findings and conclusions set forth in an Environmental Assessment Form prepared by the Town's Engineer, and in accordance with a reasoned elaboration, determined that the Project will not result in any significant adverse impacts to the environment and issued a Negative Declaration with respect to the Project; and

WHEREAS, subsequent to October 16, 2015, the Town Board has determined that the actual cost to construct the Project is \$250,000 more expensive than originally contemplated in the Project's budget; and

WHEREAS, the Town Board now intends to amend the 2015 Bond Resolution to increase the maximum estimated cost of the Project from \$2,000,000 to \$2,250,000 and also increase the total authorized amount of bonds and notes to finance the cost of the Project from \$2,000,000 to \$2,250,000; and

NOW, THEREFORE BE IT RESOLVED, BY THE TOWN BOARD OF THE TOWN OF VAN BUREN, (by favorable vote of not less than two thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The maximum estimated cost of the Project is hereby increased from \$2,000,000 to \$2,250,000 and said amount is hereby appropriated therefor.

Section 2. The plan of finance is hereby amended to authorize the issuance of serial bonds in the aggregate principal amount not to exceed \$2,250,000, subject to available State aid or to any other revenues available for such purpose from any other source. It is hereby determined that the requirements of SEQRA have been met.

Section 3. Bonds and bond anticipation notes of the Town, including renewals thereof, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law of the State of New York, in a principal amount not to exceed \$2,250,000 to finance said appropriation for the Project.

Section 4. Except as herein modified, the October 20, 2015 Bond Resolution remains in full force and effect.

Section 5. This Amending Bond Resolution shall be subject to permissive referendum and a summary hereof (attached hereto as Exhibit A) shall be published and posted within ten (10) days of adoption by the Town Clerk as provided by the Town Law. This Amending Bond Resolution shall become effective 30 days after publication of such notice. Following such effective date, in the event that no petition for a referendum was timely submitted and filed, the Town Clerk shall cause the publishing

and posting of a notice in substantially the form provided in Section 81.00 of the Local Finance Law together with a summary of this Amending Bond Resolution (attached hereto as Exhibit B).

WHEREFORE, the foregoing Amending Bond Resolution was put to a vote of the members of the Town Board of the Town, the result of which vote was as follows:

<u>Board Member</u>	<u>Vote</u>
Mr. Zaccaria	Yes
Mr. Tupper	Yes
Ms. Dickman	Yes
Mr. Dudzinski	Yes
Ms. Sabin	Yes
Mr. Sykes	Yes

DATED: July 3, 2018

CERTIFICATE

I, the undersigned Town Clerk of the Town of Van Buren, Onondaga County, State of New York, **HEREBY CERTIFY:**

That I have compared the annexed extract of the minutes of a meeting of the Town Board of said Town including the resolution contained therein, held on July 3, 2018, with the original thereof on file in my office, and that the same is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law) proper notice was given relative to said meeting and said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Town of Van Buren, Onondaga County, New York, this ___th day of July, 2018.

Lynn McCormick-Precourt
Town Clerk

[SEAL]

EXHIBIT A

NOTICE OF AMENDING BOND RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM

The resolution, a summary of which is published herewith, was adopted on July 3, 2018 and is subject to permissive referendum in accordance with the Town Law.

SUMMARY OF AMENDING BOND RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM

On October 16, 2015 the Town Board of the Town of Van Buren (the "Town") duly adopted a Bond Resolution (the "2015 Bond Resolution") that authorized the Town to undertake and finance a certain capital improvement project (the "Project"). An Amending Bond Resolution was adopted by the Town Board on July 3, 2018. Such Amending Bond Resolution increases the maximum estimated cost of the Project from \$2,000,000 to \$2,250,000 and amends the plan of finance to issue serial bonds in the aggregate principal amount not to exceed \$2,250,000, subject to available State aid or to any other revenues available for such purpose from any other source. Bonds and bond anticipation notes of the Town, including renewals thereof, are authorized to be issued pursuant to the provisions of the Local Finance Law of the State of New York, in a principal amount not to exceed \$2,250,000. Except as herein modified, the 2015 Bond Resolution remains in full force and effect. The Amending Bond Resolution shall be kept available for public inspection in the Town Offices during regular business hours following this publication.

EXHIBIT B

NOTICE OF AMENDING BOND RESOLUTION

The amending bond resolution, a summary of which is published herewith, was adopted on July 3, 2018. The amending bond resolution was subject to permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum. A valid petition has not been submitted and filed. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Van Buren, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Town Clerk

SUMMARY OF AMENDING BOND RESOLUTION

On October 16, 2015 the Town Board of the Town of Van Buren (the "Town") duly adopted a Bond Resolution (the "2015 Bond Resolution") that authorized the Town to undertake and finance a certain capital improvement project (the "Project"). An Amending Bond Resolution was adopted by the Town Board on July 3, 2018. Such Amending Bond Resolution increases the maximum estimated cost of the Project from \$2,000,000 to \$2,250,000 and amends the plan of finance to issue serial bonds in the aggregate principal amount not to exceed \$2,250,000, subject to available State aid or to any other revenues available for such purpose from any other source. Bonds and bond anticipation notes of the Town, including renewals thereof, are authorized to be issued pursuant to the provisions of the Local Finance Law of the State of New York, in a principal amount not to exceed \$2,250,000. Except as herein modified, the 2015 Bond Resolution remains in full force and effect. Such resolution shall be kept available for public inspection in the Town Clerk's Office during regular business hours for twenty days following this publication.