

## Regular Meeting

Because of the Novel Coronavirus (COVID-19) Emergency and State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo's Executive Order 220.1 issued on March 12, 2020 suspending the Open Meetings Law, the Waddington Town Board Meeting scheduled for April 13, 2020 at 7:00 pm was held electronically via Zoom instead of a public meeting open for the public to attend in person. Members of the public were allowed to join the meeting from their homes.

**Present:** Supervisor Alex Hammond and Board Members: Travis McKnight, David McBath, Scott Loomis, and Shaun Prentice.

**Also Present:** Carol A. Burns, Town Clerk, David Putney, Highway Superintendent, Charlie Nash, Town Attorney and joining public Mark Scott, Katelyn Autrey-Agen, and Mike Kenny.

**Call to order:** Supv Hammond called the meeting @7:09 PM.

**Pledge of Allegiance:** Supv Hammond requested that everyone recite the Pledge of Allegiance.

**Approval of Minutes:** A motion was made by Loomis, seconded by Prentice to approve the minutes as submitted. Ayes: All

**Citizen's Comments:** There were no comments at this time.

### **Committee Reports:**

**Recreation/Tourism:** C Loomis noted that he had spoken with Russ. He said the lifeguards have been hired and the programs are ready to go once we have the okay for it. Claxton Hepburn will once again do the dragon boat races at the beach on August 22<sup>nd</sup>.

**Rescue Squad:** C Prentice reported that Julie McBath has told him that they have had 5 calls in April. There have been no positive Covid-19 cases in Waddington. They are short two drivers who are out until the Covid-19 crisis is over due to their age. They are still working on the grant for the ambulance.

**Cemetery:** C McKnight reported that he had spoken with Jason Curran and they will begin cleanup shortly and get ready for the mowing season.

**Highway:** The highway department has attended an 811 training in Potsdam, have been doing maintenance on the trucks and grader, patching potholes, and replacing road signs. They dug out the sides of the McKnight Road out to County Rt14 and used 6 minus and crusher run to put back on. They used McKnight's excavator to complete the task. They did one burial. The guys were off for one week when the Covid-19 pandemic began. Since then Supt Putney has brought them back on a 50/50 work schedule.

**Library:** With the Covid-19 stuff going on Supv Hammond attended the library meeting. They will be closed until April 29<sup>th</sup> and then reevaluate. They will use the time to clean all the books and do an inventory.

**Campground Committee:** C McBath reported that there was no meeting. They have been corresponding by email. The local government task force meeting was supposed to be on March 26<sup>th</sup> but didn't happen due to the Governor's Executive Order. They have submitted the two floor plans for cabins at the last town board meeting and they are now at the juncture that they will need to see what NYPA will work with us on. C McBath noted that rough numbers for the cabins are \$200,000 including slab and furnace for three bedrooms and \$100,000 for the two bedrooms. Supv Hammond reported that he would reach out to Larry LeGault to see if the Local Government Task Force would be receptive to doing a meeting via Zoom.

**The Gallery/Clark House:** Mark reported that everything was on hold.

**East Coast Watercross:** Supv Hammond reported that he had not heard anything from East Coast Watercross since the Covid-19 pandemic began. They are going to try to do events based on how things clear up. It is listed on their website and Facebook page. The Board asked if the MOU had been signed yet. Supv Hammond noted that it had not. The board stated that a letter should be sent advising them that due to the current scenario we can't commit while the executive order from the Governor is in effect.

Supt Putney asked if they should open the beach as normal or hold off. The board noted we should hold off until we see what the Governor has to say.

**Radio Tower:** C McBath reported that he had spoken with Matt Denner, St Lawrence County Emergency Services and was told all projects were put on hold because of the Covid-19 situation. An email should be sent out to him just to stay in touch and see where we stand.

**Solar Project:** Attorney Nash gave an update on the solar project proposed for CR 31. He noted that he had just received a response from Rick Williams from the IDA. Nothing has been done yet with the original request dated March 4<sup>th</sup>. They are reviewing the written application to negotiate for PILOT payment. He will be contacting the School Supt to be involved with the process. He told the board that the PILOT payment is divided by a percentage and unfortunately the Town is the one that receives the least amount of payment. C Prentice asked if the business plan model had been provided to the IDA. There are regulations through NYSERDA for after a 15 year term there should be full payment received. Attorney Nash will keep the board informed in the process.

**Iroquois Land:** The Board asked if there had been any further inquiry from the realtor for the Whitehouse Bay property. Nothing has been received since the Covid-19 outbreak. Supv Hammond will reach out to them.

Supt Putney noted that he spoke to Lowell Putney and told him they should put no ATV signs on the horse trails. Supt Putney has installed rocks before the gate where the vehicles were going around due to the ruts being caused.

**Truck Bond Resolution:**

Resolution #36

Motioned by: Loomis

Seconded by: Prentice

BOND RESOLUTION DATED \_\_\_\_\_,  
2020, 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 WADDINGTON, 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 EIGHTY-  
FIVE THOUSAND AND 00/100 DOLLARS  
(\$185,000.00) FOR THE PURPOSE OF FINANCING  
THE COST OF PURCHASING ONE  
NEW FULLY EQUIPPED 2021 MACH GRANITE  
64FR ALLISON PLOW TRUCK FOR THE TOWN OF  
WADDINGTON, NEW YORK, AT A TOTAL PROJECT  
COST NOT TO EXCEED TWO HUNDRED SEVENTEEN  
THOUSAND NINE HUNDRED TWENTY-ONE AND  
00/100 DOLLARS (\$217,921.00).

WHEREAS, the Town Board of the Town of Waddington, County of St. Lawrence, New York, has heretofore at this meeting adopted a resolution authorizing the issuance of

obligations of the Town of Waddington, New York, in the County of St. Lawrence, in the sum not to exceed One Hundred Eighty-five Thousand and 00/100 Dollars (\$185,000.00) for the purpose of financing the cost of purchasing one new fully equipped 2021 Mach Granite G4FR Allison plow truck for the Town of Waddington, New York, at a total project cost not to exceed Two Hundred Seventeen Thousand Nine Hundred Twenty-one and 00/100 Dollars (\$217,921.00).; and

WHEREAS, no other outstanding obligations of the Town of Waddington, 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 Waddington, New York, now desires to provide for the issuance of obligations of the Town of Waddington, New York, and it now desires to provide for other matters with respect to such purpose;

BE IT, THIS \_\_\_\_ day of \_\_\_\_\_, 2020

RESOLVED, by the Town Board of the Town of Waddington, County of St. Lawrence, New York, as follows:

Section #1. The Town of Waddington, 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 Eighty-five Thousand and 00/100 Dollars (\$185,000.00), 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 new fully equipped 2021 Mach Granite 64FR Allison plow truck for the Town of Waddington, New York, at a total project cost not to exceed Two Hundred Seventeen Thousand Nine Hundred Twenty-one and 00/100 Dollars (\$217,921.00).

Section #3. It is hereby stated that the maximum cost of said purpose as estimated by the Town Board is Two Hundred Seventeen Thousand Nine Hundred Twenty-one and 00/100 Dollars (\$217,921.00) 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 Waddington 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 may 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 Waddington, County of St. Lawrence and State of New York. The Chief Fiscal Officer of the Town of Waddington 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 Waddington, 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 Waddington, New York. Further, pursuant to Local Finance Law Section 21.00 (d), the Chief Fiscal Officer of the Town of Waddington, 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 Waddington, 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 Waddington, 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 Waddington 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 2020. The Town of Waddington 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 Waddington, New York, during 2020 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 Waddington, New York, and (IV) the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the Town of Waddington, New York, (and all subordinate entities thereof) during 2020 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.

Roll Call Vote:

Supv Hammond: Aye

Councilor Loomis: Aye

Councilor McKnight: Aye

Councilor Prentice: Aye

Councilor McBath: Aye

**Covid-19 Discussion:** Supv Hammond noted that the Town has done a good job adhering to things set by the National, State, and County Governments. We were the second town to declare a State of Emergency. When the Governor put his executive order in place two weeks ago it nullified every Municipalities State of Emergency unless the Department of Health declares one. We will have to follow the rules set forth by the Governor.

Supt Putney noted that he currently has 2 guys on Monday/Tuesday and the other guy Wednesday/Thursday/Friday. He has been alternating the weeks until the Governor lifts the order. It's hard to get anything done but he is doing the best that they can.

Supv Hammond noted that the Village has donated \$500 to the local food pantry. He would like to see the Town do the same to help out. There are a lot of people that have either lost their jobs or have been laid off and times are going to be tough for some. The Board agreed.

Resolution #37

Motioned by: Hammond

Seconded by: McKnight

RESOLVED, that the Waddington Town Board does hereby authorize the bookkeeper to write a check in the amount of \$500 to be paid to the Waddington Family Resource Center. These funds will be taken from the Economic Development line in the budget. Ayes: All

**Rescue Squad Electric:** Supt Putney reported that he had received a quote from CD Electric for the cable feed to the Rescue Squad. It will eliminate the Rescue Squad's meter and the breaker system will be updated from a 200amp system to a 400amp. He said that the current electric to the building has the capability to take the additional. The total for labor and materials is \$3,736. Discussion was held. C McKnight noted that he felt the board should hold off on this for right now to see how this Covid-19 shakes out. Nothing is moving forward with the tower at this time. C Prentice noted that he would like to also hold off and see where we end up. A motion was made by McBath, seconded by Prentice to table this discussion until the next meeting. Ayes: All

**Citizen's Comments:**

Mark Scott asked if there has been any projection as to what the decrease in sales tax might be. Supv Hammond noted that there had not been any yet but hopefully because the prior payment was higher it might make up the difference. We will have to wait and see.

Mark Scott also noted that it was a great thing that the board was doing by donating to the Family Resource Center. There are concerns about food security. C McKnight noted that things are not good right now in the food industry. Farms are dumping milk. There are 1,000 tractor trailer loads per day being dumped across the country. Three beef plants and one pork plant has been closed due to the Covid-19 illness. It is a major concern. Mark asked if there was a possibility of a public place that could be tilled up that people could grow their own food. He is currently putting the Recorder together and would like to make it as positive as possible. He would like to include resources that people can use as well as good things that people are doing in the community. The deadline for articles/information is April 30<sup>th</sup>.

**Executive Session:** A motion was made by McKnight, seconded by Loomis to enter into executive session to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. A motion was made by Loomis, seconded by McBath to return to regular session @ 8:53PM. Ayes: All No action was taken during executive session.

**Bills:** A motion was made by Prentice, seconded by Loomis to pay bills # 13307 – 13357 in the amount of \$51,987.15 as presented to the board by the Town Clerk. The Board will sign the abstract at a later date when the Executive Order to meet has been lifted. Ayes: All

**Adjournment:** A motion was made by Prentice, seconded by Loomis to adjourn the meeting @ 8:55PM. Ayes: All

Respectfully submitted,

Carol A. Burns, Town Clerk

