

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

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The Cicero Town Board held a Special Town Board Meeting on Monday, March 30, 2015 at 9:00 a.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

Present:

Jessica Zambrano	Supervisor
C. Vernon Conway	Councilor
Dick Cushman	Councilor
Mark Venesky	Councilor

Others Present:

Sharon Edick	Receiver of Taxes
Chris Woznica	Highway Superintendent
Tracy M. Cosilmon	Town Clerk

Absent:

Mike Becallo	Councilor
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Supervisor Zambrano opened the meeting at 9:00 a.m.

Supervisor Zambrano read the following statement:

I would like to point out the emergency exits-two at the back of the room and one up front to the audience’s left.

Please silence you cell phone or other electronic devices so that the meeting is not unnecessarily disturbed. If you must speak on your cell phone, please exit to the back hallway or outside. We also ask the audience to keep chatter to a minimum, so as not to disturb others.

The Town acknowledges the importance of full public participation in all meetings and hearings. We therefore urge all who wish to address the Board to utilize the microphone at the front of the room. If anyone is unable to hear, let us know so that adjustments can be made as necessary.

As you know, we don’t usually have public input during Special Town Board Meetings but if anyone is compelled to want to speak we certainly will acknowledge that.

Supervisor Zambrano said there would be no public input and led the Pledge of Allegiance.

Councilor Conway requested a moment of silence to honor our men and women in uniform who are not able to be with us here today, or with their family.

Bond Anticipation Note:

Councilor Cushman read the following:

BOND RESOLUTION DATED MARCH 30, 2015.

A RESOLUTION AUTHORIZING THE REPAVING OF ROADS IN AND FOR THE TOWN OF CICERO, ONONDAGA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$825,000 AND AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$825,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

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 Cicero, Onondaga County, New York, as follows:

Section 1. The repaving of roads in and for the Town of Cicero, Onondaga County, New York, including curbs, gutters, sidewalks, drainage and costs incidental thereto, are hereby authorized, SUBJECT TO PERMISSIVE REFERENDUM, at a maximum estimated cost of \$825,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$825,000 bonds of said Town, hereby authorized, to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purpose is fifteen years, pursuant to subdivision 20(c) 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 exceed five years.

Section 4. The faith and credit of said Town of Cicero, Onondaga 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 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 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. All other matters except as provided herein relating to the 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 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 7. 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 8. 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 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town designated 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.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Supervisor Zambrano seconded the motion and asked Tracy Cosilmon to call roll call.

Tracy Cosilmon stated that the Town Attorney, Robert Germain was copied on the resolution for his review, and that the date change had been approved by Orrick, Herrington & Sutcliffe, LLP, the Town’s bond council. She said we did have to change the date of the bond to reflect today’s meeting of March 30, 2015.

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

Councilor Venesky	VOTING	Yes
Councilor Cushman	VOTING	Yes
Councilor Conway	VOTING	Yes
Supervisor Zambrano	VOTING	Yes

Ayes - 4 and Noes - 0. *Motion carried.*

**AGREEMENT FOR THE EXPENDITURE
OF HIGHWAY FUNDS
2015**

Agreement between the Highway Superintendent of the Town of Cicero, Onondaga County, New York, and the undersigned members of the Town Board. Pursuant to the provisions of Section 284 of the Highway Law, we agreed that the moneys levied and collected in the Town for the repair and improvement of highways, and received from the State as State Aid (CHIPS) for the repair and improvement of highways, shall be expended as follows:

<u>Project</u>	<u>Length (miles)</u>	<u>Cost</u>
1. Gillette Rd. W.-Route 11 to dead end. Partial reconstruction	.29	\$32,954.45
2. Glendora Rd.-Route 11 to dead end. Partial reconstruction	.26	\$30,668.80
3. Noel Rd.-Sophia Dr. to Eileen Ave. Partial reconstruction	.17	\$19,507.75
4. Reis Dr.-Route 11 to Eileen Dr. Partial reconstruction	.31	\$34,634.20
5. Sophia Dr.-Reis Dr. to Noel Rd. Partial reconstruction	.07	\$11,274.00
6. Stevens Dr.-Route 11 to Stevens Dr. Partial reconstruction	.64	\$64,422.00
7. Sunset Terr.-Route 11 to Williamson Pkwy. Partial reconstruction	.24	\$27,902.00
8. Williamson Pkwy.-Route 11 to cul-de-sac Partial reconstruction	.46	\$47,378.60
9. Eldan Lane-Lakeshore Rd. to Farmgate Path Total reconstruction	.06	\$19,016.20

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<u>Project</u>		<u>Length(miles)</u>	<u>Cost</u>
10. Farmgate Path- Yulewood Circle to dead end Total reconstruction		.30	\$80,038.90
11. Fieldway Lane- Farmgate Pa. to Hardwood Ln. Total reconstruction		.15	\$45,223.95
12. Hardwood Lane- Farmgate Pa. to Farmgate Pa. Total reconstruction		.30	\$80,038.90
13. Deluxe Park-Lakeshore Rd. to dead end Partial reconstruction		.23	\$21,333.65
14. Maple Dr.-Lakeshore Rd. to Lakeshore Rd. Partial reconstruction		.23	\$20,359.80
15. McDonnells Pkwy-Lakeshore Rd to town line Partial reconstruction		.14	\$17,080.30
16. Michigan Ave.-Lakeshore to dead end Partial reconstruction		.20	\$20,249.62
17. Myers Lane-Deluxe Park to dead end Partial reconstruction		.08	\$12,534.00
18. Seneca Ave.-Lakeshore Rd. to Yacht Club Rd. Partial reconstruction		.17	\$19,043.00
19. Shellman Dr.-Lakeshore Rd. to Lakeshore Rd. Partial reconstruction		.53	\$47,373.60
20. Superior Ave.-Lakeshore Rd. to dead end Partial reconstruction		.25	\$23,962.25
21. Totman Dr.-Lakeshore Rd. to dead ends Partial reconstruction		.26	\$20,354.80
22. VanAntwerp Dr.-Lakeshore Rd. to Lakeshore Rd. Partial reconstruction		.26	\$23,634.30
23. Yacht Club Rd.-Lakeshore Rd. to Seneca Ave. Partial reconstruction		.34	\$31,692.87
24. Longpoint Rd.-Beach Rd. to Dead end Partial reconstruction		.62	\$59,477.75

Motion was seconded by Supervisor Zambrano.

Ayes - 4 and Noes - 0. *Motion carried.*

Supervisor Zambrano stated that the record would reflect that Councilor Becallo was absent.

Supervisor Zambrano stated for the record that this Special Town Board Meeting was held after adequate and sufficient proof of publication in the local media.

ADJOURN:

Supervisor Zambrano moved the adoption of a resolution to adjourn the Special Town Board meeting.

Motion was seconded by Councilor Venesky.

Ayes - 4 and Noes - 0. *Motion carried.*

There being no further business before the Board the meeting was adjourned at 9:14 a.m.

Tracy M. Cosilmon
Town Clerk