

The regular meeting of the Board of Trustees of the Village of Attica was held on May 19, 2015, in the Municipal building. The meeting was called to order at 7:00 P.M.

Members Present:

The following members were present: Mayor William P Lepsch, Trustees Sandy Prusak, Nathan Montford, Roger Durfee and Ralph A Janes Jr.

Others Present:

Others present: Administrator Douglas Post, Police Chief Dean Hendershott, Matt Durfee, Bruce Shearer, Beth Russell, Nathan Rizzo, Officer Brian Marsceill, Sharon Bey, Ed Bey, Sherriff Rudolph, Mike Harding, Carrie Snyder, Dana Blugus, Linda Blugus, Ami Blackmore, Beth Russell and Rick Mondford.

Minutes and Claims Approved:

Motion was made by Trustee Montford, seconded by Trustee Prusak that the minutes of the regular meeting of April 22, 2015 be approved as presented.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.

The motion was declared and carried.

Transfer between appropriations

Motion was made by Trustee Durf, seconded by Trustee Janes that the attached transfers between appropriations be approved as presented.

\$15,000.00	from A3410.4R	to A9710.6
\$2,831.25	from A3410.4R	to A9710.7
\$2,634.38	from A3410.4R	to A9710.7
\$12,000.00	from A4540.4R	to A9710.6
\$2,386.52	from A4540.4R	to A9710.7
\$841.60	from A5110.4	to A1620.4
\$1,738.66	from A1110.4	to A1640.4
\$772.27	from A1325.4	to A3120.4
\$892.53	from A1325.4	to A3120.41
\$83.37	from A1325.4	to A3120.43
\$4,534.37	from A3410.4R	to A3410.4
\$1,229.96	from A5410.1	to A5142.4
\$3,137.06	from A5110.4	to A5182.4
\$3,331.50	from A7110.1P	to A7110.4
\$11,054.99	from A5110.2	to A8160.4
\$436.66	from A1110.2	to A1620.1
\$449.64	from A5110.4	to A5142.1
\$891.50	from A6989.4	to A6989.4NYMS
\$1,650.00	from A511	to A8010.4RE
\$23	from A5410.1	to A5142.1
\$1,505.01	from A7110.2	to A7110.4
\$431.30	from A5410.4	to A7110.4
\$752.84	from A1110.1	to A1325.1
\$2,938.01	from A5110.4	to A3120.1
\$136.08	from A5110.4	to A3120.14
\$8,640.76	from A5110.4	to A5110.1
\$590.82	from A5110.4	to A7110.1
\$2,307.06	from A5110.4	to A8160.1
\$343.73	from A1990.4	to A3120.11
\$843.82	from A1990.4	to A3120.13
\$374.64	from A1990.4	to A3120.16
\$875.00	from A1990.4	to A3120.493
\$3,435.43	from F8330.4	to F8340.4
\$1,750.52	from F8330.4	to F9060.8
\$11,897.18	from G8130.2	to G8130.4
\$5.16	from G9030.8	to G9055.8

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.

The motion was declared and carried.

Approve Claims

Motion was made by Trustee Janes, seconded by Trustee Montford, that the following claims be approved and the Clerk instructed to draw checks therefore:

General Fund claims in the amount of \$35,577.43 as set forth in Abstract #12

Water Fund claims in the amount of \$7,682.81 as set forth in Abstract #12

Sewer Fund claims in the amount of \$11,920.08 as set forth in Abstract #12

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

Nathan Rizzo presented a solar farm proposal from Solar Liberty.

Bruce Shearer attended the meeting to discuss the inundation study proposal.

Sherriff Rudolph attended the meeting to update the board on the activity of the Wyoming County Sherriff's department.

Sharon Bey, Ed Bey and Ami Blackmore attended the meeting to discuss the parking issues.

Linda and Dana Blugus attended the meeting to discuss the issues with their neighbors.

Rick Montford attended the meeting to discuss the "flag dressing contest" held at the school.

Committee Reports:

Public Safety- The board heard from the safety committee regarding the procedure to hire new full time officers. The board had questions regarding civil service requirements.

Planning Board-

DPW- The DPW crew is working on patching holes.

Village Administrator- Administrator Post submitted the Treasurers report for April. He presented the bank reconciliation report. He presented the bids for the transfer station waste hauling. He presented candidates for summer help. He presented a government efficiency plan to enable the residents to qualify for the tax freeze rebate program.

Old Business-

New Business- Trustee Janes presented a request from the Attica Golf Club to place a sign on the property owned by the village on West Main Street.

2015-37 Purchases under County and State Bids

Motion was made by Trustee Montford seconded by Trustee Durfee, that that the Village purchases Limestone, Stone products, Asphalt Products, Ready Mixed Concrete and Bituminous Road Oil under the Wyoming County Highway Bids and Gasoline under the Town Bid.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

2015-38 Contract with the Attica Fire Department Inc.

Motion was made by Trustee Prusak, seconded by Trustee Montford, that the Village enter into a Fire Protection Contract with the Attica Fire Department Inc. providing for the Fire Department to render fire protection services within the Village of Attica and within the Township of Attica for a period of one year, commencing on the 1st day of June, 2015 and ending on the 31st day of May 2016 for the sum of \$5,000 for said year of service; that the Mayor is hereby authorized to sign said contract.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

2015-39 Special meeting May 28, 2015 at 4:00 PM

Motion was made by Trustee Montford, seconded by Trustee Janes that the Village of Attica Board of Trustees sets May 28, 2015 as the date and the Municipal building at 4:00 PM as the place and time for a special meeting.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

2015-40 Fire Department member

Motion was made by Trustee Prusak, seconded by Trustee Durfee that the Village Board of Trustees approves the membership of Timothy Meister of 190 Main Street into the Attica Fire Department.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-41 AYA agreement

Motion was made by Trustee Montford, seconded by Trustee Prusak that the Village Board of Trustees approves the annual agreement with Attica Youth Athletics, Inc.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-42 Agreement with Brock, Schechter & Polakoff

Motion was made by Trustee Montford, seconded by Trustee Janes that the Village Board approves the agreement with the firm Brock, Schechter & Polakoff, LLP for the annual single fund audit for USDA RA.

On the call of the roll, the vote was as follows: Prusak No; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-43 Special Event Java Village Beagle Club

Motion was made by Trustee Montford, seconded by Trustee Prusak that the Village Board approves the special event application for the Java village beagle club to sell chicken BBQ at Glosser's farmers market on June 13.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-44 Approval of Government Efficiency Plan

Motion was made by Trustee Janes, seconded by Trustee Durfee that the Village Board of Trustees approves proposed government efficiency plan which is necessary if you want your residents to be eligible for the Tax Freeze credit in the fiscal year beginning in 2016.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2014-40 Refuse state bid award

Motion was made by Trustee Janes, seconded by Trustee Prusak to approve the low bidder for the refuse transfer station waste hauling.

Waste Management

- \$46.00 per ton
- \$220.00 per haul
- 15% fuel charge
- \$50.00 box rental per month
- Five % increase per year in years 2 & 3

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-46 Approve bank reconciliation report from treasurer for 04/2015.

Motion was made by Trustee Montford seconded by Trustee Prusak that the Village board approves the bank reconciliation report for April 2015.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-47 Part time summer help

Motion was made by Trustee Prusak seconded by Trustee Janes that the Village board approves the appointment of Austin Wheeler, Nicholas Shadbolt and Damian Marchetti to work as part time DPW laborers this summer.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes.
The motion was declared and carried.

2015-48 Solar Project with remote net metering for the Village of Attica, New York

Motion was made by Trustee Montford seconded by Trustee Durfee to adopt the following resolution:
WHEREAS, The Village of Attica ("Municipality") is interested in developing a clean energy solar system under a remote net metering program ("Remote Net Metering Program") of the Public Service Commission of the State of New York ("PSC"), hereinafter referred to as the "Solar Project," that produces power at SBL # 6.9-1-26.11, the vacant land off Sokol Drive ("Host Site") resulting in power

production credits that can be credited against power consumption of Municipality at one or more remote net metered satellite locations (“Satellite Locations”);

WHEREAS, pursuant to the PSC’s Proposed Transition Plan dated March 19, 2015 (in PSC Case Nos.14-E-0151 and 14-E-0422), the PSC is changing the methodology of providing credit under the Remote Net Metering Program from a monetary credit method to a volumetric credit method, and this anticipated change will result in a considerable loss in the value of the credit to Municipality under the Remote Net Metering Program;

WHEREAS, PSC has announced a proposed period where Municipality can qualify for grandfather status permitting its Solar Project to be credited under the current monetary credit method for the life of the Solar Project if “a developer has submitted a completed preliminary interconnection application to the relevant utility;”

WHEREAS, Municipality will obtain considerable savings if it enters an immediate non-binding, commitment with Solar Liberty to develop the Solar Project with favorable grandfather status under the Remote Net Metering Program by promptly submitting an interconnection application as outlined in this Resolution;

NOW THEREFORE, BE IT RESOLVED, That Municipality shall be authorized to enter an agreement with Solar Liberty Energy Systems, Inc. or a subsidiary thereof (“Solar Liberty”) according to the following:

- Solar Liberty shall have the exclusive right to develop Solar Project under a power purchase agreement for a period of 20 years (“Term”).
- Notwithstanding, Municipality has no obligation to proceed with the construction of Solar Project at Host Site, so long as if Municipality does proceed with Solar Project, Solar Liberty shall have the exclusive right to develop the Solar Project.
- Municipality authorizes Solar Liberty to act on its behalf to file interconnection applications (at Solar Liberty’s sole cost and expense) with National Grid (“Utility”) before May 1, 2015, or as otherwise extended, and shall cooperate with Solar Liberty in the preparation and filing of the application.
- Municipality shall lease the Host Site to Solar Liberty at a nominal rate for the Term.
- Solar Liberty shall develop and construct the Solar System on Host Site at its expense, and shall maintain the Solar Project for the Term.
- Municipality shall purchase electricity from Solar Liberty under the Remote Net Metered Program for the Term at a savings over current and reasonably forecasted electric rates of Municipality.

Solar Liberty and Municipality agree to negotiate, in good faith, a nominal cost site lease and power purchase agreement according to terms and conditions that are agreeable to both parties and reasonably customary in the solar industry.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

2015-49 Attica golf club sign

Motion was made by Trustee Prusak seconded by Trustee Durfee that the Village board approves the request of the Attica Golf Club for a sign to be placed on Village property on West Main Street, after applying for all the proper permits.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

Adjournment

Motion was made to adjourn the meeting at 9:40 P.M. by Trustee Prusak seconded by Trustee Durfee.

On the call of the roll, the vote was as follows: Prusak yes; Montford yes; Durfee yes; Janes yes. **The motion** was declared and carried.

Douglas A. Post
Administrator, Village of Attica