

Minutes of the Interlaken Village Board of Trustees Regular Meeting held on Thursday, August 14, 2025

Members Present: Mayor Richardson, Trustees Kempf, O'Pray and Garcia

Excused: Trustee Pepper

Others Present: Clerk/Treasurer Swartwood, Deputy Clerk Quan, Clerk Lysiak

Public Present: C Thomas, R Berry and Caleb Covert

Online: DPW Super. W Ahouse; SG of Ithaca Times

Mayor Richardson called the meeting to order at 6:30 pm with the Pledge of Allegiance

Approval of Minutes: Motion Garcia to approve June 12, 2025 minutes second O'Pray carried

Public to be heard:

C Thomas concerns that some properties are not being billed – Swartwood to look into the address provided. He would like to see fire pits to be allowed. Concerns regarding the Cayuga Street trailer park – any progress with removing trailers? He is against any structures other than modular homes. Richardson, Seneca Co Codes Blacktop front yards and cars parked on the sidewalks.

R Berry questions on who owns the water at the Memorial Garden and Farmer's Museum? Richardson reply – village owns these and the water comes from the museum.

Library:

DPW cleaned the front of building. Richardson mentioned centennial celebration hosted by the Library on Sep. 6, 2025. Borden thought parking may be an issue.

Fire:

14 calls for July. New pickup is in service. Department is attending Trumansburg Fair next week. Car show was held, good turnout. Trucks were pump tested and inspected. Need to update rear lighting on 502. Hose testing done. Ladder testing in October. Water rescue training was held at Lodi Point

RFP for painting firehouse: received on quote. Kevin Black of Trumansburg quoted \$10,385.00, Motion by O'Pray second Kempf, carried. Borden would like to keep close to original color and add sealing around the doors and windows.

Water:

Ordered pump for Flagg's dock to draw from lake. Working with Bonder Pump, looking for replacement parts for pump 2 pressure switch, bearings and bushings. Returned CO2 tank to Airgas. Painting hydrants – tried rust-oleum spray paint this year. Pulled mixer out of water tank V Ovid assisted– AquaStore trying to get a new one under warranty. Tom and myself went to free class in Syracuse on wireless meters. Assisted Hector for 2 service taps – they are short-handed. Change meters, shut off services for non-payment. Shut off Geneva St property – owner needed to fix a leak in their line. Distributed door-to-door mandatory conserve water notices. Normal reporting to the county.

Sewer:

Brush hog lot looking to purchase so everyone can see the land surveyor's markings. Cleaned trickling filters. New dehumidifier installed, old one returned. Normal pumping and reporting by Yaws and Brewers.

Streets:

Brush hog all water and sewer transmission lines. Mowing and trimming slowed down to lack of rain. Applied second coat of paint on Mechanic St. handrail. Pickup to Maguires, occasional hard shift – they could not find an issue. Moved shed for the school. Put new sink and vanity in the office bathroom. Spoke with Soil and Water about farmer putting new pond in front of our detention pond. We do not want any issues with our pond. Grinder guy – his machine burned, his insurance not paying what it's worth. Will need to find another vendor. Richardson reported he, Wes and Peter went to meeting on FEMA flooding map. Village was not mapped this time. Next one is approximately 10 years away. Village property owners cannot obtain flood insurance if not in a designated flood zone. If there were to be a State Disaster issued, FEMA would be able to assist property owners. Richardson stated DOT was on the FEMA meeting, Garcia brought to DOT attention that culverts on 96 and 96A needed to be cleaned out to minimize flooding.

Police:

230 calls for service. 55 traffic citations issued. Court detail held without issues. All monthly reports were submitted.

Equipment: issues with computer in car 401. New scanner installed in 401. 401 has a small punch list to be completed. 401 radar unit sent back for adjustments. VSS cable received for 402. 402 is currently being repaired. New printer/scanner for office has been installed.

Officer Park: added to all software programs, bullet proof vest has been ordered; new badge has been ordered. Doing online training and will be training on village ordinances.

DPW has mowed some properties cost to be added to taxes.

Need to have Dwello or Robertson trained to be instructor for fire arms

Borden mentioned Melissa Taylor has been moved to Deputy County Manager and Toni DiGiovanni has moved into Taylor's old position.

Treasurer:

Balances of accounts read.

Budget Mods:

Dr. A1620.44 683.97
Cr. A5110.4 [683.97]
 Memorial Garden Fencing
Dr. A1990.4 2165.87
Cr. A1910.4 [2165.87]
 Overspent Insurance
Dr. A9785.6 1720.99
Cr. A3410.2 [795.99] Trux Outfitters
Cr. A3410.4 [925.00] Truck Lettering

Motion Richardson second Garcia, carried

Approval of Bills:

Motion by Garcia, second O'Pray to pay signed vouchers in: General Fund (#55-84 \$30,816.69)
Water Fund (#16-23 \$333.06) Sewer Fund (#16-19 \$5,231.96) Water Project (#4-5 \$7,587.98)
Sewer Project (#3 \$486.00) carried.

Old Business:

AlarmTech tabled to September.
1988 old easements send to attorney with maps

New Business:

Bond resolution amending and restating a bond resolution adopted Jan. 9, 2025, motion made by Garcia second by O'Pray, carried. The bond resolution is attached at the end of these minutes.

Concern made pertaining to the vegetable garden encroaching on private property.
Richardson to reach out to Meg Jarstran.

NYMIR risk assessment request – reply with date of 9/8/25

Seneca County Hazzard Mitigation – motion by Richardson to support it, second O'Pray, carried.

Workshop set for 9/11/25 at 5:30 purpose:

Interlaken Equipment Use Policy
Disaster Recovery / info Security Plan
Post employment benefits

Records Disposition List 2025

| Document | Dated From - To | Date Destroyed |
|----------------------|-----------------|---------------------------|
| | | Shred-it Scheduled |
| Trust & Agency | 2018-2019 | 8/27/25 |
| General Fund | 2018-2019 | 8/27/25 |
| Water Fund | 2018-2019 | 8/27/25 |
| Sewer Fund | 2018-2019 | 8/27/25 |
| Water/Sewer Receipts | 2017-2019 | 8/27/25 |
| Bank Statements | 2018-2020 | 8/27/25 |
| Vouchers | 2018-2019 | 8/27/25 |
| Old Correspondance | Pre-2020 | 8/27/25 |
| Water/Sewer Bills | 2018-2019 | 8/27/25 |

Also 2 HP printers SN:CN23ABT10ca // 6978 to be destroyed – DPW to recycle
Motion by Kempf second Garcia, carried

Motion by Garcia to enter into executive session @ 7:58pm to discuss litigation and land purchase, second Richardson, carried

Motion by Garcia to exit executive session @ 8:06pm second O'Pray, carried

Motion by Garcia to allow Richardson to sign purchase agreement, second O'Pray carried.

Motion by Garcia to allow Richardson to sign litigation papers, second O'Pray carried.

Motion by Garcia to adjourn at 8:07 pm, second Richardson, carried

Respectfully,
Nancy Swartwood
Clerk Treasurer

**VILLAGE OF INTERLAKEN
SENECA COUNTY, NEW YORK**

August 14, 2025

A regular meeting of the Board of Trustees of the Village of Interlaken, in the County of Seneca, New York was held at the Village Offices, 8369 Main Street, Interlaken, New York on August 14, 2025, at 7:00 o'clock P.M. (Prevailing Time).

There were present: (Board Members)

Richard Richardson, Mayor
Terry O'Pray, Trustee
Peter Garcia, Trustee
Chris Kempf, Trustee

There were absent: (Board Members)

Joe Pepper, Trustee

Also present:

Nancy Swartwood, Village Clerk/Treasurer

The following resolution was offered by Trustee Garcia, who moved its adoption, and second by O'Pray to wit:

BOND RESOLUTION OF THE VILLAGE OF INTERLAKEN, SENECA COUNTY, NEW YORK, ADOPTED AUGUST 14, 2025, AMENDING AND RESTATING A BOND RESOLUTION ADOPTED JANUARY 9, 2025, AUTHORIZING IMPROVEMENTS TO THE VILLAGE WASTEWATER COLLECTION AND TREATMENT SYSTEM AT AN ESTIMATED MAXIMUM COST OF \$10,277,530, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF UP TO \$10,277,530 BOND ANTICIPATION NOTES AND SERIAL BONDS OF THE VILLAGE TO PAY THE COST OF THE PROJECT

WHEREAS, the Village of Interlaken (hereinafter the "Village") maintains waste water collection and treatment facilities for the Village of Interlaken; and

WHEREAS, the Board of Trustees of the Village has determined by resolution adopted January 9, 2025 (the "January 2025 Bond Resolution") that it is desirable for the Village to undertake the acquisition, construction and reconstruction of the Village's waste water collection and treatment facilities, including (i) demolition and replacement the existing waste water treatment plant (the "WWTP"), (ii) making

improvements to the existing waste water collection system, including manhole replacement, cementitious lining of manholes, lining of sewers that cross under or through creeks, spot repairs at critically damaged clay pipe, manhole riser recessed rim mitigation and lining of sewershed and (iii) for all of the foregoing, making related site improvements and acquiring original furnishings, equipment, machinery and apparatus incidental thereto (collectively, the "Sewer Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Village is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the Village and the approval of this resolution constitutes such an action; and the Village as "lead agency" (as defined by SEQRA) reviewed the above-referenced action and determined by Resolution adopted September 5, 2018 that the Sewer Project is a Type I Action under SEQRA which will result in no significant impacts and, therefore, (a) the action is not one which "may include the potential for at least one significant adverse environmental impact," (b) "there will be no significant adverse environmental impacts," and (c) no "environmental impact statement" need be prepared, as such quoted terms are defined in SEQRA; and

WHEREAS, the Sewer Project costs, but not the scope of the Sewer Project, have increased due to inflationary pressures and unavoidable construction delays from \$9,956,333 to \$10,277,533; and

WHEREAS, the Board of Trustees now desires to authorize the additional costs associated with the Sewer Project and the financing thereof.

NOW, THEREFORE BE IT RESOLVED THIS 14TH DAY OF AUGUST 2025 BY THE BOARD OF TRUSTEES OF THE VILLAGE OF INTERLAKEN, SENECA COUNTY, NEW YORK (by favorable vote of not less than two thirds of said Board), AS FOLLOWS:

Section 1. The January 2025 Bond Resolution is hereby amended and restated as set forth below.

Section 2. The Sewer Project at a maximum estimated cost of \$10,277,530, including all legal and professional costs and all other necessary costs incidental to such work, which is estimated to be the total cost thereof, is hereby approved.

Section 2. The plan for the financing of the Sewer Project includes the issuance of up to \$10,277,530 of serial bonds, or any bond anticipation notes in anticipation of the issuance and sale of the bonds, which are hereby authorized to be issued pursuant to the Local Finance Law, the levy of a tax to pay the bonds and the interest thereon and the application, if and when available, of state and/or federal grants and assistance available or to any revenues available for such purpose from any other source. The bonds and notes authorized hereby may be issued to the United States Department of Agriculture, Office of Rural Development, or any of its related offices or agencies, the New York State Environmental Facilities Corporation under any of its revolving fund programs or any purchaser in accordance with the provisions of the Local Finance Law.

Section 3 The full faith and credit of the Village 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 4. Pursuant to Sections 30.00, 50.00 and 56.00 to 60.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell the serial bonds and any 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 Village Treasurer, the chief fiscal officer. Such bonds or notes shall be of such form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The Village Treasurer is hereby further authorized, at her sole discretion, to execute all agreements and instruments in order to effect the financing or refinancing of the Sewer Project, or a portion thereof, by a bond, and/or note issue of said Village.

Section 6. The intent of this resolution is to give the Village Treasurer sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and/or notes without resorting to further action of this Board of Trustees.

Section 7. The following additional matters are hereby determined and declared:

- (a) Pursuant to paragraph 4 of Section 11.00 of the Local Finance Law, the period of probable usefulness of the Sewer Project is forty (40) years; and
- (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 authorized by this resolution; and
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 8. The temporary use of available funds of the Village, 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 2 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 2 of this resolution shall be from the Village's General Fund. It is intended that the Village 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 Village'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 9. The bonds authorized herein shall be in fully registered form and shall be signed in the name of the Village of Interlaken, Seneca County, New York, by the manual or facsimile signature of the Village Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and maybe attested to by the manual or facsimile signature of the Village Clerk.

Section 10. The Village hereby covenants and agrees with the holders from time to time of the Bonds and any bond anticipation notes issued in anticipation of the sale of the Bonds, that the Village will faithfully observe and comply with all provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any proposed or final regulations issued pursuant thereto unless, in the opinion of bond counsel,

such compliance is not required by the Code and regulations to maintain the exclusion from gross income of interest on said obligations for federal income tax purposes.

Section 11. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds with a schedule of substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Village by the facsimile signature of its Village Treasurer, providing for the manual countersignature of a fiscal agent or of a designated Official of the Village), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Village Treasurer. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. 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 52.00 of the Local Finance Law, as the Village Treasurer shall determine.

Section 12. Trespasz Law Offices, LLP is hereby appointed bond counsel to the Village in relation to the issuance of any bonds or notes issued for the Project.

Section 13. 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 Village 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 publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. This resolution shall be subject to permissive referendum and a summary hereof (attached hereto as **FORM OF NOTICE I**) shall be published and posted within ten (10) days of adoption by the Village Clerk as provided by Section 9-900 of the Village Law. This Resolution shall become effective 30 days after publication of **FORM OF NOTICE I**. Following such effective date, in the event that no petition for a referendum was timely submitted and filed, the Village Clerk shall cause the publishing and posting of a notice in substantially the form provided in Section 81.00 of the Local Finance Law together with a summary of this Bond Resolution (attached hereto as **FORM OF NOTICE II**).

WHEREFORE, the foregoing Resolution was put to a vote of the members of the Board of Trustees of the Village this January 9, 2025, the result of which vote was as follows;

VOTE

Richard Richardson, Mayor
Terry O'Pray, Trustee
Peter Garcia, Trustee
Chris Kempf, Trustee
Joe Pepper, Trustee

Aye
Aye
Aye
Aye
Absent

DATED: August 14, 2025

CERTIFICATE

I, the undersigned Village Clerk of the Village of Interlaken, Seneca County, State of New York,
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of a meeting of the Board of Trustees of said Village including the resolution contained therein, held on August 14, 2025, with the original thereof on file in my office, and that the same is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board of Trustees had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law) proper notice was given relative to said meeting and said meeting was open to the general public.

I FURTHER CERTIFY, that, **PRIOR** to the time of said meeting I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

| <u>Newspaper and/or other news media</u> | <u>Date given</u> |
|--|-------------------|
| Finger Lakes Times | June 2, 2025 |

I FURTHER CERTIFY that **PRIOR** to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

| <u>Designated Location(s) of Posted Notice</u> | <u>Date given</u> |
|--|-------------------|
| Interlaken Bulletin Board | August 16, 2025 |
| Farmer's Museum | August 16, 2025 |
| 8402 Main St Store Front Window | August 16, 2025 |
| Interlaken Public Library | August 18, 2025 |

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Interlaken, Seneca County, New York, this 16th day of August 2025.


Nancy Swartwood, Village Clerk

[SEAL]

