

Ogdensburg City School District
Board of Education
Ogdensburg, New York

DATE: December 4th, 2023

KIND OF MEETING: Regular Meeting

WHERE HELD: OFA Cafeteria B

MEMBERS PRESENT: Renee` Grizzuto, Ronald Johnson, Craig Lalonde, Pamela Luckie, Angela McRoberts, Connor Sutton, Elizabeth Testani, Mia Jeneault – Student Representative

MEMBERS ABSENT: Michael Myers, Vicky Peo

OTHERS PRESENT: Superintendent Kevin Kendall, Kaleb Bertrand, Board Clerk Mariah Pearson, and Citizens

The Regular Meeting was called to order by Board President Ronald Johnson at 6:00 p.m. in the OFA Cafeteria.

GENERAL ADMINISTRATION DIVISION:

Report A:

Acceptance of Committee on Special Education, Committee on Preschool Special Education and 504 Committee Recommendations for Meetings held on October 31, 2023 and November 1, 2, 6, 7, 8, 13, 14, 15, 16, 17, 20, 2023

Moved By: A. McRoberts

Supported By: C. Lalonde

RESOLVED: Having the approval of the Superintendent of Schools, the Board of Education of the Ogdensburg City School District does hereby accept the recommendations as presented this 4th day of December 2023.

Ayes: All Present

Nays: None

Motion Carried

Acceptance of Board of Education Minutes

Moved By: E. Testani

Supported By: C. Sutton

RESOLVED: Having the approval of the Superintendent of Schools, the Board of Education of the Ogdensburg City School District does hereby approve the Regular Meeting Minutes, held on November 20th, 2023.

Ayes: All Present

Nays: None

Motion Carried

Letters and Communications to the Board of Education

Ogdensburg City School District
Board of Education
Ogdensburg, New York

None

Comments Relative to the Agenda

None

OLD BUSINESS:

GENERAL ADMINISTRATION DIVISION

NEW BUSINESS:

BUSINESS AND FINANCE

Report 1:

Resolution Making a Determination Under the State Environmental Quality Review Act for Ogdensburg City School District 2023 Capital Outlay Project

Moved By: C. Lalonde

Supported By: C. Sutton

RESOLVED: Based upon an examination of the EAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the Board's knowledge of the area surrounding the Project and such further investigation of the Project and the potential environmental impacts as the Board has deemed appropriate, the Board makes the following findings and determinations:

1. The Project is described above and in the EAF.
2. The Project is a Type I action under SEQRA and the Board is established as the SEQRA lead agency with regard to the Project.
3. In making its determination of significance, the Board examined all the criteria set forth in Section 617. 7 of the Regulations, and evaluated the Project in light of the standards set forth in 617.7.
4. The Board hereby accepts, approves, and adopts Parts 1, 2 and 3 of the EAF as set forth in Exhibit "A" hereto.
5. The reasoning supporting the Board's findings and determination of significance for the Project is more fully set forth in Exhibit "A" to this Resolution, which Exhibit "A" contains the completed EAF Part I, Part 2, and Part 3 with the written reasoned elaboration of the reasons supporting its determination of significance.
6. The information available concerning the Project was sufficient for the Board to make its determination. No potentially significant effect on the environment is noted in the EAF, and none are known to the Board. Therefore, for the reasons identified in Exhibit "A," the Board hereby determines that the Project will not have a significant adverse environmental impact and issues a Negative Declaration, and the Board will not require preparation of an environmental impact statement with respect to the Project.
7. As a consequence of the foregoing, the District Superintendent, or his designee, is directed to execute Part 3 of the EAF, and arrange for execution by its preparer, setting forth the Negative Declaration for the Project and to make any filing(s) and publication required by law of the Negative Declaration, including publishing notice of the Negative Declaration in the Environmental Notice Bulletin.
8. The Board hereby directs that all SEQRA documents and notices, including but not limited to the EAF and Negative Declaration, are to be maintained in files that are readily accessible to the public

Ogdensburg City School District
Board of Education
Ogdensburg, New York

and made available upon request, subject only to the limitations established by the Freedom of Information Law.

9. The Board hereby directs that a certified copy of this resolution, the EAF, the Negative Declaration, and any other required documents be filed with the New York State Education Department ("SED"), as required by law.

10. The District Superintendent is authorized to take whatever steps are necessary to carry out this resolution.

11. The Ogdensburg City School District will continue to comply with the SEO Guidelines for School District Implementation of the State Environmental Quality Review and Associated Changes in the SEO Building Permit Process, which requires consultation with the New York State Office of Parks, Recreation and Historic Preservation.

12. This resolution shall take effect immediately.

Ayes: All Present

Nays: None

Motion Carried

Report 2:

Bond Resolution and Use of Capital Fund Reserves

Moved By: R. Grizzuto

Supported By: C. Sutton

RESOLVED: Section 1. Subject to approval by the District's qualified voters and the completion of all regulatory requirements, the Board of Education hereby grants its preliminary approval to the Project and the expenditure therefore of an amount, including preliminary costs and costs incidental thereto and to financing thereof, not to exceed the estimated maximum cost of \$65,500,000, and said amount is hereby appropriated therefor. The estimated total cost of said specific objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$65,500,000 and the plan of financing includes using \$1,500,000 from the Capital Reserve approved by the District voters on May 18, 2021 and \$2,500,000 from the Capital Reserve approved by the District Voters on May 17, 2022, any available EXCEL aid and, for the balance of the project costs, the levy of a tax in installments upon all the taxable real property of the District to the extent necessary for such purposes and, in anticipation of such tax, the issuance of bonds and bond anticipation notes are hereby authorized in the principal amount not to exceed \$61,500,000, together with the levy of a tax to pay the interest on said obligations subject to applicable amounts of state assistance available or to any revenues available for such purpose from any other source.

Section 2. Bonds and bond anticipation notes of the District are hereby authorized to be issued pursuant to the provisions of the Local Finance Law of the State of New York (the "Local Finance Law"), in a principal amount not to exceed \$61,500,000 to finance said appropriation for the Project.

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

(a) Under the Local Finance Law, the period of probable usefulness of the Project is thirty (30) years; (b) Current funds are not required by the Local Finance Law to be provided

prior to the issuance of the bonds and any notes issued in anticipation thereof

Ogdensburg City School District
Board of Education
Ogdensburg, New York

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

Section 4. The temporary use of available funds of the District, not immediately required for the purpose or purposes for which the same were 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. 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 District's General Fund. It is intended that the District shall then reimburse expenditures from the General Fund 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 such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the District's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies 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 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation thereof shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the District, payable as to both principal and interest by general tax upon all the taxable real property within the District without limitation of rate or amount. The full faith and credit of the District 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 District of 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 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 District 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 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. As permitted by Section 56.00 of the Local Finance Law, the power to issue and sell the bonds and any notes issued in anticipation thereof, including all powers or duties pertaining or incidental thereto, is hereby delegated to the President of the Board of Education, as Chief Fiscal Officer, except as herein provided. The bonds shall be of such terms, form and contents as may be determined by the Chief Fiscal Officer, pursuant to the Local Finance Law. The Chief Fiscal Officer is authorized to execute and deliver any documents and to take such other action as may be necessary and proper to carry out the intent and provisions hereof.

Section 8. The full faith and credit of the District is hereby irrevocably pledged for the payment of the principal of and interest on the 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 obligations becoming due and payable in such years, and such debt service payments may be made in substantially level or declining amounts as may be authorized by law.

Section 9. Trespasz & Marquardt, LLP is appointed bond counsel to the District for the Project.

Ogdensburg City School District
Board of Education
Ogdensburg, New York

Section 10. A Special Meeting of the qualified voters of the Enlarged Ogdensburg City School District, County St. Lawrence, State of New York, will be held on January 23, 2024, from 12:00 P.M. to 9:00 P.M., prevailing time at the District's election district polling places as set forth in the Notice of Special District Meeting, for the purpose of voting on the proposition described in the Notice of Special District Meeting hereinafter set forth.

Section 11. The business to be acted upon at said Special District Meeting shall be as stated in the Notice thereof, and the District Clerk is hereby authorized and directed to cause the Notice of said Special Meeting to be published in the Watertown Daily Times and North Country This Week/North Country Now, newspapers having general circulation within the District, such publications to be made four (4) times in said newspapers within the seven (7) weeks next preceding such Special District Meeting, the first publication to be at least forty-five (45) days prior to the date of said Special District Meeting. The District Clerk is further authorized to cause publication of all other notices as necessary to effect the purposes and intent of this resolution and, upon the advice of school counsel, to make such changes and edits to this resolution as are advisable to accomplish the purposes set forth herein.

Section 12. Said Special District Meeting shall be called by giving the following notice thereof.

Ayes: All Present

Nays: None

Motion Carried

Report 3:

2023-2024 Tax Collection

No action necessary, information only.

Report 4:

Resolution to Approve Budget Transfers

Moved By: P. Luckie

Supported By: C. Lalonde

RESOLVED: Having the recommendation of the Superintendent of Schools, That the Board of Education does hereby approve the budget transfers as per the Request for budgetary Transfers present on this 4th day of December 2023.

Ayes: All Present

Nays: None

Motion Carried

Report B1-B10:

Consent Agenda

Moved By: R. Grizzuto

Supported By: E. Testani

RESOLVED: Having the approval of the Superintendent of Schools, the Board of Education of

Ogdensburg City School District
Board of Education
Ogdensburg, New York

the Ogdensburg City School District does hereby approve reports B1-B10 as part of a Consent Agenda this 4th day of December 2023.

Ayes: All Present

Nays: None

Motion Carried

Other:

None

Concluding Comments by Citizens, Board Members, and/or Administration:

Mr. Kendall congratulated the cast and crew of the Shrek Musical. Mr. Sutton thanked Ashley Streeter for Shop with a cop. It was a successful event.

ADJOURNMENT:

Moved By: A. McRoberts

Supported By: P. Luckie

RESOLVED: That, the Board of Education of the Ogdensburg City School District does hereby adjourn at 6:10 pm.

Ayes: All Present

Nays: None

Motion Carried

Next meeting held on January 8th, 2024

Respectfully Submitted,
Mariah Pearson
Board Clerk