

**Village of Aurora Board of Trustees September 12, 2024 Special Meeting Minutes**

The meeting was held at the Aurora Firehouse Meeting Room at 6:15 p.m.

**Present:** Mayor James Orman, Trustees JD Balloni, Matt Bianconi, John Miller, and Janet Murphy

**Others Present**

**Village Officials:** Clerk Ann Balloni

**Members of the Public:** Jodi Bennett, Marie Dentes, Robin Driskel, Ken Larson, and Milene Morfei

**Call to Order and Pledge of Allegiance:** Mayor Orman called the meeting to order at 6:15 p.m. and all rose for the Pledge of Allegiance

**Municipal Acquisition of the Wells College Water Plant**

**VILLAGE OF AURORA BOARD OF TRUSTEES RESOLUTION #24-31 AUTHORIZING WELLS COLLEGE WATER PLANT MANAGEMENT LICENSE AGREEMENT**

Introduced by: Trustee Miller

Seconded by: Trustee Bianconi

Dated: September 12, 2024

**WHEREAS**, Wells College currently owns, maintains and operates a water tower, pumps, intake pipe, equipment, treatment plant and certain transmission and distribution infrastructure (collectively, the "Water Plant") that provides the Village of Aurora (the "Village") with water pursuant to a Water Agreement by and between Wells College and the Village dated April 1, 1999; and

**WHEREAS**, the Water Plant serves the Wells College campus and approximately 400 year- round residents of the Village, and consists of a water pumping station, a distribution system comprised of service lines and an above ground water storage tank, and is tied directly into a separate distribution system owned and operated by the Village; and

**WHEREAS**, the Water Plant is identified on EPA's Safe Drinking Water Information System as Public Water System ID No. NY0512920 and is classified as a Community Water System; and

**WHEREAS**, Wells College is in the process of winding down its operations, will eventually cease to exist and, at a later date, and the Village intends to acquire the real property on which the Water Plant is situated, together with a residential parcel improved by a house located at 139 Main Street in Aurora ("Operator's House"), at which time the Village will acquire ownership of the Water Plant, its equipment, replacements, materials, improvements and the Operator's House (the "Conveyance"); and

**WHEREAS**, until the Conveyance is finalized, and to protect the health, safety and welfare of Village residents, the Village Board of Trustees believes it to be in the best interest of the Village to enter into a License Agreement, pursuant to the terms of which the Village shall operate the Water Plant and the Operator's House until the Conveyance; and

**WHEREAS**, in connection with the Village's operation of the Water Plant and the Operator's House, it may become necessary for the Village to manage funding grants for the Water Plant that have already been awarded to Wells College, may be in the process of being applied for, or may be applied for in the future (collectively, the "Grants.")

**NOW, THEREFORE BE IT RESOLVED**, as follows:

1. The foregoing recitals are hereby incorporated as if set forth herein at length.
2. The Village Board of Trustees hereby authorizes the Mayor/Deputy Mayor to execute and enter into a License Agreement, together with Exhibits, with Wells College, in the form attached hereto authorizing the Village to operate the Water Plant until the contemplated Conveyance.
3. The Village Board of Trustees hereby authorizes the Mayor/Deputy Mayor to execute and enter into any necessary documents and agreements pertaining to the Grants, and further authorizes the Mayor/Deputy Mayor to perform any such other acts as may be necessary or desirable in connection with the procurement or facilitation of the Grants.
4. The Village Board of Trustees hereby authorizes the Mayor/Deputy Mayor to execute and enter into a Contract to purchase the Water Plant and Operator's house in order to facilitate a conveyance of the same to the Village of Aurora, in the form of Contract attached hereto.
5. The Village Board of Trustees further authorizes the Mayor/Deputy Mayor to execute and enter into such other ancillary agreements as he may deem necessary or advisable, in consultation with counsel to the Village of Aurora, to effectuate the transfer of operation(s) of the Water Plant from Wells College to the Village.

Upon Roll Call Vote:

Trustee Matt Bianconi AYE  
Trustee John Miller AYE  
Trustee Janet Murphy AYE  
Trustee JD Balloni AYE  
Mayor James Orman AYE

**Adjournment:** On motion by Trustee Balloni, seconded by Trustee Murphy, the Village Board voted to adjourn the meeting at 6:24 p.m.

AYES: Balloni, Bianconi, Miller, Murphy, and Orman

NAYS: None

Motion carried unanimously.

Respectively submitted,

Ann Balloni  
Village Clerk