



BOARD OF TRUSTEES'

SPECIAL MEETING

TUESDAY, JULY 18, 2023

4:00 p.m.

____**RESOLVED**, that upon the recommendation of **Joe Gill, Village Treasurer** the Board of Trustees hereby approves the bond resolution authorizing the issuance of bonds in a principal amount not to exceed **\$10,000,000** to finance the construction of improvements to the Village Water System, stating the estimated maximum cost thereof is **\$10,000,000** and appropriating said amount for such purpose.

Moved by Trustee _____

Seconded by Trustee _____

BOND RESOLUTION OF THE VILLAGE OF HEMPSTEAD,
NEW YORK, ADOPTED JULY 18, 2023, AUTHORIZING THE
ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO
EXCEED \$10,000,000 TO FINANCE THE CONSTRUCTION
OF IMPROVEMENTS TO THE VILLAGE WATER SYSTEM,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS
\$10,000,000 AND APPROPRIATING SAID AMOUNT FOR
SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF HEMPSTEAD, IN THE
COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not
less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Hempstead, in the County of Nassau, New York
(herein called the "Village"), is hereby authorized to issue bonds in a principal amount not
to exceed \$10,000,000 pursuant to the Local Finance Law, constituting Chapter 33-a of
the Consolidated Laws of the State of New York (herein called the "Law"), to finance the
construction of improvements to the Village water system, consisting of installation of a
transmission main from Clinton Street to the intersection of Kellum Place and Main Street
and other related or ancillary work in connection therewith.

Section 2. The estimated maximum cost of the project described herein,
including preliminary costs and costs incidental thereto and the financing thereof, is
\$10,000,000 and said amount is hereby appropriated for such purpose. The plan of
financing includes the issuance of bonds in a principal amount not to exceed \$10,000,000
to finance said appropriation, and the levy and collection of taxes on all the taxable real
property in the Village to pay the principal of said bonds and the interest thereon as the
same shall become due and payable. Any grant funds received by the Village in
connection with the project shall be used to pay all or a part of the cost thereof, and the
principal amount of bonds or notes issued will be reduced by the amount of grant funds
received.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

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

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

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

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the

terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of credit enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

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

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

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

____**RESOLVED**, that upon the recommendation of **Joe Gill, Village Treasurer** the Board of Trustees hereby approves the bond resolution authorizing the issuance of bonds in a principal amount not to exceed **\$26,000,000** to finance the construction of improvements to the Village Sewer System, stating the estimated maximum cost thereof is **\$26,000,000** and appropriating said amount for such purpose.

Moved by Trustee _____

Seconded by Trustee _____

BOND RESOLUTION OF THE VILLAGE OF HEMPSTEAD,
NEW YORK, ADOPTED JULY 18, 2023, AUTHORIZING THE
ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO
EXCEED \$26,000,000 TO FINANCE THE CONSTRUCTION
OF IMPROVEMENTS TO THE VILLAGE SEWER SYSTEM,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS
\$26,000,000 AND APPROPRIATING SAID AMOUNT FOR
SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF HEMPSTEAD, IN THE
COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not
less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Hempstead, in the County of Nassau, New York
(herein called the "Village"), is hereby authorized to issue bonds in a principal amount not
to exceed \$26,000,000 pursuant to the Local Finance Law, constituting Chapter 33-a of
the Consolidated Laws of the State of New York (herein called the "Law"), to finance the
construction of improvements to the Village sewer system, consisting of replacement of
sewer mains in the Village's Downtown Overlay Zone and other related and ancillary work
in connection therewith.

Section 2. The estimated maximum cost of the project described herein,
including preliminary costs and costs incidental thereto and the financing thereof, is
\$26,000,000 and said amount is hereby appropriated for such purpose. The plan of
financing includes the issuance of bonds in a principal amount not to exceed \$26,000,000
to finance said appropriation, and the levy and collection of taxes on all the taxable real
property in the Village to pay the principal of said bonds and the interest thereon as the
same shall become due and payable. Any grant funds received by the Village in
connection with the project shall be used to pay all or a part of the cost thereof, and the
principal amount of bonds or notes issued will be reduced by the amount of grant funds
received.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

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

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

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

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the

terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of credit enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

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

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

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.8

____**RESOLVED**, that upon the recommendation of **Keisha Marshall, Village Attorney** and **Danielle Oglesby, Commissioner of the Village of Hempstead Community Development Agency** , that **Bid for the Jobs and Business Referral Center and Local Contracting Referral Center as contemplated in the Community Benefits Agreement dated February 20, 2013 in connection with the Hempstead Downtown Revitalization**, be awarded to the lowest responsible bidder: Crescent Consulting, **90-04 161st Street, Suite 301, Jamaica NY 11432**.

Moved by Trustee _____

Seconded by Trustee _____

____ **RESOLVED**, that upon the recommendation of **Keisha Marshall, Village Attorney** the Board of Trustees hereby approves that the Village Board declares itself as Lead Agency & Negative Declaration for proposed water and sewer improvements for the downtown overlay zone.

WHEREAS, the Incorporated Village of Hempstead is considering improvements to the Village’s water and sewer systems to improve and increase capacity to the Village Downtown Overlay Zone; and

WHEREAS, the Village Board has previously authorized the preparation of engineering reports to outline the areas of service and associated costs; and

WHEREAS, the Village Board has prepared Part 1 of the Full Environmental Assessment Form (FEAF) in accordance with SEQR, and circulated a Notice of Intent to be Lead Agency, by mail and email, to all Involved and Interested Agencies; and

WHEREAS, no other involved agency indicated a desire to be Lead Agency for the purpose of the SEQRA review for the project;

NOW, THEREFORE, BE IT RESOLVED that the Village Board declares itself as Lead Agency for the Project; and

BE IT FURTHER RESOLVED, that the Village Board has compared the proposed action with the Criteria for Determining Significance in 6 NYCRR 617.7 and has not identified any significant adverse impacts that may result due to the Project; and

BE IT FURTHER RESOLVED, that the Village Board determines the Action to result in a Negative Declaration and adopts a Notice of Determination of Non-Significance; and

BE IT FURTHER RESOLVED, that the Village Board authorizes the Village Clerk to file the Negative Declaration in accordance with the applicable provisions of State law.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Moved by Trustee _____

Seconded by Trustee _____

____**RESOLVED**, that upon the recommendation of **Joe Gill, Village Treasurer** all meeting bills, audited by the Board of Trustees on check warrant dated **July 18, 2023**, be approved as previously reviewed.

Moved by Trustee _____

Seconded by Trustee _____