

The regular meeting of the Board of Trustees of the Village of Attica was held on May 16, 2023, at the Attica Municipal Building. The meeting was called to order at 6:00 P.M.

**Members Present:**

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

**Others Present:**

Others present: Administrator Douglas A Post, Water Treatment Plant Chief Operator Matt Durfee, Police Chief Dean Hendershott, Fire Chief Jay Myers, Ike Boss, Gary Wysko, Barb Higgins, Stephan Bove, Ann Lapp, Paul O'Neil, Kim Guralny, Sharon Passomonte, Tony Santoro, Nick Anderson, Brad Meisner, and Pam Norcross.

**Minutes and Claims Approved:**

**Motion** was made by Trustee Walker seconded by Trustee Rudolph that the minutes of the regular meeting on April 18, 2023 approved as presented.

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

**The motion** was declared and carried.

**Transfers between appropriations**

**Motion** was made by Trustee Rudolph seconded by Trustee Guralny that that the Village board approves the following transfers:

\$4,000.00	from A5110.4	to A1325.1
\$2,135.00	from A1520T	to A3120.4T
\$5,000.00	from A5110.4	to A8160.1
\$356.72	from A5110.4	to A8560.1
\$4,500.00	from G8120.4	to G8120.1
\$20,000	from F511 to F9950.9	
\$3,165.21	from A3410.2	to A3410.4
\$123.49	from A1320.4	to A1110.4
\$1,402.47	from A1910.4	to A1620.4
\$57.26	from A5110.4	to A4020.4
\$9.24	from A8664.4	to A7310.4
\$439.10	from A9060.8	to A8560.4
\$2,511.61	from A9060.8	to A9040.8

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

**The motion** was declared and carried.

**Approve Claims**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the following claims be approved and the Clerk instructed to draw checks therefore:

General Fund claims in the amount of \$37,123.90 as set forth in Abstract #12  
Water Fund claims in the amount of \$22,786.05 as set forth in Abstract #12  
Sewer Fund claims in the amount of \$28,031.14 as set forth in Abstract #12  
Capital pump station repairs in the amount of \$1,296.25 as set forth in Abstract #12  
Capital Loader claims in the amount of \$149,771.00 as set forth in Abstract #12  
Capital H2O plant improvements claims in the amount of \$43,484.12 as set forth in Abstract #12  
Capital Water Distribution line claims in the amount of \$9,591.21 as set forth in Abstract #12

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

The motion was declared and carried

Barb Higgins asked the board to consider some activities for teenagers.

Member of full Contact Promotions presented a special event application for a proposed event on August 19, 2023 at our Village Park.

Tony Santoro representing the Fire Department Building committee discussed the purchasing of the Agan property off Jefferson Street.

Boy Scouts attended to ask permission to use the reservoir for a fly fishing merit badge.

**Committee Reports:**

**Public Safety** – Police Chief Hendershott submitted his monthly activity report. He also discussed his employee vacancies. Fire Chief Myers reported on the monthly activity and Ann Lapp reported that she will be holding an advanced EMT class.

**Liaison- Hans Walker** reported on the Town meeting

**Planning Board-** none

**DPW-** WTP Chief Operator Matt Durfee reported on the plans and progress of the new plant. Trustee Walker reported on his meeting with the DPW Foreman and the recent activity of the Streets department.

**Administrator** – Administrator Post presented the bank reconciliation, Assessors, Treasurers and Justice Reports. He presented a list of records to be disposed. He told the board that Sharon Bey from the senior group has invited them to attend the Chicken BBQ on June 17, 2023 at noon.

**Old Business** –

**New Business-** Mayor Montford discussed the electronic recycling pickup scheduled for June 17 at the Town barn.

**2023-41 Purchases under County and State Bids**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the Village purchases Limestone, Stone products, Asphalt Products, Ready Mixed Concrete paving company 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: Walker yes; Guralny yes; Rudolph yes.

**The motion** was declared and carried

**2023-42 Contract with the Attica Fire Department Inc.**

**Motion** was made by Trustee Guralny seconded by Trustee Rudolph 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, 2023 and ending on the 31st day of May 2024 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: Walker yes; Guralny yes; Rudolph yes.

**The motion** was declared and carried

**2023-43 Training for underground utility and leak detection**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village Board of Trustees approves Justin Lane to attend the underground utility & leak detection training at Perry's Fireman's building in the park on June 12, 2023. The training will run from 8 to 12:15.

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

**The motion** was declared and carried

**2023-44 Approve bank reconciliation report from treasurer for 04/2023.**

**Motion** was made by Trustee Walker seconded by Trustee Rudolph that the Village approves the bank reconciliation report from the Treasurer for the month ending April 2023.

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

**The motion** was declared and carried

**2023-45 Acknowledgement with the Chamber of Commerce for splash pad pieces**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village board approves the acknowledgement with the Chamber of Commerce for the mutually purchased Flora-Spout and Flora-Swirl devices. – Chamber Share \$7,411.

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

**The motion** was declared and carried

### **2023-46 Wyoming County shared highway services agreement**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village board approves the following resolution.

#### **HIGHWAY SHARED SERVICES AGREEMENT**

**Whereas**, the Village of Attica Foreman of Highways reported that the Village of Attica currently shares equipment, materials and services with other Wyoming County municipalities and neighboring counties on an informal basis and to be in compliance with the New York State Highway Law and General Municipal Law, the Village of Attica is required to adopt an agreement formalizing this arrangement; and

**Whereas**, the Foreman of Highways reported that municipalities, including the Village of Attica, have the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing, or maintaining of machinery and equipment, with or without operators, with the municipalities; and

**Whereas**, the Foreman of Highways reported that it has been determined that the Village of Attica and other municipalities have machinery and equipment which are not used during certain periods and have stored materials and supplies which are not immediately needed; and

**Whereas**, it has been determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the Village of Attica and other municipalities may avoid the necessity of purchasing certain needed highway machinery and equipment and the purchasing of or storing a large inventory of certain extra materials and supplies, thereby saving the taxpayers money; and

**Whereas**, it is the intent of the Village of Attica to give the Village's Foreman of Highways the authority to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities without the necessity of obtaining approval of the Village governing board prior to the making of each individual arrangement; and

**Whereas**, the Foreman of Highways has presented an agreement which is expected to be adopted and placed into effect in other municipalities and will grant the person holding the position comparable to that of the head of the highway department authority to make such arrangements and has requested approval of this agreement by the Attica Village Board; and

**Whereas**, the Attica Village Board has determined that it is in the best interest of the Village to be a party to such shared services arrangement.

**Now, Therefore, be it resolved**, that the Village Mayor or administrator is hereby authorized and directed to execute the Highway Shared Services Agreement, which shall be effective immediately for five (5) years and shall expire five (5) years from the date of its signing. The Village Board shall review this agreement each year, and be it

**Further Resolved**, that the Village Clerk is authorized and directed to file a copy of the Highway Shared Services agreement with the Village Clerk and Superintendent of highways of each municipality within the County of Wyoming.

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

**The motion** was declared and carried

### **2023-47 Genesee County shared highway services agreement**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the Village board approves the following resolution.

#### **HIGHWAY SHARED SERVICES AGREEMENT**

**Whereas**, the Village of Attica Foreman of Highways reported that the Village of Attica currently shares equipment, materials and services with other Genesee County municipalities and neighboring counties on an informal basis and to be in compliance with the New York State Highway Law and General Municipal Law, the Village of Attica is required to adopt an agreement formalizing this arrangement; and

**Whereas**, the Foreman of Highways reported that municipalities, including the Village of Attica, have the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing, or maintaining of machinery and equipment, with or without operators, with the municipalities; and

**Whereas**, the Foreman of Highways reported that it has been determined that the Village of Attica and other municipalities have machinery and equipment which are not used during certain periods and have stored materials and supplies which are not immediately needed; and

**Whereas**, it has been determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the Village of Attica and other municipalities may avoid the necessity of purchasing certain needed highway machinery and

equipment and the purchasing of or storing a large inventory of certain extra materials and supplies, thereby saving the taxpayers money; and

**Whereas**, it is the intent of the Village of Attica to give the Village's Foreman of Highways the authority to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities without the necessity of obtaining approval of the Village governing board prior to the making of each individual arrangement; and

**Whereas**, the Foreman of Highways has presented an agreement which is expected to be adopted and placed into effect in other municipalities and will grant the person holding the position comparable to that of the head of the highway department authority to make such arrangements and has requested approval of this agreement by the Attica Village Board; and

**Whereas**, the Attica Village Board has determined that it is in the best interest of the Village to be a party to such shared services arrangement.

**Now, Therefore, be it resolved**, that the Village Mayor or administrator is hereby authorized and directed to execute the Highway Shared Services Agreement, which shall be effective immediately for five (5) years and shall expire five (5) years from the date of its signing. The Village Board shall review this agreement each year, and be it

**Further Resolved**, that the Village Clerk is authorized and directed to file a copy of the Highway Shared Services agreement with the Village Clerk and Superintendent of highways of each municipality within the County of Genesee.

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

**The motion** was declared and carried

#### **2023-48 Special Event Activity application**

**Motion** was made by Trustee Walker seconded by Trustee Rudolph that the Village Board of Trustees approves the Special Event Activity application for "Full Contact Promotions" to hold a MMA event/fundraiser in the Village Park on August 19, 2023.

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

**The motion** was declared and carried

#### **2023-49 Appointment of recreation staff**

**Motion** was made by Trustee Rudolph seconded by Trustee Walker that the Village Board of Trustees appoints the following staff members for the 2023 recreation season.

Skylar Savage – Director

Grace Snyder, Emily Harmon, Natalie Janes, Landyn Thomas – Recreation aids

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

**The motion** was declared and carried

#### **2023-50 Disposition of Records**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the Village Board of Trustees approves the disposition of the following records.

Abstract April 2017 –September 2017

Meter Cards January 2017- September 2018

Election Materials March 2017

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

**The motion** was declared and carried

#### **2023-51 Provisional appointments of full time Police Officer**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village Board of Trustees approves the provisional appointment of Hayden Langless as of June 5, 2023 to the position of Full time Police officer.

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

**The motion** was declared and carried

#### **2023-52 Provisional appointments of part time Police officers**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village Board of Trustees approves the provisional appointment of Haylee Swain and Haylee Streer to the position of part time officers pending successful background checks and successful OJT.

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

#### **2023-53 Appointment of Eric Koziarski**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village Board of Trustees approves the appointment of Eric Koziarski as a part time park employee.

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

#### **2023-54 Boy Scout use of Reservoir**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the Village Board of Trustees allows the Boy Scout's to use the reservoir for a day to earn a fly fishing merit badge. The Scout's will properly register at the Village office for a special use permit.

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

#### **2023-55 New Fire department Officers and members**

**Motion** was made by Trustee Guralny seconded by Trustee Walker that the Village Board of Trustees approves the new elected Officers and the new Attica Fire Department members:

Chief	Stephan Bove
1 <sup>st</sup> Assistant Chief	Jay Myers
2 <sup>nd</sup> Assistant Chief	Ann Lapp
President	Kaylee Sumeriski
Vice President	Lani Friedhaber
Secretary	Ann Lapp
Treasurer	Nick Anderson
Trustee	Lani Friedhaber
New members	
Greshylla Mia Mondano – 33 Windsor Street	
Dylan Mooney – 3073 Dunbar Road	

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

#### **Executive Session**

**Motion** was made by Trustee Rudolph seconded by Trustee Walker to enter into Executive session at 8:13 PM to discuss legal and personal matters.

**On the call of the roll**, the vote was as follows: Walker yes; Guralny yes; Rudolph yes.  
The motion was declared and carried.  
Re-entered regular meeting at 9:37 pm

#### **2023-56 Training for Officers with District Attorney**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the Village Board of Trustees approves the training for the Police Officers on May 12, 2023 regarding legal updates with the Wyoming County District Attorney.

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

#### **2023-57 Officer Young last day of work**

**Motion** was made by Trustee Walker seconded by Trustee Guralny that the Village Board of Trustees uses May 31, 2023 as Probationary Officer Young's last day in the Village of Attica.

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

#### **Adjournment**

**Motion** was made to adjourn the meeting at 9:40 P.M. by Trustee Walker, seconded by Trustee Rudolph.

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

**Douglas A Post**  
**Administrator Clerk/Treasurer, Village of Attica**