



**TOWN OF DOVER TOWN BOARD SPECIAL MEETING
WEDNESDAY, APRIL 17, 2024**

The Town of Dover Town Board held a special meeting at 5:30 p.m. on Wednesday, April 17, 2024 at the Dover Town Hall in Dover Plains, NY with the following members present:

Supervisor Richard C. Yeno
Councilman Jan J. Maluda
Councilwoman Susan L. Jackson
Councilman Roy Thomas Holmes

Absent: Deputy Supervisor James J. Murphy

**RESOLUTION #0642024
AUTHORIZE THE CONSTRUCTION OF A NEW RECREATION CENTER AT BOYCE PARK, IN AND FOR THE TOWN OF DOVER, DUTCHESS COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$9,500,000, AND AUTHORIZE THE ISSUANCE OF \$9,500,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF**

The following Resolution was offered by Councilwoman Jackson, seconded by Councilman Maluda, to wit,

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, the capital project hereinafter described has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, it has been determined will not result in a significant environmental effect; and

WHEREAS, it is now desired to provide for the authorization and financing of said purpose;

NOW THEREFORE BE IT RESOLVED by the Town Board of the Town of Dover, Dutchess County, New York, as follows:

Section 1. The construction of a new recreation center at Boyce Park, 6420 Route 55, in Wingdale, New York, in and for the Town of Dover, Dutchess County, New York, including site improvements, original furnishings, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$9,500,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of not to exceed \$9,500,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty years, pursuant to subdivision 11(a)(1) of paragraph a of Section 111.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Dover, 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 in 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 bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, 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.

(continued)

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OF \$9,500,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF (continued)**

Section 6. All other matters except as provided herein relating to the 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 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 class of objects or purposes described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full in the official newspaper(s) of said Town 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.

Section 10. This resolution is adopted subject to permissive referendum, and it is hereby determined that the Town Board, on its own motion, in accordance with the provisions of Section 94 of the Town Law, hereby directs that this resolution shall be submitted for the approval of the qualified voters.

Section 11. Further details concerning said special Town election shall be provided, in a further resolution or resolutions of this Town Board.

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

Supervisor Yeno	Voting <u>Aye</u>
Deputy Supervisor Murphy	Voting <u>Absent</u>
Councilman Maluda	Voting <u>Aye</u>
Councilwoman Jackson	Voting <u>Aye</u>
Councilman Holmes	Voting <u>Aye</u>

The Resolution was thereupon adopted on April 17, 2024.

CERTIFICATION

I, KATHRYN PALMER-HOUSE, hereby certify that I am the TOWN CLERK for the TOWN OF DOVER, in said County of DUTCHESS, and do hereby certify the above is a true copy of the **RESOLUTION TO AUTHORIZE THE CONSTRUCTION OF A NEW RECREATION CENTER AT BOYCE PARK, IN AND FOR THE TOWN OF DOVER, DUTCHESS COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$9,500,000, AND AUTHORIZE THE ISSUANCE OF \$9,500,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF**. I further certify the record is located at the Dover Town Hall, in the Town Clerk's Office located at 126 East Duncan Hill Road, Dover Plains, New York. I have hereunto set my hand and affixed the seal of said Town this 18th day of April, 2024.

(Seal)


Kathryn Palmer-House, Town Clerk