Village of Tupper Lake
Board of Trustees
Minutes

Date: Wednesday, August 27, 2014
Time: 5:00 PM
Location: Board Room
Meeting: Special Meeting

5:00-6:29 PM

At the Special Meeting of the Board of Trustees held this date, the following were present: Mayor Paul A. Maroun, Trustees Rick Donah, Leon LeBlanc, Thomas Snyder, David Maroun and Village Clerk/Treasurer Mary A. Casagrain.

Also present were Water/Wastewater Superintendent Mark Robillard, Water Engineer with C2AE Timothy Burley and News Reporter Daniel McClelland.

Call the Special Meeting To Order

Mayor Maroun called the Special Meeting to order at 5:00 PM for the purpose of getting an update from our Ground Water Supply Project Engineer with C2AE Mr. Timothy Burley.

Ground Water Supply Project Update

Project Engineer Mr. Timothy Burley with C2AE presented to the Village Board for comment a revised engineering plan, schedule, budget, permitting and funding analysis of the proposed system improvements. We reviewed the proposed plans in great detail and Mr. Burley asked that we submit our comment by September 12 so that he could reply and modify accordingly.

Paul A. Maroun

Mayor Paul A. Maroun asked if he knew a timeline as to how long before we could close the Maddox Lane facility and use of Little Simon.

Mr. Burley advised that it is recommended we both ball the facility in the interim to ensure the wells yield what we expect and address it down the road. He further added he would get an analysis from Claude Cormier with HydroSource Associates as to what the project yields will be and timeline for retiring the older facilities.

Tax Assessment Impacts

Mr. Burley added that we should see a relief on the assessment between the Maddox Lane facility and the proposed facility on Pitchfork Pond.

Refine Scope & Force Account

It was noted that internal departments needed to decide what work would be completed with force account vs. sub-contracting the work out for the proposed project which would impact the bottom line budget so he can submit the plan to the Park Agency for their review.

Scope Change Discussion

Water/Wastewater Superintendent Mark Robillard presented a revised Scope Change Request for his Lake & Wawbeek Avenue Utility Improvement Project from Stark's Gravel and Excavation LLC for $88,480.00.

Village board members discussed at great length the difference between the original $71,000.00 and newly presented proposal but decided to table further discussion until our engineer for the project could be contacted to clarify the differences.

BOA Deobligation

Mayor Paul A. Maroun advised that after speaking with our Revitalization advisor Mrs. Melissa McManus about getting the required participation for our Brownfield Opportunity Area Grant for $70,000.00 it would be in our best interest to deobligate the funds.

After a brief discussion it was so moved by Trustee Donah, seconded by Trustee Snyder to formally authorize Mayor Maroun to send a letter on behalf of the Village of Tupper Lake advising NYS DOS that we would be requesting deobligation of its BOA grant, #C106021 in the amount of $70,000.00. (Carried 5-0)

Approve Post Issuance Procedures Resolution

Motion by Trustee Snyder, seconded by Trustee LeBlanc to approve the following Post Issuance Procedures Resolution as recommended by Bond Counsel:

A regular meeting of the Board of Trustees of the Village of Tupper Lake, Franklin County, New York, held at Village Offices, located at 53 Park Street, Tupper Lake, New York 12986 on August 27, 2014 at 6:00 o'clock p.m., prevailing time.

The meeting was called to order by Mayor Paul A. Maroun, and upon roll being called, the following were:

PRESENT:

Mayor Paul A. Maroun
Trustee Thomas Snyder
Trustee David Maroun
Trustee Richard Donah
Trustee Leon LeBlanc

The following resolution was offered by Trustee Thomas Snyder, who moved its adoption, seconded by Trustee Leon LeBlanc, to-wit:

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF TUPPER LAKE, FRANKLIN COUNTY, NEW YORK (THE "VILLAGE") AUTHORIZING AND ADOPTING POST ISSUANCE COMPLIANCE POLICIES AND PROCEDURES RELATED TO THE VILLAGE'S TAX-EXEMPT OBLIGATIONS, SUCH POLICIES AND PROCEDURES INTENDED TO ENSURE THAT THE REQUIREMENTS IMPOSED UPON THE VILLAGE PURSUANT TO THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, WILL BE SATISFIED

WHEREAS, the Village of Tupper Lake, Franklin County, New York (the "Village") previously has issued bond and notes (the "Tax-Exempt Obligations"), the interest on which is excluded from gross income of the owners thereof pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the Village intends to issue additional series of Tax-Exempt Obligations in the future; and

WHEREAS, in order to ensure that that interest on Village's Tax-Exempt Obligations will continue to be excluded from gross income of the owners thereof for purposes of federal income taxation, and that the Village complies with its tax certifications relating to the Tax-Exempt Obligations, the Board of Trustees has determined, based on the advice of the Village's Bond Counsel, to adopt certain written Post-Issuance Compliance Policies and Procedures in the form attached hereto as Exhibit A and made a part hereof (the "Post-Issuance Compliance Procedures").

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Tupper Lake, Franklin County, New York (the "Board"), as follows:

Section 1. The Board hereby approves and adopts the Post-Issuance Compliance Procedures.

Section 2. The Board hereby appoints the Village Treasurer to serve as the "Designated Tax Compliance Official" under the Post-Issuance Compliance Procedures and hereby authorizes and directs the Village Treasurer, acting in such capacity, to take such actions, after appropriate consultation with Bond Counsel to the Village, as the Village Treasurer deems necessary, appropriate or desirable to effect the implementation of the Post Issuance Compliance Procedures, and hereby further authorizes the Village Treasurer, as such Designated Tax Compliance Official, to delegate to such other Village officials or employees as the Village Treasurer shall determine is necessary or appropriate, the responsibility to take certain specific actions called for by the Post-Issuance Compliance Procedures.

Section 3. This Resolution shall take effect immediately.

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

Mayor Paul A. Maroun	VOTING	Aye
Trustee Thomas Snyder	VOTING	Aye
Trustee David Maroun	VOTING	Aye
Trustee Richard Donah	VOTING	Aye
Trustee Leon LeBlanc	VOTING	Aye

The foregoing resolution was thereupon declared duly adopted. (Carried 5-0)

Enter Executive Session

Motion by Trustee Donah, seconded by Trustee LeBlanc to enter Executive Session to discuss proposed, pending or current litigation. (Carried 5-0)

Exit Executive Session

Motion by Trustee LeBlanc, seconded by Trustee Donah to enter Executive Session. (Carried 5-0)

Adjourn Special Meeting 6:29 PM

Motion by Trustee Snyder to close the Special Meeting, seconded by Trustee LeBlanc at 6:29 PM. (Carried 5-0)

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Mary A. Casagrain, Village Clerk/Treasurer