

MINUTES

Public Hearing & Special Town Council Meeting, Town of Massena

Date/Time: Wednesday August 4, 2021 at 4:30 PM

Location: Massena Town Hall

ATTENDANCE:

| MEMBER | PRESENT | ABSENT |
|--------------------------------|----------------|---------------|
| Supervisor Steve O’Shaughnessy | X | |
| Councilwoman Susan Bellor | X | |
| Councilman Samuel Carbone, Jr. | X | |
| Councilman Robert Elsner | X | |
| Councilman Albert Nicola | X | |

ALSO PRESENT:

Brenda Mossow, Secretary/Bookkeeper, Jeannine L. Brouse, Town Clerk; Eric Gustafson, Town Attorney; Member of the public (see attached)

The Supervisor called the meeting to order at 4:30 PM and led attendees in the **Pledge of Allegiance**.

Public Hearing
Notice was read by Supervisor O’Shaughnessy:

NOTICE IS HEREBY GIVEN that the Town of Massena will hold a Public Hearing on Wednesday, August 4, 2021, at 4:30 PM in the Massena Town Hall, 60 Main Street, Massena, New York for the purpose of considering a local law creating a moratorium on cryptocurrency mining operations in the Town of Massena. A copy of the draft local law is available for public inspection at the office of the Massena Town Clerk.

Eric Gustafson noted the moratorium was pretty straightforward, until we get better regulations. This moratorium pertains for new cryptocurrency operations going forward. Attorney from Snider & Smith asked that the moratorium not be extended past the 90 days and that the wording does not prohibit further mining. A spokesperson for the mining operation at the East Alcoa Plant (NCCSC) noted that the current employment level is 64 and may possibly be higher by the end of the year.

Motion to Close the Public Hearing was made by Councilman Nicola and second by Councilman Carbone. Public Hearing closed at 5:00 PM.

Opening 15-Minute Public Comment Period

Resolution 102 - 2021

Adopting Local Law 4 of 2021 “Enacting a Moratorium on All Cryptocurrency Mining Operations within the Town of Massena”

WHEREAS, the Town Board of the Town of Massena (the “Town”) desires to enact a Moratorium on all cryptocurrency mining operations (as defined herein) operating within the Town;

WHEREAS, the Town Board intends to enact comprehensive regulations regarding cryptocurrency mining operations in the Town;

WHEREAS, the Town Board believes that such a moratorium will protect the public interest and welfare of the residents of the Town until such comprehensive regulations are adopted; and

WHEREAS, there are currently no regulations relating to cryptocurrency mining operations within the Town, but the Town Board believes that such regulations can be duly considered and adopted within six (6) months of the date hereof;

NOW, THEREFORE, BE IT ENACTED AS FOLLOWS:

1. There is hereby placed a moratorium on all cryptocurrency mining operations in the Town of Massena, County of St. Lawrence, and State of New York.
2. Cryptocurrency mining is defined herein as the commercial process by which cryptocurrency transactions are verified and added to the public ledger, known as the block chain, and also the means through which

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| <p>new units of cryptocurrencies are released, through the use of server farms employing data processing equipment. For purposes of this section any equipment which requires a high density load service or any server farm will constitute a cryptocurrency mining operation. High density load service herein shall be the same as set forth in the tariff of the Town of Massena Electric Department. Server farm, as used herein, shall be three or more interconnected computers housed together in a single facility whose primary function is to perform cryptocurrency mining or associated data processing.</p> <p>3. This moratorium shall expire on the 30th day of November 2021.</p> <p>4. This local law shall take effect upon filing with the Town Clerk of the Town, and upon filing the same with the Secretary of State of the State of New York.</p> <p>5. The above local law was enacted by the Town Board of the Town on the 4th day of August, 2021.</p> | | | | | |
| Motion by | Councilman Nicola | Vote: | | | |
| Second by: | Councilman Carbone | Aye | Nay | Abstain | Absent |
| | Steve O'Shaughnessy | X | | | |
| | Susan Bellor | X | | | |
| | Samuel Carbone, Jr. | X | | | |
| | Robert Elsner | X | | | |
| | Albert Nicola | X | | | |
| Motion is Carried | | | | | |

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| Resolution 103 - 2021 | | | | | |
| Approving Budget & Cash Transfers and Amendments | | | | | |
| There was a brief discussion regarding the payments between Attorney Gustafson, Councilmembers Bellor, O'Shaughnessy, and Brenda Mossow. | | | | | |
| CASH TRANSFER: | | | | | |
| TRANSFER \$100,000 from Town of Massena – Rescue Squad Billing A/C#****5913 to Town of Massena General A/C#****8489 at NBT Bank. <i>(This transfer will cover the Workers' Compensation bill.)</i> | | | | | |
| TRANSFER \$270,000 from MBIA/CLASS Account NY-01-0307-0001 Massena, Town to Town of Massena General A/C#****8489 at NBT Bank. <i>(This transfer will cover the Workers' Compensation bill.)</i> | | | | | |
| TRANSFER \$130,000 from MBIA/CLASS Account NY-01-0307-0021, Sold Real Estate to Massena General A/C#****8489 at NBT Bank. <i>(This transfer will cover the Workers' Compensation bill.)</i> | | | | | |
| Motion by | Councilman Elsner | Vote: | | | |
| Second by: | Councilman Nicola | Aye | Nay | Abstain | Absent |
| | Steve O'Shaughnessy | X | | | |
| | Susan Bellor | X | | | |
| | Samuel Carbone, Jr. | X | | | |
| | Robert Elsner | X | | | |
| | Albert Nicola | X | | | |
| Motion is Carried | | | | | |

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| Next Scheduled Meeting Regular Board Meeting (August 18, 2021 at 4:30 PM) |
| Executive Session Motion by Councilman Carbone, Second by Councilman Elsner to conduct an Executive Session to discuss contractual issues at 5:23 PM. Returned to Open Session at 5:40 PM |
| Adjournment: Motion to adjourn by Elsner, second by Bellor. Adjourned at 5:41 PM by unanimous consent. |

Respectfully Submitted,
Jeannine L. Brouse

Sign FN

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| Mike Trasky | Norman Brown 5910 |
| Bob Beckstead | Courier Center |
| Janis Kokenin | 50 Douglas Rd. |
| Dan Ramsey | Snyder + Smith |
| Pat Fracten | 36 Westwood Dr |
| Adrian Tavaska | 40 Elm St. |

David Alzoli

Joseph Lacombe

Aaron Lavoie

Kathryn Lynn

Ben De Graw

Marcy Fugoe

Worbat Covich