

The minutes of the regular meeting of the Board of Trustees of the Green Island Power Authority held on Monday, June 17, 2013 at 6:00 p.m. at the Green Island Municipal Center, 19 George Street, Green Island, New York.

Chairperson McNulty-Ryan called the meeting to order.

Chairperson McNulty-Ryan, Vice Chairman Cocca, Trustees DeMento, Perfetti and Attorney Legnard.

Also, in attendance: Kristin M. Swinton, CEO and David Paterniani, CFO.

Absent: Trustee Reinoehl.

On a motion by Vice Chairman Cocca seconded by Trustee DeMento and carried, to excuse the absentee. All ayes.

Chairperson McNulty-Ryan noted that there was no one listed to speak at Public Forum.

On a motion by Trustee DeMento seconded by Trustee Perfetti and carried, to approve the minutes of the regular meeting held on May 20, 2013. All ayes.

No communications.

On a motion by Vice Chairman Cocca seconded by Trustee DeMento and carried, to approve the claims as submitted in the amount of \$237,156.64, plus the addendum amount of \$102,444.34. All ayes.

On a motion by Vice Chairman Cocca seconded by Trustee Perfetti and carried, to approve the Treasurer's report as submitted. All ayes.

On a motion by Trustee Perfetti seconded by Trustee DeMento and carried, to accept the monthly adjustments for June 2013 electric billing. All ayes.

Chairperson McNulty-Ryan stated that the next item was consideration of authorizing Kristin M. Swinton, CEO to sign, "Amendment to the Transition Power Purchase Agreement between Niagara Mohawk Power Corporation and the Green Island Power Authority dated July 11, 2000, amended ("PPA 1305"). Everyone has a copy.

Attorney Legnard stated that this is the same agreement that has been in place since the Power Authority first acquired the hydro plant and it provides the terms on which power is sold to formerly Niagara Mohawk and now National Grid and we have the ability to cancel that agreement on thirty (30) days notice if we find a better payer for our power.

Kristin M. Swinton, CEO stated that the only difference this year is that it is a five (5) year contract and in the past it was a two (2) year contract.

On a motion by Vice Chairman Cocca seconded by Trustee DeMento and carried, to authorize Kristin M. Swinton, CEO to sign “Amendment to the Transition Power Purchase Agreement between Niagara Mohawk Power Corporation and the Green Island Power Authority dated July 11, 2000, amended (“PPA 1305”). All ayes.

Chairperson McNulty-Ryan stated that the next item is consideration of authorizing the Chairperson to sign an engagement letter with Bollam, Sheedy & Torani for year-end services.

Dave stated that he sent an email out to all the board members with the engagement letter because they proposed a five (5) year engagement letter and he believes that it is a savings, they generally do 3% annual increases based off their prior year bill and this will lock us in at one rate for five (5) years. Bollam, Sheedy & Torani has all the knowledge and background in our industry in the State. There are approximately 48 municipal electric utilities in the State and they audit 45 of them. He would recommend signing the agreement for the next five (5) years to save that money.

On a motion by Trustee DeMento seconded by Trustee Perfetti and carried, to authorize the Chairperson signing the engagement letter with Bollam, Sheedy & Torani for year-end audit services for a five (5) year term. All ayes.

Chairperson McNulty-Ryan stated that we have a utility software proposal that Dave just passed out to the board members.

Dave stated that this is a proposal that he has been interested in for several years and this one is called “Operating Properties” so everything that you see when you walk outside and look up, as well as our inventory tracking. What we have now is a pilot program, which is just shortened version of this program and it has some issues and that is why he would like to go with the full version. Basically, what it does is track inventory, our customer meters, those installed and those in stock, transformers and our pole line records which are very important and daily work orders for all the work that the guys do.

Chairperson McNulty-Ryan stated that it also offers support services for the software.

Dave stated that the software is a one-time fee of \$5,500.00 which is a one-time license fee and that also comes with support forever, as long as we have the software in use. It is \$95.00 per man-hour to install the software and he feels it will be complex to get everything in and he is not sure how many hours it will be. He believes the estimate was \$5,000 for the install.

Trustee DeMento questioned that this is a new software?

Dave stated that it is an upgrade of what we have.

Trustee DeMento stated then we did have something in place.

Chairperson McNulty-Ryan stated that what we have is the pilot one; it was actually the first place where he used it when he wrote the program.

Dave stated that we have been using it since before he started, so approximately 5 or 6 years.

On a motion by Vice Chairman Cocca seconded by Trustee DeMento and carried, to authorize the purchase of an upgrade to the Utility Software Program from Utility Software Acquisitions for a one-time license fee of \$5,500 and an hourly rate of \$95.00 for inputting information. All ayes.

Chairperson McNulty-Ryan stated that the next item is consideration of designating our CEO to be the agent in fact with the New York State Secretary of State for any claims.

Attorney Legnard stated that up until now if anyone wanted to sue the Power Authority they would have to file a Notice of Claim within ninety (90) days of the date that the cause of action arose or the injury was sustained. The State has just adopted a Uniform Notice of Claim Act, which now requires anyone who wants to sue the Power Authority and we will deal with it also for the Village, they must serve the Secretary of State, as agent for all of New York's public corporations, cities and villages. Also, they must pay the Secretary of State a fee of \$250 up front, half of that fee will come back to the Power Authority and half of it will be kept by New York State. We don't have any choice in the matter and on or before July 15th, we must file a certificate with the Secretary of State identifying the person who will be forwarded any notices of claim that are received by the Department of State. We should adopt a resolution approving the designation of Kristin Swinton, as CEO and fill in the other details and file it with the Secretary of State before July 15th.

Chairperson McNulty-Ryan asked if the time frame was still the same?

Attorney Legnard stated that the time frame is ninety (90) days, there are some other municipal entities that may have adopted something different, but ours is set by the law that created GIPA, and it is ninety (90) days.

Further discussion ensued.

Chairperson McNulty-Ryan asked if the board had any questions?

No questions from the board members.

On a motion by Vice Chairman Cocca seconded by Trustee Perfetti and carried, to designate Kristin M. Swinton, CEO of the Green Island Power Authority as the agent in fact with the New York State Secretary of State for any claims. All ayes.

No further business.

Chairperson McNulty-Ryan stated that the monthly meeting will be held on Monday, July 15, 2013 at 6:00 p.m.

On a motion by Trustee DeMento seconded by Trustee Perfetti and carried, to adjourn the meeting at 6:11 p.m. All ayes.