

The Town of Moriah Town Board held a Special Board Meeting on Thursday, November 30, 2017 at 9:45am at the Town of Moriah Court House, 42 Park Place, Port Henry, New York.

Present: Thomas Scozzafava Supervisor
Lucille Carpenter Councilwoman
Paul Salerno Councilman
Thomas Anderson Councilman

Absent: Timothy Garrison Councilman

Others Present: Cathy Sprague, Tom Henry, Debbie Henry, Chip Perry-WWTP, Fred Keil-Architect and Rose French-Town Clerk

Supervisor Scozzafava read the notice calling for the Special Meeting.

Pledge of Allegiance.

1. ON MOTION by Councilman Salerno, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED a resolution authorizing the purchase of a truck for maintenance purposes in and for the Town of Moriah, Essex County, New York, at a maximum estimated cost of \$214,000 and authorizing the issuance of \$214,000 serial bonds of said town to pay the cost thereof.

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Moriah, Essex County, New York, as follows:

Section 1. The purchase of truck for maintenance purposes, in and for the Town of Moriah, Essex County, New York, including snow plow and original equipment and incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$214,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$214,000 serial bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 28 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 not exceed five years**.

Section 4. The faith and credit of said Town of Moriah, Essex 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. There shall annually be levied on all the taxable real property of said Town, 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 Supervisor, 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 Supervisor, 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 Supervisor, the chief fiscal officer of such Town. 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 Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. 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 Town 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 8. 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 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Discussion: Orrick, Herrington & Sutcliffe will be our Bond Council.

2. **ON MOTION** by Councilwoman Carpenter, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to pay retainage to Manfred Construction for Manhole 13 Project in the amount of \$40,000.00 once all paperwork is signed off on.

Discussion: AES will reinstall the survey markers. Chip Perry-WWTP-reported that the project will wrap up today. The Supervisor stated that we wanted to get the slip line in this year, but we just ran out of time, it will happen next year. Councilman Anderson asked if the slip line was for under 9N and the Supervisor said yes. Mr. Perry stated that the slip line will cost @\$180,000.00. Mr. Perry also reported that there were a couple of spots that had slope failure due to the project and CP Rail wanted it fixed. The Town supplied the rock and Manfred Construction put it down at no charge to the Town. The Supervisor stated that Manfred Construction agreed to a one year maintenance agreement on the project.

3. **ON MOTION** by Councilwoman Carpenter, seconded by Councilman Salerno, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to declare 960 feet of sewer pipe leftover from Manhole 13 Project as surplus. Put out to bid; bid to be opened at End of Year Meeting on December 28, 2017.

Discussion: This pipe did not meet CP Rail's specifications. The Village of Port Henry had to purchase steel pipe.

4. **ON MOTION** by Councilman Salerno, seconded by Councilwoman Carpenter, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to purchase pump for WWTP from Emerick Associates out of fund balance in sewer account in the amount of \$13,105.00.

Discussion: Chip Perry-WWTP stated that there are 2 pumps, and they were replacement pumps to begin with 8 or 9 years ago and they are undersized. They need to be replaced before they stop working.

5. **ON MOTION** by Councilwoman Carpenter, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to purchase boiler for the Train Station from Hulburt Brothers in the amount of \$2,075.22.

Discussion: 3 bids were received. James Brooks will do installation with Town Employees. The Senior Citizens will buy the boiler and the Town will put it in. The Supervisor stated that the current boiler has a crack in it. Councilman Salerno stated he could get a Weil McLain, scratch & dent Boiler for \$1,005.00. The Supervisor asked Councilman Salerno to look into this and meet with James Brooks regarding this.

6. **ON MOTION** by Councilman Salerno, seconded by Councilwoman Carpenter, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to schedule End of Year Meeting for Thursday, December 28, 2017 at 10:00AM at the Town Hall.

Discussion: The Supervisor stated that the Justice Books will be audited at this meeting.

7. **ON MOTION** by Councilman Salerno, seconded by Councilwoman Carpenter, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to set date for Organizational Meeting for Thursday, January 4, 2018 at 6:00PM at the Town Hall.

8. **ON MOTION** by Supervisor Scozzafava, seconded by Councilman Salerno, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
	Nays	0
	Absent	Garrison

RESOLVED to go to bid for Iron Center Museum Door #2 and Door #4 to repair, install safety insulation glass, lock and weather-stripping, with the \$17,000.00 remaining in the current grant.

Discussion: The Supervisor asked Mr. Keil if SHPO had approved this and Mr. Keil said yes.

9. **ON MOTION** by Councilwoman Carpenter, seconded by Councilman Anderson, the following resolution was

APPROVED	Ayes	Scozzafava, Carpenter, Salerno, Anderson
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Nays 0
Absent Garrison

RESOLVED to apply for/obtain a grant to address all improvements and maintenance issues for the Iron Center at an estimated cost of \$250,000.00.

Discussion: The Supervisor asked if we had a funding agency yet and Mr. Keil stated not yet, hopefully SHPO. Councilman Salerno asked if we could use multiple agencies and Mr. Keil said yes.

Floor open to Public:

Cathy Sprague asked the Supervisor if he had heard anything on the tech grant and the Supervisor said no. He stated the Town submitted all the paperwork they needed to.

The meeting adjourned at 10:09AM.

Town Clerk