

MINUTES OF MANCHESTER/SHORTSVILLE JOINT SEWERAGE SYSTEM AND THE VILLAGE OF MANCHESTER
**SPECIAL MEETING AT THE
MANCHESTER VILLAGE HALL, 8 CLIFTON ST. ON March 30, 2022 AT 4:00 PM.**

Present: Michael Buttaccio Mayor of Manchester / Commissioner
William Henry Trustee of Manchester
Charles E. Fine Trustee of Manchester
Roger Lonneville Trustee of Shortsville /Claims Auditor
Fred Mink Mayor of Shortsville
Gordon Eddington Eddington Environmental LLC
Sharon Trimm Trustee of Shortsville
Rita Gurewitch Treasurer of Joint Sewer/Village Clerk Manchester

Absent: Sandy Liberty Clerk for Joint Sewer

Recording Clerk: Rita Gurewitch Treasurer of Joint Sewer/Village Clerk/Treasurer Manchester

Commissioner Buttaccio called the meeting to order at 4:00 P.M. There were no minutes available for approval.

A motion was made by Trustee Henry to transfer \$1,135.10 from Contingency JG1990.0400 to JG8130.430 Insurance, seconded by Trustee Lonneville, to cover expenses to 5/31/22, voted on and carried.

Treasurer Gurewitch prepared and submitted to the Commission, the February Treasurer's Report. A motion was made by Trustee Henry, seconded by Mayor Mink, to accept the February Report, voted on and unanimously carried, subject to audit.

The following bills were presented to the Commission for their audit and were approved for payment on motion made by Trustee Henry, seconded by Trustee Buttaccio, voted on and carried as follows:

Operations and Maintenance Abstract #10 \$ \$19,075.54 Vouchers #4058-4081 Checks #4229-4249

Reported - EDDINGTON ENVIRONMENTAL LLC REPORT – MARCH 2022

Mr. Eddington addressed the Board with the status of the Ultra Violet Disinfection Project Funding Options.

The Project is out to bid and there is interest in it. The Financial Consultant (Municipal Solutions), JS Treasurer and Mr. Eddington have looked at several options in funding this project.

- JS received a WQIP Grant from the NYS DEC for \$305,914. This grant is managed through the Environmental Facilities Corporation (EFC).
- The EFC also manages the 0% interest loan we are eligible for. (A new Intermunicipal Agreement (IMA) must be in in order to get the 0% loan), it is very unlikely that a new IMA will be in place to take advantage of the 0% interest loan.
- Our Bond Counsel Timothy McGill withdrew and we can't close the EFC loan without bond counsel.
- Municipal Solutions recommends that one village takes out a bond for the project and the other Village enacts an IMA agreeing to its share of the project cost.
- The Project is Awarded after all legal necessities with the Bond resolution are satisfied. Approx. 50 days
- A Bond Anticipation Note (BAN) is taken out for the short term; Use the grant money to pay down on the BAN when that comes in; then a serial bond is taken out to pay the remainder the grant doesn't cover. This bond can be with local banks and handled by an attorney.
- An addendum is needed to extend the BID opening to Monday, May 02, 2022. Passed with Board approval.
- JS cannot award the project until the BOND posting has completed its legal process.
- Construction can hopefully start middle to late June.
- Should be a 6 month construction project.

After discussing the above information, Trustee Lonneville motioned to have the Village of Manchester go to bond for the Manchester-Shortsville Joint Sewerage System and that the Village of Shortsville will pay their fair share of the project costs; Trustee Henry seconded the motion, voted on and unanimously carried.

SPECIAL MEETING OF THE VILLAGE BOARD
OF MANCHESTER, NY
ADOPTING BOND RESOLUTION

Trustee Charles E. Fine presented the following resolution and duly moved that it be adopted and was seconded by Trustee William F. Henry:

BOND RESOLUTION DATED March 30, 2022 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MANCHESTER, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the purpose hereinafter described consists of sewer system capital improvements heretofore duly authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law and pursuant to an Inter-Municipal Agreement with the Village of Shortsville;

WHEREAS, on December 16, 2020 the Village Board of Trustees has heretofore duly determined that the purpose hereinafter described constitutes a "type II" action under the State Environmental Quality Review Act of the State of New York and the applicable regulations thereunder ("SEQRA") which will not result in any significant adverse environmental impacts and such purpose is not subject to any further environmental review under SEQRA; now therefore, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MANCHESTER, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Manchester shall undertake the construction of sewer system improvements at the Manchester-Shortsville Joint Sewage Treatment Plant, including, without limitation, construction and installation of an ultraviolet (UV) disinfection system, related site work, and other incidental improvements that may be required in connection therewith for such construction and Village use (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$550,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose, and said amount is hereby appropriated therefor.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$550,000. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty (30) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are not issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, whether to authorize the receipt of bids in an electronic format, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village's chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Manchester.

Section 7. The faith and credit of the Village of Manchester, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes 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 obligations becoming due and payable in such year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village Clerk of the Village of Manchester together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or 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 (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Manchester, pursuant to Section 36.00 of the Local Finance Law.

The motion having been duly seconded, it was adopted and the following votes were cast:

<u>AYES</u>	<u>NAYS</u>
Michael Buttaccio William Henry CharlesFine	none

Approved – MANCHESTER-SHORTSVILLE JOINT SEWERAGE SYSTEM BUDGET

The following resolution was offered by Mayor Mink, seconded by Trustee Henry and carried to wit:

WHEREAS, the budget for the 2022-2023 fiscal year has been prepared by the Manchester-Shortsville Joint Sewerage Commission; and

WHEREAS, no interested taxpayer of either the Village of Manchester or the Village of Shortsville voiced any objection to the budget offered;

NOW, THEREFORE, BE IT RESOLVED, that the budget be adopted as follows:

Appropriations and other Budgetary Provisions	\$ 545,400.
Less Estimated Revenue	\$ 409,904.
Appropriated Cash Surplus	\$ 135,496.
Reserve	\$ 20,000

Included in the Budget are the following salaries and wages for the fiscal year 6/1/2022 - 5/31/2023:

Commissioner – From \$140.00 per month to \$160.00 per month
Trustee(s)- From \$120.00 per month to \$140.00 per month
Wastewater Operator – Ralph Naffziger - \$26.62 per hour to \$27.42 per hour
Wastewater Operator Trainee – Vacant
Treasurer - \$12.99 per hour; Clerk - \$12.99 per hour; Payroll Clerk - \$12.99 per hour – No change

The above resolution was put to roll call vote, which resulted as follows:

Mayor Buttaccio	Voting	"AYE"
Trustee Fine	Voting	"NAY"
Trustee Henry	Voting	"AYE"
Mayor Mink	Voting	"AYE"
Trustee Lonneville	Voting	"AYE"
Trustee Trimm	Voting	"AYE"

The resolution was thereupon declared duly adopted.

The Treasurer will submit this budget to the State Comptroller along with the Village of Manchester's Budget.

The meeting was adjourned at 4:55 p.m. on motion by Trustee Henry, seconded by Mayor Mink. The next meeting will be April 26, 2022 at 4:00 pm.

Respectfully submitted,

Rita J. Gurewitch
Village Clerk/Treasurer
Village of Manchester