

**November 14, 2018**

A regular meeting and public hearing of the Madrid Town board was called to order at 6 PM in the Town Office.

Members present: Tony Cooper, Garry Wells, Kevin Finnegan, Alex Smith, David Fisher and Judy Hargrave, Town Clerk.

Also present: Michelle Durham, Kevin Willmart, Jeff Gilson, Aaron Jarvis, Deb Finnegan, David Bradford and Tammy Hawkins.

Michelle Durham, from North Country Housing Council, asked if the board was interested in submitting another grant application. She discussed a couple of different grants that could be applied for, one is like the previous grant which would do owner occupied homes or a grant for replacement of mobile homes. The mobile home grant would only do 4 applicants where the other grant would do up to 12 homes. After discussion Kevin Finnegan made a resolution, second by Garry Wells and unanimously carried it was resolved that the Town Board of Madrid has identified housing and assisting low/moderate low income residents, as its most severe community development need, and whereas the proposed program area is hereby defined as having many substandard structures occupied by low/moderate income families, substandard is defined as: A housing unit that has one or more major and/or critical structural defects, but can still be repaired for a reasonable amount. Whereas, the only affordable means of financing a program designed to meet these needs is to secure funding from the NYS Office of Community Renewable Community Development Block Grant Program. Whereas, due to the sparsely populated character of the proposed program area with homes scattered over a large geographical area, a non-target methodology is to be employed to assist only low and moderate income persons. Now, therefore, be it resolved, that the Town Board of the Town of Madrid authorizes Supervisor, Anthony Cooper, to sign and submit an application to the NYS Office of Community Renewal for a community development program for housing rehabilitation and to act in connection with the submission of the application and to provide such additional information as may be required. Be it further resolved, that the St. Lawrence County Housing Council, Inc will perform administrative services as a subrecipient for the Town of Madrid.

**PUBLIC COMMENT:**

Laurie Marr presented a proposal on behalf of DANC to be part of a grant for regional GIS in the Town. There is no cost to the Town. Alex Smith made a resolution, second by David Fisher to approve participation in shared services NYS Archives LGRMIF Application and to partner with the Village of Gouverneur and other communities for a shared services grant application for Geographic Information System (GIS) Implementation to the New York State Archives Local Government Records Management Fund (LGRMIF), and

Whereas, pursuant to the LGRMIF application guidelines, it is necessary that each partner formally appoint a Records Management Officer (RMO); formally adopt the appropriate records retention and disposition schedule; and execute a cooperative agreement, and

Whereas the project requires a permanent commitment from partnering communities to sustain the results of the project,

Now, Therefore, Be It Resolved, that the Town of Madrid does hereby authorize and direct its Supervisor to appoint Judy Hargrave as its RMO, adopt the MU-A records Retention and Disposition schedule for municipal governments, execute the LGRMIF Grant Cooperative/Shared Services Agreement and Letter of Intent, and asserts a permanent commitment to work with the Village of Gouverneur and partnering communities to sustain the results of the GIS project. All were in favor.

David Bradford gave a short presentation on the clean energy one stop program. One thing he mentioned was the possibility of replacing the street lights with LED lights this would be a good energy saving solution. He will come back to another meeting with more information for the board.

Deb Finnegan was inquiring about the status of the sign, it should be installed in the near future as it is here. Deb also talked about having another block dance next year and wondered if the board was in favor of it. The board thought it was a good idea.

Aaron Jarvis brought the change orders that the board had agreed on and needed the Supervisor to sign them, Kevin Finnegan made a motion, second by Alex Smith to authorize the Supervisor to sign the change orders and to sign the agreement with ATL for the air quality testing. All were in favor.

Jeff Gilson gave an update on building permits and stated that he had sent out letters regarding Junk Yards, with no response back yet.

Tammy Hawkins reported that the Summer Recreation program went well. She asked the board about all the stuff that the MDMS is purchasing and putting in the building. Anna had also sent a letter to the board asking for more storage space. Garry and Alex will arrange a meeting with Tammy and Anna regarding the issues they both have.

The board reviewed the monthly report. David Fisher made a motion, second by Alex Smith to acknowledge receipt of the monthly report. All were in favor.

The board reviewed the monthly bills. Garry asked why the bill was higher for Amy Moulton this month. It is higher due to Amy's work on the budget>

Kevin Finnegan made a motion, second by Garry Wells to pay the monthly bills. General #285-311 for \$24,939.64, Highway #187-198 for \$34,167.49, Water #80-87 for \$1,515.91, Sewer #76-85 for \$2,855.71, Light #11 for \$1,682.30 and Trust & Agency #12 for \$5,725.47 All were in favor.

**Communications:** NYS Dept. of Public Service winter outreach and education letter was received.

4<sup>th</sup> quarter sales tax was received in the amount of \$85,788.98.

Apex Solar is looking for 20-40 acres land, possibly a capped landfill. The Town does not have that much land available.

**Bill Barkley:** The highway supt was absent from the meeting.

**Old Business:** The board discussed an acceptable price for selling the old medical building.

The board is going to bond for the snowplow as they can't wait for the USDA grant/loan process.

David Fisher made the following resolution, second by Kevin Finnegan. All were in favor.

BOND RESOLUTION DATED NOVEMBER 14, 2018, AUTHORIZING THE ISSUANCE OF SERIAL BONDS AND NOTES IN ANTICIPATION OF THE ISSUANCE THEREOF AND/OR STATUTORY INSTALLMENT BONDS AND NOTES IN ANTICIPATION OF THE ISSUANCE THEREOF, OF THE TOWN OF MADRID, NEW YORK, IN THE COUNTY OF ST. LAWRENCE, PURSUANT TO THE PROVISIONS OF THE LOCAL FINANCE LAW OF THE STATE OF NEW YORK AND PURSUANT TO THE TOWN LAW OF THE STATE OF NEW YORK IN AN AMOUNT NOT TO EXCEED ONE HUNDRED-FIFTY THOUSAND AND 00/100 DOLLARS (\$150,000.00) FOR THE PURPOSE OF FINANCING THE COST OF PURCHASING ONE

2019 INTERNATIONAL XL620, 6X4 PLOW TRUCK FOR THE TOWN OF MADRID, NEW YORK, AT A TOTAL PROJECT COST NOT TO EXCEED TWO HUNDRED-TWO THOUSAND AND 00/100 DOLLARS (\$202,000.00).

WHEREAS, the Town Board of the Town of Madrid, County of St. Lawrence, New York, has heretofore at this meeting adopted a resolution authorizing the issuance of obligations of the Town of Madrid, New York, in the County of St. Lawrence, in the sum not to exceed One Hundred-fifty Thousand and 00/100 Dollars (\$150,000.00) for the purpose of

financing the cost of purchasing one 2019 International XL620, 6X4 plow truck for the Town of Madrid, New York, at a total project cost not to exceed Two Hundred-two Thousand and 00/100 Dollars (\$202,000.00).; and

WHEREAS, no other outstanding obligations of the Town of Madrid, New York, have been previously issued by the Township for or with respect to such purpose; and

WHEREAS, the Town Board of the Town of Madrid, New York, now desires to provide for the issuance of obligations of the Town of Madrid, New York, and it now desires to provide for other matters with respect to such purpose;

BE IT, THIS 14th day of November, 2018

RESOLVED, by the Town Board of the Town of Madrid, County of St.

Lawrence, New York, as follows:

Section #1. The Town of Madrid, in the County of St. Lawrence, New York, shall issue its serial bonds or statutory installment bonds of the aggregate principal amount not to exceed One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00) , and notes in the anticipation of the issuance thereof, pursuant to the Local Finance Law of the State of New York, in order to finance the specific purpose hereinafter described.

Section #2. The specific purpose to be financed pursuant to this resolution is: financing the cost of purchasing one 2019 International XL620, 6x4 for the Town of Madrid, New York, at a total project cost not to exceed Two Hundred-two Thousand and 00/100 Dollars (\$202,000.00).

Section #3. It is hereby stated that the maximum cost of said purpose as estimated by the Town Board is Two Hundred-two Thousand and 00/100 Dollars (\$202,000.00) and no money has heretofore been authorized to be applied to the payment of the cost of said purpose

except as herein indicated. The Town Board plans to finance the cost of said purpose entirely from funds raised from the issuance of such serial bonds or statutory installment bonds and notes issued in anticipation of the issuance thereof and from grants specific to the purpose. The Town of Madrid in the County of St. Lawrence, State of New York, shall reimburse the Town's General Fund from the proceeds of the debt obligations of the Town hereby authorized to be issued for monies expended from said General Fund, if any, for and with respect to said purpose.

Section #4. It is hereby determined that said purpose is an object or purpose described in Section 11.00 of the Local Finance Law of the State of New York and that the probable useful life of said purpose is fifteen (15) years. The final redemption date of said bond to be issued will not extend beyond fifteen (15) years from the date of their initial issuance. It is hereby further determined, pursuant to Local Finance Law Section 32.00(5) that the maximum maturity of the serial bonds and/or statutory installment bonds herein authorized will exceed five (5) years.

Section #5. Subject to the terms and conditions of this resolution, and the Local Finance Law of the State of New York, the power to authorize Bond Anticipation Notes in anticipation of the issuance of the Serial Bonds or Statutory Installment Bonds authorized by this resolution and the renewal of said notes and the power to prescribe the terms, form and contents of such Serial Bonds or Statutory Installment Bonds and of such Bond Anticipation Notes and the power to sell and to deliver such Serial Bonds or Statutory Installment Bonds and Bond Anticipation Notes issued in anticipation of the issuance of such Serial Bonds or Statutory Installment Bonds is hereby delegated to the Chief Fiscal Officer of the Town of Madrid, County of St. Lawrence and State of New York. The Chief Fiscal Officer of the Town of Madrid is hereby authorized to sign any Serial Bonds or Statutory Installment Bonds issued pursuant to this

resolution and any Bond Anticipation Notes and renewals thereof issued in anticipation of the issuance of said Serial Bonds or Statutory Installment Bonds and the Town Clerk is hereby authorized to affix the corporate seal of the Town of Madrid, New York, to any Serial Bonds or Statutory Installment Bonds and any Bond Anticipation Note and renewals thereof and to attest such seal. Each interest coupon representing interest payable on such Serial Bonds shall be authenticated by the facsimile signature of the Chief Fiscal Officer of the Town of Madrid, New York. Further, pursuant to Local Finance Law Section 21.00 (d), the Chief Fiscal Officer of the Town of Madrid, New York, is hereby authorized to determine whether or not the Serial Bonds and/or Statutory Installment Bonds hereby authorized to be issued will provide for substantially level or declining annual debt service.

Section #6. The faith and credit of the Town of Madrid, New York, is hereby pledged for the payment of the principal of and interest on such Serial Bonds or Statutory Installment bonds and any Bond Anticipation Notes and renewals thereof issued in anticipation of the issuance of such Serial Bonds or Statutory Installment Bonds.

Section #7. This resolution shall be published in full by the Town Clerk of the Town of Madrid, County of St. Lawrence, State of New York, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York. The validity of the Serial Bonds or Statutory Installment Bonds and of any Bond Anticipation Notes and renewals thereof issued in anticipation of the issuance of such Serial Bonds or such Statutory Installment Bonds issued hereunder may be contested only if:

- A. Such obligation is authorized for an object or purpose for which said Town is not authorized to expend money, or
- B. If the provisions of law which should have been complied with as of

the date of publication of such resolution were 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

C. Such obligation is authorized in violation of the provisions of the Constitution.

Section #8. These Serial Bonds and/or Statutory Installments Bonds and Notes issued in anticipation thereof are hereby designated a “qualified tax-exempt obligation” pursuant to Section 902(b)(3)(B) of the Tax Reform Act of 1986 (Section 265(b)3 of the Internal Revenue Code with respect to the deduction of the costs of purchasing or carrying the Note by banks and financial institutions). The Town of Madrid reasonably anticipates and hereby agrees that it will not issue “qualified tax-exempt obligations” in excess of ten million and no/100 dollars (\$10,000,000.00) during the calendar year of 2019. The Town of Madrid further certifies that the sum of the principal amount of the Serial Bonds and/or Statutory Installment Bonds and Notes and renewals thereof issued in anticipation thereof and the principal amount of any other “qualified tax-exempt obligations” hereby issued by the Town of Madrid, New York, during 2019 for the purpose of Section 902(b)(3)(B) of the Tax Reform Act of 1986 (Section 265(b)3 of the Internal Revenue Code with respect to the deduction of the costs of purchasing or carrying the Note by banks and financial institutions) does not exceed ten million and no/100 dollars (\$10,000,000.00).

The Serial Bonds and/or Statutory Installment Bonds and Notes and renewals thereof issued in anticipation thereof are hereby further designated a “small governmental unit” issue within the meaning of Internal Revenue Code Section 148(f)(4)(C), in that (I) it is issued

by a governmental unit with general taxing powers, (II) no bond which is a part of such issue is a private activity bond, (III) ninety-five percent (95%) or more of the net proceeds of such issue are to be used for the local governmental activities of the Town of Madrid, New York, and (IV) the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the Town of Madrid, New York, (and all subordinate entities thereof) during 2019 is not reasonably expected to exceed five million and no/100 dollars (\$5,000,000.00).

This resolution is subject to permissive referendum pursuant to Section 35.00 of the Local Finance Law of the State of New York and Article 7 of the Town Law of the State of New York.

STATE OF NEW YORK                    )  
                                                          )SS:  
COUNTY OF ST. LAWRENCE        )

JUDY HARGRAVE, Town Clerk of the Town of Madrid, County of St. Lawrence, State of New York, does hereby certify that the foregoing Resolution was duly adopted by the Town Board of the Town of Madrid at a meeting held on November 14, 2018.

TOWN BOARD  
TOWN OF MADRID, NEW YORK

Dated: November 14, 2018.

By: \_\_\_\_\_  
JUDY HARGRAVE, Town Clerk

**New Business:** A new sexual harassment policy will be approved at the December meeting. Alex Hammond, Supervisor of the Town of Waddington, sent a letter requesting money towards a kids fishing derby that the Waddington Fish & Game Club might be sponsoring. The board discussed, David Fisher made a motion to table until more information is available.

Kevin Finnegan made a motion, second by Garry Wells to approve the minutes from the Oct 10<sup>th</sup>, Oct 29<sup>th</sup> and November 5, 2018 town board meetings. All were in favor.

The next regular meeting will be Wednesday, December 12<sup>th</sup> @ 6:30 PM in the Town Office. David Fisher made a motion, second by Alex Smith to adjourn 2 8:35 PM.

\_\_\_\_\_, Judy Hargrave, Town Clerk