

*Watervliet City School District
Watervliet, New York 12189*

BOARD OF EDUCATION

SPECIAL MEETING

*November 1, 2011
5:00 P.M.
Watervliet Jr.-Sr. High School*

A G E N D A

- I. CALL TO ORDER** PRESIDENT, Mark W. Scully
- II. BOARD MEMBERS** PRESIDENT, Mark W. Scully
VICE PRESIDENT, Christine Chartrand
Frank McGrouty
Jennifer Donovan
Jeffrey Clermont
- SUPERINTENDENT** Dr. Paul J. Padalino

III. COMMENTS FROM THE FLOOR

In accordance with Board Policy Number 2310, the privilege of speaking from the floor will be extended to any person in attendance. Persons desiring to speak shall be required to give their name and address and will be limited to three (3) minutes for their presentation. The time allowed each speaker may be adjusted by the chair. The speaker's privilege may also be terminated by the chair if found to be out of order.

IV. OLD BUSINESS

V. **BOARD, STAFF AND STUDENT REPORTS**

VI. **GENERAL**

1. **WHEREAS**, the Watervliet City School District Board of Education (BOE) seeks to undertake a capital project consisting of:

- a) Improvements to the Watervliet City School District Junior/Senior High and Elementary School facilities consisting of athletic facility improvements including a new 400 meter all-weather running track with synthetic turf infield and lighting, and the reconstruction of a baseball field as well as other appurtenant site, civil, and landscape improvements. Building improvements consist of upgrades to the building envelope, interiors, and heating and electrical systems (the "Proposed Action").

WHEREAS, the BOE is designated under SEQRA as Lead Agency for the Proposed Action; and

WHEREAS, most of the project components consist of maintenance, replacement or rehabilitation of existing facilities, hence are classified as Type II under Section 617.5 and are not subject to SEQR review; and

WHEREAS, the construction of substantially improved athletic facilities consist of minor new development not listed as Type I or Type II actions; hence, the entire project will be classified as an Unlisted action under Section 617.6; and

WHEREAS, the BOE's consultants have prepared a Full Environmental Assessment Form (EAF) which has been reviewed and accepted by the BOE, indicating that the Proposed Action will not have a significant adverse impact on the environment;

NOW, THEREFORE BE IT RESOLVED that the BOE, as Lead Agency, after having reviewed the components and aspects of the Proposed Action and the Full Environmental Assessment Form, hereby determines that such Proposed Action will not have a significant adverse impact on the environment and adopts and issues a Negative Declaration for the purposes of the State Environmental Quality Review Act.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to the NYS Department of Environmental Conservation, the NYS Office of Parks, Recreation and Historic Preservation and the NYS Department of Education as involved agencies.

2. **WHEREAS**, the Watervliet City School District Board of Education (BOE) seeks to undertake a capital project consisting of:
- a) Improvements to the Watervliet City School District Junior/Senior High School facility consisting of athletic facility improvements including a new 400 meter all-weather running track with synthetic turf infield and lighting, and the reconstruction of a baseball field as well as other appurtenant site, civil, and landscape improvements. Building improvements consist of upgrades to the building envelope, interiors, and heating and electrical systems (the “Proposed Action”).

WHEREAS, the State Environmental Quality Review Act (SEQR) and the regulations thereunder require the BOE to undertake a review of the potential environmental impacts, if any, associated with project before undertaking same;

WHEREAS, most of the project components consist of maintenance, replacement or rehabilitation of existing facilities, hence are classified as Type II under Section 617.5 and are not subject to SEQR review; and

WHEREAS, the construction of substantially improved athletic facilities consist of minor new development not listed as Type I or Type II actions; hence, the entire project will be classified as an Unlisted action under Section 617.6; and

WHEREAS, a Long Environmental Assessment Form has been prepared and reviewed;

NOW, THEREFORE BE IT RESOLVED that the BOE intends to act as a lead agency and conduct an uncoordinated review under Section 617.6; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to the NYS Department of Environmental Conservation, the NYS Office of Parks, Recreation and Historic Preservation and the NYS Department of Education as involved agencies.

3. **WHEREAS**, the Watervliet City School District Board of Education (BOE) seeks to undertake a capital project consisting of interior building renovations, modifications, and site improvements of the following description:

- a) Improvements to the Watervliet Elementary School including building improvements, walkway repairs, drainage and parking improvements (SEQR Type II Action).

WHEREAS, the State Environmental Quality Review Act (SEQR) and the regulations there under require the BOE to undertake a review of the potential environmental impacts, if any, associated with project before undertaking same;

WHEREAS, interior building renovations and modifications are classified as Type II under Section 617.5 and are not subject to SEQR review; and

WHEREAS, related project components consisting of maintenance, replacement or rehabilitation of existing facilities and school expansions of under 10,000 SF, are classified as Type II under Section 617.5 and are not subject to SEQR review; and

WHEREAS, the Watervliet Elementary School and Transportation Center components meet the definition of Type II work under Section 617.5;

NOW, THEREFORE BE IT RESOLVED that the BOE concludes that no further action is required and SEQR is thereby concluded for this project.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to the NYS Department of Environmental Conservation and the NYS Department of Education as involved agencies.

4. **BOND RESOLUTION DATED NOVEMBER 1, 2011.**

A RESOLUTION AUTHORIZING THE CONSTRUCTION TO AND RECONSTRUCTION OF SCHOOL DISTRICT FACILITIES IN AND FOR THE CITY SCHOOL DISTRICT OF THE CITY OF WATERVLIET, ALBANY COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$18,950,000, AND AUTHORIZING THE ISSUANCE OF \$18,950,000 BONDS OF SAID SCHOOL DISTRICT TO PAY THE COST THEREOF.

BE IT RESOLVED, by the Board of Education of the City School District of the City of Watervliet, Albany County, New York, as follows:

Section 1. The construction to and reconstruction of School District facilities in and for the City School District of the City of Watervliet, Albany County, New York, including a new athletic turf field, as well as other site work, and incidental costs and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$18,950,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$18,950,000 bonds of said School District hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; and the faith and credit of said City School District of the City of Watervliet, Albany County, New York, are hereby pledged for the payment of said bonds and the interest thereon.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is thirty years, pursuant to subdivision 97 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. 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 President of the Board of Education, 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 President of the Board of Education, consistent with the provisions of the Local Finance Law.

Section 5. 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 and also 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 President of the Board of Education, the chief fiscal officer of such School District. 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 President of the Board of Education shall determine consistent with the provisions of the Local Finance Law.

Section 6. 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 School District 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 7. 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 8. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper(s) of said School District for such purpose, together with a notice of the School District Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 9. This resolution is adopted subject to approval at the Special District Meeting of said School District to be held on December 20, 2011.

VII. NEW BUSINESS

VIII. COMMENTS FROM THE FLOOR

VII. ADJOURNMENT

NOTE: All district appointments are subject to fingerprint clearance by the NYS Education Department and verification of Permanent or Pending Certification by NYS.