

**STATE OF NEW YORK
COUNTY OF DUTCHESS
TOWN OF LA GRANGE**

**TOWN BOARD MEETING
January 21, 2009**

Present: Supervisor Jon Wagner
Councilman Joseph Luna
Councilman Steve O'Hare
Councilman Dale Borchert

Absent: Councilman Gary Beck

Recording Secretary: Jon J. Wagner

A regularly scheduled meeting of the Town Board was held on Wednesday, January 21, 2009, at the LaGrange Town Hall, 120 Stringham Road. Supervisor Wagner called the meeting to order at 7:10 p.m. and led the flag salute.

Supervisor Wagner presented a Bond Resolution for the Board's consideration. The bond intended to finance reconstruction of Town Hall and is in the amount of \$80,000. A discussion followed.

Certain Electrical, Heating, Communication and structural updates became necessary due to the on-going insurance funded repairs (water damage) to Town Hall. It was discovered during the demolition that there was no duct work in the main meeting room, Most of the electrical relays that operate the heating systems had failed, and numerous electrical and communication lines had to be moved to install functioning heat.

The bond money will also fund repairs to the Town Hall roof, storage closets to house water equipment, the medical supply bank, and janitorial supplies. (Which must be removed from the utility/ communications room) as well as a break room for employees. (Allowing the future expansion of the court records storage area)

BOND RESOLUTION

At a regular meeting of the Town Board of the Town of LaGrange, Dutchess County, New York, held at the Town Hall, in LaGrangeville, New York, in said Town, on the 21st day of January, 2009, at 7:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Wagner, and upon roll being called, the following were

PRESENT: Councilman Luna
Councilman O'Hare
Councilman Borchert

ABSENT: Councilman Beck

The following resolution was offered by Councilman Luna, who moved its adoption, seconded by Councilman O'Hare, to-wit:

BOND RESOLUTION DATED JANUARY 21, 2009

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$80,000 SERIAL BONDS OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK, TO PAY THE COST OF RECONSTRUCTION AND RENOVATION OF TOWN HALL IN THE TOWN OF LAGRANGE

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of LaGrange, Dutchess County, New York, as follows:

Section 1. The reconstruction and renovation of Town Hall located at 120 Stringham Road, LaGrangeville, New York is hereby authorized in and for the Town of LaGrange, Dutchess County, New York. The foregoing class of objects or purposes has a period of probable usefulness of fifteen years pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law;

Section 2. The total maximum estimated cost of the aforesaid objects or purposes is \$80,000, and the plan for the financing thereof is by the issuance of \$80,000 bonds of said Town hereby authorized to be issued therefore pursuant to the Local Finance Law.

Section 3. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years.

Section 4 The faith and credit of said Town of LaGrange, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of

the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7 The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

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

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

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9 This resolution, which takes effect immediately, shall be published in summary form in The Poughkeepsie Journal, which is hereby designated as the official newspaper for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Wagner AYE

Councilman Luna AYE

Councilman O'Hare AYE

Councilman Borchert AYE

The resolution was thereupon declared duly adopted.

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the Town of LaGrange, County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 21st day of January, 2009.
2. That such meeting was a regular meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION: *Poughkeepsie Journal*, January 16, 2009

POSTING: Lagrange Town Hall January 7, 2009

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this 21st day of January, 2009.

Christine O'Reilly-Rao, Town Clerk

(CORPORATE SEAL)

LEGAL NOTICE OF ESTOPPEL

The bond resolution, summary of which is published herewith, has been adopted on January 21, 2009, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of LaGrange, Dutchess County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Town Clerk of the Town for a period of twenty days from the date of publication of this Notice.

Dated: LaGrangeville, New York,
January 21, 2009

Christine O'Reilly-Rao,
Town Clerk

BOND RESOLUTION DATED JANUARY 21, 2009

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$80,000
SERIAL BONDS OF THE TOWN OF LAGRANGE, DUTCHESS
COUNTY, NEW YORK, TO PAY THE COST OF RECONSTRUCTION
AND RENOVATION OF TOWN HALL IN THE TOWN OF LAGRANGE

Class of objects or purposes: reconstruction/renovation Town Hall

Maximum estimated cost: \$80,000

Period of probable usefulness: Fifteen years

Maturity of obligations: Five years

Amount of obligations to be issued: \$80,000 bonds

Councilman O'Hare moved to adjourn the meeting, seconded by Councilman Borchert and carried by all.

The meeting was adjourned at 7:20 p.m.

Respectfully Submitted,

Jon J. Wagner
Supervisor