

**A. CONVOCAATION:**

1. The Canadice Town Board Budget Workshop Meeting was held on September 28, 2015 at 7:00 pm at the Canadice Town Hall.

2. Roll call showed the following-

Present: Supervisor Kristine Singer  
Councilman John O'Connor  
Councilman William Hershey  
Councilman Mark Statt  
Councilman Mark Malmendier

Others Present: Five (5) guests/residents attended the Budget Workshop Meeting.

3. Salute to the Flag.

**B. BUDGET WORKSHOP:**

\*Supervisor Singer opened the budget workshop and indicated the budget distributed is the proposed version, but it isn't expected to change much between now and the October meeting when departments will have their requested budgets submitted. Union contract language indicates a minimum increase of 1% and maximum of 2.5%. The CPI average as of May 2014 to June 30, 2015 is less than 1%. Supervisor Singer used a 1% increase throughout the budget.

\*The one line that changed was an increase for the CEO budget. Bob is retiring in a couple of years. There have been some discussions with a possible candidate. The training is free, so we don't need to budget for that.

\*There is a question on the restoration budget line, if we will have books that need restoration. After some discussion Supervisor Singer decided to include funds in that line.

\*Some discussion took place regarding the Richmond Recreation Budget and how the contribution from each town that participates is determined.

\*A quote was submitted from a company for mowing and snow removal. Mowing: \$50 per trip & additional \$25 when the new property needs mowing. Snow removal would be \$15 per hour with their equipment. The mower and snow blower the Town owns are not going to be working much longer, so equipment replacement is a factor. Councilman Hershey questioned what would happen to the equipment if we outsource the work. Supervisor Singer indicated it would be sold.

\*Discussion and explanations of several line items took place.

\*Superintendent Virgil questioned if a couple of new radios should be purchased each year so we are compliant by 2018. The total estimated investment is \$12,900. The Highway Department wish list has more detail for the radios, equipment purchases or rentals and facilities projects.

\*Mrs. Marcia Young questioned what is being budgeted for the Honeoye Public Library. Supervisor Singer indicated \$23,498 or a 1% increase plus the \$500 for performances.

\*Unexpended Fund Balance – when is it too high? Supervisor Singer indicated the Comptroller doesn't like us to exceed by 10% of whatever your budgeted amount is.

\*Supervisor Singer will make minor changes and print the tentative budget, then file it with the Town Clerk so it can be distributed to the Councilmembers by October 5<sup>th</sup>.

**C. NEW BUSINESS:**

**1. Resolution Number 44 of 2015** – Authorizing The Execution And Delivery Of Lease Purchase Agreement And Related Instruments With Real Lease, Inc., And Determining Other Matters In Connection Therewith

Councilman O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to approve the resolution.

APPROVED           Ayes 5           Singer, O’Connor, Hershey, Statt, Malmendier  
                              Nays 0

WHEREAS, The governing body of the Town of Canadice (“*Lessee*”) a body of politic and corporate duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of New York, is authorized by the laws of the State of New York to purchase, acquire and lease personal property for the benefit of the Lessee and its inhabitants and to enter into contracts with respect thereto; and WHEREAS, The Lessee desires to purchase, acquire and lease certain equipment constituting personal property necessary for the Lessee to perform essential governmental functions; and

WHEREAS, In order to acquire such equipment, the Lessee proposes to enter into that certain Equipment Lease-Purchase Agreement (the "*Agreement*") with Real Lease, Inc. (the "*Lessor*"), the form of which has been presented to the governing body of the Lessee at this meeting; and

WHEREAS, The governing body of the Lessee deems it for the benefit of the Lessee and for the efficient and effective administration thereof to enter into the Agreement for the purchase, acquisition and leasing of the equipment therein described on the terms and conditions therein provided;

**Now, therefore, be it RESOLVED, By the governing body of Lessee as follows:**

Section 1. *Approval of Documents.* The form, terms and provisions of the Agreement are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by counsel of the Lessee or other members of the governing body of the Lessee executing the same, the execution of such documents being conclusive evidence of such approval; and the Supervisor of the Lessee is hereby authorized and directed to execute, and the Town Clerk of the Lessee is hereby authorized and directed to attest and countersign the Agreement and affix the seal of the Lessee to such documents.

Section 2. *Other Actions Authorized.* The proper officers and employees of the Lessee shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement.

Section 3. *No General Liability.* Nothing contained in this Resolution, the Agreement or any other instrument shall be construed with respect to the Lessee as incurring a pecuniary liability or charge upon the general credit of the Lessee or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Lessee or any charge upon its general credit or against its taxing power, except to the extent that the Rental Payments payable under the Agreement are special limited obligations of the Lessee as provided in the Agreement.

Section 4. *Section 265(b)(3) Designation.* Lessee hereby designates the Agreement as a "qualified tax-exempt obligation" for the purposes and within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. Lessee further represents that Lessee reasonably anticipates that Lessee and

other entities that Lessee controls will not issue tax-exempt obligations (including the Agreement) that exceed the aggregate principal amount of \$10,000,000 during the calendar year in which the Agreement is executed and delivered.

Section 5. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 6. Repealer. All bylaws, orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance or part thereof.

Section 7. Effective Date. This Resolution shall be effective upon adoption by the governing body of the Lessee and approval of the attorney for the lessee of the Resolution, Agreement and related documents.

**D. ADJOURNMENT:**

Councilman O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to adjourn the meeting at 8:20 pm.

APPROVED           Ayes 5           Singer, O’Connor, Hershey, Statt, Malmendier  
                              Nays 0

Respectfully submitted, \_\_\_\_\_ Eileen Schaefer, Town Clerk