

**TROY CITY COUNCIL
SPECIAL MEETING AGENDA
November 24, 2020
6:00 P.M.**

Pledge of Allegiance
Roll Call
Presentation of Agenda
Public Forum (*see end of agenda for instructions)

LOCAL LAWS

ORDINANCES

91. Ordinance Amending Chapter 270 Of The Troy City Code (Council Member Zalewski) (At The Request Of The Administration) **Pending Finance Meeting, November 24
92. Ordinance Amending Chapter 216 Of The Troy City Code (Council Member Cummings) (At The Request Of The Administration) **Pending Finance Meeting, November 24
93. Ordinance Amending Chapter 188 And Chapter 247 Of The Troy City Code (Council Member Cummings) (At The Request Of The Administration) **Pending Finance Meeting, November 24
94. Ordinance Authorizing The City To Create Certain Capital Projects And Amending The Capital Projects Fund Budget To Fund Those Projects (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24
95. Ordinance Appropriating The Various Amounts Of Funds In The City Of Troy Budget For Fiscal Year 2021 And Levying Taxes On All Taxable Property Within The City Of Troy In The Amount Required To Raise Sufficient Revenue By Property Taxes For The Fiscal Year 2021 Budget (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24
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RESOLUTIONS

113. Resolution Adopting The Mayor's Recommended Budget For The City Of Troy For Fiscal Year 2021 Or Adopting An Amended Budget For The City Of Troy For Fiscal Year 2021 (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

114. Resolution Determining That Proposed Action Is A Type II Action For Purposes Of The New York State Environmental Quality Review Act (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

115. Resolution Determining That Certain Department Of Public Works Facilities Improvement Projects Will Not Have A Significant Effect On The Environment (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

116. Resolution Determining That Proposed Action Is A Type II Action For Purposes Of The New York State Environmental Quality Review Act (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

117. Resolution Determining That Proposed Action Is A Type II Action For Purposes Of The New York State Environmental Quality Review Act (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

118. Resolution Determining That Proposed Action Is A Type II Action For Purposes Of The New York State Environmental Quality Review Act (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

119. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$3,000,000 Serial Bonds To Finance The Cost Of The Reconstruction Of The City Water System (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

120. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$1,265,000 Serial Bonds To Finance The Construction And Renovation Of The Department Of Public Works Buildings (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

121. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$3,370,000 Serial Bonds To Finance The Construction Of A Department Of Public Works Building (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

122. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$620,000 Serial Bonds To Finance The Construction Of A Building To Be Used As A Salt Storage Facility (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

123. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$645,000 Serial Bonds To Finance The Street Lighting Replacement Projects (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

124. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$2,000,000 Serial Bonds To Finance The Improvement And Embellishment Of Existing Parks, Playgrounds And Recreational Areas In The City (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

125. Bond Resolution Of The City Of Troy, New York, Authorizing The Issuance Of \$725,000 Serial Bonds To Finance The Reconstruction And Improvement Of The Golf Course In The City (Council President Mantello) (At The Request Of The Administration) **Pending Finance Meeting, November 24

***PUBLIC FORUM**

Due to the current COVID-19 crisis and pursuant to Governor Andrew Cuomo’s Executive Order No. 202.1, this meeting shall be held remotely via videoconference and live-streamed on the City Council’s [YouTube channel](#). Troy residents who wish to comment during the public forum at the beginning of the meeting must have the ability to join the Zoom meeting via computer or phone and will be required to pre-register for the meeting. The link to register for the meeting will be posted at least 24 hours before the meeting on the Council [Agenda and Minutes](#) page. You must register for the meeting by 3 pm on the day of the meeting.

Per the City Council, written comments will not be read aloud at this meeting but will be added to the meeting minutes. Written comments to be added to the meeting minutes should be sent to mara.drogan@troyny.gov and must be received by 3 pm on the day of the meeting. You must include your full name and residential address, as required by Council rules. Written comments received after 3 pm shall be treated as correspondence and forwarded to the Council for their review.

ORDINANCE AMENDING CHAPTER 270 OF THE TROY CITY CODE

The City of Troy, in City Council convened, ordains as follows:

Section 1. The purpose of this Ordinance is to amend Section 270-22 (D) of Chapter 270 of the Troy City Code.

Section 2. Section 270-22 (D) is amended by striking out the current monthly parking rate of \$60.00 per month and replacing that rate with a new monthly parking rate of \$75.00 per month as follows:

D. Until such time as the Mayor shall issue a notice of adoption of a parking facility use and fee plan, as provided in Subsection C of this section, the monthly parking rate for customers using City-owned or –leased parking lots shall be as set forth below:

Parking Facility	Rate (per month)
Green Island Bridge Lot	\$60 <u>\$75</u>
Fourth Street Lot	\$60 <u>\$75</u>
“Y” Lot	\$60 <u>\$75</u>
Congress Street Lot	\$60 <u>\$75</u>
Fifth Avenue Parking Garage	\$60 <u>\$75</u>
State Street Garage	\$60 <u>\$75</u>
Front Street Garage	\$60 <u>\$75</u>

Section 3. The Troy City Council hereby enacts the foregoing amendments to Chapter 270 of the Troy City Code, and authorizes the codification of these Section(s) and Subsection(s), with the elimination of the parking rates herein struck out and the addition of the new underlined rates, all as delineated in this Ordinance.

Section 4. This Ordinance shall take effect immediately.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This Ordinance amends Troy City Code Section 270-22 (D) which sets the monthly parking permit fee within the City. The increase from \$60 to \$75 per month is reflective of the changes made within the 2021 Mayor's Proposed Budget. The parking rates have not been increased in several years and the proposed increase is still below the monthly amount charged by other local municipalities.

ORDINANCE AMENDING CHAPTER 216 OF THE TROY CITY CODE

The City of Troy, in City Council convened, ordains as follows:

Section 1. The purpose of this Ordinance is to amend Section 216-7 “Frear Park Municipal Golf Course Fees” of Chapter 216 of the Troy City Code,

Section 2. Section 216-7 (A) is amended by striking out and adding language, and increasing fees as follows:

A. ~~Annual Membership~~ Season Pass:

	Resident	Nonresident	Nonresident Copay per Round
Single pass	\$800 <u>\$950</u>	\$1,100 <u>\$1,250</u>	
Married couple pass	\$1,100 <u>\$1,400</u>	\$1,600 <u>\$1,900</u>	
Sr. citizen pass	\$600 <u>\$750</u>	\$800 <u>\$950</u>	
Jr. pass	\$375 <u>\$525</u>	\$500 <u>\$650</u>	
Restriction on all passes: They cannot be used for play in outings and tournaments.			

Section 3. Section 216-7 (B) is amended by striking out and adding language, and increasing fees as follows:

B. Daily fees for 18 holes: *(During the season, specials will be offered to promote play. This includes, but is not limited to, 2-for-1 calendar card specials and fall specials.)

	Resident	Nonresident
Any time	\$21 <u>\$24</u>	\$29 <u>\$31</u>
Weekday tournament	\$27 <u>\$33</u>	\$27 <u>\$33</u>
Weekend tournament	\$29 <u>\$35</u>	\$29 <u>\$35</u>
<u>Jr./Sr. Citizen</u>	<u>\$17</u>	
Weekday <u>Nonresident Sr. special</u>	<u>N/A</u>	<u>\$23</u> <u>\$25</u>
Restrictions: Weekdays Jr./Sr. resident 18 holes would be restricted to use before 12:00 noon. Weekend Jr./Sr. would be restricted to use after 12:00 noon.		

Section 4. Section 216-7 (C) is amended by striking out and increasing fees as follows:

C. Daily fees for 9 holes:

	Resident	Nonresident
Any time	\$16	\$18 <u>\$19</u>
Weekday 9-hole league	\$16 <u>\$20</u>	\$16 <u>\$20</u>

Section 5. Section 216-7 (D) is amended by striking out and adding language, and increasing fees as follows:

D. Other fees:

1. Nine-hole full cart: ~~\$24~~ \$26
2. Eighteen-hole full cart: ~~\$34~~ \$38
3. Resident ID card: \$25
4. Nine-hole pull cart: \$4
5. Eighteen-hole pull cart: \$6
6. ~~Nine-hole golf club rental: \$10~~ Nine-hole half cart: \$13
7. ~~Eighteen-hole golf club rental: \$12~~ Eighteen-hole half cart: \$19

Section 6. New Section 216-7 (E) is hereby created with language to read as follows:

E. Restrictions:

A Season Pass may not be used for any play in outings or tournaments, but may be used for one 16 or 18 week league season. If the holder of the season pass joins more than one league, any and all applicable fees shall be due for play in the additional league(s).

Section 7. The Troy City Council hereby enacts the foregoing amendments to Chapter 216 of the Troy City Code, and authorizes the codification of these Section(s) and Subsection(s), with the elimination of the words and fees herein struck out and the addition of the underlined words and fees, all as delineated in this Ordinance.

Section 8. This Ordinance shall take effect immediately.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This Ordinance amends Troy City Code Section 216-7 relating to the fees at the Frear Park Golf Course. As discussed at the General Services budget hearing, fee increases for both daily rates and season passes are being proposed as part of the 2021 budget. Even with these fee increases, Frear Park Golf Course rates will still be below those of other local public golf courses.

Also, with the creation of new section 216-7 (E), individuals who play in multiple leagues will now have to pay for additional league play when they are enrolled in more than one league.

**ORDINANCE AMENDING CHAPTER 188 AND CHAPTER 247 OF
THE TROY CITY CODE**

The City of Troy, in City Council convened, ordains as follows:

Section 1. The purpose of this Ordinance is to amend certain Sections and Subsections of Chapter 188 and Chapter 247 of the Troy City Code.

Section 2. Section 188-19 (A) is amended by striking out and adding language as follows:

(4) For the purposes of this chapter, the following guidelines shall be followed relative to waste collections. In each instance, the City shall charge a base fee related to the amount of waste collected for disposal. The base fee shall be calculated by multiplying the estimated number of large (30 gallon) City Bag-equivalents of material to be collected by the per bag price of \$2.00. The estimated determination of the amount of material to be collected shall be made in a reasonable manner.

(a)

Collection of a quantity of waste that is reasonably judged to fit inside the box of a standard size City pickup truck shall be collected at ~~no charge~~ a fee of \$25.00, provided that the waste was generated from an owner-occupied single-, two-, three- or four-unit residence.

(b)

Collections that exceed a pickup truck volume from an owner-occupied single-, two-, three- or four-unit residence shall be collected and an appropriate additional charge, in accordance with § 188-19(A)(2), shall be billed to the property owner of said property.

Section 3. Section 247-2 (A) is amended by adding the following new definition:

CITY BAGS

The official trash bags of the City of Troy, which shall be offered for sale to residents in at least two sizes, at prices calculated to reduce the volume of unsorted trash, increase recycling, and more fairly allocate the costs of disposing of municipal solid waste.

Section 4. Section 247-3 is amended by striking out and adding language as follows:

§247-3 Administration and Enforcement.

- A. It shall be the duty of the Commissioner or his/her duly authorized representative to enforce the provisions of this ~~article~~ chapter. The Commissioner shall promulgate rules and regulations governing the administration of this chapter.
- B. Except for recycling materials, all commercial waste and household waste set out in the City for collection by the Department shall be placed in City Bags approved by the Commissioner.
 - a. Property owners shall be responsible for the waste set out for collection at, by, or near their premises.
 - b. It shall be an offense for any person or property owner to set out or leave for collection by the Department commercial waste or household waste in containers other than approved City Bags, and any person or property owner who commits such offense shall be subject to enforcement and penalty as provided in Section 247-4(A).
 - c. In his or her sole discretion, the Commissioner may issue up to three written warnings

prior to issuing a citation for a “first offense”, if the Commissioner determines that a written warning will assist in obtaining voluntary compliance with the City’s solid waste collection program.

- C. City Bags shall be sized and sold as follows:
 - a. 30 gallon bag - \$2.00 each.
 - b. 13 gallon bag - \$1.25 each.
 - c. City bags shall meet the requirements set forth by the Commissioner and shall be no less than 1.5 millimeters thick. City Bags shall be pre-printed so as to identify them as City Bags, and shall be made available for purchase by residents in stores and other retail outlets throughout the City. City Bags also may be sold by City Departments. No entity may sell City Bags for a price greater than the price stated herein.

- D. The Department may refuse to collect any 30 gallon City Bag that weighs in excess of 35 pounds and any 13 gallon City Bag that weighs in excess of 20 pounds.

Section 5. The City Council hereby enacts the foregoing amendments to the Troy City Code, and authorizes the codification of these Sections and Subsections, with the elimination of the words herein struck out and the addition of the underlined words, all as delineated in this Ordinance.

Section 6. This Ordinance shall take effect April 1, 2021.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

As discussed in the General Services budget hearing, this Ordinance implements the Pay As You Throw Solid Waste Disposal Program. It provides for solid waste disposal through exclusive use of City Bags purchased from authorized vendors at prices set by the City. Failure to use City Bags would be an offense against the City Code and would result in enforcement action after fair warning.

ORDINANCE AUTHORIZING THE CITY TO CREATE CERTAIN CAPITAL PROJECTS AND AMENDING THE CAPITAL PROJECTS FUND BUDGET TO FUND THOSE PROJECTS

The City of Troy, in City Council convened, ordains as follows:

Section 1. Four Capital Projects are established, entitled as follows:

1. Siemens Energy Improvements – Phase Three
2. Frear Park Golf Course Improvements
3. City Park Improvements
4. 2021 Public Utilities Capital Plan

Section 2. The City of Troy 2020 Budget is herein amended as set forth in Schedule A entitled:

2020 Budget Amendments – 2021 Capital Plan Funding

which Amendments are attached hereto and made a part hereof.

Section 3. This Ordinance will take effect immediately.

Approved as to form _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This Ordinance creates and funds all capital projects associated with the 2021 Capital Plan as included within the Mayor's Proposed Budget. Funding is from bond resolutions or the fund associated with the capital project itself. If the project is funded by bond resolution, the bond resolution itself is also a part of this agenda.

Schedule A

ORD94

2020 Budget Amendments – 2021 Capital Plan Funding

Department	Account No.	Description	Original Budget*	Change (+ / -)	Revised Budget
Revenues					
Siemens Energy Improvements - Phase Three	H.0000.5731.0676.0000	BANs Redeemed	0.00	5,900,000.00	5,900,000.00
Frear Park Golf Course	H.0000.5731.0664.0000	BANs Redeemed	0.00	725,000.00	725,000.00
Park Improvements	H.0000.5731.0675.0000	BANs Redeemed	0.00	2,000,000.00	2,000,000.00
Building Demolitions	H.0000.5031.0635.0000	Interfund Transfer	60,000.00	125,000.00	185,000.00
2021 Public Utilities Capital Plan	H.0000.5031.0677.0000	BANs Redeemed	0.00	75,000.00	75,000.00
2021 Public Utilities Capital Plan	H.0000.5731.0677.0000	Interfund Transfer	0.00	3,000,000.00	3,000,000.00
Total Capital Projects Fund Expenditure Increase				<u><u>11,825,000.00</u></u>	
Expenditures					
Siemens Energy Improvements - Phase Three	H.1620.0204.0676.0001	Facilities Upgrades & Improvements	0.00	3,370,000.00	3,370,000.00
Siemens Energy Improvements - Phase Three	H.1620.0204.0676.0002	Facilities Upgrades & Improvements	0.00	1,265,000.00	1,265,000.00
Siemens Energy Improvements - Phase Three	H.1620.0204.0676.0003	Facilities Upgrades & Improvements	0.00	620,000.00	620,000.00
Siemens Energy Improvements - Phase Three	H.5110.0204.0676.0000	Facilities Upgrades & Improvements	0.00	645,000.00	645,000.00
Frear Park Golf Course	H.7180.0204.0664.0000	Facilities Upgrades & Improvements	0.00	725,000.00	725,000.00
Park Improvements	H.7110.0204.0675.0000	Facilities Upgrades & Improvements	0.00	2,000,000.00	2,000,000.00
Building Demolitions	H.1620.0200.0631.0000	Equipment & Capital Outlay	1,960,000.00	125,000.00	2,085,000.00
2021 Public Utilities Capital Plan	H.8340.0204.0677.0000	Facilities Upgrades & Improvements	0.00	75,000.00	75,000.00
2021 Public Utilities Capital Plan	H.8330.0204.0677.0000	Facilities Upgrades & Improvements	0.00	3,000,000.00	3,000,000.00
Total Capital Projects Fund Expenditure Increase				<u><u>11,825,000.00</u></u>	
Net Impact On Capital Projects Fund				<u><u>0.00</u></u>	

Schedule A

ORD94

2020 Budget Amendments – 2021 Capital Plan Funding

Department	Account No.	Description	Original Budget*	Change (+ / -)	Revised Budget
* Or as previously amended					

**ORDINANCE APPROPRIATING THE VARIOUS AMOUNTS OF FUNDS IN THE
CITY OF TROY BUDGET FOR FISCAL YEAR 2021 AND LEVYING TAXES ON ALL
TAXABLE PROPERTY WITHIN THE CITY OF TROY IN THE AMOUNT REQUIRED
TO RAISE SUFFICIENT REVENUE BY PROPERTY TAXES FOR THE FISCAL YEAR
2021 BUDGET**

The City of Troy, in City Council convened, ordains as follows:

- Section 1.** Pursuant to the City of Troy Charter § 47-K, the City Council is required to adopt an Ordinance appropriating the various amounts of money as set forth in the fiscal year 2021 City Budget necessary for the operation of the City government.
- Section 2.** The City Council hereby appropriates the various amounts of money set forth in the 2021 budget as approved for the several departments, bureaus, divisions, offices, courts, boards, and commissions of the City and for the several purposes specified in the fiscal year 2021 City Budget.
- Section 3.** Pursuant to Troy City Charter § 47-N, the City Council is required to levy taxes on all taxable property in the City of Troy as shown on the annual tax assessment rolls in order to raise the amount of revenue required by the City Budget for fiscal year 2021, through the collection of property taxes.
- Section 4.** The amount of \$26,054,209 as set forth and specified in the City Budget for Fiscal Year 2021 is hereby determined to be the amount of revenue required to be raised from real property taxes for fiscal year 2021.
- Section 5.** The City Council hereby levies real property taxes in the total amount of \$26,734,209 on all taxable property within the City of Troy as shown on the annual assessment rolls for the City of Troy in order to raise the revenue required by the City Budget for fiscal year 2021.
- Section 6.** This Ordinance shall take effect immediately.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

Memo In Support

Pursuant to City Charter §47-N, the final legislative task imposed on the City Council at the Special Meeting is to pass an Ordinance setting the tax levy for the City for all taxable properties on the assessment roll of the City. The purpose of this Ordinance is to obtain the actual revenues necessary to support those expenditures contained in the approved City Budget that are funded via property taxes collected by the City.

The amounts reflected in this Ordinance are based on the 2021 proposed budget wherein Section 4 is the amount of Revenue Required From Real Property Taxes and Section 5 is the Total Required Tax Levy necessary to raise the required revenue.

**RESOLUTION ADOPTING THE MAYOR'S RECOMMENDED BUDGET FOR THE
CITY OF TROY FOR FISCAL YEAR 2021 OR ADOPTING AN AMENDED BUDGET
FOR THE CITY OF TROY FOR FISCAL YEAR 2021**

WHEREAS, pursuant to City Charter § 47-E, the Mayor filed with the City Clerk a budget message and recommended budget for the City of Troy for Fiscal Year 2021 on 10/09/2020; and

WHEREAS, pursuant to City Charter § 47-F, the City Council conducted a special meeting on 10/13/2020, at which it referred the recommended budget to the City Council Finance Committee, which in turn referred the recommended budget to the respective Standing Committees of the City Council; and

WHEREAS, pursuant to City Charter § 47-H, the Finance Committee and respective Standing Committees of the City Council conducted preliminary public hearings between 10/15/2020 and 11/05/2020; and

WHEREAS, pursuant to City Charter § 47-H, the Finance Committee and respective Standing Committees of the City Council filed reports with the City Clerk on 11/15/2020, regarding the preliminary public hearings; and

WHEREAS, pursuant to City Charter § 47-I, a meeting of the Mayor and the City Council was held on 11/17/2020 to review suggested changes to the recommended budget; and

WHEREAS, pursuant to City Charter § 47-J, a final public hearing was conducted on 11/19/2020, at which all persons desiring to be heard in relation to the budget estimates in the recommended budget were given an opportunity to be heard; and

WHEREAS, pursuant to City Charter § 47-K, the City Council shall conduct a special meeting on 11/24/2020 to adopt the Mayor's recommended budget or to amend and adopt a budget for the City of Troy for Fiscal Year 2021, and to submit same to the Mayor for approval.

NOW, THEREFORE, BE IT RESOLVED, the Mayor's recommended budget be adopted; or in the alternative, the City Council's amended budget and the estimates contained therein be adopted; with such adopted budget to be in the amount of \$75,824,084.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

Memo In Support

City Charter § 47-K provides that the City Council shall hold a special meeting after the final public hearing to accomplish certain specific tasks related to the budget and the funding of City operations in the upcoming fiscal year. That special meeting has been scheduled for 11/24/2020. One legislative task to be accomplished at the meeting by the City Council is to approve the Mayor's recommended budget or to amend and adopt an amended budget. In the event that the Council does neither, the Mayor's recommended budget takes effect.

The Mayor's proposed budget, submitted to the City Clerk on October 9, 2020, included appropriations in the General Fund totaling \$75,824,084, Garbage Fund appropriations totaling \$4,571,896, Water Fund appropriations totaling \$12,612,087 and Sewer Fund appropriations of \$4,869,233. This resolution adopts, or amends and adopts, the Mayor's proposed budget.

This resolution reflects the appropriations in each of the City's four operating funds as proposed by the Mayor for the 2021 fiscal year and does not include any potential amendments by the Troy City Council. However attached hereto is a Schedule A to be used, if needed, for any amendments made to the proposed budget.

Schedule A
2021 Budget Preparation
Schedule of Budget Amendments
Garbage Fund

Department Code	Department Name	Account Number	Account Description	Proposed Amount	New Amount	\$ Change	Notes
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
Total						0	

Schedule A
2021 Budget Preparation
Schedule of Budget Amendments
Sewer Fund

Department Code	Department Name	Account Number	Account Description	Proposed Amount	New Amount	\$ Change	Notes
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
						0	
Total						0	

**RESOLUTION DETERMINING THAT PROPOSED ACTION
IS A TYPE II ACTION FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, the City Council of the City of Troy, New York (the "City") is considering financing the cost of the reconstruction of the City's water supply or distribution systems, including the improvements and replacement of infrastructure at the City's water plant and pump station and whether or not including buildings, land or rights in land, original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus (the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended (the "SEQR Act"), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council has determined that the Project constitutes a "Type II action" (as the term is defined in the Regulations) and is within the ambit of one or more of the following Type II classifications specified in Section 617.5 of the Regulations:

(a) "[M]aintenance or repair involving no substantial changes in an existing structure or facility" (6 NYCRR § 617.5(c)(1)); and/or

(b) "[R]eplacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site" (6 NYCRR § 617.5(c)(2)); and/or

(c) "[P]urchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials" (6 NYCRR § 617.5(c)(31)).

2. The Project is not subject to further review under SEQRA.

3. A copy of this resolution shall be provided to the New York State Environmental Facilities Corporation.

4. This resolution shall take effect immediately.

The foregoing resolution was thereupon declared duly adopted.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This resolution is the SEQRA for the water plant infrastructure improvements included in the 2021 capital plan which is considered to be a Type II action with no further action needed.

RESOLUTION DETERMINING THAT CERTAIN DEPARTMENT OF PUBLIC WORKS
FACILITIES IMPROVEMENT PROJECTS WILL NOT HAVE A SIGNIFICANT
EFFECT ON THE ENVIRONMENT

WHEREAS, the City Council of the City of Troy, New York (the "City") is considering authorizing certain Department of Public Works ("DPW") facilities improvement projects including (1) construction of a new DPW building; (2) reconstruction and renovation of an existing DPW building; and, (3) construction of a new salt storage facility (collectively, the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-b of the Consolidated Laws of New York, as amended (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York ("DEC"), being 6 NYCRR Part 617, as amended (the "Regulations"), the City Council desires to determine whether the Project may have a significant effect on the environment and therefore require the preparation of an environmental impact statement; and

WHEREAS, the City Council has caused an environmental assessment form to be prepared for the Project (the "EAF"), a copy of which was presented to and reviewed by the City Council at this meeting and a copy of which is on file in the office of the City Clerk; and

WHEREAS, pursuant to the Regulations, the City Council has examined the EAF in order to make a determination as to the potential environmental significance of the Project; and

WHEREAS, the Project does not appear to constitute a "Type I Action" (as defined by the Regulations);

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TROY, NEW YORK AS FOLLOWS:

1. Based on an examination of the EAF and based further upon the City Council's knowledge of the area surrounding the Project and such further investigation of the Project and its environmental effects as the City Council has deemed appropriate, the City Council makes the following findings with respect to the Project:

- (a) The Project is described in the EAF;
- (b) The Project constitutes an "unlisted action" (as defined in the Regulations);
- (c) No potentially significant effect on the environment is noted in the EAF for the Project, and none are known to the City Council; and

(d) As a consequence of the foregoing, the City Council has determined that the Project will not have a significant adverse environmental impact and has so indicated by checking the appropriate box on page 4 of the EAF, and further, the City Council authorizes the Mayor to sign and date the EAF.

2. That City Clerk is hereby directed to file a copy of the completed EAF in the Office of the City Clerk in a file that will be readily accessible to the public.

3. This resolution shall take effect immediately.

4. The foregoing resolution was thereupon declared duly adopted.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This resolution is the SEQRA approval for the DPW upgrades as part of the phase three of the Siemens project which includes the repairs to the façade and roof, the new building and the new salt shed.

This project, after a review completed by the City's Engineering Department, has been determined to be an unlisted action with no environmental impact.

A Short Environmental Assessment Form was prepared using the New York State Department of Environmental Conservation EAF Mapper. Below are questions answered in the affirmative followed by a brief description of why the Council should find that no or a small impact may occur:

Question 12a: Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?

Based on available mapping (see attached) from the CRIS (Cultural Resources Information System) it appears as though eligible sites are not located on or immediately adjacent to the project site.

Question 12b: Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?

While the project site is located within an archaeological sensitive area the site itself has been previously disturbed and therefore we feel it is unlikely that cultural resources will be affected by this project.

Question 13a: Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?

There are no mapped wetlands which exist on the site. Further there are no waterbodies, watercourses, or depressions which could be classified as such.

Question 15: Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?

There were two species identified as being potentially impacted: Shortnose Sturgeon and Bald Eagle. The site does not have any existing habitat for either of these species.

Question 20: *Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?*

Based on data available from the NYSDEC Environmental Site Remediation Database, it appears as though this site is near, but not adjacent to, a remediation site. Based on the proximity to the subject parcel (see attached map) we do not believe this has the potential for an environmental impact.

If the Council, based on the information and analysis above, and any supporting documentation, finds that the proposed action will not result in any significant adverse environmental impacts, the Council should issue a negative declaration and then complete Parts II and III of the Short Environmental Assessment Form.

Short Environmental Assessment Form

Part 1 - Project Information

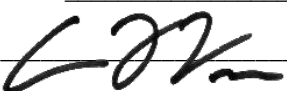
Instructions for Completing

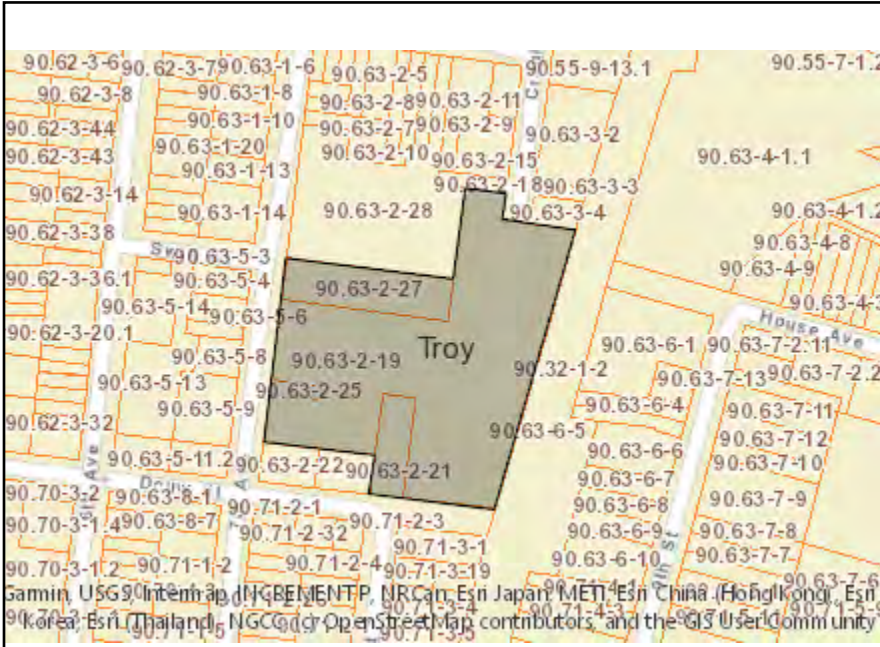
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project:			
Project Location (describe, and attach a location map):			
Brief Description of Proposed Action:			
Name of Applicant or Sponsor:		Telephone:	
		E-Mail:	
Address:			
City/PO:		State:	Zip Code:
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. Urban Rural (non-agriculture) Industrial Commercial Residential (suburban)			
<input type="checkbox"/> Forest Agriculture Aquatic Other(Specify):			
<input type="checkbox"/> Parkland			

	NO	YES	N/A
5. Is the proposed action, <ul style="list-style-type: none"> a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan? 	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest Agricultural/grasslands Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, <ul style="list-style-type: none"> a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
<p>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor/name: _____ Date: _____</p> <p>Signature: <u></u> Title: _____</p>		



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	Yes
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Shortnose Sturgeon, Bald Eagle
Part 1 / Question 16 [100 Year Flood Plain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
Part 1 / Question 20 [Remediation Site]	Yes

Project:

Date:

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept “Have my responses been reasonable considering the scale and context of the proposed action?”

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2. Will the proposed action result in a change in the use or intensity of use of land?		
3. Will the proposed action impair the character or quality of the existing community?		
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7. Will the proposed action impact existing:		
a. public / private water supplies?		
b. public / private wastewater treatment utilities?		
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency

Date

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

**RESOLUTION DETERMINING THAT PROPOSED ACTION
IS A TYPE II ACTION FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, the City Council of the City of Troy, New York (the "City") is considering financing the cost of the acquisition, construction or reconstruction of or addition to a physical public betterment or improvement, including the purchase, upgrade and replacement of street lighting in and for said City (the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended (the "SEQR Act"), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF TROY, NEW YORK AS FOLLOWS:

1. The City Council has determined that the Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(2) and no further action under the SEQR Act and the Regulations is required.
2. This resolution shall take effect immediately.
3. The foregoing resolution was thereupon declared duly adopted.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This resolution is the SEQRA for the street lights component of the third phase of the Siemens project which is considered to be a Type II action with no further action needed.

**RESOLUTION DETERMINING THAT PROPOSED ACTION
IS A TYPE II ACTION FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, the City Council of the City of Troy, New York (the "City") is considering financing the cost of the improvement and embellishment of existing parks, playgrounds and recreational areas including facilities upgrades in the City (the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended (the "SEQR Act"), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF TROY, NEW YORK AS FOLLOWS:

1. The City Council has determined that the Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(2) and no further action under the SEQR Act and the Regulations is required.
2. This resolution shall take effect immediately.
3. The foregoing resolution was thereupon declared duly adopted.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This resolution is the SEQRA for the park improvements which is considered to be a Type II action with no further action needed.

**RESOLUTION DETERMINING THAT PROPOSED ACTION
IS A TYPE II ACTION FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, the City Council of the City of Troy, New York (the "City") is considering financing the cost of the reconstruction and improvement of a golf course, whether or not including buildings appurtenant or incidental thereto or the installation of water sprinkling systems or electric illuminating systems and appurtenances thereto in an existing golf course in the City (the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended (the "SEQR Act"), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF TROY, NEW YORK AS FOLLOWS:

1. The City Council has determined that the Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(2) and no further action under the SEQR Act and the Regulations is required.
2. This resolution shall take effect immediately.
3. The foregoing resolution was thereupon declared duly adopted.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This resolution is the SEQRA for the Golf Course improvements which is considered to be a Type II action with no further action needed.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING
THE ISSUANCE OF \$3,000,000 SERIAL BONDS TO FINANCE THE COST OF
THE RECONSTRUCTION OF THE CITY WATER SYSTEM**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the reconstruction of the City's water supply or distribution systems, including the improvements and replacement of infrastructure at the City's water plant and pump station and whether or not including buildings, land or rights in land, original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, at an estimated maximum cost of \$3,000,000.

Section 2. The plan for financing of such estimated maximum cost shall be by the issuance of \$3,000,000 in serial bonds (the "Bonds") of the City which are hereby authorized to be issued pursuant to this resolution and the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty (40) years pursuant to paragraph 1 of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(3)(a) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's Water Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The City Comptroller, as Chief Fiscal Officer of the City, is further authorized to sell all or a portion of the Bonds or bond anticipation notes issued in anticipation of the Bonds to the EFC in the form prescribed in one or more loan and/or grant agreements (the "Agreements") between the City and the EFC; to execute and deliver on behalf of the City one or more Agreements, Project Financing Agreements, and Letters of Intent with the EFC and to accept the definitive terms of one or more Agreements from EFC by executing and delivering one or more Terms Certificates; and to execute such other documents, and take such other actions, as are necessary or appropriate to obtain a loan or loans from the EFC for all or a portion of the costs of the expenditures authorized by this resolution, and perform the City's obligations under its Bonds or bond anticipation notes delivered to the EFC, the Project Financing Agreements and the Agreements.

Section 10. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or hereafter adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, bond anticipation notes in anticipation thereof, or Agreements shall be executed or delivered until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act") shall first have reviewed and commented on the same in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is for improvements to the City water plant and pumping station in the amount of \$3,000,000 as described at the Public Utilities budget hearing.

The work includes improvements to the basin concrete and the cone valve replacement.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING THE
ISSUANCE OF \$1,265,000 SERIAL BONDS TO FINANCE THE CONSTRUCTION
AND RENOVATION OF THE DEPARTMENT OF PUBLIC WORKS BUILDINGS**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the reconstruction and renovation of the Department of Public Works buildings, including façade and roof replacement, whether or not including grading and improvement of the sites and acquisition and installation of original furnishings, equipment, machinery or apparatus for the purposes for which such reconstructed and renovated buildings are to be used, at an estimated maximum cost of \$1,265,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$1,265,000 in serial bonds (the "Bonds") of the City, which are hereby authorized to be issued pursuant to this resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years pursuant to paragraph 12(a)(3) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or heretofore adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City may receive certain federal and New York State grant funds for the capital purposes described in Section 1 of this resolution. Any such grant funds shall be applied to pay the principal or interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this resolution, to reduce the maximum amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12, as amended.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, or bond anticipation notes to be issued in anticipation of the Bonds, shall be issued until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act"), shall have first reviewed and commented on the issuance of the Bonds and any bond anticipation notes to be issued in anticipation of the Bonds in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is part of phase three of the Siemens project, specifically for the repair and reconstruction of the façade and the roof of the DPW Garage. The total budgeted cost for this project is \$1,265,000.

The work on this project includes a full roof replacement and façade maintenance work on the facility at the north end of the DPW campus. This area stores the facilities department, vehicles, traffic equipment and more.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING THE
ISSUANCE OF \$3,370,000 SERIAL BONDS TO FINANCE THE CONSTRUCTION OF
A DEPARTMENT OF PUBLIC WORKS BUILDING**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the construction of a Department of Public Works building, whether or not including grading or improvement of the site, original furnishings, equipment, machinery or apparatus required for the purposes for which such building is to be used, at an estimated maximum cost of \$3,370,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$3,370,000 in serial bonds (the "Bonds") of the City, which are hereby authorized to be issued pursuant to this resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years pursuant to paragraph 11(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or heretofore adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City may receive certain federal and New York State grant funds for the capital purposes described in Section 1 of this resolution. Any such grant funds shall be applied to pay the principal or interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this resolution, to reduce the maximum amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12, as amended.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, or bond anticipation notes to be issued in anticipation of the Bonds, shall be issued until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act"), shall have first reviewed and commented on the issuance of the Bonds and any bond anticipation notes to be issued in anticipation of the Bonds in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is part of phase three of the Siemens project, specifically for the construction of a new building for the Department of Public Works which will be used by the Traffic and Facilities departments. The total budgeted cost for this project is \$3,370,000.

This funding will support the demolition and construction of a new building on the south west section of the DPW campus. The demolition will be the existing traffic building. The new construction will be on that site and expand to the north where the city previously took down a city owned property to accommodate the future construction.

This construction will allow for better operational flow, better work environments and better facilities to accommodate our future equipment needs.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING THE
ISSUANCE OF \$620,000 SERIAL BONDS TO FINANCE THE CONSTRUCTION OF A
BUILDING TO BE USED AS A SALT STORAGE FACILITY**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the construction of a building to be used as a salt storage facility, whether or not including grading or improvement of the site, original furnishings, equipment, machinery or apparatus required for the purposes for which such building is to be used, at an estimated maximum cost of \$620,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$620,000 in serial bonds (the "Bonds") of the City, which are hereby authorized to be issued pursuant to this resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years pursuant to paragraph 11(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or heretofore adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City may receive certain federal and New York State grant funds for the capital purposes described in Section 1 of this resolution. Any such grant funds shall be applied to pay the principal or interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this resolution, to reduce the maximum amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12, as amended.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, or bond anticipation notes to be issued in anticipation of the Bonds, shall be issued until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act"), shall have first reviewed and commented on the issuance of the Bonds and any bond anticipation notes to be issued in anticipation of the Bonds in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is part of phase three of the Siemens project, specifically for the construction of a new salt shed at Department of Public Works. The total budgeted cost for this project is \$620,000.

This project is to relocate and replace the existing salt shed that is causing damage to the adjacent DPW facility.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING THE
ISSUANCE OF \$645,000 SERIAL BONDS TO FINANCE THE STREET LIGHTING
REPLACEMENT PROJECTS**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the acquisition, construction or reconstruction of or addition to a physical public betterment or improvement, including the purchase, upgrade and replacement of street lighting in and for said City, at an estimated maximum cost of \$645,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$645,000 in serial bonds (the "Bonds") of the City, which are hereby authorized to be issued pursuant to this resolution.

Section 3. The City's engineer has determined that the useful life of the aforesaid class of objects or purposes is at least fifteen (15) years. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years pursuant to paragraph 35 of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or heretofore adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City may receive certain federal and New York State grant funds for the capital purposes described in Section 1 of this resolution. Any such grant funds shall be applied to pay the principal or interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this resolution, to reduce the maximum amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12, as amended.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, or bond anticipation notes to be issued in anticipation of the Bonds, shall be issued until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act"), shall have first reviewed and commented on the issuance of the Bonds and any bond anticipation notes to be issued in anticipation of the Bonds in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is part of phase three of the Siemens project, specifically for the street light component of the project.

The work involves the replacement of the street lighting for the CDBG project areas that haven't been completed to date.

The total budgeted cost for this project is \$645,000.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING THE
ISSUANCE OF \$2,000,000 SERIAL BONDS TO FINANCE THE IMPROVEMENT AND
EMBELLISHMENT OF EXISTING PARKS, PLAYGROUNDS AND RECREATIONAL
AREAS IN THE CITY**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the improvement and embellishment of existing parks, playgrounds and recreational areas including facilities upgrades in the City, at an estimated maximum cost of \$2,000,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$2,000,000 in serial bonds (the "Bonds") of the City, which are hereby authorized to be issued pursuant to this resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen (15) years pursuant to paragraph 19(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms,

form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or heretofore adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City may receive certain federal and New York State grant funds for the capital purposes described in Section 1 of this resolution. Any such grant funds shall be applied to pay the principal or interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this resolution, to reduce the maximum amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12, as amended.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, or bond anticipation notes to be issued in anticipation of the Bonds, shall be issued until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act"), shall have first reviewed and commented on the issuance of the Bonds and any bond anticipation notes to be issued in anticipation of the Bonds in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is for the improvements to various City parks in the amount of \$2,000,000 as discussed during the 2021 Capital Plan budget hearing.

The funding may include but isn't limited to renovations and replacement of existing play/recreational equipment, fencing, splash pads, and facilities at several parks in the city.

**BOND RESOLUTION OF THE CITY OF TROY, NEW YORK, AUTHORIZING THE
ISSUANCE OF \$725,000 SERIAL BONDS TO FINANCE THE RECONSTRUCTION
AND IMPROVEMENT OF THE GOLF COURSE IN THE CITY**

BE IT RESOLVED by the City Council of the City of Troy, New York (the "City") as follows:

Section 1. The City is hereby authorized to undertake the reconstruction and improvement of a golf course, whether or not including buildings appurtenant or incidental thereto or the installation of water sprinkling systems or electric illuminating systems and appurtenances thereto in an existing golf course in the City, at an estimated maximum cost of \$725,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$725,000 in serial bonds (the "Bonds") of the City, which are hereby authorized to be issued pursuant to this resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen (15) years pursuant to paragraph 54 of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no moneys are reasonably expected to be, received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other bond resolutions previously or heretofore adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The City may receive certain federal and New York State grant funds for the capital purposes described in Section 1 of this resolution. Any such grant funds shall be applied to pay the principal or interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or to the extent obligations shall not have been issued under this resolution, to reduce the maximum amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof 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

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

Section 12. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12, as amended.

Section 13. This resolution, or a summary of this resolution, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. No Bonds, or bond anticipation notes to be issued in anticipation of the Bonds, shall be issued until the Supervisory Board created by Chapter 721 of the Laws of 1994, as amended (the "Act"), shall have first reviewed and commented on the issuance of the Bonds and any bond anticipation notes to be issued in anticipation of the Bonds in accordance with the requirements of the Act.

Section 17. This resolution shall take effect immediately upon its adoption.

Approved as to form, _____, 2020

Richard T. Morrissey, Corporation Counsel

MEMO IN SUPPORT

This bond resolution is for the first phase of improvements to the Frear Park Golf Course in the amount of \$725,000. The first phase of the project accounts for engineering and the work discussed during the General Services budget hearing.

The engineering and work included will encompass the changes to improve the drainage of the course to allow for easy maintenance at the start of the season and during weather events as well as improvements on specific holes on the course. This is the first of five phases to a full renovation of the park which has not been done since 1931.