

**MINUTES
TOWN OF WARRENSBURG
REGULAR TOWN BOARD MEETING
APRIL 9, 2025 AT 7:00 PM
AT ALBERT EMERSON TOWN HALL**

THIS MEETING WAS HELD VIA YOUTUBE INTERNET BROADCAST AND OPEN TO THE PUBLIC. THE YOUTUBE LINK CAN BE FOUND ON THE WARRENSBURG TOWN WEBSITE. (warrensburny.us)

PRESENT:	Supervisor	Kevin Geraghty
	Councilperson	John Alexander
	Councilperson	Bryan Rounds
	Councilperson	Robert Sutphin
ABSENT:	Councilperson	Joq Quintal II

OTHERS PRESENT: Pamela Lloyd, Town Clerk; Jacquelyn White, Town Attorney; Ryley Powers Assistant Attorney; Tracy Benoit, Water/Sewer/Parks & Recs Manager, Jim Hull, Code Enforcement; and Several Public Attendees, Sign in sheet available for review at the Town Clerks office.

Meeting was called to order by Supervisor, Kevin Geraghty at 7:00 p.m. and the Salute to the Flag.

APPROVE MINUTES OF REGULAR TOWN BOARD MEETING HELD ON MARCH 12, 2025

RESOLUTION #54-2025

INTRODUCED BY: Councilperson Bryan Rounds

WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson John Alexander

RESOLVED, to approve the Minutes of the Regular Town Board Meeting held on March 9, 2025.

RESOLUTION DULY ADOPTED APRIL 9, 2025 BY THE FOLLOWING VOTES:

AYES: 4 NAYS: 0 ABSENT: 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

Town Clerk to read Legal Notice on selling of Town Properties:

Town Clerk read all bids received. Town Properties for sale: Parcel 223.16 -1-3 Alden Avenue; Parcel 224.-1-17 Harrington Hill Road and Parcel 211.14-1-7 Swan Street.

BIDS RECEIVED:

35 Swan Street - Received bid from Troy Miller, bid price of \$65,136.00

Harrington Hill Rd property – Received bid from Luke and Amanda Duell, bid price of \$270,000.00

Alden Ave property – Received bid from Luke and Amanda Duell, bid price of \$71,000.00

Supervisor Geraghty stated that the board would consider these bids a later date.

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REPORTS OF TOWN OFFICIALS:

The Town Officials reports were received and read by the following: Town Clerk – Pamela Lloyd; Supervisor, – Kevin Geraghty; Assessor – John Alexander; Dog Control – No Report Received, Kevin Geraghty spoke; Justice – Robert Sutphin; Landfill – No Report; Planning Department - Bryan Rounds; Code Enforcement Officer – Jim Hull; Highway Superintendent – No Report Received, Kevin Geraghty spoke. These reports will also be available to view on the Town of Warrensburg Website. (warrensburgny.us)

REPORTS OF COMMITTEES:

The Committee Reports were received and will be placed on the Town of Warrensburg Website (warrensburgny.us) and will no longer be read at the Town Board Meetings, Per Supervisor Geraghty.

COMMUNICATIONS: NONE

OLD BUSINESS:

Request for members of the public interested in position on the Planning Board, Zoning Board of Appeals and Board of Assessment Review apply to the Supervisor's office.

Update on Gold Avenue Stormwater Project, Councilman Rounds spoke.

DISCUSSION: Councilman Rounds stated that he Carver Construction has been outside for over a week and the first catch basin has been installed on Adirondack Avenue and it has been challenging with all the water that was in the ground. The second basin is in at the corner and now they are laying pipe coming from the south to the north along Warren Street, it is going well. Some residents around town was asking why the town was not able to do this project, Councilperson Rounds stated that the town does not have the right equipment to do this kind of job. Supervisor Geraghty stated that this is the first phase and hopefully that will rid the water problem by starting on Gold Street, if not then they will approach Warren County about King St. because that is a county road and if we need to do some drainage on King Street side will also seek Warren County's help.

National Grid has a contractor in Town starting to change our street lights all over to LED lights.

DISCUSSION: Supervisor Geraghty stated National Grid has started changing the street lights over to LED in town and we expect to see some definite saving, we may not see the savings immediately but in the near future the lighting bill should be a lot less. Aspen is the contractor installing the LED lights for the Town of Warrensburg.

NEW BUSINESS:

Warrensburg EMS is here to give an update on relocating their headquarters to 101 River Street and 1 Mill Avenue location. Corey Ouellette will talk about moving their headquarters.

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DISCUSSION: Corey Ouellette President/CEO of Warrensburg EMS Stated – The EMS building project to expand the building started in 2019-2020 when they realized they were outgrowing the current footprint. They wanted to build a garage and convert the current garage in to a community hall and training center. They encountered several hurdles thru covid, increased cost for construction, budget constants, availabilities of contractors, and space and design challenges. Also realized that the office they planned on using was considered legal uninhabitable storage, none of the windows met egress current codes. They realized that the expansion would still need to address many of the renovations and critical updates to the existing space. They approached Supervisor Geraghty and the Town Board about donating roughly 100x50 feet of land from the old Highway property to expand their lot to add the addition. They worked on this for a couple of years to decide what would work best for the EMS. This winter they realized with all the snow fall that they would no longer be able to park across the street in the Family Dollar parking lot where they had parked for years. They only have enough space for 6 vehicles. They got 1 estimate for construction at a cost of \$1,010,963.11 and next proposal was over 1.3 Million which did include the sprinkler system, hvac system, flooring, windows, doors and other items that are required that are currently in the building they have acquired for 25 years. All that being said they started to look elsewhere to possible build on a vacant piece of land. With no feasible opportunities available, they decided to look into the River Street property that was for sale know as 99 and 101 River Street with 2 vacant buildings and 2 other vacant parcels totaling 3.63 acres and a purchase price of \$1,127,625 or \$105.50/sq. ft. They felt this was a more feasible opportunity with more parking and room to grow.

Corey Ouellette left some Project Brief pamphlets explaining in more detail about the project for anyone who would like to pickup 1 up at the Town Clerks office or contact the Warrensburg EMS.

Discussion Started at 7:15pm – Ended 7:30

QUESTIONS AND RESPONSES:

Councilperson Robert Sutphin stated – The EMS came in front of the town board on January 10, 2024 with a request for the boundary line adjustment for the property on King Street currently the old Highway garage, and was approved by resolution #33-2024. February 14, 2024 the EMS came to the town board asking for more property that was approved by resolution 44-2024. On March 14, 2024 by resolution 49-2024 we authorized boundary line adjustment and conveyance of the town property to EMS. From that point on it was understood that EMS was going head with this plan, then on February 18, 2025 EMS put a press release that you are going to relocate your headquarters to Mill Ave and River Street and didn't let the town board know. You received \$350,000 in 2024 and \$400,000 in 2025 of taxpayer's money, this is a small town and that's a lot of money and then you switch to a different plan and this was very upsetting. **Corey Ouellette** reiterated what he had stated above about the feasibility of relocating.

Attorney Jackie White stated – The town has not conveyed any property to the EMS as of yet and the resolution can be rescinded if need be.

Councilperson Bryan Rounds and John Alexander stated – Thanked Corey for a great presentation, and asked how this is going to effect the tax payers and the town and if the EMS has any fund balance towards this project? **Corey responded** that they had budgeted for this property already with roughly \$60,000 a year going towards mortgage, and the building project. They are not asking for additional money from the town and any money they have received has gone towards operational and staffing costs. They also applied for a grant for furniture and equipment. \$15,000 awarded and received. They have some savings to help with renovations and what money they will receive from the current EMS property, which is paid for. Also the plan is to finance thru USDA for a low interest loan to purchase the properties

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Supervisor Kevin Geraghty stated – His concerns after he heard about all this was, 1st the same as Robert Sutphin stated with all the work that was already done on King Street and now the EMS feels that this will not work for them and 2nd was the financing part of this change in the plan. He has working with the Corey and the squad to try and make it better and even gave them more money from the town budget this year because they deserve it and hopes the community recognize's that. As far as the consolidation efforts in the county, Warrensburg would be one of the vocal points were some of the consolidations would happen. The state at this point does not consider the EMS as an essential service and that is trying to be changed. The other thing is we could not create a countywide district because it is not a law at this time.

Matt Kennedy asked – Does the EMS still bill the insurance company's for patience ALS and BLS calls? Corey Ouellette responded, yes for all service calls.

Joyce Reed, resident taxpayer stated – She applauds the EMS for what they have done. But would like to point out concerns to the relocation of the EMS in this hamlet mix use zone, as she reads the zoning in this type of business does not conform to the current zoning listed on page 211.15 of the code book. Joyce reads, "hamlet mix use, the purpose of this district is to provide a traditional pedestrian oriented mix of residential, office of smaller scale commercial uses, generally in converted homes or other structures compatible with adjacent neighborhoods". Addressing adjacent neighborhoods that she would like to point out, at the current EMS location on 3 King Street which starts at the intersections of Emerson Ave to the next street, intersection of Mountain Ave approximately .12 miles there is neither a sidewalk or a residence. Yet at their proposed location at 1 Mill Ave to the next street intersection of South Ave which is approximately same distance there are 18 residence, 9 of which are multi family, this section is also part of the new million dollar sidewalk, the adjacent neighborhood also includes 3 school bus stops and a daycare center. Joyce also read the portion of the zoning that reads as follows; "heavy machinery, transportation equipment sales and services, along with repair and storage, are not allowed in the hamlet mix use zone", and according to New York State an ambulance is a form of transportation equipment specifically used for transporting sick or injured people requiring emergency services. Joyce's concerns as a taxpayer are; she would like to point out that the town board on August 10, 2022 adopted a resolution proving the establishment of an Ambulance District. On January 11, 2023 the town board by resolution #34-2023 did adopt the EMS Contract that states; "EMS will provide a monthly financial report to the town board at the monthly meetings, the EMS is subject to an annual audit by an certified accountant or NYS Comptroller, and the parties intent to open negotiations for a future agreement must be at least 90 days prior to the expiration of said agreement, the EMS agrees not to buy or sell or dispose of any equipment or vehicles acquired through the use of funds provided by the town without prior notice to the town board". Joyce asks; without a financial report how would the town board or the taxpayers know whether town funds were used for these purposes. The EMS is also supposed to provide a treasurers report that should include the fees billed for services and agrees to allow inspection of documents, such as invoices and contracts within 10 days of a written request. On page 11 of the contract, states that "no waiver or modification of this agreement shall be valid unless in writing and signed by an authorized representative, in the event this agreement expires before the next EMS agreement can be negotiated the town and the EMS agrees that the terms and provisions of this agreement remain in full force, and that the Supervisor if approved may pay monthly 1/12th of the current year's budget". Joyce asks the town board if a 2024 or 2025 contract exists? **Supervisor Geraghty responded**, No and elaborated that his understanding was that this contract continues on every year the same way as it is. As far as the EMS providing him with documentation, the EMS gives him their budget at the beginning of the budget year and that is how he bases the amount to raise the tax for them. As far as the audited documentation, the town does not have that, but Supervisor Geraghty has talked to Corey and the town attorney about tightening up on that. **Joyce Reed continued**, in the event that a contract does not exist and is not

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approved by the town board, then she would assume the fee schedule enclosed in the 2023 contract remains in effect according to the contract and can not be modified without written notice and approval by the town board. Joyce Reed asks that the EMS provides the town board and the taxpayers with a copy of the fee schedule they have billed in 2023, 2024 and what their current fee schedule and what their billing shows as of today. Joyce's concerns is for the taxpayers whose taxes were increases by the creation of the Ambulance District, which the Warrensburg EMS signed a contract with clear and concise duties to the taxpayers and their accountability to receive funds from those same taxpayers. Joyce Reed states, the EMS squad has in no way fulfilled their obligations to the taxpayers.

Discussion Ended at 7:55pm

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE.

RESOLUTION #55-2025

INTRODUCED BY: Councilperson John Alexander
WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson Bryan Rounds

WHEREAS, a Project for the Warrensburg Sidewalk Project, P.I.N. 1761.87 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds; and

WHEREAS, the Town of Warrensburg desires to advance the Project by making a commitment of 100% of the non-federal share of the cost of Construction work.

NOW, THEREFORE, the Town of Warrensburg Board, duly convened does hereby

RESOLVE, that the Town of Warrensburg Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Town of Warrensburg Board hereby authorizes the Town of Warrensburg to pay in the first instance 100% of the federal and non-federal share of the cost of Construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$635,000 is hereby appropriated from the **General Fund** and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Town of Warrensburg shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Board of the Town of Warrensburg be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of Town of Warrensburg with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and

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permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project. and it is further

RESOLVED, this Resolution shall take effect immediate

THIS RESOLUTION WAS DULY PUT TO A ROLL CALL VOTE ON APRIL 9, 2025, WHICH RESULTED AS FOLLOWS:

AYES: 4 NAYS: 0 ABSENT: 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

ACCEPT LOW BIDS ON TWO (2) NEW HIGHWAY TRUCKS

RESOLUTION #56-2025

INTRODUCED BY: Councilperson Bryan Rounds

WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson John Alexander

WHEREAS, the Town of Warrensburg received request to accept the following low bids on equipment for the Highway Department: One (1) 2025 Dodge Ram 5500 truck. Bid amount \$67,429.00; One (1) 2025 Chevy Silverado 2500 Pick Up Truck. Bid amount \$49,662.80.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of Warrensburg hereby approved to accept the low bids on two (2) new trucks for the Highway Department.

RESOLUTION DULY ADOPTED APRIL 9, 2025 BY THE FOLLOWING VOTES:

AYES: 4 NAYS: 0 ABSENT: 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

ACCEPT LOW BIDS ON TWO (2) NEW WATER/SEWER TRUCKS

RESOLUTION #57-2025

INTRODUCED BY: Councilperson John Alexander

WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson Bryan Rounds

WHEREAS, the Town of Warrensburg received a request to accept the following low bids on equipment for the Water/Sewer Departments: One (1) 2025 Chevy Silverado 2500 Pick-up Truck. Bid amount \$49,662.80 and one (1) 2025 Ford F-150 Pick-up Truck. Bid amount \$44,165.85.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of Warrensburg hereby approved to accept the low bids on two (2) new trucks for the Water/Sewer Department.

RESOLUTION DULY ADOPTED APRIL 9, 2025 BY THE FOLLOWING VOTES:

AYES: 4 **NAYS:** 0 **ABSENT:** 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$351,000 SERIAL BONDS OF THE TOWN OF WARRENSBURG TO PAY THE COST OF ACQUISITION OF NEW HIGHWAY PLOW TRUCK AND TWO NEW HIGHWAY TRUCKS; AND AUTHORIZING THE ISSUANCE OF UP TO \$351,000 BOND ANTICIPATION NOTES OF THE TOWN FOR THE SAME PURPOSE

RESOLUTION #58-2025

INTRODUCED BY: Councilperson John Alexander

WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson Robert Sutphin

WHEREAS, the Town Board wishes to purchase a new plow truck and two new highway trucks for use by the Highway Department,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WARRENSBURG, WARREN COUNTY, NEW YORK, AS FOLLOWS:

Section 1. The specific object or purpose for which the obligations authorized by this Resolution (the "Bond Resolution") are to be issued is (a) a new 2024 Western Star Single Axle plow truck and related accessory equipment, (b) a new 2025 Ram 5500, and (c) a new 2025 Chevy Silverado 2500 (the "Project"), and such specific object or purpose is hereby authorized at a maximum estimated cost of Three Hundred Fifty One Thousand Dollars (\$351,000).

Section 2. The plan for the financing of such maximum estimated cost is issuance of up to \$351,000 in serial bonds and/or bond anticipation notes of the Town, hereby authorized to be issued pursuant to the Local Finance Law.

The proceeds of the bonds or bond anticipation notes may be used to reimburse expenditures paid by the Town from other funds or otherwise on or after the date of adoption of this Bond Resolution or up to 60 days before such date per Section 3 below. Pursuant to Local Finance Law Section 107.00(d)(9), no down payment from current funds is required.

Section 3. The Town Board anticipates that the Town may pay certain capital expenditures in connection with the Project prior to the receipt of the proceeds of the Bonds. The Town Board hereby declares its official intent to use Bond proceeds to reimburse the Town for such Project expenditures occurring within sixty (60) days prior to adoption of this Resolution. This section of the Resolution is adopted solely for the purpose of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations and does not

bind the Town to make any expenditure, incur any indebtedness or proceed with the acquisition, construction and installation of the Project.

Section 4. It is hereby determined that the period of probable usefulness of the specific object or purpose is fifteen (15) years pursuant to Section 11.00(a)(28) of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five (5) years.

Section 5. The faith and credit of the Town of Warrensburg, Warren County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as they become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such years. There shall annually be levied on all the taxable real property in the Town of Warrensburg a tax sufficient to pay the principal of and interest on such obligations as they become due and payable. This Bond Resolution is subject to permissive referendum pursuant to Local Finance Law Section 35.00(b)(1).

Section 6. For the purpose of paying the cost of the Project, there are hereby authorized to be issued serial bonds of the Town up to a maximum amount of \$351,000 the maximum maturity of which shall not exceed the fifteen (15) year period of probable usefulness as measured from the date of the bonds or from the date of the first bond anticipation note issued in anticipation of the sale of such bonds, whichever date is earlier. The bonds may be issued in the form of a statutory installment bond.

Section 7. There are hereby authorized to be issued bond anticipation notes for the specific object or purpose in an amount up to but not exceeding the \$351,000 maximum amount of serial bonds authorized to be issued, in anticipation of the issuance and sale of the serial bonds authorized, including renewals of such bond anticipation notes.

Section 8. Any bond anticipation notes shall be payable from the proceeds derived from the sale of the bonds or otherwise redeemed in the manner provided by Section 23.00 of the Local Finance Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the bond anticipation notes and the interest on them.

Section 9. There are no bond anticipation notes outstanding which have been previously issued in anticipation of the sale of these bonds. Neither are the bond anticipation notes hereby authorized renewal notes. These bond anticipation notes will not be issued in anticipation of bonds for an assessable improvement. These notes shall mature at such time as the Town may determine and may be renewed from time to time, provided that in no event shall such notes or renewals extend more than one (1) year beyond the original date of issue except as permitted in the Local Finance Law.

Section 10. Subject to the terms and conditions of this Resolution and of the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of these notes, and the power to prescribe the terms, form and contents of the serial bonds and bond anticipation notes and the power to sell and deliver the serial bonds and bond anticipation notes issued in anticipation of the issuance of the bonds is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to

sign any serial bonds and bond anticipation notes issued in anticipation of the issuance of the serial bonds and bond anticipation notes issued pursuant to this Resolution by manual or facsimile signature, and the Town Clerk is hereby authorized to affix or impress or imprint a facsimile of the seal of the Town to any of the serial bonds or bond anticipation notes and to attest such seal by manual or facsimile signature. If executed by facsimile signature, such obligation shall be authenticated by the manual countersignature of the Town Supervisor or a designated fiscal agent. The Town Supervisor, as Chief Fiscal Officer of the Town, is authorized to execute and deliver any documents and to take such other action as may be necessary and proper to carry out the intent of the provisions of this Resolution.

Section 11. The exact date of issuance of the bonds and/or notes and the exact date upon which they shall become due and payable shall be fixed and determined by the Chief Fiscal Officer, provided, however, that the maturity of the notes or renewals shall not exceed one (1) year from the date of issue except as permitted by the Local Finance Law.

Section 12. The Chief Fiscal Officer shall prepare the bonds and/or notes and sell them at public or private sale and in accordance with the provisions of the Local Finance Law including, but not limited to, the provisions of Section 169.00, if applicable, and at such sale shall determine the interest rate to be borne by such bonds and/or notes, and whether fixed or variable. The Town Board authorizes the Chief Fiscal Officer to establish substantially level annual debt service or a declining annual balance for the repayment of such Bonds if the Chief Fiscal Officer believes it is in the best interests of the Town. The Town Board authorizes the Chief Fiscal Officer to issue such serial bonds in the form of a statutory installment bond.

Section 13. If issued, the bonds and/or notes shall be in registered form, and shall bear interest at the determined rate.

Section 14. The Chief Fiscal Officer shall deliver the bonds and/or notes to the purchaser only against a certified check or other immediately available funds. The proceeds of the sale of the bonds and/or notes shall be deposited and/or invested as required by Section 165.00 of the Local Finance Law, and the power to invest the proceeds of sale is hereby delegated to the Chief Fiscal Officer and the power to invest in any instruments described in Section 165.00 is expressly granted.

Section 15. To the extent that it is permitted to do so under the Internal Revenue Code of 1986, as amended to the date hereof (the "Code"), the Town hereby designates the bonds and/or notes as "qualified tax-exempt obligations" under Section 265(b)(3) of the Code. The Town hereby covenants that, to the extent permitted under the Code in effect as of the date of issuance of any bonds and/or notes, it will (i) take all actions on its part necessary to cause interest on the bonds and/or notes to be excluded from gross income for purposes of Federal income taxes and (ii) refrain from taking any action which would cause interest on the bonds and/or notes to be included in gross income for purposes of Federal income taxes.

Section 16. The Town of Warrensburg is a town wholly within the Adirondack Park. However, State lands subject to taxation within the Town's boundaries are assessed at less than thirty percent (30%) of the total taxable assessed valuation of the Town, so permission of the State Comptroller to issue the bonds and/or notes is not required under Local Finance Law Section 104.10(3).

Section 17. Miller, Mannix, Schachner & Hafner, LLC, Glens Falls, New York, is hereby designated bond counsel.

Section 18. The validity of these serial bonds and bond anticipation notes may be contested only if:

(A) These obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(B) 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 (20) days after the date of such publication, or

(C) Such obligations are authorized in violation of the provisions of the State Constitution.

Section 19. This Resolution or a summary hereof shall be published in The Post Star, which has been designated as the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 20. This Resolution shall take effect immediately.

THE QUESTION OF THE ADOPTION OF THIS RESOLUTION WAS DULY PUT TO A ROLL CALL VOTE ON APRIL 9, 2025, WHICH RESULTED AS FOLLOWS:

AYES: 4 NAYS: 0 ABSENT: 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Joq Quintal II

The Resolution was declared duly adopted by a vote of not less than two-thirds (2/3) of the full membership of the Town Board.

RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$95,000 SERIAL BONDS OF THE TOWN OF WARRENSBURG TO PAY THE COST OF ACQUISITION OF TWO NEW WATER/SEWER DEPARTMENT TRUCKS; AND AUTHORIZING THE ISSUANCE OF UP TO \$95,000 BOND ANTICIPATION NOTES OF THE TOWN FOR THE SAME PURPOSE

RESOLUTION #59-2025

**INTRODUCED BY: Councilperson John Alexander
WHO MOVED ITS ADOPTION**

SECONDED BY: Councilperson Bryan Rounds

WHEREAS, the Town Board wishes to purchase two new trucks for use by the Water/Sewer Department;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WARRENSBURG, WARREN COUNTY, NEW YORK, AS FOLLOWS:

Section 1. The specific object or purpose for which the obligations authorized by this Resolution (the "Bond Resolution") are to be issued is (a) a new 2025 Ford F-150, and (b) a new

2025 Chevy Silverado 2500 (the "Project"), and such specific object or purpose is hereby authorized at a maximum estimated cost of Ninety Five Thousand Dollars (\$95,000). These vehicles are to be used by the Town's Water/Sewer Department and shall be paid for by assessment upon the properties located within the Town's water District.

Section 2. The plan for the financing of such maximum estimated cost is issuance of up to \$95,000 in serial bonds and/or bond anticipation notes of the Town, hereby authorized to be issued pursuant to the Local Finance Law.

The proceeds of the bonds or bond anticipation notes may be used to reimburse expenditures paid by the Town from other funds or otherwise on or after the date of adoption of this Bond Resolution or up to 60 days before such date per Section 3 below. Pursuant to Local Finance Law Section 107.00(d)(9), no down payment from current funds is required.

Section 3. The Town Board anticipates that the Town may pay certain capital expenditures in connection with the Project prior to the receipt of the proceeds of the Bonds. The Town Board hereby declares its official intent to use Bond proceeds to reimburse the Town for such Project expenditures occurring within sixty (60) days prior to adoption of this Resolution. This section of the Resolution is adopted solely for the purpose of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations and does not bind the Town to make any expenditure, incur any indebtedness or proceed with the acquisition, construction and installation of the Project.

Section 4. It is hereby determined that the period of probable usefulness of the specific object or purpose is fifteen (15) years pursuant to Section 11.00(a)(28) of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five (5) years.

Section 5. The faith and credit of the Town of Warrensburg, Warren County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as they become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such years. There shall annually be levied on all the taxable real property within the Water District in the Town of Warrensburg a tax sufficient to pay the principal of and interest on such obligations as they become due and payable. This Bond Resolution is subject to permissive referendum pursuant to Local Finance Law Section 35.00(b)(1).

Section 6. For the purpose of paying the cost of the Project, there are hereby authorized to be issued serial bonds of the Town up to a maximum amount of \$95,000 the maximum maturity of which shall not exceed the fifteen (15) year period of probable usefulness as measured from the date of the bonds or from the date of the first bond anticipation note issued in anticipation of the sale of such bonds, whichever date is earlier. The bonds may be issued in the form of a statutory installment bond.

Section 7. There are hereby authorized to be issued bond anticipation notes for the specific object or purpose in an amount up to but not exceeding the \$95,000 maximum amount of serial bonds authorized to be issued, in anticipation of the issuance and sale of the serial bonds authorized, including renewals of such bond anticipation notes.

Section 8. Any bond anticipation notes shall be payable from the proceeds derived from the sale of the bonds or otherwise redeemed in the manner provided by Section 23.00 of the

Local Finance Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the bond anticipation notes and the interest on them.

Section 9. There are no bond anticipation notes outstanding which have been previously issued in anticipation of the sale of these bonds. Neither are the bond anticipation notes hereby authorized renewal notes. These bond anticipation notes will be issued in anticipation of bonds for an assessable improvement. These notes shall mature at such time as the Town may determine and may be renewed from time to time, provided that in no event shall such notes or renewals extend more than one (1) year beyond the original date of issue except as permitted in the Local Finance Law.

Section 10. Subject to the terms and conditions of this Resolution and of the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of these notes, and the power to prescribe the terms, form and contents of the serial bonds and bond anticipation notes and the power to sell and deliver the serial bonds and bond anticipation notes issued in anticipation of the issuance of the bonds is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any serial bonds and bond anticipation notes issued in anticipation of the issuance of the serial bonds and bond anticipation notes issued pursuant to this Resolution by manual or facsimile signature, and the Town Clerk is hereby authorized to affix or impress or imprint a facsimile of the seal of the Town to any of the serial bonds or bond anticipation notes and to attest such seal by manual or facsimile signature. If executed by facsimile signature, such obligation shall be authenticated by the manual countersignature of the Town Supervisor or a designated fiscal agent. The Town Supervisor, as Chief Fiscal Officer of the Town, is authorized to execute and deliver any documents and to take such other action as may be necessary and proper to carry out the intent of the provisions of this Resolution.

Section 11. The exact date of issuance of the bonds and/or notes and the exact date upon which they shall become due and payable shall be fixed and determined by the Chief Fiscal Officer, provided, however, that the maturity of the notes or renewals shall not exceed one (1) year from the date of issue except as permitted by the Local Finance Law.

Section 12. The Chief Fiscal Officer shall prepare the bonds and/or notes and sell them at public or private sale and in accordance with the provisions of the Local Finance Law including, but not limited to, the provisions of Section 169.00, if applicable, and at such sale shall determine the interest rate to be borne by such bonds and/or notes, and whether fixed or variable. The Town Board authorizes the Chief Fiscal Officer to establish substantially level annual debt service or a declining annual balance for the repayment of such Bonds if the Chief Fiscal Officer believes it is in the best interests of the Town. The Town Board authorizes the Chief Fiscal Officer to issue such serial bonds in the form of a statutory installment bond.

Section 13. If issued, the bonds and/or notes shall be in registered form, and shall bear interest at the determined rate.

Section 14. The Chief Fiscal Officer shall deliver the bonds and/or notes to the purchaser only against a certified check or other immediately available funds. The proceeds of the sale of the bonds and/or notes shall be deposited and/or invested as required by Section 165.00 of the Local Finance Law, and the power to invest the proceeds of sale is hereby delegated to the Chief Fiscal Officer and the power to invest in any instruments described in Section 165.00 is expressly granted.

Section 15. To the extent that it is permitted to do so under the Internal Revenue Code of 1986, as amended to the date hereof (the "Code"), the Town hereby designates the bonds and/or notes as "qualified tax-exempt obligations" under Section 265(b)(3) of the Code. The Town hereby covenants that, to the extent permitted under the Code in effect as of the date of issuance of any bonds and/or notes, it will (i) take all actions on its part necessary to cause interest on the bonds and/or notes to be excluded from gross income for purposes of Federal income taxes and (ii) refrain from taking any action which would cause interest on the bonds and/or notes to be included in gross income for purposes of Federal income taxes.

Section 16. The Town of Warrensburg is a town wholly within the Adirondack Park. However, State lands subject to taxation within the Town's boundaries are assessed at less than thirty percent (30%) of the total taxable assessed valuation of the Town, so permission of the State Comptroller to issue the bonds and/or notes is not required under Local Finance Law Section 104.10(3). Furthermore, the Town Assessor has confirmed that State lands within the District do not exceed thirty percent (30%) of the total assessed valuation of the District.

Section 17. Miller, Mannix, Schachner & Hafner, LLC, Glens Falls, New York, is hereby designated bond counsel.

Section 18. The validity of these serial bonds and bond anticipation notes may be contested only if:

(A) These obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(B) 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 (20) days after the date of such publication, or

(C) Such obligations are authorized in violation of the provisions of the State Constitution.

Section 19. This Resolution or a summary hereof shall be published in The Post Star, which has been designated as the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 20. This Resolution shall take effect immediately.

THE QUESTION OF THE ADOPTION OF THIS RESOLUTION WAS DULY PUT TO A ROLL CALL VOTE ON APRIL 9, 2025, WHICH RESULTED AS FOLLOWS:

AYES: 4 **NAYS:** 0 **ABSENT:** 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin
ABSENT: Joq Quintal II

The Resolution was declared duly adopted by a vote of not less than two-thirds (2/3) of the full membership of the Town Board.

REGULAR TOWN BOARD MEETING – APRIL 9, 2025

Reminder that the Free Spring Zing Event takes Place on Saturday May 10, 2025 at the Warren County Fish Hatchery on Hudson Street. Time on the event runs from 9:30 am to 2:00 p.m.

Request made to have a Warrensburg Town Wide Cleanup Day. Who would like chair the event and find a date and time.

PERMISSION TO SIGN LETTER OF SUPPORT FROM WARREN COUNTY PLANNING DEPT FOR GRANT APPLICATION FOR FISH HATCHERY

RESOLUTION #60-2025

INTRODUCED BY: Councilperson John Alexander
WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson Robert Sutphin

WHEREAS, the Town of Warrensburg received a letter of support from Warren County Planning Department for the Grant Application for the Warren County Fish Hatchery thru the Northern Boarder Regional Commission.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of Warrensburg hereby approved permission to sign the letter of support from Warren County Planning Department for a Grant Application for the Fish Hatchery.

RESOLUTION DULY ADOPTED APRIL 9, 2025 BY THE FOLLOWING VOTES:

AYES: 4 **NAYS:** 0 **ABSENT:** 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

I have also had a conversation with the Warren County Planning Department to help us get started with a Hackensack Mountain Trail Improvement Project. One of my thoughts was to piggy back on having people climb the mountain then venture over to the Fish Hatchery. I think this could improve visitors to our town.

We will start working with Warren County Planning Department to look at areas to expand our Hamlet. If any persons has some suggestion please the Supervisor's office know.

APPROVE BUDGET MODIFICATIONS – (1)

RESOLUTION #61-2025

INTRODUCED BY: Councilperson John Alexander
WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson Bryan Rounds

WHEREAS, the Town of Warrensburg request to approve the Budget Modifications as follows:

**Town of Warrensburg
Budget Modification
April 9, 2025**

GENERAL FUND

A1990.400	Special Items – Contingent	\$150.00	
A1920.400	Special Items – Municipal Assoc Dues		\$150.00

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of Warrensburg hereby approves the Budget Modifications.

RESOLUTION DULY ADOPTED APRIL 9, 2025 BY THE FOLLOWING VOTES:

AYES: 4 NAYS: 0 ABSENT: 1

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

REQUEST TO PAY WARRANTS ON ABSTRACT #4-2025

RESOLUTION #62-2025

ON MOTION OF: Councilperson John Alexander

SECONDED BY: Councilperson Bryan Rounds

RESOLUTION DULY ADOPTED APRIL 9, 2025 BY THE FOLLOWING VOTES:

AYES: Supervisor Geraghty, Councilperson Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

RESOLVED, to pay the warrants outlined on Abstract #4-2025 in the following amounts:

WARRANT #4	Total Claims:	\$163,119.40
	General Fund	\$25,476.29
	Cemetery Fund	\$5,261.65
	Highway Fund	\$23,701.01
	Water Fund	\$16,365.11
	Sewer Fund	\$10,965.77
	CDBG	\$40,635.00
	Gold Ave Stormwater	\$31,155.00
	Lighting	\$9,559.57

COMMENTS:

Supervisor Geraghty talked about the project in town and Stated:

- 1) The CBDG program has been successful and we will try for more funding for next year.
- 2) Update on the King Street project, the building was demolished and they did find some contaminated soil, which has been on going. The contractors took the contaminated soil away this week and now they

REGULAR TOWN BOARD MEETING – APRIL 9, 2025

will clean up the lot. Next the town will put this lot out for sale and get help from the county to try and find a contractor that want to build senior housing there.

3) The Pole Barn project is to go up at the landfill for Highway equipment and that bid came in at \$230,400 and \$150,000 of that will be paid for by a SAM Grant that was put forward by Assemblyman Matt Simpson.

4) The long awaited Crosswalk project at the Health Center between Richards Avenue parking lot going into the Health Center parking lot finally got approval from the NYS. The plans are out to bid and will come in by May 2, 2025. Hopefully, this Crosswalk will be built before snow falls.

5) There is a 4 inch water line going up on Jenny Jill that is part of the WIHA Grant and we are still waiting on the Department of Health to approve the water line.

Liz Sebald - Asked about the Main Street construction that she read in the paper that was supposed to be discussed at April's board meeting. **Supervisor Geraghty responded**, that project has not been schedule yet. But, there was a preliminary plan that came in by M&J Engineering and it looked good, so now they need to put it together so we can present it to the public.

MEETING ADJOURNS

On motion of Supervisor Kevin Geraghty, the meeting adjourned at 8:15 pm

SUPERVISOR GERAGHTY CALLED AN EXECUTIVE SESSION AT 8:15 PM. EXECUTIVE SESSION ENDED AT 8:45 PM

REQUEST FOR AN EXECUTIVE SESSION TO DISCUSS A POTENTIAL LITIGATION

RESOLUTION #63-2025

ON MOTION OF: Councilperson John Alexander

WHO MOVED ITS ADOPTION

SECONDED BY: Councilperson Bryan Rounds

WHEREAS, the Warrensburg Town Board called an Executive Session to discuss a potential litigation on the court case of Ligon verses Town of Warrensburg. The present Board members and the Town Attorney went into a closed door Executive Session at 8:15 pm.

NOW, THEREFORE, BE IT RESOLVED,

The Warrensburg Town Board ended the Executive Session at 8:45 pm, with the results of No Action taken at this time.

RESOLUTION DULY ADOPTED ON APRIL 9, 2025 BY THE FOLLOW VOTES:

AYES: 4 **NAYS:** 0 **ABSENT:** 1

AYES: Supervisor Geraghty, Councilpersons Alexander, Rounds, Sutphin

ABSENT: Councilperson Quintal II

Respectfully Submitted,

Pamela M. Lloyd, Town Clerk