



**SHERIDAN BENEFITS**

Representatives from Sheridan Benefits, Dan Vecchio and Sue Lizak provided the Board of Trustees with information on what they can do for the Village employees regarding health insurance and benefits. Currently the Village has Bene-Care.

**APPROVED MINUTES**

Moved by Trustee Farone and seconded by Trustee Barry that in as much as each member received copies of the minutes of the April 14, 2021 Regular Meeting and there being no omissions or corrections, minutes are hereby approved as written.

CARRIED  
5 Ayes                      0 Nays

**APPROVED INSURANCE RENEWAL**

Moved by Trustee Barry and seconded by Trustee Katsanis approving Mayor Banker sign the renewal documents with Albion Agencies for insurance coverage for the fiscal year June 1, 2021 to May 31, 2022.

CARRIED  
5 Ayes                      0 Nays

**APPROVED CEMETERY DEEDS**

Moved by Trustee Katsanis and seconded by Trustee Farone approving Mayor Banker sign the following Cemetery Deeds:

Timothy G & Robin J Denning	S.G. 872 and 873 Deerfield Avenue
David J & Tammy L Fisher	S.G. 847 Deerfield Avenue
Pedro O & Christie A Garcia	S.G. 864-868 Deerfield Avenue
Edward H & Seanne J Narburgh	S.G. 408 and 409 Deerfield Avenue
Bruce D Rowcliffe	S.G. 715-720 Deerfield Avenue
David E Scharett	S.G. 752-754 Deerfield Avenue
Jeffrey A & Rhonda H Stevens	S.G. 856 Deerfield Avenue
Stephen Ugorek (Flower Fund)	S.G. 3 and 4 Zephyr Avenue

CARRIED  
5 Ayes                      0 Nays

**APPROVED APPOINTMENT TO RECREATION COMMITTEE**

Moved by Trustee Barry and seconded by Trustee Burgess approving Mayor Banker's appointment of Geno Allport to the Recreation Committee to finish Saul Harrison's term ending April 1, 2022.

CARRIED  
5 Ayes                      0 Nays

**APPROVED EMPLOYEE HANDBOOK**

Moved by Trustee Farone and seconded by Trustee Barry approving the draft Employee Handbook as written by SEE HR & Recruiting.

CARRIED  
5 Ayes                      0 Nays

**APPROVED VAC SELL BACK/ROLL OVER**

Moved by Trustee Katsanis and seconded by Trustee Barry approving the following list of unused vacation days to roll over/sell back from employees per contracts/agreements for the fiscal year June 1, 2020 to May 31, 2021:

<u>EMPLOYEE</u>	<u>HRS SELL BACK</u>	<u>HRS ROLL OVER</u>	<u>PL TO SICK</u>
Albright, Aric	80	80	32
Annable, William	36	48	
Basse, Daniel	26	48	
Babcock, Linda	80	80	
Black, Dillon		48	
Francis, William		48	
Hughes, Karol	32	48	
McElhinney, Sean		36	
Mogle, David	80	80	40

<u>EMPLOYEE</u>	<u>HRS SELL BACK</u>	<u>HRS ROLL OVER</u>	<u>PL TO SICK</u>
O'Sullivan, Mary	32		
Pahura, James	80	80	
Smith, Ray		80	
Snyder, Dale	80	80	
Staines, Nathaniel	72	48	
Stephens, Shaun		40	
VanWycke, Gary		48	
Wagner IV, Robert		36	
Zicari, Jason	80	80	
Zwifka, Martin	60		

CARRIED  
5 Ayes                      0 Nays

#### **APPROVED MEDICAL OPT OUTS**

Moved by Trustee Katsanis and seconded by Trustee Barry approving the following medical opt outs for the fiscal year June 1, 2021 to May 31, 2022:

William Annable, Daniel Baase, Dillon Black, Charles Ricci, Dale Snyder and Vance VanSkiver

CARRIED  
5 Ayes                      0 Nays

#### **ADOPTED RESOLUTION 2021-12 FOR \$490,000 BOND**

The following Resolution 2021-12 was proposed by Trustee Farone who moved its adoption and seconded by Trustee Katsanis:

**BOND RESOLUTION DATED APRIL 28, 2021 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER 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 sewer system capital improvements to include the Joint Municipal Industrial Pollution Control Facility (JMIPCF) Improvement Project, authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village hereby determines and finds that the proposed action hereinafter described constitutes a "type II" action under the State Environmental Quality Review Act of the State of New York and the applicable regulations thereunder ("SEQRA") which will not result in any significant adverse environmental impacts in that the purpose consists of the purchase of equipment, and such purpose is not subject to any further environmental review under SEQRA; now therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, 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 Albion shall undertake the construction of sewer system improvements, to include the replacement of portions of the deteriorated 30-inch and 8-inch diameter steel air header at the Village of Albion Joint Municipal Industrial Pollution Control Facility (JMIPCF), 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 \$490,000 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 \$490,000. The plan for financing of said purpose is to provide all of such maximum cost by issuance of bonds or bond anticipation notes as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty (30) 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 Albion.

Section 7. The faith and credit of the Village of Albion, 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 Albion 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 Albion, pursuant to Section 36.00 of the Local Finance Law.

CARRIED  
5 Ayes                      0 Nays

**APPROVED PAYMENT TO HODGSON RUSS**

Moved by Trustee Katsanis and seconded by Trustee Farone approving payment of \$3,089.50 to Hodgson Russ Attorneys for services rendered January 1, 2021 through March 23, 2021 regarding the Power Purchase Agreement Dispute with TESLA.

CARRIED  
5 Ayes                      0 Nays

**APPROVED PAYMENT TO MRB**

Moved by Trustee Katsanis and seconded by Trustee Barry approving payment of \$3,756 to MRB Group for services rendered March 14, 2021 to April 10, 2021 for the JMIPCF Air Header Project.

CARRIED

5 Ayes                      0 Nays

**ACCEPTED APPLICATIONS**

The Board of Trustees accepted the following applications to be placed on file for future reference:  
Sydney A Mulka and Braley J Sawyer - DPW Summer Help

**APPOINTED ACTING CHIEF**

Moved by Trustee Katsanis and seconded by Trustee Farone appointing David Mogle as the Acting Police Chief.

CARRIED

5 Ayes                      0 Nays

**EXECUTIVE SESSION**

Moved by Trustee Katsanis and seconded by Trustee Farone to adjourn to executive session to discuss personnel matters at 7:08 PM.

CARRIED

5 Ayes                      0 Nays

**EXECUTIVE SESSION CLOSED**

Moved by Trustee Katsanis and seconded by Trustee Burgess to come out of executive session at 7:26 PM.

CARRIED

5 Ayes                      0 Nays

**SUSPEND AN EMPLOYEE WITH PAY**

Moved by Trustee Katsanis and seconded by Trustee Farone to suspend a particular employee , with pay effective immediately.

CARRIED

5 Ayes                      0 Nays

**EMPLOYEE PAY**

Moved by Trustee Barry and seconded by Trustee Katsanis approving the pay of \$87,000 to David Mogle retro back to April 1, 2021. The Board of Trustees will re-evaluate in six (6) months.

CARRIED

5 Ayes                      0 Nays

**MEETING ADJOURNED**

Moved by Trustee Katsanis and seconded by Trustee Barry that there being no further business, meeting is hereby adjourned at 7:43 PM.

CARRIED

5 Ayes                      0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer