

THE MEETING TONIGHT IS FOR THE CONDUCT OF TOWN BUSINESS BY THE TOWN BOARD. THE PUBLIC IS INVITED TO PARTICIPATE AT THE ITEMS MARKED ON THE AGENDA "PUBLIC COMMENT." DURING THAT SEGMENT OF THE MEETING, IF YOU HAVE A QUESTION OR COMMENT FOR THE SUPERVISOR, PLEASE RAISE YOUR HAND AND WAIT TO BE ACKNOWLEDGED. PLEASE STATE YOUR FULL NAME AND LIMIT YOUR REMARKS TO THREE MINUTES. THANK YOU FOR YOUR ANTICIPATED COOPERATION.

PUBLIC HEARING
JUNE 9, 2025 7:00 PM

THE PROPOSED INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE HAMLET OF MARLBOROUGH SEWER IMPROVEMENT AREA IN SAID TOWN, AT AN ESTIMATED COST OF \$3,108,000.00 FOR UPGRADES AND EXPANSIONS OF THE WASTEWATER TREATMENT FACILITY AND RELATED WORK, INCLUSIVE OF DESIGN, OF MARLBOROUGH

FIRST MEETING OF THE MONTH
TOWN BOARD TOWN OF MARLBOROUGH
21 MILTON TURNPIKE, MILTON NY
JUNE 9, 2025 7:00 PM

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

ITEM #3 Motion to approve agenda

ITEM #4 Motion to approve minutes from May 27, 2025 Town Board Meeting

ITEM #5 Authorize payment of bills -**TOTAL \$247,965.28**

ITEM #6 Comments on the agenda

ITEM #7 Report of Departments and Boards

ITEM #8 Presentation

ITEM #9 Old Business

ITEM #10 New Business

A). Advertise for Assessor position

ITEM #11 Correspondence

ITEM #12 Public Comments

ITEM #13 Resolutions

A). Resolution # 63 To authorize the increase and improvement of the facilities of the Hamlet of Marlborough Sewer Improvement area in the Town of Marlborough

ITEM #14 Adjournment

June 9, 2025

A). Resolution # 63 To authorize the increase and improvement of the facilities of the hamlet of Marlborough Sewer Improvement area in the Town of Marlborough

Supervisor Corcoran proposes the following:

RESOLUTION AUTHORIZING THE INCREASE AND IMPROVEMENT OF THE
FACILITIES OF THE HAMLET OF MARLBOROUGH SEWER IMPROVEMENT
AREA IN THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK AT
A MAXIMUM ESTIMATED COST OF \$3,108,000.00.00 AND AUTHORIZING THE
ISSUANCE OF \$1,008,438.00 SERIAL BONDS OF SAID TOWN TO PAY THE
COST THEREOF

WHEREAS, the Town Board of the Town of Marlborough has received the Map, Plan and Report prepared by Brinner and Larios, P.C. dated May, 2025 (the “Map and Plan”), which describes the need for upgrades and expansions of the wastewater treatment facilities of the Hamlet of Marlborough Sewer Improvement Area (the “Project”) at an estimated cost of \$3,108,000, inclusive of design, engineering, and other professional fees; and

WHEREAS, the Town Board accepted the Map and Plan on June 9, 2025 and a public hearing on the Map and Plan and the proposed increase and improvement of the facilities of the Hamlet of Marlborough Sewer Improvement Area was duly noticed for June 9, 2025 at 7:00 p.m., prevailing time; and

WHEREAS, after all proceedings were duly had and taken by the Town Board of the Town of Marlborough, Ulster County, New York pursuant to Section 202-b of the Town Law, the Town Board has found it to be in the public interest to increase and improve the facilities of the Hamlet of Marlborough Sewer Improvement Area in said Town at a maximum estimated cost of \$3,108,000.00 consisting of the increases and improvements of the wastewater treatment facilities described in the Map and Plan and summarized herein; and

WHEREAS, the plan to finance the costs of the Project is use funds on hand, including fund made available to the Town pursuant to the American Rescue Plan Act, in the aggregate amount of \$1,641,647,

developer contributions in the amount of \$457,915.00, and the proceeds of obligations issued by the Town pursuant to the Local Finance Law in the amount of \$1,008,438.00; and

WHEREAS, the Town Board wishes to authorize such increase and improvement of the facilities of the Hamlet of Marlborough Sewer Improvement Area and to provide for the financing of a portion of the costs thereof in the amount of \$1,008,438.00 pursuant to the Local Finance Law;

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The increase and improvement of the facilities of the Hamlet of Marlborough Sewer Improvement Area in the Town of Marlborough, Ulster County, New York, consisting of upgrades and expansions of the wastewater treatment facility and related work as more particularly described in the Map and Plan, is hereby authorized at a total maximum estimated cost of \$3,108,000.00, inclusive of engineering and other professionals services as described in the Report.

2. The plan for the financing of a portion of the cost of such specific object or purpose is by the issuance of \$1,008,438.00 serial bonds of said Town, hereby authorized to be issued therefore pursuant to the Local Finance Law.

3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty (40) years, pursuant to Section 11.00(a)(1) of the Local Finance Law and it is hereby further determined that the maximum maturity of the serial bonds herein will exceed five (5) years.

4. The faith and credit of said Town of Marlborough, Ulster 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. Such bonds shall be payable from a levy on property in the Hamlet of Marlborough Sewer Improvement Area in the manner provided by law, but if not paid from such source, all the taxable real property within said Town shall be subject to the levy of an *ad valorem* tax, without limitation as to rate or amount, sufficient to pay the principal of and interest on said bonds.

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 and to renew such notes is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and content, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

6. 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 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.

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 (20) days after the date of such publication; or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

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.

9. Upon this resolution taking effect, the same shall be published in summary form in the Southern Ulster Times, which is hereby designated as the official newspaper for said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided for in Section 81.00 of the Local Finance Law.

The foregoing resolution was voted upon with all councilmen voting as follows:

Councilperson Molinelli _____

Councilperson Cauchi _____

Councilperson Sessa _____

Councilperson Zambito _____

Supervisor Corcoran _____

DATED: Milton, New York
June 9, 2025

COLLEEN CORCORAN
TOWN CLERK

CERTIFICATION FORM

STATE OF NEW YORK)

ss.:

COUNTY OF ULSTER)

I, the undersigned Clerk of the Town of Marlborough, County of Ulster, New York (the "Issuer"), DO
HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 9th day of June, 2025.
2. That such meeting was a **regular** meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this 9th day of June, 2025.

Colleen Corcoran, Town Clerk

(CORPORATE SEAL)