

The Regular meeting of the Board of Trustees of the Village of Attica was held on August 19, 2025, at the Municipal Building. The meeting was call to order at 6:00 P.M.

Members Present:

The following members were present: Trustees Pamela Rudolph, Chris Van Son, Eric Szucs and Deputy Mayor Matt Sage.

Others Present:

Others Present: Administrator Brenda J Beck, Water Treatment Plant Operator Matt Durfee, Barb Higgins, Chief Dean Henderson, Waste Water Plant Operator Douglas Beitz, Foreman of DPW Craig Kazmierczak, LaBella Representatives: Derik Kane, Matt Higgins, Town Liaison Gary Wysko, Brittany Gadd, Marla Seaton, Constance Hunter, Brad Meisner, Tony Santoro, Nancy Reding, Jess Hoover, John Hoover, Steve Schmit.

Minutes and Claims Approved

Motion was made by Trustee Van Son seconded by Trustee Rudolph that the minutes of the regular meeting on July 15, 2025 be approved as presented.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

Public Hearing

Comprehensive Plan

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees opens the public hearing at 6:02 PM for the purpose of hearing public comments for the Comprehensive Plan.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

Approve Claims

Motion was made by Trustee Rudolph seconded by Trustee Van Son that the following claims be approved and the Clerk instructed to draw checks therefore:

General Fund claims in the amount of \$57,008.72 as set forth in Abstract #3

Water Fund claims in the amount of \$28,424.52 as set forth in Abstract #3

Sewer Fund claims in the amount of \$12,230.35 as set forth in Abstract #3

I&I Sewer Line Claims in the amount of \$51.75 as set forth in Abstract #3

Water Treatment Plant Improvements of \$75,236.78 as set forth in Abstract #3

Pump Station Repairs claims in the amount of 465.75 as set forth in Abstract #3

Water Distribution Line claims in the amount of \$7,191.35 as set forth in Abstract #3

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

COMMITTEE REPORTS

- **PUBLIC SAFETY** – Police Chief Hendershott gave his monthly activity report. The Attica Volunteer Fire Department had nothing to report.
- **DPW** – DPW Foreman Craig Kazmierczak reported the fire hydrant on Water Street was fixed. They are replacing about 200 feet of sidewalk. Will be getting ready for Sewer and Water digs. Had a demo permit. Waste Water Treatment Plant Operator Doug Beitz talked about his final effluent report. Dave Compton will be removing trees that overhang the fence, and working on grease trap inspections. Water Treatment Plant Operator Matt Durfee reported that the plant is running good and the new plant plans are moving along. Had the Damns inspected, that happens every 10 years. Talked about getting the lagoons cleaned and the Tanks on Dunbar and West Main St. need attention – see Resolution 2025-84.
- **TOWN LIASON** – Town Board Member Gary Wysko talked about the cemetery on Gulf Road Historical Society trying to help, Waiting for Exchange Street Renovation.
- **VILLAGE ADMINISTRATOR** – submitted the Justice Report, talked about Letter from Presbyterian Church and Weight limits on Roads.

Old Business

Matt Higgins from LaBella talked about the Town and Village Water Distribution and the progress of the Water Treatment Plant.

Brad Meisner talked about a Fire Truck they would like to purchases. \$200,000 from the Village Reserves and difference the Fire Department would supplement.

New Business

Proposed Joint Request to NYSDOT for having all speeds comply with our Village Code§56-5 – Town of Attica already passed a resolution.

2025-77 Money for Ben Martin to sit for the NYS DEC Exam

Motion was made by Trustee Van Son seconded by Trustee Rudolph that the Village Board of Trustees approves the amount of \$195.00 exam fee to be paid for Ben Martin to sit for the NYS DEC to get his NYS License WWTP Operator.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-78 NYS DOT Snow and Ice Amendment B

Motion was made by Trustee Szucs seconded Trustee Rudolph that the Village of Attica hereby accepts the conditions of "Amendment B" for the 2024/25 season to Contract D014806 for the period beginning 7/1/2024 and ending 6/30/2029.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-79 Acceptance of Mitchell Cook's Resignation for September 14, 2025.

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees approves the resignation of Mitchell Cook as the Custodian for the Village Hall.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-80 Acceptance of Steele Cook's Application for September 14, 2025.

Motion was made by Trustee Rudolph seconded Trustee Szucs that the Village Board of Trustees approves the application of Steele Cook as the Custodian for the Village Hall.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-81 Approve Standard work day for Matt Sage for Retirement

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees approves the attached resolution for a standard work day of 3.16 for Matt Sage for retirement purposes.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-82 Request Training for Officer Jacob Smith

Motion was made by Trustee Rudolph seconded by Trustee Van Son that the Village Board of Trustees approves DCJS Instructor Development Course on October 6 – October 17, 2025 at the Monroe County Public Safety Training Facility in Rochester, NY. The cost of the course plus fee are \$ 1,089.50 and two-weeks salary.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-83 Approval of Funds for New Vehicle for Police Department

Motion was made by Trustee Rudolph seconded by Trustee Van Son that the Village Board of Trustees approves up to \$20,000 to use for the purchase of newer vehicles utilizing the Federal Government 1033 Program, GovDeals.com, and the NYS Office of General Services Federal Surplus Property Program.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-84 Approve payment to Advanced Tank & Infrastructure Solutions

Motion was made by Trustee Van Son seconded by Trustee that the Village Board of Trustees to approve payment for Diver Inspection and Repair for Water tanks on West Main St \$8,715.00 and Dunbar Road \$9,143.00.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-85 2025 Planning and Zoning Schools

Motion was made by Trustee Szucs seconded by Trustee Rudolph that the Village Board of Trustees approves Laura Johnson, Brian Fugle, Michael Manusia and Hans Walker to attend Planning and Zoning School October 1, 2025, held at The Roycroft Campus in East Aurora. The cost is \$100 per person.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-86 Training for HDPE Pipe & Applications 10/15/2025, Held in Batavia, NY at Quality Inn and Pump Design & Application/PFAS 10/16/2025, Held in Bergen, NY at Liberty Pumps.

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees approves Cory Buchholz, Carl Romesser, Matthew Durfee and Craig Kazmeirczak attain the training needed to obtain the credit necessary to keep their New York State water license. There is no cost to the Village for this training.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-87 Declare Car 26, the 2019 Dodge Charger as Surplus

Motion was made by Trustee Rudolph seconded by Trustee Van son that the Village Board of Trustees to approve Car 26 2019 Dodge Charger as Surplus, due to the recommendation of Kody Dryer as he found metal filings internally in the engine.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-88 Hire Ethan Librock for Maintenance worker for Department of Public Works.

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees hire Ethan Librock for Maintenance Worker for the Department of Public Works.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-89 Close Public Hearing

Motion was made by Trustee Van Son seconded by Trustee Rudolph that the Village Board of Trustees closes the public hearing at 7:04 PM for the purpose of hearing public comments for the Comprehensive Plan for the Village of Attica

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-90 Comprehensive Plan

Motion was made by Trustee Rudolph seconded Trustee Szucs that the Village Board of Trustees accepts the Comprehensive Plan.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-91 Village of Attica – Town of Attica Water Transmission Line Intermunicipal Agreement

Motion was made by Trustee Van Son seconded Trustee Rudolph that the Village Board of Trustees enters into contract with the Town of Attica for the Water Transmission Line.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-92 RESOLUTION TO AUTHORIZE SUBMISSION OF AN APPLICATION FOR A 2025 NEW YORK STATE WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees approves the submission of the application for the 2025 New York State Water Infrastructure Improvement Act (WIIA) Grant.

WHEREAS, the Village of Attica owns and operates a Water Treatment Plant and requires a redundant transmission main to provide reliable potable water service to its service area; and

WHEREAS, NYS Environmental Facilities Corporation is offering grants for clean and drinking water projects during the 2025-2026 state fiscal year to selected municipalities with infrastructure projects that protect public health and/or improve water quality; and

WHEREAS, the Village of Attica is seeking funding through the NYS Water Infrastructure Improvement (WIIA) Grant;

WHEREAS, NYS Environmental Facilities Corporation requires a resolution that authorizes the undertaking of the project and the total funding appropriated for the project.

NOW, THEREFORE, BE IT RESOLVED:

That the Village of Attica authorizes the undertaking of the Transmission Main Extension project with an estimated project cost of \$7,130,000.00.

That the Village of Attica will meet the financial obligations necessary to fully and satisfactorily complete the project through the grant and Village bonding.

That the Village of Attica authorizes and empowers the Mayor to sign and submit a grant application and sign the funding agreement with Environmental Facilities Corporation and any associated documents; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

2025-93 BOND RESOLUTION DATED AUGUST 19, 2025 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.

WHEREAS, the purpose hereinafter described consists of water system capital improvements duly 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 May 20, 2025, has duly adopted a negative declaration with respect to the unlisted action and has determined that the implementation of the action as proposed will not result in any significant adverse environmental impacts; now therefore, 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, pursuant to an intermunicipal agreement with the Town of Attica, undertake the construction of water system improvements, including, without limitation, installation of new water main transmission piping to add redundancy in the Village's existing water distribution system and extend service to parcels along the route in the Village and Town of Attica that currently lack access to municipal drinking water, installation of approximately 4,300 linear feet (LF) of pipe (anticipated as 16-inch diameter) along Dunbar Road, approximately 6,700 LF of pipe (anticipated as 16-inch diameter) along NYS Route 98, and approximately 1,050 LF of pipe (anticipated as 10-inch diameter) along County Route 31, 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 \$7,130,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose.

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 \$7,130,000, and said amount is hereby appropriated therefor. 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 forty (40) 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. 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.

Motion was made by Trustee Van Son seconded by Trustee Szucs that the Village Board of Trustees are 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.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

2025-94 Fireman permission to follow through on purchase of a firetruck.

Motion

Executive Session

Motion was made by Trustee Rudolph seconded by Trustee Van Son to enter into Executive session at 7:12 PM to discuss legal and personal matters.

On the call of the Roll, the vote was as follows:
Rudolph yes, Szucs yes, Van Son yes.
The motion was declared and carried.

Motion was made by Trustee Van Son seconded by Trustee Szucs to Re-enter regular meeting at 8:00 P.M.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

IV. ADJOURNMENT

Motion was made by Trustee Van Son seconded by Trustee Sage that the Board of Trustees adjourn the meeting 8:01 P.M.

On the call of the Roll, the vote was as follows:

Rudolph yes, Szucs yes, Van Son yes.

The motion was declared and carried.

Brenda J Beck
Administrator, Village of Attica