

**Village Board Meeting Minutes  
September 6, 2016**

**The Village of Caledonia Board of Trustees held a meeting on Tuesday, September 6, 2016 at 6:30 p.m. at the Village Office.**

**Members Present:** Mayor Debbie Davis, Deputy-Mayor Scott DiLiberto, Trustee Dorothy Grant-Fletcher, Jerry O'Donoghue and Polly Nothnagle, Water & Street Superintendent Chris Buckley, Park Supervisor Barry Ganzhorn, CEO Mike Murphy and Chief Dan Chapman.

A **motion** was made by Trustee Nothnagle to approve the August 2, 2016 Board Meeting Minutes; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

**Bills were audited and ordered paid:**

Abstract #375, Water \$15,466.50

Abstract #534, General \$6,427.66 & Water \$735.55

Abstract #376, Water \$3,996.02

Abstract #535, General \$44,261.54 & Water \$1,640.31

A **motion** was made by Trustee Grant-Fletcher to approve the bills paid; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

The following resolution was offered by Deputy-Mayor DiLiberto with Trustee O'Donoghue moving for adoption:

**BOND RESOLUTION  
BOARD OF TRUSTEES OF THE VILLAGE OF CALEDONIA**

**A RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS OF THE VILLAGE OF CALEDONIA, LIVINGSTON COUNTY, NEW YORK, TO AUTHORIZE THE CONSTRUCTION AND REPAIR OF DRAINAGE IMPROVEMENTS TO MILL STREET CULVERT NO. 2 AND TO AUTHORIZE THE ISSUANCE OF SERIAL BONDS AND/BOND ANTICIPATION NOTES FOR THE FINANCING THEREOF**

**WHEREAS**, the **VILLAGE OF CALEDONIA** (the "Village"), in the County of Livingston, by its Board of Trustees has determined it necessary for the Village, to

September 6, 2016

Village of Caledonia

undertake the construction and repair of certain drainage improvements to Culvert No. 2 on Mill Street in the Village (the “**Project**”); and

**WHEREAS**, the estimated cost of the Project is \$175,000; and

**WHEREAS**, the Village is required to advance the funds for the costs of the Project; and

**WHEREAS**, the State of New York has agreed to reimburse the Village for the cost of the Project; and

**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 Caledonia, Livingston County, New York, as follows:

**Section 1.** The Project is hereby authorized at the cost of \$175,000.

**Section 2.** The financing of the Project, and the costs of issuance of such financing, (the “**Specific Object and Purpose**”), is hereby authorized at a maximum estimated aggregate cost of \$175,000.

**Section 3.** The Specific Object and Purpose of the Project is an object and purpose described in Section 11 of the New York State Local Finance Law.

**Section 4.** The Board of Trustees, acting as Lead Agency under the SEQRA regulations of the State of New York, hereby determines the Project to be TYPE II Actions that do not necessitate the preparation of an Environmental Impact Statement

**Section 5.** The plan for the financing of such maximum estimated cost is by the issuance of general obligation serial bonds of the Village, or bond anticipation notes issued in anticipation of such serial bonds, in an aggregate principal amount not exceeding \$175,000, which are hereby authorized to be issued therefore pursuant to the Local Finance Law. The source of the repayment of such obligations shall be Village funds or reimbursement funds paid by the State of New York for the costs of the Project.

**Section 6.** It is hereby determined the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

**Section 7.** It is hereby determined that the period of probable usefulness of the Project is 30 years, pursuant to subparagraph 1 of Section 11.00.a. of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not be in excess of 30 years.

**Section 9.** The faith and credit of the Village of Caledonia, Livingston 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 every year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

**Section 10.** Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to

**September 6, 2016**

**Village of Caledonia**

authorizing bond anticipation notes 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 renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. To the extent required by law, this Resolution shall also constitute a "Bond Anticipation Note Resolution" pursuant to the Local Finance Law.

**Section 11.** All other matters relating to the 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 bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, as the chief fiscal officer of the Village, except as specifically provided herein. 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 12.** The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

**Section 13.** The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c12-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

**Section 15.** 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 the 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 of the State of New York.

**Section 16.** 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 purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 1 of

**September 6, 2016**

**Village of Caledonia**

this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). 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 17.** This resolution shall take effect immediately.

**Section 18.** This resolution or a summary hereof shall be published in full in the official legal newspaper of the Village for such purposes, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

**Budget Amendments:** a **motion** was made by Trustee O'Donoghue to approve the following Budget Amendments; Trustee Nothnagle seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

A2260 Public Safety \$180 and A3120.130 Police P/T  
A2705 Donations \$149 and A8560.400 Shade/Tree Contractual

**Budget Transfer:** a **motion** was made by Trustee O'Donoghue to approve the following Budget Transfer; Trustee Nothnagle seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

A7110.200 Park Equipment .49 and A7110.400 Park Contractual

A **motion** was made by Trustee Nothnagle to approve a donation of \$50 to the Teresa House and \$50 to the Caledonia Fire Department from the Trust & Agency park account in honor of Floyd Manley's work in the MacKay Park; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

A **motion** was made by Trustee Nothnagle to approve a \$20 annual donation to the Caledonia Library from the Trust & Agency park account; Deputy-Mayor DiLiberto seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

September 6, 2016

Village of Caledonia

**Barry Ganzhorn presented the Park Report for August.** A \$125 donation was received. Barry contacted CMCS High School Principal Merritt Holly and expanded the MacKay Scholarship award to include law enforcement majors. The scholarship would be payable the second year of college upon the Village Office receiving a college transcript as proof of major. A **motion** was made by Trustee Nothnagle to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue & Nothnagle

NAY: None

**Ravich Property** – located at 153, 160 & 165 Spring Street. Jim Sickles, A.J. Babcock of Babcock Land Surveying and Planning, Attorney Peter Skivington, PLLC presented sketch plans for a proposed residential development. The development would include 6 homes approximately 3,400 square feet each. Discussions were regarding R-1, R-R and Land Conservation zoning issues within the Ravich Estate. The next step is to meet with the Village Planning Board on September 20<sup>th</sup> at 7:00 p.m.

**Ann Marie Grattan presented the August Clerk-Treasurer Report.** Submitted were Budget Status Reports for General, Water and Trust & Agency Funds, a list of revenues and expenditures, the Financial Report, Department Supervisors payroll and contractual expense reports and the Tax and Water Reconciliation Reports. A **motion** was made by Trustee Grant-Fletcher to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

Trustee Grant-Fletcher recently conducted an audit of the Clerk-Treasurer's cash receipts, cash disbursements, reconciliations, deposits, accountability records and financial reports. A **motion** was made by Trustee Grant-Fletcher to approve the 2015-2016 Annual Clerk Audit; Trustee O'Donoghue seconded the motion

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

**Water & Street Superintendent Chris Buckley presented the DPW Report for August.** 6,817,000 gallons of water was used and both bacteria tests were negative. The Graney Road tower was inspected by Pittsburgh Tank. Drainage on Philmore Avenue was finished with milling and paving on Philmore and Jane Street this month. The new 1-ton truck was ordered from county bid. Parks and building maintenance continues as normal. A **motion** was made by Trustee Nothnagle to accept the report; Trustee Grant-Fletcher seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

**September 6, 2016**

**Village of Caledonia**

**Chief Chapman presented the Police Report for August.** There were 87 service calls, 94 traffic tickets, 4 Town of Caledonia assists, 1 accident report and nine arrests. Officer Truax secured a \$1,100 Child Passenger Safety Program grant. The tractor and truck pulls at the Caledonia Fairgrounds was uneventful for the Police Department. A **motion** was made by Deputy-Mayor DiLiberto to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to sponsor Anne Mills as a part-time Police Officer recruit; Trustee O'Donoghue seconded the motion

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to approve Office Burnside attend a firearms instructor course, cost \$200; Trustee Nothnagle seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

A **motion** was made by Trustee Nothnagle to approve Chief Chapman to attend the Annual Executive Development Seminar on October 4-6<sup>th</sup>, cost \$300; Trustee Grant-Fletcher seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

**Code Enforcement Officer Mike Murphy presented the August CEO Report.**

Permits were issued for a fence, building alteration and deck. The Hardwood Manors 20-unit apartment building is complete. A **motion** was made by Trustee O'Donoghue to accept the report; Trustee Grant-Fletcher seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

**2017 Health Insurance** – a **motion** was made by Trustee O'Donoghue to offer an additional employee health insurance option Simply Blue + Gold 5 Copay. The plan will have a 68.8% employer contribution/31.2% employee contribution rate. Trustee Grant-Fletcher seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O'Donoghue and Nothnagle.

NAY: None

**September 6, 2016**

**Village of Caledonia**

**Executive Session** – a **motion** was made by Trustee Nothnagle to enter into Executive Session at 8:15 p.m. to discuss personnel; Trustee Grant-Fletcher seconded the motion.  
AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O’Donoghue and Nothnagle.

NAY: None

After some discussion, a **motion** was made by Trustee Nothnagle at 8:31 p.m. to close the Executive Session; Trustee Grant-Fletcher seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O’Donoghue and Nothnagle.

NAY: None

There being no further business, a motion to adjourn was made by Trustee Nothnagle at 8:32 p.m.; Trustee O’Donoghue seconded the motion.

AYE: Mayor Davis, Deputy-Mayor DiLiberto, Trustee Grant-Fletcher, O’Donoghue and Nothnagle.

NAY: None

Ann Marie Grattan  
Village Clerk-Treasurer