

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
December 5, 2024**

Resolution No. 024-287

**A RESOLUTION APPROVING THE
CONSOLIDATION OF TWO TOWN OF
PLATTSBURGH SEWER DISTRICTS, TO WIT:
CONSOLIDATED SEWER DISTRICT AND BASE
SEWER DISTRICT; SIX EXISTING OUTSIDE USERS
AND ONE VACANT PARCEL INTO ONE
CONSOLIDATED SEWER DISTRICT SUBJECT TO
THE COMPLETION OF PROCEEDINGS PURSUANT
TO ARTICLE 17-A OF THE GENERAL MUNICIPAL
LAW OF THE STATE OF NEW YORK**

WHEREAS, there exists within the Town of Plattsburgh two sewer districts, to wit: **CONSOLIDATED SEWER DISTRICT and BASE SEWER DISTRICT; SIX OUTSIDE USERS AND ONE VACANT PARCEL**; and

WHEREAS, the aforesaid two sewer districts have been created for similar purposes; and

WHEREAS, the Town Board on the 7th day of November, 2024 adopted a Resolution and Order to give notice of a public hearing pursuant to the provisions of Article 17-A of the General Municipal Law of the State of New York to be held at the Plattsburgh Town Hall on the 5th day of December, 2024 at 6:30 p.m. for the purpose of hearing all persons upon the question of consolidating the two sewer districts of the Town of Plattsburgh, to wit: **CONSOLIDATED SEWER DISTRICT AND BASE SEWER DISTRICT; SIX OUTSIDE USERS AND ONE VACANT PARCEL** into a single consolidated sewer district; and

WHEREAS, the Town Board wishes to plan for the future needs of the Town and its residents and businesses; to consolidate services; to reduce the amount of administrative services and costs within the sewer districts; to increase the financial base of the sewer districts in order to obtain a reduction in interest rates on any anticipated future borrowing; to distribute costs more evenly and to establish fair and reasonable rates for services as follows:

- (i) The Consolidated Sewer District shall pay capital charges on existing and future debt on an ad valorem basis in the amount of \$0.4889/\$1,000;
- (ii) The Base Sewer District shall pay capital charges on existing and future debt on an ad valorem basis in the amount of \$0.4891/\$1,000;
- (iii) The six out of district users and the one vacant parcel shall pay for any capital improvements on an ad valorem basis in the amount of \$0.4889/\$1,000;
- (iv) Expenses for operation and maintenance for the two sewer districts, six out of district users and the one vacant parcel shall equal \$7.85 per 1,000 gallons with the minimal residential and commercial rates remaining the same; and

WHEREAS, the Town Board and Town Clerk have caused, as required by law, to be posted and published, the Notice of Public Hearing pursuant to the provisions of the aforesaid Article 17-A of the General Municipal Law; and

WHEREAS, the Town Board conducted the Public Hearing on the 5th day of December, 2024 to consider the consolidation of the stated two sewer districts, six outside users and one vacant parcel into a single consolidated sewer district at which time all persons interested in the same were afforded ample opportunity to be heard and speak in support of or in opposition to the proposed consolidation; and

WHEREAS, the Town Board has carefully reviewed the issues associated with the consolidation of the aforesaid two sewer districts, six outside users and one vacant parcel.

NOW, THEREFORE, IT IS hereby resolved that this Town Board acting pursuant to the provisions of Section 754 of the General Municipal Law of the State of New York does hereby consolidate the two sewer districts of the Town of Plattsburgh, to wit:

CONSOLIDATED SEWER DISTRICT AND BASE SEWER DISTRICT; SIX OUTSIDE USERS AND ONE VACANT PARCEL into a single consolidated sewer district, said consolidation to be effective January 1, 2025 and upon such consolidation does hereby further determine as follows:

1. This Resolution is adopted pursuant to the provisions of Article 17-A of the General Municipal Law of the State of New York.
2. That all steps required by the provisions of Article 17-A of the General Municipal Law have been carried out in relation to this project.
3. That it is in the public interest to consolidate the aforesaid two sewer districts, six outside users and one vacant parcel as set forth herein and as set forth in the Joint Consolidation Agreement into one consolidated sewer district to be executed by the Town of Plattsburgh and each of the existing sewer districts.
4. All property and assets of the aforesaid two sewer districts, six outside users and one vacant parcel shall become the property and assets of the new consolidated sewer district.
5. All property of the existing two sewer districts, six outside users and one vacant parcel shall become the property of the consolidated sewer district, and the consolidated sewer district shall assume and pay for the indebtedness, if any, of each of the existing two sewer districts, six outside users and one vacant parcel as if such indebtedness had been incurred subsequent to the consolidation, as provided by law and as set forth within this resolution.
6. All expenses of operation and maintenance shall be paid as set forth within this resolution.

7. All expenses for capital charges arising from any existing and future indebtedness shall be paid as set forth within this resolution.
8. The consolidated sewer district shall be known as the Town of Plattsburgh Consolidated Sewer District.
9. The Joint Consolidated Agreement between the Town of Plattsburgh and the two sewer districts is approved, and the Town Supervisor is authorized to execute the same.
10. The Town Clerk is hereby directed within ten (10) days after the adoption of this Resolution to cause a certified copy of this final resolution to be filed in the Clinton County Clerk's Office and in the Office of the State Comptroller in Albany, New York.
11. The boundaries of the Town of Plattsburgh Consolidated Sewer District are set forth in Schedule A annexed hereto.

Motion:

Seconded:

Roll Call:

	<u>YES</u>	<u>NO</u>	<u>ABSENT</u>
Michael Cashman, Supervisor	_____	_____	_____
Thomas Wood	_____	_____	_____
Barbara Hebert	_____	_____	_____
Charles Kostyk	_____	_____	_____
Dana Isabella	_____	_____	_____

Plattsburgh, New York
December 5, 2024

CERTIFICATION OF TOWN CLERK

I, **KATHRYN KALLUCHE**, the undersigned Town Clerk of the Town of Plattsburgh, Clinton County, New York, **DO HEREBY CERTIFY:**

That I have compared the foregoing copy of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on the 5th day of December, 2024, with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this ____ day of December, 2024.

Kathryn Kalluche, Town Clerk

S E A L: