

The Milan Town Board held their Regular Town Board meeting on 03/20/2023 at 7:00 pm at the Milan Town Hall.

Present: Supervisor Alfred Lo Brutto
Councilpersons Debra Blalock, Jack Campisi, William Jeffway
Absent: Councilperson Kevin Pike

The Supervisor opened the meeting with the Pledge of Allegiance.

Minutes: Each town board member received a copy of the 02/20/2023 minutes.

Correspondence

The clerk read the resignation letter from Travis McHale from the Zoning Board of Appeals.

Each board member received a copy of the Financial Report for the month of February.

Business

Employee Assistant Program Contract

MOTION by Council. Campisi seconded by Supervisor Lo Brutto to authorize the Supervisor to sign the Employee Assistance Program Agreement between the Town of Milan and MidHudson Regional Hospital of Westchester Medical Center. Roll was taken and carried.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

Pitching Mound/Rec Park

MOTION by Supervisor Lo Brutto seconded by Council. Jeffway to authorize the Supervisor to purchase a portable pitching mound for the Milan Rec Center no to exceed \$4,000.00. Roll was taken and carried.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

Bond Resolution # 3 of 2023/ Culvert Project Rocann Drive

Council. Campisi offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE TOWN OF MILAN, NEW YORK, ADOPTED MARCH 20, 2023, AUTHORIZING THE CONSTRUCTION OF CULVERT IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$137,650, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$137,650 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF MILAN, IN THE COUNTY OF DUTCHESS, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Milan, in the County of Dutchess, New York (herein called the “Town”), is hereby authorized to construct culvert improvements. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$137,650 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$137,650 serial bonds to finance said appropriation and the levy and collection of taxes to pay the principal of said bonds and the interest thereon.

Section 2. Serial bonds of the Town in the principal amount of \$137,650 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 4 of the Law, is forty (40) years; however, the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds, shall mature no later than five (5) years after the date of original issuance of said bonds or notes.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such 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 the publication of such resolution, or a summary thereof, 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

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in one of

the official newspapers of the Town, and hereby designated the official newspaper of said Town for such publication.

The adoption of the foregoing resolution was seconded by Council. Blalock and
duly put to a vote on roll call, which resulted as follows.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

The resolution was declared adopted.

Appointment/Assessor

MOTION by Supervisor Lo Brutto seconded by Council. Blalock to appoint James Houston as assessor to fill the vacancy caused by the resignation of Vicki Lynn McKenzie. Said term to begin on March 27, 2023, and end on December 31, 2023. Roll was taken and carried.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

Transfer:

MOTION by Council. Campisi seconded by Council. Jeffway to transfer \$1,393.00 from 8160.4 (Transfer Station Contractual) to 7510.2 (Historian Equipment). Roll was taken and carried.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

Bills: the bills were presented to the board for their audit and review. **MOTION** by Council. Campisi seconded by Council. Blalock to pay General Abstract # 3 Claims 66 thru 108, totaling \$41,340.21 – Highway Abstract # 3 Claims 33 thru 54, totaling \$45,614.36 – Escrow Abstract # 3 Claim 1, totaling \$3,003.32 – Fire Fund Abstract # 3 Claims 1 &2, totaling \$ 386,423.28. Roll was taken and carried.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

MOTION by Council. Jeffway seconded by Supervisor Lo Brutto to adjourn the meeting. Roll was taken and carried.

YES 4 - Blalock, Campisi, Jeffway, Lo Brutto

NO – 0

Absent – 1 Pike

Respectfully submitted,

Catherine Gill, Town Clerk

