

The Town of Moriah Town Board held a special Town Board Meeting on Tuesday, February 27, 2025 at 9:00am at the Town of Moriah Town Hall, 38 Park Place, Port Henry, NY.

Present: Matthew Brassard Supervisor
Paul Salerno Councilman
James Curran Councilman
Thomas Anderson Councilman

Absent: Nathan Gilbo Councilman

Others Present: Vicki Sargent-Deputy Town Clerk, LeeAnn Sprague – Senior Account Clerk

The Supervisor opened the meeting at 9:00am by saluting the flag. He thanked the Board for coming on such short notice.

He stated the purpose of this meeting was to set the final step for the Bond on the mini excavator and trailer for the water and sewer department. He stated it is the apportionment of cost between the districts shall be as follows: Water District No. 1: \$17,579.80, Water District No. 2: \$13,673.16, Water District No. 3: \$17,579.80, and Sewer District No. 1: \$31,741.30, and Sewer District No. 2: \$17,091.47.

Councilman Curran asked what the total was and the Supervisor stated \$97,665.53.

Councilman Curran asked how many years should the Bond be for, a 5 year or 7-year Bond?

Supervisor Brassard, Councilman Curran & Councilman Salerno agreed that a 5-year Bond would be best?

Resolutions:

70. **ON MOTION** by Councilman Salerno, seconded by Councilman Curran, the following resolution was

APPROVED	Ayes	Brassard, Salerno, Curran, Anderson
	Nays	0
	Absent	Gilbo

RESOLVED in the Matter of The Joint Increase and Improvement of the Facilities of Water District Nos. 1-3 and Sewer District Nos. 1 and 2, each in the Town of Moriah, Essex County, New York

Public Interest Order

WHEREAS, the Town Board of the Town of Moriah, Essex County, New York, has duly caused to be prepared an estimate of cost, pursuant to Section 202b of the Town Law, relating to the proposed joint increase and improvement of the facilities of Water District Nos. 1-3 and Sewer District Nos. 1 and 2, each in the Town of Moriah, Essex County, New York (together, the “Districts”), consisting of purchase of a tractor with trailer, at a maximum estimated cost of \$97,665.53; and

WHEREAS, it was expected that the apportionment of such cost between the districts shall be as follows: Water District No. 1: \$17,579.80, Water District No. 2: \$13,673.16, Water District No. 3: \$17,579.80, and Sewer District No. 1: \$31,741.30, and Sewer District No. 2: \$17,091.47; and

WHEREAS, such cost shall be annually apportioned among such Districts by said Town Board, and the amounts so apportioned shall be annually apportioned and assessed upon the several lots and parcels of land within each said District in the manner provided by law, in an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due; and

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, as such, it has been determined will not result in any significant adverse environmental impact; and

WHEREAS, at a meeting of said Town Board duly called and held on February 4, 2025, an Order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the joint increase and improvement of facilities of Water District Nos. 1- 3 and Sewer District Nos. 1 and 2 in said Town at a maximum estimated cost of \$97,665.53, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Port Henry, New York, in said Town, on February 27, 2025, at 5:45 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Moriah, Essex County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the joint increase and improvement of the facilities of Water District Nos. 1-3 and Sewer District Nos. 1 and 2, each in the Town of Moriah, Essex County, New York, consisting of purchase of a tractor with trailer, at a maximum estimated cost of \$97,665.53, allocated as follows: Water District No. 1: \$17,579.80, Water District No. 2: \$13,673.16, Water District No. 3: \$17,579.80, and Sewer District No. 1: \$31,741.30, and Sewer District No. 2: \$17,091.47.

Section 2. This Order shall take effect immediately.

71. **ON MOTION** by Councilman Salerno, seconded by Councilman Curran, the following resolution was

APPROVED	Ayes	Brassard, Salerno, Curran, Anderson
	Nays	0
	Absent	Gilbo

RESOLVED a BOND RESOLUTION DATED FEBRUARY 27, 2025.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$97,665.53 SERIAL BONDS OF THE TOWN OF MORIAH, ESSEX COUNTY, NEW YORK, TO PAY THE COST OF THE JOINT INCREASE AND IMPROVEMENT OF THE FACILITIES OF WATER DISTRICT NOS. 1-3 AND SEWER DISTRICT NOS. 1 AND 2, EACH IN THE TOWN OF MORIAH, ESSEX COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202b of the Town Law, and more particularly an Order dated the date hereof, said Town Board has determined it to be in the public interest to jointly improve the facilities of Water District Nos. 1-3 and Sewer District Nos. 1 and 2, each in the Town of Moriah, Essex County, New York, at a maximum estimated cost of \$97,665.53; and

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which, as such, it has been determined will not have any significant adverse impact on the environment;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Moriah, Essex County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the joint increase and improvement of Water District Nos. 1-3 and Sewer District Nos. 1 and 2, each in the Town of Moriah, Essex County, New York, consisting of the purchase of a tractor with trailer, there are hereby authorized to be issued \$97,665.53 serial bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$97,665.53, which specific object or purpose is hereby authorized at said maximum estimated cost, and that the plan for the financing thereof is by the issuance of the \$97,665.53 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

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 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. To the extent not paid from monies raised from said Water District Nos. 1-3 and Sewer District Nos. 1 and 2 as applicable in the manner provided by law, apportioned to Water District No. 1: \$17,579.80, Water District No. 2: \$13,673.16, Water District No. 3: \$17,579.80, and Sewer District No. 1: \$31,741.30, and Sewer District No. 2: \$17,091.47, 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. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of said Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. 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 8. 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 is 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 9. 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 10. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Supervisor Brassard stated one of the lifeguards reached out to him in regards to an increase in pay.

Councilman Curran feels current pay is fair.

Councilman Salerno referred to the Town of Ticonderoga's current pay is the same as Town of Moriah.

Supervisor Brassard, Councilman Curran & Councilman Salerno feel it would be beneficial to reimburse lifeguards their certification fee of \$125.

Resolutions:

72. **ON MOTION** by Councilman Salerno, seconded by Councilman Curran, the following resolution was

APPROVED	Ayes	Brassard, Salerno, Curran, Anderson
	Nays	0
	Absent	Gilbo

RESOLVED to Reimburse \$125 to lifeguard for certification fee after completion of one week of work.

The meeting adjourned at 9:17am.

Deputy Town Clerk