

**LEGAL NOTICE  
TOWN OF PARMA**

NOTICE is hereby given that the resolution published herewith has been adopted by the Town Board of the Town of PARMA, Monroe County, New York on the 17<sup>th</sup> day of August, 2021, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

**A Resolution Authorizing the Issuance of \$280,000 Bonds of the Town of PARMA,  
Monroe County, New York, to pay the cost of the Establishment of the Lakeshore Sewer  
District in said Town of PARMA.**

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Article 12-A of the Town Law, and more particularly a final order, dated September 15, 2020, the Town Board of the Town of PARMA, Monroe County, New York, has established the Lakeshore Sewer District; and

WHEREAS, the maximum cost of said improvements is estimated to be \$5,600,000; and

WHEREAS, said capital project 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, the implementation of which as proposed the Town Board has determined will not result in any significant adverse environmental effects: and

WHEREAS, it is now desired to authorize the financing of said improvements;

NOW, THEREFORE BE IT RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of PARMA, Monroe County, New York, as follows.

SECTION I: For the specific object or purpose of paying the cost of improvements in connection with the establishment of the Lakeshore Sewer District, consisting of the installation of and as described in the engineer's report prepared in connection therewith, thereby authorized to be issued \$280,000 bonds of the Town of PARMA, Monroe County, New York, pursuant to the provisions of the Local Finance Law.

SECTION II: It is hereby determined that the maximum estimated cost of the aforesaid improvements is \$5,600,000 and that the plan for the financing thereof shall consist of the issuance of \$280,000 bonds of said Town hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law and receipt of the Redi-Grant from the State of New York in the sum of \$5,320,000.

SECTION III: It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 30 years, pursuant to subdivision 1 of paragraph a of Section 11.00

of the Local Finance Law. It is further determined that the maximum maturity of the bonds herein authorized will exceed five years.

SECTION IV: The faith and credit of said Town of PARMA, Monroe County, New York are hereby irrevocably pledged to the payment of the principal and interest on such bonds as the same respectively become due and payable. There shall be annually assessed upon all the taxable real property within said Sewer District in the manner provided by law an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such sources, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due.

SECTION V: 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 bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, 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 Supervisor, consistent with the provisions of the Local Finance Law.

SECTION VI: The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the Town, 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, he 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.

SECTION VII: All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor.

SECTION VII: The Supervisor is hereby further authorized, at his/her discretion, to execute a project financing and 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 objection or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said Town in the event of the sale of same to the New York State of Environmental Facilities Corporation.

SECTION IX: The intent of this resolution is to give the Supervisor sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to affect the issuance of the aforesaid bonds and, or notes without resorting to further action of this Town Board.

SECTION X: The 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 XI: 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 days after the date or such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

SECTION XII: This resolution, which takes effect immediately, shall be published in full in the West Side News official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

VOTING:

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|----------------------------|------------|
| Jack D. Barton, Supervisor | Voted: Yes |
| James Roose, Councilperson | Voted: Yes |
| Linda Judd, Councilperson  | Voted: Yes |
| Tina Brown, Councilperson  | Voted: Yes |

The resolution was thereupon declared duly adopted.