

Parma Town Board Special Meeting held on Monday, June 10, 2024, at the  
Parma Town Hall, 1300 Hilton Parma Corners Road, Hilton, NY.

**ATTENDANCE**

Supervisor	James Roose
Councilperson	Linda Judd
Councilperson	Tina Brown
Councilperson	Dave Ciufu
Councilperson	Tod Ferguson
Town Clerk	Carrie Fracassi
Town Attorney	Maureen Werner, Esq.

**OTHERS IN ATTENDANCE**

Tammy Mullen, Kyle Mullen, Deb Hebing.

**CALL TO ORDER**

Supervisor Roose called the special meeting to order at 4:30 p.m. and led those present in the Pledge of Allegiance to the Flag, followed by a moment of silence. Emergency exit procedures were noted.

**BUSINESS ITEMS**

**TOWN OF PARMA WATER IMPROVEMENT BENEFIT AREA 1 BONDING**

**RESOLUTION NO. 151-2024** Motion by Councilperson Ferguson, seconded by  
Councilperson Brown

BOND RESOLUTION DATED JUNE 10, 2024, OF THE TOWN BOARD OF THE TOWN OF  
PARMA, NEW YORK AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO  
FINANCE WATER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE TOWN,  
AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN  
CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE,  
AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

**WHEREAS**, the Town of Parma Water Improvement Benefit Area 1 is a water  
improvement benefit area of the Town of Parma, New York, duly established by the Town Board  
pursuant to the Town Law; and

**WHEREAS**, the cost of the improvements authorized will not exceed the cost thresholds  
that require approval of the Office of the State Comptroller; and

**WHEREAS**, the Town, acting as lead agency under the State Environmental Quality  
Review Act and the applicable regulations promulgated thereunder (SEQRA), has completed its  
environmental review and, on May 7, 2024, has duly adopted a negative declaration and has  
determined that the implementation of the Type 1 action as proposed will not result in any  
significant adverse environmental impacts; now therefore, be it

**RESOLVED BY THE TOWN BOARD OF THE TOWN OF PARMA, NEW YORK (hereinafter referred to as the “Town”),** by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Town of Parma shall undertake certain capital improvements consisting of the acquisition and construction of water improvements for the Town of Parma Water Improvement Benefit Area 1, to include the installation of approximately 30,000 LF of watermain, hydrants, valves, and other related appurtenances along Moul Road, Curtis Road, Collamer Road, Bennett Road, all roads in the Town of Parma, New York, and the acquisition of land or rights in land necessary therefore, if any, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery, or apparatus, and other incidental improvements that may be required in connection therewith for such construction and district use (hereinafter referred to as “purpose”), and general obligation serial bonds in an aggregate principal amount not to exceed \$3,435,037.00 are hereby authorized to be issued to finance said purpose, and bond anticipation notes in anticipation thereof (and renewals thereof) of the Town are hereby authorized to be issued to finance said purpose.

Section 2. The estimated maximum aggregate cost to the Town of Parma of said purpose, which may include preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$3,435,037.00, and said amount is hereby appropriated therefore. The plan for financing of said purpose is to provide all of such maximum cost by issuance of bonds or bond anticipation notes as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 1 of paragraph (a) or Section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is forty (40) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Town and all the taxable real property in the Town is subject to the levy of ad valorem taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes.

Section 5. It is hereby determined and declared that the Town reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulations Section 1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolutions and the provisions of the Local Finance Law, including without limitation, the authority to determine whether to accept bids electronically to the extend allowed by the Local Finance Law, and the power to contract and issue indebtedness pursuant to Section 169.00 of the Local Finance Law, if applicable. The Town Supervisor and the Town Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution and are hereby authorized to affix to such bonds and notes the corporate seal of the Town of Parma.

Section 7. The faith and credit of the Town of Parma, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. Such bonds and notes shall be payable from a levy on real property in such district benefitted or user charges therefore, in the manner provided by law, but if not paid from such source, all the taxable real property in the Town is subject to the levy of ad valorem taxes to pay the principal thereof, and interest thereon without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes. 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 year.

Section 8. This resolution, or a summary hereof, shall be published in full by the Town Clerk of the Town of Parma together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Town, in the manner prescribed by law. The validity of said bonds or of any bond anticipation notes issued in anticipation of the sale of said bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or 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 is said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall take effect immediately upon its adoption.

The motion having been duly seconded, it was adopted, and the following votes were cast.

**Motion carried: Aye 5 (Roose, Judd, Ciufio, Brown, Ferguson)  
Nay 0**

Kyle Mullen said the Resolution states that if the residents in the district do not pay the debt, all Town residents would be responsible to pay for the debt. He asked what would happen if some of them did not pay. Maureen Werner explained that the debt will be added to the tax bill so it will be paid as residents in the district pay their taxes. If they do not pay their taxes, then those amounts are turned over to the County and if the debt remains unpaid, the County will do a tax foreclosure on the property. The Town Clerk/Tax Receiver stated the Town receives full payment before surrendering taxes to the County, so the Town will have collected the funds to make the payment.

There was no further business before the Town Board, Councilperson Ciufio made a motion to adjourn the meeting at 4:45 p.m., seconded by Councilperson Judd and all were in favor.

Respectfully submitted,



Carrie Fracassi  
Parma Town Clerk