

The Regular Meeting of the Village of Potsdam Board of Trustees was held on Monday, November 4, 2019 at 6:00 P.M., in the Civic Center Board Room, Park Street, Potsdam, New York.

PRESENT: Mayor Tischler  
Trustees Warr, McKenna & Goliber

ALSO PRESENT: Lori S. Queor, Village Clerk/Treasurer  
Jim Corbett, DPW Superintendent  
Mark Murray, Police Chief  
Fred Hanss, Planning Director  
Trey Smutz, Recreation Director  
Mimi VanDeusen, Museum Director

Mayor Tischler opened the meeting at 6:00 P.M., pointed out the exits on the North and East Walls and advised that the board room has the capacity for 109 people.

The Mayor then stated that all members were present with the exception of Trustee Lee.

The Mayor then stated that the following sets of minutes had been submitted for Board acceptance:

October 21, 2019	Regular Meeting	6:00 p.m.
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Motion was made by Trustee Goliber and Seconded by Trustee McKenna to accept the minutes as submitted. All were in favor – none opposed – motion carried.

Mayor's comments: Thank you to the DPW, Fire Dept. and Police Dept. for all their hard work this week with the weather event. Thank you to Cindy Goliber for her work as a Trustee, this is the last meeting she and I will both be at and I appreciate all you have done.

Trustee's Comments:

Trustee Warr – Big congrats on the DRI award, looking forward to seeing what the money is used for.

Trustee McKenna – Echo congrats to everyone on the DRI award and thank you to Cindy.

Trustee Goliber – One of the proudest days in Potsdam ever getting the 10 million dollar DRI. Congrats to everyone!

Administrator's Comments: Administrator Thompson was not present at the meeting.

Recreation Director's Report: Director Trey Smutz provided a written report which is on file with the Village Clerk. He then went over the report with the board.

Planning Director's Report: Director Fred Hanss provided a written report which is on file with the Village Clerk. He then went over the report with the board.

Public Comment: None

New Business:

Trustee Goliber Moved and Trustee McKenna Seconded a resolution approving the partial expenditures for the month of October 2019 in the amount of \$68,512.80 chargeable to the following funds:

General Fund	\$ 10,256.57
Water Fund	7,497.88
Sewer Fund	872.72
Hydro Fund	522.84
Trust & Agency Fund	360.00
Recreation Fund	<u>49,002.79</u>
TOTAL	<u>\$ 68,512.80</u>

Ayes 4	(Mayor Tischler)	Nays 0
	(Trustee Warr, McKenna & Goliber)	

Trustee Goliber Moved and Trustee McKenna Seconded a resolution authorizing the Treasurer to pay the following invoice:

TO: Barton & Loguidice for invoice #106476 in the amount of \$19,995.00 for professional services rendered through September 28, 2019 for the Water Pollution Control Facility and Pump Station Construction Administration.

Ayes 4	(Mayor Tischler)	Nays 0
	(Trustee Warr, McKenna & Goliber)	

Trustee Goliber Moved and Trustee McKenna Seconded a resolution to allow free parking in downtown Potsdam during the Christmas shopping season from November 11, 2019 to December 31, 2019

Ayes 4	(Mayor Tischler)	Nays 0
	(Trustee Warr, McKenna & Goliber)	

Trustee Goliber Moved and Trustee McKenna Seconded a resolution as follows:

BOND RESOLUTION DATED NOVEMBER 4, 2019.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF THE EAST DAM AND THE HYDROELECTRIC FACILITY THEREAT, IN AND FOR THE VILLAGE OF POTSDAM, ST. LAWRENCE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$4,500,000 AND AUTHORIZING THE ISSUANCE OF \$4,500,000 SERIAL BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse effect on the environment; and

WHEREAS, it is now desired to authorize such capital project and its financing; NOW, THEREFORE,

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 Potsdam, St. Lawrence County, New York, as follows:

Section 1. The construction of improvements to and reconstruction of the East Dam and the hydroelectric facility thereat (supplying power to the Village water supply and treatment and related infrastructure facilities), located at 5 Raymond Street on the Racquette River , in and for the Village of Potsdam, St. Lawrence County, New York, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$4,500,000, is hereby authorized, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$4,500,000 of serial bonds of the Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; **PROVIDED, HOWEVER**, that to the extent that any grants-in-aid are received for such specific object or purpose, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar-for-dollar.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty years pursuant to subdivision 94, based upon subdivisions 1, 5 and 22 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Potsdam, St. Lawrence County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions 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 serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of said Village, including, but not limited to, the power to sell said bonds to the New York State Power Authority; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. The Village Treasurer is hereby further authorized, at her sole discretion, to execute a project finance and/or loan/grant agreement, and any other agreements with the New York State Power Authority, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Village in the event of the sale of same to the New York State Power Authority.

Section 9. The power to issue and sell notes for said specific object or purpose to the New York State Power Authority pursuant to Section 23.00 of the Local Finance Law is hereby delegated to the Village Treasurer. Such notes shall be of such terms, form and contents as may be prescribed by said Village Treasurer consistent with the provisions of the Local Finance Law.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution 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

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this 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 object or purpose described herein.

Section 12. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. Pursuant to the provisions of Section 36.00 of the Local Finance Law, this resolution is adopted subject to permissive referendum.

Ayes 4 (Mayor Tischler) Nays 0  
(Trustee Warr, McKenna & Goliber)

Trustee McKenna Moved and Trustee Warr Seconded a resolution approving the probationary appointment of Joseph R. Goliber, 3720 CR 14, Madrid, NY to the position of Police Dispatcher effective November 5, 2019 at the annual salary of \$35,484.00 contingent upon the successful completion of a background investigation. Probationary period to be not less than two (2) months nor more than twelve (12) months.

Ayes 3 (Mayor Tischler) Nays 0  
(Trustee Warr & McKenna)

Abstentions 1 (Trustee Goliber)

Trustee Goliber Moved and Trustee McKenna Seconded a resolution to adjourn the Regular Meeting of the Village of Potsdam Board of Trustees of November 4, 2019 at 6:25 p.m.

Ayes 4 (Mayor Tischler) Nays 0  
(Trustee Warr, McKenna & Goliber)

Respectfully submitted,

Lori S. Queor  
Village Clerk