

NOTICE OF ADOPTION OF RESOLUTION

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Celoron, Chautauqua County New York, at a meeting held on the 8th day of February, 2021, duly adopted the resolution published herewith **SUBJECT TO A PERMISSIVE REFERENDUM**.

Dated: Celoron, New York,
February 8, 2021.

/s/Shirley A. Sanfilippo
Village Clerk

**SUPPLEMENTAL BOND RESOLUTION DATED FEBRUARY 8, 2021.
A RESOLUTION SUPPLEMENTING, SUBJECT TO PERMISSIVE REFERENDUM, THE
BOND RESOLUTION OF DECEMBER 11, 2017 FOR THE ISSUANCE OF \$900,000
BONDS OF THE VILLAGE OF CELORON, CHAUTAUQUA COUNTY, NEW YORK, TO
PAY PART OF THE COST OF THE CONSTRUCTION OF IMPROVEMENTS TO THE
LUCILLE BALL MEMORIAL PARK, IN AND FOR SAID VILLAGE.**

WHEREAS, the Board of Trustees of the Village of Celoron, Chautauqua County, New York, on December 11, 2017, duly adopted a bond resolution authorizing the issuance of \$900,000 bonds of said Village to pay the cost of the construction of improvements to Lucille Ball Memorial Park, including original furnishings, equipment, machinery, apparatus, appurtenances, site improvement and incidental improvements and expenses in connection therewith, in and for said Village of Celoron, Chautauqua County, New York; and

WHEREAS, the specific object or purpose of improvements to the Lucille Ball Memorial Park included several capital projects, including a new amenities building with site improvements, parking lot improvements and other incidental improvements, and a new boardwalk; and

WHEREAS, said capital project, as proposed, has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it was determined will not have any significant adverse impact on the environment; and

WHEREAS, it is now desired to amend the plan of financing for such specific object or purpose as a class of objects or purposes; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Celoron, Chautauqua County, New York, as follows:

Section 1. The maximum estimated cost of the class of objects or purposes is hereby revised to \$1,744,206.98. Section 2 of the bond resolution of December 11, 2017 is hereby amended to read as follows:

It is hereby determined that the plan of financing of said class of objects or purposes is as follows:

- a) by the issuance of the \$900,000 bonds of said Village authorized to be issued pursuant to bond resolution dated and duly adopted December 11, 2017 (the "2017 Bond Resolution");
- b) the expenditure of \$825,582.40 grant monies, heretofore authorized to be expended therefor; and
- c) the application of \$18,624.58 other available monies heretofore authorized to be expended therefor, applicable to construction costs.

Section 2. Pursuant to the provisions of Section 32.00(4) of the Local Finance Law, it is hereby determined that the object or purpose described in said 2017 bond resolution is a class of objects or purposes consisting of specific objects or purposes for which more than one period of probable usefulness is prescribed, being construction of a new amenities building, including site improvements, twenty-five years pursuant to subdivision 11(a), construction of a new boardwalk at the boat launch dock site, twenty years pursuant to subdivision 7, and parking lot and incidental park improvements, fifteen years

pursuant to subdivision 19(c), each of Section 11.00 of the Local Finance Law. The 2017 bond resolution is hereby amended accordingly. The allocations of the maximum estimated cost and obligations thereto is as set forth in the appropriation resolutions of this Village Board of Trustees relating thereto in accordance with Section 32.00(2) of the Local Finance Law, as on file in the office of the Village Clerk.

Section 3. The faith and credit of said Village of Celoron, Chautauqua County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively 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 year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property in said Village a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. 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 Village 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 of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 5. 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.

Section 6. Upon this resolution taking effect, a summary thereof shall be published in the official newspaper, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 7. This resolution is adopted subject to permissive referendum.

Publication Date: February 11, 2021