

Mayor Gifford called the meeting to order at 7:00 p.m.

PRESENT: Trustee Cook, Trustee Rizzo, Trustee Solotruck, and Mayor Gifford

PRESENT REMOTELY: Trustee Gray

PRVILEGE OF THE FLOOR

Mayor Gifford opened the privilege of the floor at 7:01pm

Amanda Gonzalez-Barone of 6 No Holmes St; Had questions regarding items on the agenda; hoping the board can clarify as they go through.

On the agenda there are several resolutions pertaining to the Municipal Facilities Project; would like to why those are being discussed when public vote will not be until June 7th. Use of ARPA funds mention Article 15 action; would like to know if this falls within use of funds. Neighbors along Schonowee Avenue have raised concerns regarding water issues; has not been discussed in previous meetings for use of APRA funds; hoping if the board is not aware of this issue, they may give it some attention.

Mayor Gifford stated that the money for the Article 15 is a potential court case that could result in significant savings to the Village; not able to discuss in open session – the funds are related to infrastructure. The board discussed the use of ARPA funds for the water issues; the estimate that was received was greater than the ARPA fund allocation.

Mayor Gifford closed the privilege of the floor at 7:12pm

PROMOTION OF JEREMIAH RODD TO CAPTAIN

MOVED by Trustee Cook, seconded by Trustee Rizzo that

Whereas, interviews have been conducted to fill the Captain position, and

Whereas, the interview committee has recommended that Lieutenant Jeremiah Rodd be promoted to the position of Captain, now therefore,

Be it Resolved, that Jeremiah Rodd be promoted to the position of Captain of the Scotia Fire Department effective May 15, 2022.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

PROMOTION OF WILLIAM PERRY TO LIEUTENANT

MOVED by Trustee Solotruck, seconded by Trustee Rizzo that

Whereas, interviews have been duly conducted for the position of Lieutenant, and

Whereas, the interview committee has recommended that Firefighter William Perry be promoted to the position of Lieutenant, now therefore,

Be it Resolved, that the Board of Trustees hereby appoints William Perry to the position of Lieutenant of the Scotia Fire Department effective May 15, 2022.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

May 11, 2022

Attorney Joseph Scott from Hodgson Russ provided an overview of the process the Village is following in connection with the financing of the Municipal Facilities Project. The first and most important step to the process is to assemble a team of professionals to ensure that the Village is complying with all Federal, State and Local laws. The Village team consists of Lydia Marola, Village Attorney; Joe Scott, Bond Council; Environmental Consultant, Matt Napierala; Finance Team, Jeanne Rodgers Caruso and Construction Consultant, Sean Foran; this team will guide the Village through the financing of the capitol project. Next step is the environmental review process, which Matt Napierala will speak to later in meeting. The following step is the adoption of the bond resolutions for the financing of the project; New York Law requires the adoption prior to vote. This vote does not actually have to be scheduled by the Village. Once adopted, the board resolution is subject to permissive referendum; which means that the resolution would need to be published and if a sufficient number of people submitted a petition it could force a vote on the project. In the interest of transparency, openness, collaboration and coordination with the residents, the Village Board has decided to have the bond resolution subject to mandatory referendum (which is allowed by law) and requires the residents to vote on the project. Attorney Scott has worked with the Village Attorney on language for the proposition and scheduling of the vote. Once the bond resolutions are adopted and the vote is approved; the next step is finalizing the construction contracts and structuring the financing. The entire process must be done in accordance with New York Law; construction contracts are all public bidding and subject to prevailing wage. The construction contracts are publicized and once received, the lowest bid is accepted. The same process is followed for the financing; a notice of sale is prepared and published with a sale date; the sale would proceed with the lowest interest rate. The entire process is open and in accordance with New York State Law. Any questions regarding project should be sent to scotiamunicipal@yahoo.com.

NYS ENVIRONMENTAL QUALITY REVIEW FOR THE VILLAGE OF SCOTIA MUNICIPAL BUILDING AND FIRE HOUSE PROJECT

Matt Napierala of Napierala Consulting provided the board with guidance regarding the SEQR (State Environmental Quality Review Act) process. In compliance with New York State Law; prior to a public decision an environmental declaration must be made on the project. The Village has received Part 1 SEQR EAF (Full Environmental Assessment Form); the form was completed with the guidance of Napierala Consulting as the Environmental Consultant for the village on the proposed project; a new +/-14,000 sq. ft. Fire Station as well as renovation of the existing municipal building to convert into a modern Police, Court and Village Hall Facility. Once Part 1 is completed; an entity would need to make a declaration of lead agency and a determination of what type of review. This Municipal Facilities proposed project would be considered an Unlisted Action Uncoordinated Review. The next step is to go through Part 2 of the EAF in which the Lead Agency would review the pertinent environmental questions in order to make the determination. Part 2 contains 18 questions in which the lead agent makes a determination as to whether that question poses an environmental impact. Matt Napierala read each of the 18 questions a loud to the board and provided input as the consultant; the board made an independent and qualified decision on each of the 18 questions. Part 3 is the Determination of Significance; the board reviewed the responses' part 2 and proposed the following resolution:

May 11, 2022

**RESOLUTION ISSUING NEGATIVE DECLARATION FOR VILLAGE OF SCOTIA
FIRE STATION PROJECT**

MOVED by Trustee Cook, seconded by Trustee Solotruck that

Whereas, before the Board of Trustees of the Village of Scotia (the “Board”) is a proposed project, sponsored by the Village of Scotia, to construct a new fire station with various site improvements, and the renovation of the existing Village Hall facility (the “Action” or “Project”); and

Whereas, the Board hereby declares itself to be the Lead Agency pursuant to the State Environmental Quality Review Act (“SEQRA”); and

Whereas, the Board has determined that the Action is an unlisted action under SEQRA, and has determined to undertake an un-coordinated review; and

Whereas, after due diligence, the Board has determined that it is the only involved agency for the Action, as it is the only agency with a discretionary approval for the Project; and

Whereas, the Board has duly considered the Action, the full Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c), the draft Negative Declaration, and such other information deemed appropriate; and

Whereas, the Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination;

Now, Therefore, be it Resolved, by the Board of Trustees of the Village of Scotia that:

1. Based upon a thorough review and examination of the known facts relating to the Action and its careful review of all potentially adverse environmental impacts, and the entire record and proceedings relating to the Action, the Board finds that the Action will not have a significant adverse impact on the environment and that a draft environmental impact statement will not be prepared.
2. The attached negative declaration, incorporated herein by reference, is issued and adopted for the reasons stated in the attached negative declaration.
3. The Mayor and/or Village of Scotia personnel or counsel are hereby authorized and directed to distribute copies of the resolution as necessary.
4. This resolution is effective immediately

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

PASSED and ADOPTED this 11th day of May, 2022 by the Board of Trustees of the Village of Scotia.

The following resolution was offered by Trustee Cook, seconded by Trustee Rizzo, to wit;

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF A NEW FIRE SAFETY FACILITY IN THE VILLAGE OF SCOTIA, NEW YORK, AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,800,000 OF THE VILLAGE OF SCOTIA, SCHENECTADY COUNTY, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER, AND DETERMINING TO HOLD A VOTER REFERENDUM WITH RESPECT TO THIS BOND RESOLUTION.

May 11, 2022

MOVED by Trustee Cook, seconded by Trustee Rizzo that

WHEREAS, the Village of Scotia desires to undertake and finance a project (the “Village Hall/Fire Safety Facility Project”) described as follows: (A) the renovation of the current Village Hall/Fire Station located at 4 N. Ten Broeck Street in the Village of Scotia into a Village Hall Facility, which shall include the Clerk’s Office, Police Department, Building Inspector’s Office, Village Court, Mayor and Board of Trustees Office and meeting/conference space; and (B) the construction on a parcel of land located at 138 Mohawk Street in the Village of Scotia, New York of a new fire safety facility to contain approximately 14,000 square feet of space (the “New Fire Safety Facility”), including necessary site work and the acquisition and installation of furnishings, fixtures, equipment, machinery and apparatus for the foregoing purpose; and

WHEREAS, the Village Hall/Fire Safety Facility Project has been planned and designed as a single integrated project and the Village intends to undertake the Village Hall/Fire Safety Facility Project as a single integrated project; and

WHEREAS, the Section 31.00 of the Local Finance Law requires the Village to consider the financing of the Village Hall/Fire Safety Facility Project pursuant to two separate bond resolutions; and

WHEREAS, the Village Board will by motion provide for a mandatory referendum on the bond resolutions, in accordance with Section 36.00 of the Local Finance Law, and such referendum will be by a single proposition so to reflect that the Village Hall/Fire Safety Facility Project is a single, integrated project;

BE IT RESOLVED, by the Board of Trustees of the Village of Scotia, Schenectady County, New York (the “Village”) (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Village hereby makes the following findings and determinations with respect to the Village Hall/Fire Safety Facility Project:

(A) The architect retained by the Village to design the Village Hall/Fire Safety Facility Project has designed the Village Hall/Fire Safety Facility Project as a single integrated project.

(B) The Village Hall/Fire Safety Facility Project has been designed as a single integrated project because the Village would not undertake the Village Hall/Fire Safety Facility Project as separate projects. The reconstruction and renovation of the current Village Hall/Fire Station can only occur if the New Fire Safety Facility is constructed.

(C) The New Fire Safety Facility is a “Class A” building under Section 11.00 of the Local Finance Law.

SECTION 2. The Village is hereby authorized to undertake and finance the specific purpose (hereinafter collectively referred to as “purpose”) pursuant to this resolution as described

May 11, 2022

as follows: the construction on a parcel of land located at 138 Mohawk Street in the Village of Scotia, New York of a new fire safety facility to contain approximately 14,000 square feet of space (the "New Fire Safety Facility"), including necessary site work and the acquisition and installation of furnishings, fixtures, equipment, machinery and apparatus for the foregoing purpose. The maximum cost of said purpose will not exceed \$8,800,000.

SECTION 3. The Board of Trustees plans to finance the maximum estimated cost of said purpose by the issuance of serial bonds in an amount not to exceed \$8,800,000 of said Village, hereby authorized to be issued therefore pursuant to the Local Finance Law.

SECTION 4. It is hereby determined that the construction of the New Fire Safety Facility is an object or purpose described in subdivision 11 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.

SECTION 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 7. The faith and credit of said Village 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. There shall annually be levied on all the taxable real property of said Village a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

SECTION 8. 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, Section 63.00 and Section 164.00 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 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.

SECTION 9. 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 capital purposes described in Section 2 of this resolution. The Village then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 3 of this resolution. This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with the proceeds

May 11, 2022

of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 10. 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 11. 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 12. The Village has determined that the construction of the New Fire Safety Facility is an "unlisted action" and the Village has adopted a resolution determining that the undertaking and financing of the purpose will not have a significant effect on the environment and, therefore, the Village has issued a "negative declaration" under the State Environmental Quality Review Act ("SEQR").

SECTION 13. The Village Treasurer is further authorized to call in and redeem any outstanding obligations (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Village officials and the Village's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Village Clerk.

SECTION 14. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or

(b) 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

(2) Said obligations are authorized in violation of the provisions of the Constitution of New York.

May 11, 2022

SECTION 15. The Village Clerk is hereby authorized and directed, following the holding of the voter referendum described in Section 16 below, to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in the Daily Gazette, a newspaper having a general circulation in said Village and hereby designated as the official newspaper of said Village for such publication.

SECTION 16. The resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law, and the Village hereby determines to schedule a voter referendum to consider this resolution and the other bond resolution adopted by the Village in connection with the Village Hall/Fire Safety Facility Project in accordance with the provisions of Article 9 of the Village Law. The Mayor, the Village Clerk and the Village Attorney are hereby authorized to take the necessary steps under Article 9 of the Village Law to provide for the referendum. This resolution shall take effect immediately after such referendum.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Thomas Gifford	VOTING	<u>YES</u>
George Solotruck	VOTING	<u>YES</u>
Justin Cook	VOTING	<u>YES</u>
Heather Gray	VOTING	<u>YES</u>
Joseph Rizzo	VOTING	<u>YES</u>

The foregoing resolution was thereupon declared duly adopted.

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND RENOVATION OF THE CURRENT VILLAGE HALL/FIRE STATION, AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$5,000,000 OF THE VILLAGE OF SCOTIA, SCHENECTADY COUNTY, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER, AND DETERMINING TO HOLD A VOTER REFERENDUM WITH RESPECT TO THIS BOND RESOLUTION.

MOVED by Trustee Cook, seconded by Trustee Rizzo that

WHEREAS, the Village of Scotia desires to undertake and finance a project (the "Village Hall/Fire Safety Facility Project") described as follows: (A) the renovation of the current Village Hall/Fire Station located at 4 N. Ten Broeck Street in the Village of Scotia into a Village Hall Facility, which shall include the Clerk's Office, Police Department, Building Inspector's Office, Village Court, Mayor and Board of Trustees Office and meeting/conference space; and (B) the construction on a parcel of land located at 138 Mohawk Street in the Village of Scotia, New York of a new fire safety facility to contain approximately 14,000 square feet of space (the "New Fire Safety Facility"), including necessary site work and the acquisition and installation of furnishings, fixtures, equipment, machinery and apparatus for the foregoing purpose; and

May 11, 2022

WHEREAS, the Village Hall/Fire Safety Facility Project has been planned and designed as a single integrated project and the Village intends to undertake the Village Hall/Fire Safety Facility Project as a single integrated project; and

WHEREAS, the Section 31.00 of the Local Finance Law requires the Village to consider the financing of the Village Hall/Fire Safety Facility Project pursuant to two separate bond resolutions; and

WHEREAS, the Village Board will by motion provide for a mandatory referendum on the bond resolutions, in accordance with Section 36.00 of the Local Finance Law, and such referendum will be by a single proposition so to reflect that the Village Hall/Fire Safety Facility Project is a single, integrated project;

BE IT RESOLVED, by the Board of Trustees of the Village of Scotia, Schenectady County, New York (the "Village") (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Village hereby makes the following findings and determinations with respect to the Village Hall/Fire Safety Facility Project:

(A) The architect retained by the Village to design the Village Hall/Fire Safety Facility Project has designed the Village Hall/Fire Safety Facility Project as a single integrated project.

(B) The Village Hall/Fire Safety Facility Project has been designed as a single integrated project because the Village would not undertake the Village Hall/Fire Safety Facility Project as separate projects. The reconstruction and renovation of the current Village Hall/Fire Station can only occur if the New Fire Safety Facility is constructed.

(C) The Village Hall is a "Class B" building under Section 11.00 of the Local Finance Law.

SECTION 2. The Village is hereby authorized to undertake and finance the specific purpose (hereinafter collectively referred to as "purpose") pursuant to this resolution as described as follows: the renovation of the current Village Hall/Fire Station located at 4 N. Ten Broeck Street in the Village of Scotia into a Village Hall Facility, which shall include the Clerk's Office, Police Department, Building Inspector's Office, Village Court, Mayor and Board of Trustees Office and meeting/conference space, including necessary site work and the acquisition and installation of furnishings, fixtures, equipment, machinery and apparatus for the foregoing purpose. The maximum cost of said purpose will not exceed \$5,000,000.

SECTION 3. The Board of Trustees plans to finance the maximum estimated cost of said purpose by the issuance of serial bonds in an amount not to exceed \$5,000,000 of said Village, hereby authorized to be issued therefore pursuant to the Local Finance Law.

May 11, 2022

SECTION 4. It is hereby determined that the reconstruction and renovation of the current Village Hall/Fire Hall is an object or purpose described in subdivision 12(a)(2) of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is fifteen (15) years.

SECTION 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 7. The faith and credit of said Village 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. There shall annually be levied on all the taxable real property of said Village a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

SECTION 8. 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, Section 63.00 and Section 164.00 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 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.

SECTION 9. 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 capital purposes described in Section 2 of this resolution. The Village then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 3 of this resolution. This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 10. 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.

May 11, 2022

SECTION 11. 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 12. The Village has determined that the renovation of the current Village Hall/Fire Hall is an “unlisted action” and the Village has adopted a resolution determining that the undertaking and financing of the purpose will not have a significant effect on the environment and, therefore, the Village has issued a “negative declaration” under the State Environmental Quality Review Act (“SEQR”).

SECTION 13. The Village Treasurer is further authorized to call in and redeem any outstanding obligations (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Village officials and the Village’s municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Village Clerk.

SECTION 14. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or

(b) 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

(2) Said obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 15. The Village Clerk is hereby authorized and directed, following the holding of the voter referendum described in Section 16 below, to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in the Daily Gazette, a newspaper having a general circulation in said Village and hereby designated as the official newspaper of said Village for such publication.

SECTION 16. The resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law, and the Village hereby determines to schedule a voter referendum to consider this resolution and the other bond resolution adopted by the Village in connection with the Village Hall/Fire Safety Facility Project in accordance with the provisions of

May 11, 2022

Article 9 of the Village Law. The Mayor, the Village Clerk and the Village Attorney are hereby authorized to take the necessary steps under Article 9 of the Village Law to provide for the referendum. This resolution shall take effect immediately after such referendum.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Thomas Gifford	VOTING	<u>YES</u>
George Solotruck	VOTING	<u>YES</u>
Justin Cook	VOTING	<u>YES</u>
Heather Gray	VOTING	<u>YES</u>
Joseph Rizzo	VOTING	<u>YES</u>

The foregoing resolution was thereupon declared duly adopted.

BOND PROPOSITION LANGUAGE

MOVED by Trustee Solotruck, seconded by Trustee Rizzo that

Pursuant to Village Law 9-904 the Board of Trustees adopts the following proposition language for the Village Hall/Fire Facility Project Bond Referendum:

Shall the bond resolutions adopted by the Village of Scotia, New York on May 11, 2022 authorizing (1) the undertaking by the Village of the project (the “Project”) described as follows: (a) the renovation of the current Village Hall/Fire Station located at 4 N. Ten Broeck Street in the Village of Scotia into a Village Hall Facility, which shall include the Clerk’s Office, Police Department, Building Inspector’s Office, Village Court, Mayor and Board of Trustees Office and meeting/conference space; and (b) the construction on a parcel of land located at 138 Mohawk Avenue in the Village of Scotia of a new fire safety facility, including necessary site work and the acquisition and installation of furnishings, fixtures, equipment, machinery and apparatus for the foregoing purposes, and (2) the financing of the Project by the issuance of serial bonds, and bond anticipation notes in anticipation of such bonds, in an aggregate principal amount not to exceed \$13,800,000, be approved:

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

May 11, 2022

REFERENDUM ELECTION DISTRICT

MOVED by Trustee Solotruck, seconded by Trustee Rizzo to Declare the Village of Scotia one election district solely for the purposes of the referendum on Village Hall/Fire House Project, as permitted by law and that said district's polling site will be the Our Redeemer Lutheran Church, 103 So. Reynolds Street, Scotia, NY on June 7, 2022 from 12:00p.m.to 9:00p.m.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

BUSINESS IMPROVEMENT DISTRICT BUDGET

MOVED by Trustee Cook, seconded by Trustee Solotruck to approve the Scotia Business Improvement District Budget for FY 2022-2023 in the amount of \$23,275.77 as submitted to the Village in a letter from the BID.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

BID ASSESSMENT

MOVED by Trustee Rizzo, seconded by Trustee Cook to authorize the allocation and collection of the appropriate special assessments on the Scotia Business Improvement District for FY 2022-2023

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

WATER AND SEWER BILL RELEVY

MOVED by Trustee Rizzo, seconded by Trustee Cook that Be it Resolved that the Board of Trustees authorizes the Village Clerk-Treasurer to levy the unpaid inside village water and sewer bills, as certified by the Village Clerk-Treasurer, onto the June 2022 Village property tax bills.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

DEPARTMENT OF PUBLIC WORKS BILL RELEVY

MOVED by Trustee Solotruck, seconded by Trustee Rizzo that Be it Resolved that the Board of Trustees hereby authorizes the Village Clerk-Treasurer to levy the unpaid Department of Public Works charges, as certified by the Village Clerk-Treasurer, onto the June 2022 Village property tax bills.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

May 11, 2022

APPROVAL OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDS

The board discussed several proposed expenditures for the ARPA Funds.

MOVED by Trustee Solotruck, seconded by Trustee Cook that

Whereas, American Rescue Plan Act was signed into law by President Biden on March 11, 2021, guaranteeing direct relief to cities, towns and villages in the United States (Sec.

9901:Coronavirus State and Local Fiscal Recovery Funds), and

Whereas, the Village of Scotia is the recipient of American Rescue Plan Act of 2021 (ARPA) funds as a Non-Entitlement Unit of Local Government, and

Whereas, a wide variety uses of APRA funds by local governments are allowed, now therefore,

Be it Resolved, that the Board of Trustees approves use of ARPA funds for the following:

\$20,000 for Underpass Article 15 Action relating to infrastructure.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

AMENDMENT TO AGREEMENT WITH KB GROUP OF NY DBA PRIME AE GROUP

MOVED by Trustee Cook, seconded by Trustee Rizzo that

Whereas, the Village entered into an agreement with PRIME AE Group on June 14, 2017, in regard to wastewater system improvements at the old sewer plant, and

Whereas, amends were made due to a buried fuel tank necessitating additional work, and

Whereas, the First Amendment to Agreement was authorized March 13, 2019, and the Second Amendment on January 19, 2021, now therefore

Be it Resolved, the Board of Trustees authorizes the Mayor to sign Third Amendment to Agreement with KB Group of NY, Inc. dba PRIME AE Group of NY for additional services in an additional amount not to exceed \$22,100.00.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

PAYMENT #3 TO M.J. ENGINEERING AND LAND SURVEYING, PC

MOVED by Trustee Solotruck, seconded by Trustee Rizzo that

Whereas, the Village of Scotia received a grant for the Washington Avenue Bicycle and Pedestrian Connection Project, and

Whereas, as part of the grant work the Village entered into a contract with M.J. Engineering and Land Surveying, PC for engineering services, and

Whereas, a request has been made for payment #3 in the amount of \$57,366.24 and

Whereas, the Superintendent of Public Works has reviewed the request and approved it, now therefore

Be it Resolved, that the Board of Trustees approves Payment #3 to M.J. Engineering and Land Surveying, PC, in the amount of \$57,366.24 for the Washington Avenue Bicycle and Pedestrian Connection Project.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

May 11, 2022

CLIMATE CHANGE MITIGATION EASEMENT WITH TOWN OF GLENVILLE

MOVED by Trustee Solotruck, seconded by Trustee Cook that

Whereas, the Village of Scotia and the Town of Glenville entered into an Intermunicipal Agreement for the Broad Street Sidewalk Project, and

Whereas, The Climate Smart Grant that the Town received for the Project requires an Easement, now therefore,

Be it Resolved, that the Board of Trustees authorizes the Mayor to sign a Climate Change Mitigation Easement with the Town of Glenville in regards to the Broad Street Sidewalk Project.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

CLOSURE OF IRVING ROAD

MOVED by Trustee Solotruck, seconded by Trustee Rizzo to authorize the closure of Irving Road between Ballston Avenue to Knickerbocker Road on Wednesday, July 16, 2022 from 12:00p.m. to 2:00p.m. for a Block Party

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

CLOSURE OF SCHONOWEE AVENUE AND WASHINGTON AVENUE

MOVED by Trustee Solotruck, seconded by Trustee Rizzo that

Whereas, Miles on the Mohawk Marathon is scheduling a Race Event on Sunday, May 29, 2022 and

Whereas, a portion of the race are proposed to be run through the Village of Scotia, and

Whereas, the Miles on the Mohawk Marathon will reimburse the Village for police overtime incurred, now therefore,

Be it Resolved, that the Board of Trustees authorizes the closure of Schonowee Avenue and Washington Avenue (to Sunnyside Road) on Sunday, May 29, 2022 from 7:00a.m. to 10:00a.m. for the Miles on the Mohawk Marathon event.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

CLOSURE OF SO. TEN BROECK STREET

MOVED by Trustee Cook, seconded by Trustee Rizzo to authorize the closure of So. Ten Broeck Street from Mohawk Avenue to First National Bank of Scotia driveway on Saturday, June 18, 2022 from 3:00p.m. to 10:00p.m. for Mohawk Taproom's Block Party.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

May 11, 2022

VILLAGE EVENTS

MOVED by Trustee Solotruck, seconded by Trustee Rizzo to designate the following events as Village events for insurance purposes:

- a) Memorial Day Parade – May 25, 2022
- b) Crusin' on the Avenue – June 19, 2022

Ayes: Trustee Cook, Gray, Rizzo, Solotruck & Mayor Gifford

Noes: None

Abstentions: None

MAYOR'S COMMENTS TO THE BOARD

Happy Spring. Attended BID meeting in the new Library meeting room overlooking the park; gorgeous view with lots of activity. Parks and DPW have done a beautiful job with the renovations to Freedom Park. Chair lift was installed at Village Hall – Clune Electric installed outlet; concrete works needs to be done outside building so there is not a step to enter.

DEPARTMENTAL REPORTS

MOVED by Trustee Cook, seconded by Trustee Rizzo that the April Departmental reports be accepted as presented with thanks.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

CORRESPONDENCE, LIAISON AND SPECIAL COMMITTEE REPORTS

Trustee Cook – Busy month for Scotia Police Department; Sergeants working on oversight of Village Special Events. Jumpin' Jacks firework display will be held on July 1st; thanked Jumpin' Jacks for sponsoring event. Sgt Bean met with a grant coordinator for a NYS Child Safety Grant; safety checks ensure car seats are properly installed. Discussions continuing regarding use of ARPA funds; police department list includes updated tasers, license plate reader and body worn cameras. Thanked Mrs. Becker for another successful drug take back day; critical role in safely disposing of opioid/addictive drugs. Bid was awarded for outfitting the new police vehicle as part of vehicle replacement plan. The Community Resource Officer position was put out to bid within the department; successful candidate was selected; formal announcement will be made at a future meeting. Continuing to work on revision to skateboard law; look forward to introducing local law at next work session for consideration of the board. The proposed legislation has been reviewed by the Traffic Safety Committee and would lift the ban on skateboarding on certain streets and sidewalks and replace with safe skate guidelines. This will allow the Police Department to engage with the youth on rules for safe skating. Attended Annual BID meeting. Attended Zoning Board of Appeals meeting; variance approved.

Trustee Gray – Town of Glenville: Met with Supervisor Koetzle regarding possible youth program for the summer. Thursdays in the Park will resume with five bands in total; the last Thursday, August 27th will be Movie Night. No meeting held for Traffic Safety Committee or Police Reform Committee. Fire Department: Met with Chief Wood, the Fire Department Annual Chicken BBQ will be held on May 25th from 4-6pm with the Memorial Day Parade starting at 6pm. Rescue boat will be in service within the next week and will be placed at the Village Docks once they are installed. Thanked all Village Employees for all their hard work.

May 11, 2022

Trustee Rizzo – Once docks are installed flyers will be delivered to the visitors center at the Waterford Harbor along with the schedule for Freedom Park. The Parade Committee has selected the Grand Marshall and the Honorary Grand Marshall for the Memorial Day Parade. Village Wide Garage Sale will be held this year. Crusin on the Avenue solicitations have gone out; looking at new way to bring cars onto Mohawk Avenue. Clerk's Office looking into new file cabinet for file storage.

Trustee Solotruck – Attended Planning Board meeting. Little League season has started; improvements have been made to the fields. Village Garden has started up this weekend; 2013 was the first year of the program with program growing each year. Looking forward to Block Parties, Garage Sale and Memorial Day Parade.

BUDGET ADJUSTMENTS

MOVED by Trustee Cook, seconded by Trustee Rizzo to approve the Budget Adjustments for the month of April.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

AUDIT OF CLAIMS

MOVED by Trustee Rizzo, seconded by Trustee Cook that be it resolved that all claims against the Village dated May 11, 2022 be allowed and ordered paid in full in the amount of \$175,724.01 charged to the following funds:

A-General Fund	\$148,812.98
F-Water Fund	\$ 8,830.69
G-Sewer Fund	\$ 18,080.34

Further the Clerk/Treasurer is hereby authorized to draw checks in the claimants' favor and in the full amount listed and charge the same to the funds listed therein.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

ADJOURNMENT

MOVED by Trustee Rizzo, seconded by Trustee Solotruck to adjourn the meeting at 9:00p.m.

Ayes: Trustee Cook, Gray, Rizzo, Solotruck and Mayor Gifford

Noes: None

Abstentions: None

Respectfully submitted,

Maria A. Schmitz
Clerk to the Village Board of Trustees