

**Village of Sylvan Beach
Board Meeting
March 15, 2021**

The Village Board of the Village of Sylvan Beach held their board meeting on Monday, March 15, 2021 at 6:30 pm with all board members present with public via zoom videoconference do to COVID 19 and executive order 202.1 a link was provided to the public. Mayor Gregory Horan presided over the meeting and the following were in attendance

Roll Call:

Mayor Horan	Present
Trustee Campbell	Present
Trustee Daily	Present
Trustee DeSantis	Present
Trustee Sullivan	Present

Meeting called to order with the pledge of allegiance

Others in Attendance:

Michael Sayles, Village Administrator via zoom
Patrick Goodenow, SVBRA via zoom
Norm Leach, Oneida County Legislator via zoom
Joe Rowlands, Tug Hill Commission

Approval of Minutes:

Motion made by Trustee Sullivan and seconded by Trustee Campbell to accept the minutes of the Regular Meeting of March 1, 2021 as reported by the Village Clerk. Carried as follows:

Trustee Daily	Aye	Trustee DeSantis	Aye
Trustee Campbell	Aye	Trustee Sullivan	Aye

Approval and Audit of Bills:

General Fund	\$ 11,333.97
Park Fund	\$ -0-
Resort District	\$ 3,371.27
Water District	\$ -0-
EOLWPAP	\$ 104,364.59
SBSD	\$ 25,000.00
Total	\$ 147,220.96

Motion made by Trustee Daily and seconded by Trustee DeSantis to approve payment of all bills to be paid from March 1, 2021 through March 12, 2021 in the amount of \$147,220.96 as presented and reviewed by the Village Board of Trustees. Carried as follows:

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Reports:

Village Clerk/Treasurer – reports were reviewed during audit of bills process

Michael Sayles – Village Administrator reported that the Village has a new lease agreement to sign regarding the drone radar tower the amount is now \$850 per month, the term is for 53 months and is now with NUAIR.

Motion was made by Trustee Daily and seconded by Trustee Sullivan authorizing Mayor Horan to sign the new lease agreement for the drone radar tower. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Michael continued to report that there is a new agreement ready for the board to review and to have approved at the April 5th meeting for the parking agreement with OIN for the Lake House, which gives the Village \$18000 in parking revenue every year only updates are the dates and now include the wording that no employee will park on Park Ave or Main St.

Michael reported that he is working on a proposal to update the 2009 150 and 2004 250 with the DPW, Michael has talked with the City of Rome in regards to their lease they did to upgrade their fleet with these two vehicles down it leaves us with the 2017 will have more information soon; next week is the Village’s 50th anniversary Senator Griffo will be sending a proclamation to the Village would like to have a small ceremony in the summer to celebrate; Senator Schumer and the American Rescue Plan announced monies to be distributed and the Village will be receiving some money based on the population not sure how that will calculate yet but money will be going to Town and the Village will be receiving some of the money.

Norm Leach – Oneida County Legislator was present to say hi and asked if there was anything for him.

Pat Goodenow - SVBRA reported that they have decided not to make any changes to the Bike Night Venue it will remain on Tuesday night

Joe – Tug hill Commission reported on all up-coming training webinars and available grants

All reports are on file with the Village Clerk for review

Communications:

Clerk received letter from Grace Lutheran Church requesting permission to utilize Sunset Park and Parking lot for Sunrise Services on Easter Sunday they will need power.

Motion was made by Trustee Daily and seconded by Trustee Campbell to allow the Grace Lutheran Church to utilize Sunset Park and Parking Lot with power for their sunrise services on Easter Sunday and the DPW will set the lot up for them. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Clerk received letter from Carello’ s Carousel in response to Bike Night being changed from Tuesday to Thursday Mayor Horan read the letter aloud to the board and public

Public:

Resolutions:

**BOND RESOLUTION
(SUBJECT TO PERMISSIVE REFERENDUM)**

The following resolution was offered by Trustee Sullivan, who moved its adoption, seconded by Trustee DeSantis, to-wit:

BOND RESOLUTION DATED MARCH 15, 2021.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF THE VILLAGE SEWER COLLECTION SYSTEM, IN AND FOR THE VILLAGE OF SYLVAN BEACH, ONEIDA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,650,000 AND AUTHORIZING THE ISSUANCE OF \$2,650,000 SERIAL BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State

Environmental Quality Review Act, which the Village has determined will not have any significant adverse impact 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 Board of Trustees of the Village of Sylvan Beach, Oneida County, New York, as follows:

Section 1. The construction of improvements to and reconstruction of the Village sewer collection system, in and for the Village of Sylvan Beach, Oneida County, New York, including upgrade of the Marina Drive lift station, as well as original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$2,650,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$2,650,000 of serial bonds of the Village 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 specific object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Sylvan Beach, Oneida 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 Village, 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 serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, 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 Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Village Treasurer shall deem best for the interests of said Village, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Village Treasurer shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters except as provided herein relating to the serial 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 serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. 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 Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

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 Village 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. The Village Treasurer is hereby further authorized, at her sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Village in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 10. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Village Treasurer. Such notes shall be of such terms, form and contents as may be prescribed by said Village Treasurer consistent with the provisions of the Local Finance Law.

Section 11. 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 12. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. Pursuant to the provisions of Section 36.00 of the Local Finance Law, this resolution is adopted subject to permissive referendum.

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

Trustee Campbell	VOTING	Aye
Trustee Daily	VOTING	Aye
Trustee DeSantis	VOTING	Aye
Trustee Sullivan	VOTING	Aye

The resolution was thereupon declared duly adopted.

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Old Business:

New Business:

Revisions to zoning chapter 136 new local law Chapter 12 Transient Lodging have been reviewed and there were no further questions or comments

Motion was made by Trustee Campbell and seconded by Trustee Daily to adopt the revisions to zoning Chapter 136 and to adopt new local law Chapter 12 Transient Lodging and to go into effect upon adoption. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

New revisions to zoning Chapter 136 Energy Conversion and Adult Entertainment and new local law Chapter 14 Mooring were reviewed during the Public Hearing at 7:00pm and there were no further questions or comments.

Motion was made by Trustee DeSantis and seconded by Trustee Campbell to adopt the revisions to zoning Chapter 136 new energy conversion and adult entertainment and a new local law Chapter 14 Mooring to go into effect upon adoption. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Motion was made by Trustee Campbell and seconded by Trustee Daily to hold the Annual Meeting, and Budget hearing on Monday April 19th to begin at 6:00pm with the regular meeting to follow. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

EOL

Bid opening was held on February 25, 2021 for contract 9 Site Soil Preload for WWTP Upgrade/Priority 2 Improvements with Jack Dodson and contractors were present via zoom 12 bids were received and were opened and read aloud. Lowest bidder came in at \$627,700 from Werczynski Construction

Motion was made by Trustee Daily and seconded by Trustee Sullivan to award contract 9 Site Soil Preload contract to Werczynski Construction with a bid of \$627,700.00. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Mayor Horan asked the Board to enter into Executive Session to further discuss a personnel issue and asked the Village Clerk to be present as well.

Motion was made by Trustee Campbell and seconded by Trustee Daily to enter into Executive session at this time to discuss a personnel issue at 7:29pm. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Motion was made by Trustee Campbell and seconded by Trustee Daily to close the Executive Session at 7:54pm and enter back into the regular meeting. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Mayor Horan reported that in Executive Session the discussion was what an excellent job as Village Administrator Michael Sayles has done and as Village Administrator will pick up grant writing and Trustee Sullivan had reviewed Michael Sayles salary and feels with there has been a lot of work done and feels that a salary of \$40,000 is justified and should be paid salary.

Motion was made by Trustee Campbell and seconded by Trustee DeSantis to increase Michael Sayles salary to \$40,000 and will be paid as a salary employee. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Adjournment:

Motion was made by Trustee Campbell and seconded by Trustee DeSantis to adjourn the meeting at 7:56pm. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

PUBLIC HEARING AT 7:00PM

for Village Laws: Energy Conversion Systems, Adult Entertainment and Mooring

Public Comment:

There was no public comment in reference to the new zoning laws as presented

Adjournment:

Motion was made by Trustee Campbell and seconded by Trustee Daily to adjourn the Public Hearing and go back to the regular scheduled meeting. Carried as follows

Trustee Campbell	Aye	Trustee DeSantis	Aye
Trustee Daily	Aye	Trustee Sullivan	Aye

Respectfully submitted by

Wanda E Durant
Village Clerk-Treasurer
DRAFT