

**NEGATIVE DECLARATION RESOLUTION
VILLAGE OF BROCKPORT WATER SYSTEM IMPROVEMENTS PROJECT**

WHEREAS, the Village of Brockport is proposing the Village of Brockport Water Improvements Project (Project), located in the Village of Brockport, Monroe County, New York; and

WHEREAS, the Project has been classified as an “Unlisted Action” as defined by the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Village of Brockport completed a coordinated environmental review informing requested interested and involved agencies of the Village’s desire to act as the Lead Agency; and

WHEREAS, the Village of Brockport Village Board has considered the significance of any potential environmental impacts per the SEQRA Regulations and completed the appropriate SEQR documentation for the project.

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Brockport Village Board hereby established itself as Lead Agency for the Project; and

BE IT FURTHER RESOLVED, that based on review of the SEQR documents, SEQR regulations, interested and involved agency comments, and other available supporting information, the Village Board hereby determines that the Project will not have a significant adverse impact on the environment and will not require the preparation of a Draft Environmental Impact Statement; and

BE IT FURTHER RESOLVED, that as a result of such findings, the Village Board hereby directs the Mayor to sign the FEAF Part 3 of SEQR indicating that a Negative Declaration has been issued for the Project; and

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

**NEGATIVE DECLARATION RESOLUTION
VILLAGE OF BROCKPORT SANITARY SEWER SYSTEM IMPROVEMENTS PROJECT**

WHEREAS, the Village of Brockport is proposing the Village of Brockport Sanitary Sewer System Improvements Project (Project), located in the Village of Brockport, Monroe County, New York; and

WHEREAS, the Project has been classified as an “Unlisted Action” as defined by the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Village of Brockport completed a coordinated environmental review informing requested interested and involved agencies of the Village’s desire to act as the Lead Agency; and

WHEREAS, the Village of Brockport Village Board has considered the significance of any potential environmental impacts per the SEQRA Regulations and completed the appropriate SEQR documentation for the project.

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Brockport Village Board hereby established itself as Lead Agency for the Project; and

BE IT FURTHER RESOLVED, that based on review of the SEQR documents, SEQR regulations, interested and involved agency comments, and other available supporting information, the Village Board hereby determines that the Project will not have a significant adverse impact on the environment and will not require the preparation of a Draft Environmental Impact Statement; and

BE IT FURTHER RESOLVED, that as a result of such findings, the Village Board hereby directs the Mayor to sign the FEAF Part 3 of SEQR indicating that a Negative Declaration has been issued for the Project; and

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

VILLAGE OF BROCKPORT RESOLUTION

I, Erica Linden, Village Manager/Clerk of the Village of Brockport, 127 Main Street, Brockport, NY 14420, do hereby certify that the following resolution was adopted at a meeting of the Village Board held on June 6, 2024, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended, or revoked and is in full force and effect.

WHEREAS, the New York State Department of Health Environmental Facilities Corporation (NYSEFC) provides grants to assist municipalities in funding water quality infrastructure projects that protect public health and/or water quality;

WHEREAS, the Village of Brockport is eligible to apply for grant funding through the NYSEFC under the New York State Water Infrastructure Improvement Act (WIIA);

WHEREAS, the Village has identified a relevant Clean Water project—upgrading their existing sanitary sewer collection system to extend its useful life and reduce inflow and infiltration—that, if funded, will create a direct benefit to the public, including individuals in Environmental Justice and/or Disadvantaged Community areas;

WHEREAS, the Village intends to request funding assistance from New York State for this important water infrastructure project; and

WHEREAS, the Village of Brockport is applying to the State Revolving Fund (SRF) for financing assistance for the balance of their project, and is also adopting a bond resolution;

WHEREAS, the Village of Brockport’s Board of Trustees authorizes the submission of an application to the NYSEFC WIIA Grant Program in an effort to secure financial assistance for the completion of a Clean Water project that has a total estimated project cost not to exceed \$11,000,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Village of Brockport Board of Trustees authorizes the filing of this WIIA grant application to New York State Department of Health Environmental Facilities Corporation for the Clean Water project identified with Application ID 1333, titled Village of Brockport Sewer System Improvements Project;

RESOLVED, that the Village of Brockport agrees to the funding guidelines noted in the NYSEFC WIIA RFP for Clean Water projects (i.e. that an applicant may be awarded the lesser of \$25 million or 25% of net eligible project costs estimated at time of application) and will aim

to use SRF dollars and a bond resolution to cover any remaining costs to complete the project.

RESOLVED, that the Village of Brockport's Mayor is authorized to execute the application on behalf of the Village.

VILLAGE OF BROCKPORT RESOLUTION

I, Erica Linden, Village Manager/Clerk of the Village of Brockport, 127 Main Street, Brockport, NY 14420, do hereby certify that the following resolution was adopted at a meeting of the Village Board held on June 6, 2024, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended, or revoked and is in full force and effect.

WHEREAS, the New York State Department of Health Environmental Facilities Corporation (NYSEFC) provides grants to assist municipalities in funding water quality infrastructure projects that protect public health and/or water quality;

WHEREAS, the Village of Brockport is eligible to apply for grant funding through the NYSEFC under the New York State Water Infrastructure Improvement Act (WIIA);

WHEREAS, the Village has identified a relevant Drinking Water project—upgrading their water distribution system, including water main replacement and making control and monitoring improvements, to create a more reliable and sustainable drinking water system—that, if funded, will create a direct benefit to the public, including individuals in Environmental Justice and/or Disadvantaged Community areas;

WHEREAS, the Village intends to request funding assistance from New York State for this important water infrastructure project; and

WHEREAS, the Village of Brockport is applying to the State Revolving Fund (SRF) for financing assistance for the balance of their project, and is also adopting a bond resolution;

WHEREAS, the Village of Brockport's Board of Trustees authorizes the submission of an application to the NYSEFC WIIA Grant Program in an effort to secure financial assistance for the completion of a Drinking Water project that has a total estimated project cost not to exceed \$10,000,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Village of Brockport Board of Trustees authorizes the filing of this WIIA grant application to the New York State Department of Health's Environmental Facilities Corporation for the Drinking Water project identified with Application ID 1173, titled Village of Brockport Water System Improvements Project;

RESOLVED, that the Village of Brockport agrees to the funding guidelines noted in the NYSEFC WIIA RFP for Drinking Water projects (i.e. that an applicant may be awarded the

lesser of \$5 million or 60% of net eligible project costs) and will aim to use SRF dollars and a bond resolution to cover any remaining costs to complete the project.

RESOLVED, that the Village of Brockport's Mayor is authorized to execute the application on behalf of the Village.

**RESOLUTION AUTHORIZING SUBMISSION OF AN ENVIRONMENTAL FACILITIES CORPORATION (EFC)
STATE REVOLVING FUNDS (SRF) FINANCING APPLICATION - WATER SYSTEM IMPROVEMENTS PROJECT**

WHEREAS, the Village of Brockport wishes to apply to the New York State Environmental Facilities Corporation State Revolving Funds for a Water System Improvements Project.

WHEREAS, the financing application requires approval from the Village board for submission

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Brockport authorizes the submission of a New York State Environmental Facilities Corporation State Revolving Funds Financing Application for a Water Improvements Project; and

BE IT FURTHER RESOLVED, that the Village Mayor is hereby authorized to submit the application on behalf of the Village, and to execute any agreements, instruments or other documents in connection with the Village's acceptance of any such financing and/or the funding thereof; and

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

**RESOLUTION AUTHORIZING SUBMISSION OF AN ENVIRONMENTAL FACILITIES CORPORATION (EFC)
STATE REVOLVING FUNDS (SRF) FINANCING APPLICATION - SANITARY SEWER SYSTEM IMPROVEMENTS
PROJECT**

WHEREAS, the Village of Brockport wishes to apply to the New York State Environmental Facilities Corporation State Revolving Funds for a Sanitary Sewer System Improvements Project.

WHEREAS, the financing application requires approval from the Village board for submission

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Brockport authorizes the submission of a New York State Environmental Facilities Corporation State Revolving Funds Financing Application for a Sanitary Sewer Improvements Project; and

BE IT FURTHER RESOLVED, that the Village Mayor is hereby authorized to submit the application on behalf of the Village, and to execute any agreements, instruments or other documents in connection with the Village's acceptance of any such financing and/or the funding thereof; and

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

BOND RESOLUTION DATED JUNE 6, 2024 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF BROCKPORT, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE WATER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the purpose hereinafter described consists of water system capital improvements duly authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"), has completed its environmental review and, on June 6, 2024, has duly adopted a negative declaration with respect to the unlisted action and has determined that the implementation of the action as proposed will not result in any significant adverse environmental impacts; now therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF BROCKPORT, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Brockport shall undertake the construction of water system improvements, to include without limitation, the replacement of existing water main, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$10,000,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$10,000,000, and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 1 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of ad valorem taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, whether to authorize the receipt of bids in an electronic format, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village's chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Brockport.

Section 7. The faith and credit of the Village of Brockport, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes 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 year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village Clerk of the Village of Brockport together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or 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 (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Brockport, pursuant to Section 36.00 of the Local Finance Law.

The motion having been duly seconded, it was adopted and the following votes were cast:

AYES

NAYS

BOND RESOLUTION DATED JUNE 6, 2024 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF BROCKPORT, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the purpose hereinafter described consists of sewer system capital improvements duly authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"), has completed its environmental review and, on June 6, 2024, has duly adopted a negative declaration with respect to the unlisted action and has determined that the implementation of the action as proposed will not result in any significant adverse environmental impacts; now therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF BROCKPORT, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Brockport shall undertake the construction of sewer system improvements, to include the replacement or reconstruction of existing sewer main, sewer manholes, sewer laterals, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$11,000,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$11,000,000, and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty (30) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of ad valorem taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, whether to authorize the receipt of bids in an electronic format, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village's chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Brockport.

Section 7. The faith and credit of the Village of Brockport, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes 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 year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village Clerk of the Village of Brockport together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or 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 (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Brockport, pursuant to Section 36.00 of the Local Finance Law.

The motion having been duly seconded, it was adopted and the following votes were cast:

AYES

NAYS