The Town Board of the Town of Conklin held a Regular Town Board Meeting at 5:30 P.M. on August 26, 2014, at the Conklin Town Hall. Mr. Finch, Supervisor, presided. The meeting opened with the Pledge of Allegiance.

PRESENT:	Town Board Members	Bullock, Minoia, Dumian, Francisco, Finch
	Town Counsel Town Clerk Highway Superintendent Assistant to Supervisor Public Works Superintendent	Cheryl Sacco Sherrie L. Jacobs Brian Coddington Lisa Houston Tom DeLamarter
GUESTS:	Country Courier	Elizabeth Einstein Laurie Francisco Judy Kelly Dolly Stout Bill Osborne Josephine DeLamarter William Osborne, Jr.

MINUTES: JULY 22, 2014 REGULAR TOWN BOARD MEETING

Mr. Dumian moved to approve the July 22, 2014 Regular Town Board Meeting minutes as presented.

Seconded by Mr. Bullock. VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

CORRESPONDENCE:

Mr. Finch acknowledged receipt of correspondence from FEMA (Federal Emergency Management Agency) stating that no property held by the Town prior to the 2006 or 2011 floods can be used for hydrofracturing for natural gas.

Mr. Finch acknowledged receipt of correspondence from New York State Governor Andrew Cuomo stating that the exemption for the residency requirement for the Code Officer has been waived, which means that the Town of Conklin Code Officer does not have to reside in the Town. Mr. Finch explained that this is a civil service position, which will be full-time with a beginning pay rate of \$30,000 per year. He added that the Town has received three applications. Mr. Bullock and Mr. Francisco will serve as a subcommittee of the Board to interview candidates and recommend someone for the position. Mary Plonski, Administrative Assistant, will work two days per week in the Code Office.

Mr. Finch acknowledged receipt of correspondence from the New York State Department of Transportation suggesting ways to improve the safety of students and crossing guards on Route 7 near the Susquehanna Valley High School and Middle School. Renee Hauss and Karen Krause serve as crossing guards.

Mr. Finch acknowledged receipt of correspondence from the Town of Binghamton informing the Town of Conklin that Dog Control Officer John Simmons is retiring. The Town of Binghamton,

with whom the Town of Conklin shares Dog Control services, will hire a new Dog Control Officer to work until the end of the year. Mr. Finch stated that the Town of Conklin's budget line for Dog Control services for 2015 is \$29,000 total, with \$10,000 of that \$29,000 to be paid to the Front Street Dog Shelter, per its agreement with the Town.

<u>RESO 2014-120: EXTEND TEMPORARY PART-TIME CODE OFFICER</u> <u>POSITION/ROBERT JONES/SEPTEMBER 30, 2014/PER TERMS OF RESO 2014-97</u>

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin extends the temporary parttime position of Code Officer for Robert Jones until September 30, 2014, per the terms set in Resolution 2014-97.

Seconded by Mr. Francisco. VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

It was noted that Mary Plonski, who works part-time as a clerk in Mr. Jones' office, cannot sign building permits – they must be signed by the Code Officer.

PUBLIC COMMENTS:

CAROL COURT/MOTOR HOME

Judy Kelly of 67 Carol Court stated that she has addressed the Town Board, Planning Board, and Zoning Board of Appeals regarding her neighbor's "35 foot motor home that has not moved in nine months." She stated that the Town Code Section 140-17, which allows motor homes, boats, trailers, etc., to be parked at a residence, "was set in 1999. I think the Board should revise it." Her suggestions include: 1) No parking on the property line; 2) No parking in front or front side of structure; 3) Must park ten feet from property line; and 4) May only park for six months. She stated that the motor home is "unsightly."

Mrs. Kelly added that her neighbors on nearby David Drive have called the Code Officer regarding four unlicensed vehicles parked in a lot across the street from their house. The Code Officer explained that Town Code allows two unlicensed vehicles per lot, and the four vehicles in question are two vehicles on each of two separate lots, and so are within compliance with the Town Code.

REPORT: SUPERVISOR'S OFFICE

Refer to written report.

REPORT: TOWN CLERK

Refer to written report.

REPORT: HIGHWAY DEPARTMENT

In addition to his written report, Highway Superintendent Brian Coddington reported that the stone and oil repaying was completed on Gratsinger Road, Ketchum Road, and Woodside Avenue, adding that millings will be put in the shoulders of the roads.

REPORT: WATER & SEWER DEPARTMENT

In addition to his written report, Public Works Superintendent Tom DeLamarter reported that Town softball and baseball season has ended and the fall soccer program is underway. He stated that the Town pool will be closing on August 29. Mr. DeLamarter stated that the water meters were read and the quarterly billing mailed and that all is well with the sewer system. He stated that the grounds at the Town Landfill have been mowed and the building painted. Mr. DeLamarter stated that the Little League outfield was leveled, at a cost of approximately \$500, so that it is ready for the installation of the ice rink.

OLD BUSINESS;

UPDATE ON CODE OFFICER POSITION

As noted earlier, Mr. Bullock and Mr. Francisco will interview prospective candidates for the Code Office. Mr. Bullock commented, in response to several queries he has received, that the Town is aware that a property owner in a residential district has two horses and that this is not in violation of the Town Code, as long as there is ample room for the animals. He also stated that he contacted Mr. Jones about two flashing signs, which are a violation of the Town Code, and Mr. Jones will instruct the business owners of both signs to remove them.

UPDATE ON FLOOD BUYOUT PROGRAM

Mr. Finch reported that six properties in the FEMA (Federal Emergency Management Agency) Flood Buyout Program have had closings and will be demolished, four by ZMK Construction and two by Gorick Construction, adding that the Town is awaiting receipt of money from ICC to pay the costs. He stated that the bids for air monitoring during the demolition process will be opened on August 29. Mr. Finch stated that four or five move closings will occur next week. He stated that there have been issues with property owners stripping materials out of houses after the closings, which is prohibited by the agreement with FEMA. Mr. Finch stated that this is theft of federal property and anyone who removes property after the closing will be arrested, and the costs of the materials stolen will be deducted from the settlement for the property. He stated that any such property must be returned and emphasized that property owners cannot salvage materials after the closings have occurred.

UPDATE ON RISING COMMUNITY GRANT

Mr. Finch stated that the Rising Community Grant will pay for roads and water and sewer service installation for the proposed housing development in Corporate Park. Mr. Dumian asked who will own the development.

Mr. Finch stated that the Stillwater drainage project has been approved, and water will be drained to the Susquehanna River.

UPDATE/MEETING WITH R. LUCE & DEC REGARDING FILLING BEHIND CAR WASH/CONKLIN ROAD

Mr. Finch reported that engineering studies regarding the proposed filling behind the car wash on Conklin Road, on property owned by Mr. Rusty Luce, have been sent to Mr. Luce's attorney, Sarah Campbell of Howard, Hinman, and Kattell. He added that a fill permit from the DEC (New York State Department of Environmental Conservation) is pending. Town Attorney Cheryl Sacco stated that the Town Code addresses the issue of filling and a public hearing may be required. Mr. Finch commented that Mr. Luce's study was conducted prior to 2002, making it prior to the devastating floods of 2006 and 2011. Ms. Sacco responded that it is not the Town Board's place to decide whether or not a fill permit is approved and the Town should avoid any suggestion that it is biased in this decision. Mr. Dumian stated that it is an ongoing analysis and the Board is looking for legal information, since the property in question is located in the 100-year flood way. Ms. Sacco stated that the local law regarding filling should be reviewed. Mr. Dumian commented that the new flood maps have not yet been legally adopted.

UPDATE/BOYLE BOULEVARD & PECKA ROAD

Ms. Sacco stated that a Public Hearing will be held on September 23, 2014, at 5:30 P.M. on the qualified abandonment by the Town of Conklin of the total length of Boyle Boulevard and Pecka Road. She added that notices of the Public Hearing have been sent out.

NEW BUSINESS:

RENTAL RATES

Mr. Finch suggested that the Town Board review the rental rates for both the park pavilions and the Community Center. He also suggested reviewing the rates for the Conklin Pool. Mr. Finch suggested creating a resident and non-resident rate for the park pavilions, and suggested charging Town of Conklin residents \$75, with a \$25 refund if the pavilion is cleaned, and charging non-residents \$100, with a \$25 refund. Town-based non-for-profit organizations would be charged \$25 and those based elsewhere would be charged \$50. Mr. Finch suggested charging \$300 for the Community Center (the current price) but only returning \$50, instead of \$100. Mr. Bullock disagreed, stating that he thought the current \$100 refund should remain because it is better incentive for the party renting the facility to clean it up. He added that he and Town Clerk Sherrie Jacobs have been working on a checklist for clean-up to be given to each party renting the Community Center. The Town Board will discuss rental rates further at the September 9 Town Board meeting.

2015 TENTATIVE BUDGET

Town Clerk Sherrie Jacobs distributed the 2015 Tentative Budget. The Town Board will discuss the budget at the September 9 Town Board meeting. Mr. Finch stated that the Tentative Budget is \$7,100 below the mandatory tax cap, noting that sales tax revenue is down and the Town receives a smaller percentage of sales tax revenue because of the loss of population recorded in the 2010 Census. He noted that property tax revenue is also decreased because of the properties lost from the tax rolls through the 2011 Flood Buyout Program. Mr. Finch stated that the Broome County Industrial Development Agency sold two properties, which were added to the tax rolls.

RESO 2014-121: ESTABLISH THE "CAPITAL RESERVE FUND FOR THE CONSTRUCTION OR RECONSTRUCTION/REPAIR OR ACQUISITION RELATED TO EXISTING BUILDINGS OF THE TOWN OF CONKLIN" UNDER SECTION 6-C OF THE GENERAL MUNICIPAL LAW; WHICH IS SUBJECT TO PERMISSIVE REFERENDUM

PRESENT: Supervisor James E. Finch Councilman Gary D. Bullock Councilman Charles Francisco Councilman Jerry Minoia Councilman William Dumian

ABSENT: Offered By: Mr. Dumian Seconded By: Mr. Francisco

The Town Board (hereinafter "Town Board") of the Town of Conklin (hereinafter "Town"), duly convened in regular session, does hereby resolve as follows

<u>SECTION 1.</u> That there be and hereby is established a capital reserve fund in the amount of \$100,000.00 for specific capital improvement of:

A. Financing of the cost of the construction, reconstruction/repair or acquisition related to necessary improvements to the Town owned buildings and structures.

B. Acquisition of any furnishings, equipment, machinery or apparatus need for said physical public betterment or improvement to be acquired at the time when such betterment or improvement is constructed, reconstructed/repaired or acquired.

SECTION 2. Such fund is to be known as ""CAPITAL RESERVE FUND FOR THE CONSTRUCTION OR RECONSTRUCTION/REPAIR OR ACQUISITION RELATED TO EXISTING BUILDINGS OF THE TOWN OF CONKLIN".

<u>SECTION 3.</u> That the estimated maximum cost of the said capital improvements is the sum of \$100,000.00.

<u>SECTION 4.</u> This Capital Reserve Fund can be funded with money from any appropriate and legal source, which may need to be authorized under a separate resolution or separate action of the Town Board.

<u>SECTION 5.</u> Such additional sums as may hereafter be appropriated shall become part of said fund.

<u>SECTION 6.</u> The moneys in said fund shall be deposited in a separate bank account in the NBT Bank, N.A.

<u>SECTION 7.</u> The Supervisor, in his discretion, may invest the moneys in such fund in the manner provided in Section 6-F of the General Municipal Law of the State of New York. Any interest earned or a capital gains realized on the moneys so deposited or invested shall accrue to and become a part of such fund.

<u>SECTION 8.</u> No expenditure shall be made from said fund except by authorization of the Conklin Town Board pursuant to the provisions of Section 6-C of the General Municipal Law of the State of New York, which may require a resolution subject to permissive referendum.

<u>SECTION 9.</u> In accordance with the provisions of General Municipal Law Section 6-C, the reserve is a "Type" reserve and there is no referendum requirement for the establishment of this reserve fund.

SECTION 10. This resolution shall take effect immediately.

CERTIFICATION

I, Sherrie L. Jacobs, do hereby certify that I am the Town Clerk of the Town of Conklin and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Conklin at a meeting thereof held at the Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on August 26,, 2014. Said resolution was adopted by the following roll call vote:

Supervisor James E. Finch	YES
Councilman Gary D. Bullock	YES
Councilman Charles Francisco	YES
Councilman Jerry Minoia	YES
Councilman William Dumian	YES

Dated: August 26, 2014 Town of Conklin Seal

Sherrie L. Jacobs Town Clerk of the Town of Conklin

RESO 2014-122: ESTABLISH THE "CAPITAL RESERVE FUND FOR THE ACQUISITION OF HIGHWAY EQUIPMENT FOR THE TOWN OF CONKLIN" UNDER SECTION 6-C OF THE GENERAL MUNICIPAL LAW; WHICH IS SUBJECT TO PERMISSIVE REFERENDUM

PRESENT: Supervisor James E. Finch Councilman Gary D. Bullock Councilman Charles Francisco Councilman Jerry Minoia Councilman William Dumian

ABSENT: Offered By: Mr. Bullock Seconded By: Mr. Minoia

The Town Board (hereinafter "Town Board") of the Town of Conklin (hereinafter "Town"), duly convened in regular session, does hereby resolve as follows

<u>SECTION 1.</u> That there be and hereby is established a capital reserve fund in the amount of \$100,000.00 for specific financing of the cost of the acquisition Town Highway equipment, machinery or apparatus.

<u>SECTION 2.</u> Such fund is to be known as "CAPITAL RESERVE FUND FOR THE ACQUISITION OF HIGHWAY EQUIPMENT FOR THE TOWN OF CONKLIN".

<u>SECTION 3.</u> That the estimated maximum cost of the said acquisition is the sum of \$100,000.00.

<u>SECTION 4.</u> This Capital Reserve Fund can be funded with money from any appropriate and legal source, which may need to be authorized under a separate resolution or separate action of the Town Board.

<u>SECTION 5.</u> Such additional sums as may hereafter be appropriated shall become part of said fund.

<u>SECTION 6.</u> The moneys in said fund shall be deposited in a separate bank account in the NBT Bank, N.A.

<u>SECTION 7.</u> The Supervisor, in his discretion, may invest the moneys in such fund in the manner provided in Section 6-F of the General Municipal Law of the State of New York. Any interest earned or a capital gains realized on the moneys so deposited or invested shall accrue to and become a part of such fund.

<u>SECTION 8.</u> No expenditure shall be made from said fund except by authorization of the Conklin Town Board pursuant to the provisions of Section 6-C of the General Municipal Law of the State of New York, which may require a resolution subject to permissive referendum.

<u>SECTION 9.</u> In accordance with the provisions of General Municipal Law Section 6-C, the reserve is a "Type" reserve and there is no referendum requirement for the establishment of this reserve fund.

SECTION 10. This resolution shall take effect immediately.

CERTIFICATION

I, Sherrie L. Jacobs, do hereby certify that I am the Town Clerk of the Town of Conklin and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Conklin at a meeting thereof held at the Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on August 26, 2014. Said resolution was adopted by the following roll call vote:

Supervisor	James E. Finch	YES
Councilman	Gary D. Bullock	YES
Councilman	Charles Francisco	YES
Councilman	Jerry Minoia	YES
Councilman	William Dumian	YES

Dated: August 26, 2014 Town of Conklin Seal

Sherrie L. Jacobs Town Clerk of the Town of Conklin

RESO 2014-123: RATIFY SEEKING OF COMPETITIVE BIDS/TELEVISING, CLEANING & SMOKE TESTING/TOWN'S SANITARY SEWER LINES AND RELATED SYSTEM & INFRASTRUCTURE

Mr. Dumian moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies the seeking of competitive bids for the televising, cleaning, and smoke testing of the Town's sanitary sewer lines and related system and infrastructure, with the bid opening to occur at 2:00 P.M. on September 3, 2014.

Seconded by Mr. Bullock. VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

PROPOSED LOCAL LAW/ "NO PARKING ON HICKORY LANE"

Mr. Finch stated that Maines Paper and Food Services recently established a "No Smoking" policy for all property belonging to Maines. He stated that Maines employees are now driving to Hickory Lane to smoke and their vehicles are obstructing Nealon Trucking from moving its vehicles in and out of its facility. The proposed local law is a response to this situation.

RESO 2014-124: SCHEDULE PUBLIC HEARING/SEPTEMBER 23, 2014 AT 5:45 P.M./TO HEAR PUBLIC INPUT REGARDING PROPOSED LOCAL LAW/ "NO PARKING ON HICKORY LANE"

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin schedules a Public Hearing at 5:45 P.M. on September 23, 2014, to receive public input regarding a proposed local law, "No Parking on Hickory Lane."

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2014-125: RATIFY PAYMENT/U.S. POSTAL SERVICE/3RD QUARTER WATER & SEWER BILLING POSTAGE

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #7769, account code SW8310.4, in the amount of \$312.80 to the U.S. Postal Service for postage for the 3rd Quarter Water and Sewer billing.

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2014-126: RATIFY PAYMENT/PROCOM SOLUTIONS, LLC/DOWNPAYMENT/MATERIAL FOR COURT SECURITY SYSTEM

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #7768, account code A1110.2.201 (grant), in the amount of \$2,700.00, Purchase Order #14-01231, to Procom Solutions, LLC, for down payment for materials purchased for the Court Security System.

Seconded by Mr. Dumian. VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

Mr. Finch stated that this payment is for cameras inside the Town Hall.

RESO 2014-127: RATIFY ACH WIRE PAYMENT/PITNEY BOWES/METERED POSTAGE MACHINE REFILL

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies an ACH wire payment, account code A1670.4, in the amount of \$500.00 to Pitney Bowes for refill of the metered postage machine.

Seconded by Mr. Bullock.

VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2014-128: ACCEPT DONATION/BLUECHIP SOFTBALL/FOR USE OF TOWN'S FIELDS

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts a donation in the amount of \$300.00, account code A2705, for use of the Town's ball fields.

Seconded by Mr. Dumian.

VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2014-129: RATIFY PRE-AUTHORIZED PAYMENT/BILL LIST/\$134,957.88

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies the pre-authorized payment of the following Bill List in the total amount of \$134,957.88:

General	\$ 27,976.28
Highway	42,332.30
Flood Emergency	2,550.00
Light Districts	1,725.62
Water District	1,619.67
Sewer Districts	53,770.01
Non-Budget	4,984.00
Total	\$134,957.88

Seconded by Mr. Minoia.

VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2014-130: AUTHORIZE PAYMENET/BILL LIST/\$50,947.59

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the following Bill List in the total amount of \$50,947.59:

General	\$ 23,264.74
Highway	14,283.53
Light Districts	2,042.45
Water District	2,833.21
Sewer District	2,475.66
Non-Budget	6,048.00
Total	\$ 50,947.59

Seconded by Mr. Dumian. VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

PUBLIC COMMENTS:

TOWN BOARD MEETING SCHEDULE

Judy Kelly asked about the Town Board's meeting schedule and Town Clerk Sherrie Jacobs stated that the schedule is available on the Town website, <u>www.townofconklin.org</u>, under "Town Schedule." She noted that the September Town Board meetings will take place on September 9 at 7:00 P.M. and on September 23 at 5:30 P.M.

RESO 2014-131: BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CONKLIN, BROOME COUNTY, NEW YORK, AUTHORIZING THE FINANCING OF THE PURCHASE OF STATE BID MOWING EQUIPMENT AND STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$76,081.50 APPROPRIATING SAID AMOUNT THEREFORE, AUTHORIZING THIS ISSUANCE OF NOT TO EXCEED \$61,081.50 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

Mr. Dumian moved for the following resolution:

WHEREAS, the Town Board of the Town of Conklin (Town Board") is contemplating the purchase of necessary State Bid Mowing Equipment, and

WHEREAS, the financing of the purchase constitutes a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") and therefore no further action under SEQRA need be taken by the Town Board; and

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF CONKLIN, IN THE COUNTY OF BROOME, NEW YORK HEREBY RESOLVES (by favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Conklin, in the County of Broome, New York (herein called "Town"), is hereby authorized to finance the purchase of State Bid Mowing Equipment. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto (including but not limited to associated accessories and attachments) is \$76,081.50, less the value of any trade in (approximately \$15,000.00) and the financing thereof, is \$61,081.50, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$61,081.50 serial bonds to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Said Bonds may not be issued with a prior right of redemption.

Section 2. Serial bonds, which shall be deemed to include Statutory Installment Bonds pursuant to Section 61.10 of the Law, of the Town in the principal amount of \$61,081.50, are hereby authorized to be issued 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 said appropriation.

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

- (a) The period of probable usefulness applicable to the specific object or purpose for which serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law (Machinery and apparatus for construction and maintenance) is fifteen years and.
- (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 made after the effective date of this resolution for the purpose for which said bonds are authorized. 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 bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of 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 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 provision 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 of section 50.00, Section 56.00 to 60.00 and Section 62.10 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes, statutory installment bonds, and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized , and of any bond anticipation notes issued in anticipation of said bonds, and the renewal of said bond anticipation notes, are hereby delegated to the Town 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 the sale 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 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 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 objects or purposes described herein.

Section 8. This bond resolution is not subject to permissive referendum.

Section 9. Upon this resolution taking effect, a summary thereof shall be published in full in the official newspaper of the Town for such purpose in substantially the form provided in Section 81.00 of the Law.

Seconded by Mr. Francisco. VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

STATE OF NEW YORK) :ss.

COUNTY OF BROOME)

I, Sherrie L. Jacobs, Clerk of the Town of Conklin, do hereby certify that the foregoing is a true copy of the resolution adopted by the Town Board of the Town of Conklin on August 26, 2014.

Dated: August 26, 2014

Sherrie L. Jacobs, Town Clerk

Ms. Sacco noted that the Estoppel Notice has been published in the **Country Courier**. Mr. Bullock asked about the trailer to move the mower between work sites, and Mr. Finch stated that the trailer the Town had been considering will not work with the new mower. It was decided to use the John Deere mowers, which can be trailered, to mow the grass at the Town Hall and at Conklin Forks Park, while the new mower, which will be driven down Conklin Road, will be used only for Schnurbusch Park, the Community Center, and Julius Rogers Park. Mr. Bullock stated that this is a safety matter, since the new mower has no seatbelts and the drivers wear earbuds to protect their hearing, which might impede hearing an approaching vehicle. Mr. Minoia commented that the mowers also do not run with lights. Mr. Finch stated that the mower must be roadworthy by DOT (New York State Department of Transportation) standards.

RESO 2014-132: RATIFY SEEKING OF BIDS FOR AIR MONITORING FOR DEMOLITION OF STRUCTURES

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies the seeking of bids for air monitoring for the demolition of structures in the Flood Buyout Program, with bid opening to take place at 2:00 P.M. on August 29, 2014.

Seconded by Mr. Minoia.

VOTE: Bullock – Yes, Minoia – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

Mr. Minoia asked if there is a time line for the demolitions and whether or not the air monitoring is delaying the process. Mr. Finch stated that the air monitoring bidding is not delaying the process – the Town is awaiting funding for the closings on the properties.

TRASH ON MILLBURN DRIVE

Mr. Minoia stated that there is a pile of trash of what appears to be silage bags and gas bags on Millburn Drive on property belonging to New York State. Mr. Finch stated that he will have Highway Superintendent Brian Coddington install "No Dumping" signs.

There being no further business to come before the Board, Mr. Bullock moved for adjournment, seconded by Mr. Francisco. The meeting adjourned at 7:00 P.M.

Respectfully submitted,

Sherrie L. Jacobs Town Clerk