

**Urbana Town Board Meeting
Special Board Meeting
April 29, 2022
4:00 p.m.**

The Urbana Town Board held a special meeting on Tuesday, April 29, 2022 at 4:00 p.m. at the Town Hall, 8014 Pleasant Valley Road, Bath, New York.

Present:	Edward P. Stull	Supervisor
	Jim Presley	Deputy Supervisor
	David Luppino	Councilperson
	David Shaw	Councilperson
	Mary Farmer	Councilperson
	Deanna Tompkins	Town Clerk

Others Present: None

Supervisor Stull opened the meeting at 4:00 p.m.

Wellspring Fellowship Group

On a motion made by Councilperson Farmer, seconded by Councilperson Shaw and carried, all voting Aye to approve a date change for Wellspring Fellowship Group Worship Weekend. The new date is July 15-17, 2022.

Intermunicipal Agreement

On a motion made by Deputy Supervisor Presley, seconded by Councilperson Luppino and carried, all voting Aye to approve the Intermunicipal Agreement between Steuben County and the Town of Urbana for Use of County Owned Gooseneck Low-Boy Trailers and Tractors.

Trench Box

On a motion made by Councilperson Luppino, seconded by Councilperson Shaw and carried, all voting Aye to approve purchasing a Trench Box for \$15,866.00.

Mowing Town of Urbana Cemeteries

On a motion made by Councilperson Luppino, seconded by Councilperson Farmer and carried, all voting Aye to approve DeForest Lawn Service to Mow the Town Of Urbana’s Cemeteries for 2022.

- Initial Clean-up \$320
- North Urbana \$110
- Mount Washington \$110
- North Urbana Baptist \$30
- Free Baptist \$60
- Depew-Wixom \$160
- Chestnut Grove \$85

Bond Resolution

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BOND RESOLUTION
(Effective Immediately)

At a special meeting of the Town Board of the Town of Urbana, Steuben County, New York, held at the Town Hall, in Hammondsport, New York, in said Town, on the 29th day of April, 2022 at 4:00 o’clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Stull, and upon roll being called, the following were

PRESENT:

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|------------------------|--------------------------|
| Edward P. Stull | Supervisor |
| Jim Presley | Deputy Supervisor |
| David Luppino | Councilperson |
| David Shaw | Councilperson |
| Mary Farmer | Councilperson |

ABSENT: None

The following resolution was offered by Deputy Supervisor Presley who moved its adoption, seconded by Councilperson Luppino to-wit:

BOND RESOLUTION DATED APRIL 29, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OF THE TOWN OF URBANA, STEUBEN COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF A RECREATIONAL BRIDGE AND BOARDWALK AT KEUKA LAKE, IN AND FOR SAID TOWN.

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

WHEREAS, it is now desired to authorize the financing of such capital project, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Urbana, Steuben County, New York, as follows:

Section 1. The construction of a recreational bridge and boardwalk at Keuka Lake, including original furnishings, machinery, equipment, apparatus, appurtenances and incidental improvements and expenses in connection therewith, in and for the Town of Urbana, Steuben County, New York, is hereby authorized at a maximum estimated cost of \$600,000.

Section 2. It is hereby determined that the plan of financing of said specific object or purpose is by the issuance of \$600,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; **PROVIDED, HOWEVER**, that to the extent

that any Federal or State grants-in-aid are received for such specific object or purpose, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 90, based upon subdivisions 10, 19(c) and 55, each of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years.

Section 4. 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 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 5. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures

shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or

places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. 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 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 6. The faith and credit of said Town of Urbana, Steuben 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. 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 7. 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 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 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.

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

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

COUNCILPERSON SHAW	VOTING: AYE
COUNCILPERSON FARMER	VOTING: AYE
COUNCILPERSON LUPPINO	VOTING: AYE
DEPUTY SUPERVISOR PRESLEY	VOTING: AYE
SUPERVISOR STULL	VOTING: AYE

The resolution was thereupon declared duly adopted.

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Schedule Public Hearing

On a motion made by Deputy Supervisor Presley, seconded by Councilperson Farmer and carried, all voting Aye to schedule a public hearing on May 17th at 6:30 p.m. for changes in the Zoning Law.

STW Local Government Conference

On a motion made by Councilperson Farmer, seconded by Councilperson Luppino and carried, all voting Aye to approve training for any Town of Urbana employee or board member to attend the STW Local Government Conference in Houghton, New York on June 9, 2022.

Docks at Depot

There was a discussion about the safety of the docks at Depot Park and what the Town could do to fix them.

On a motion made by Councilperson Luppino, seconded by Councilperson Farmer and carried, all approving Deputy Supervisor Presley talk with Judith Withers from Classic Country Boats to see if the Town can use their docks.

Executive Session

On a motion made by Councilperson Farmer, seconded by Councilperson Luppino and carried, all voting Aye to go into Executive Session for Current Litigation at 4:45 p.m. inviting in Deanna Tompkins, Clerk, and Marvin Rethmel, Zoning Officer.

On a motion made Councilperson Farmer, seconded by Councilperson Luppino and carried, all voting Aye to come out of Executive Session at 5:23 p.m.

With no further business, on a motion made by Councilperson Luppino, seconded by Councilperson Farmer and carried, all voting Aye to close the meeting at 5:44 p.m.

Respectfully Submitted,

Deanna Tompkins
Town Clerk