

The special meeting of the Board of Trustees of the Village of Attica was held on August 2, 2022, at the Attica Municipal Building. The meeting was called to order at 4:00 P.M.

**Members Present:**

The following members were present: Mayor Nathan Montford, Trustees Roger Durfee, Hans Walker Jr., and Gary Guralny.

**Others Present:**

Others present: Administrator Douglas A Post

**2022-70 Low bidder for sewer repairs**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village board approves the low bidder for the sewer repairs Milherst Construction.

Milherst Construction	\$241,665
Rochester Piping	\$248,465
Keeler Construction	\$326,015

**On the call of the roll**, the vote was as follows: Durfee yes; Walker yes; Guralny yes.

**The motion** was declared and carried

**2022-71 SEQR RESOLUTION - NEGATIVE DECLARATION**

**Motion** was made by Mayor Montford seconded by Trustee Guralny that the village board approves the following resolution:

**WHEREAS,**

1. In accordance with the New York State Environmental Quality Review regulations (SEQR), the Board of Trustees of the Village of Attica announced its intent to serve as Lead Agency on June 21, 2022, to conduct an environmental review of the Village of Attica Water Treatment Plant Improvements Project. The project includes construction of an approximate 2,100 square foot addition to the existing building at the Village's Water Treatment Plant located at 3368 Dunbar Road in the Town of Attica. Additional project components include driveway modification, fill and grading, relocation of overhead lines, buried piping modifications, septic system replacement, shed removal, and construction of a new backwash water supply tank.
2. The Village Board has determined that the proposed action is a "Type I Action" as defined under SEQR.
3. The Village Board, in its capacity of Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above.
4. On June 28, 2022, the Village Board notified the Involved and Interested Agencies of its intention to act as Lead Agency for this project and circulated Part 1 of the long Environmental Assessment Form.
5. Comments received on the project have been addressed in Part 2 of the Environmental Assessment Form. The Village will continue to work with Federal, State and local agencies until all necessary permits and approvals have been obtained.
6. The Village Board has considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration.

**NOW THEREFORE BE IT RESOLVED,**

The Village Board declares that it will serve as Lead Agency for the Village of Attica Water Treatment Plant Improvements Project; and,

The Village Board declares that, based on the Environmental Record which has been prepared, the project will result in no major impacts and, therefore, will not cause significant damage to the environment. A Negative Declaration under SEQR is therefore issued for this project.

**On the call of the roll**, the vote was as follows: Durfee yes; Walker yes; Guralny yes; Montford yes.

**The motion** was declared and carried

**2022-72 BOND RESOLUTION DATED AUGUST 2, 2022 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ATTICA, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE WATER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.**

**Motion** was made by Mayor Montford seconded by Trustee Walker that the village board approves the following resolution:

WHEREAS, the purpose hereinafter described consists of water system capital improvements authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"), has completed its environmental review and, on August 2, 2022, has duly adopted a negative declaration with respect to the type I action and has determined that the implementation of the action as proposed will not result in any significant adverse environmental impacts; now therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ATTICA, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Attica shall undertake the construction of water system improvements, consisting of the construction of an approximately 2,100 square foot addition to the existing building at the Village's Water Treatment Plant (WTP) located at 3368 Dunbar Road in the Town of Attica, including, without limitation, driveway modification, fill and grading, relocation of overhead electrical lines, buried piping modifications, septic system replacement, shed removal, and construction of a new backwash water supply tank, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$11,125,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose, and said amount is hereby appropriated therefor.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$11,125,000. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 1 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 (forty) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, whether to authorize the receipt of bids in an electronic format, all contracts for, and determinations with respect to, credit or liquidity

enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village's chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Attica.

Section 7. The faith and credit of the Village of Attica, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes 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 year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village Clerk of the Village of Attica together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or 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 (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. The bond resolution adopted on November 16, 2021 is hereby repealed and revoked in whole.

Section 10. This resolution is subject to a permissive referendum of the qualified electors of the Village of Attica, pursuant to Section 36.00 of the Local Finance Law

**On the call of the roll**, the vote was as follows: Durfee yes; Walker yes; Guralny yes; Montford yes.

**The motion** was declared and carried

#### **2022-73 CSEA contract with Police**

**Motion** was made by Trustee Guralny seconded by Trustee Durfee that the Village board approves the agreement with CSEA on the terms of the collective bargaining agreement for the Police portion of the Unit. The agreement will cover the period from June 1, 2022 to May 31, 2026

**On the call of the roll**, the vote was as follows: Durfee yes; Walker yes; Guralny yes.

**The motion** was declared and carried

#### **2022-74 Rodeo Agreement**

**Motion** was made by Trustee Guralny seconded by Trustee Durfee that the Village board approves the agreement the Attica Rodeo & Show association for Police work during the Rodeo.

**On the call of the roll**, the vote was as follows: Durfee yes; Walker yes; Guralny yes.

**The motion** was declared and carried

#### **2022-75 Fire Department 100<sup>th</sup> Anniversary Proclamation**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village board approves the proclamation for the Attica Fire Departments 100<sup>th</sup> Anniversary.

### **Village of Attica Fire Department's 100<sup>TH</sup> Anniversary**

WHEREAS, the Village of Attica's Fire Department is commemorating its centennial celebration on August 11, 2022; and

WHEREAS, since 1922, the Village of Attica's Fire Department has been responsible for protecting the lives and property of the Village and Town of Attica along with many surrounding areas; and

WHEREAS, the Village of Attica's Fire Department has served this community and communities in Wyoming and Genesee Counties with strictly volunteers members; and

WHEREAS, the Village of Attica's Fire Department helps to ensure the safety of our citizens of Attica; and

WHEREAS, the men and women of the Attica Fire Department Fire Department continue to serve Attica professionally, with dedication to life safety and property conservation; and

WHEREAS, the Village of Attica joins others in recognizing this centennial anniversary of the Attica Fire Department;

NOW, THEREFORE, I, Nathan Montford, Mayor of the Village of Attica, do hereby proclaim August 11, 2022, as "100<sup>TH</sup> ANNIVERSARY OF ATTICA FIRE DEPARTMENT", and commend its observance to all citizens.

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

**Adjournment**

**Motion** was made to adjourn the meeting at 4:10 P.M. by Trustee Durfee seconded by Trustee Guralny.

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

**Douglas A Post**  
**Administrator, Village of Attica**