

STATE OF NEW YORK
SUPREME COURT

COUNTY OF WAYNE

COPY

JACK BAILEY, ANDREW DEWOLF,
STEPHEN CORCORAN, STEPHEN VANDUYNE
AND JOHN MURTARI,

Petitioners,

AFFIDAVIT

INDEX # 75906

VILLAGE OF LYONS BOARD OF TRUSTEES,

Respondent.

Arthur B. Williams being duly sworn deposes and says that:

1. I am the attorney for the Village of Lyons and I am fully familiar with the facts and circumstances of the above referenced matter.

2. Since the Court appearance of July 23, 2013 I have worked closely with the Mayor and officials from the Village of Lyons in seeing that all of the requisite information is garnered so that the Dissolution Plan can now be completed and submitted.

3. On August 7, 2013, the Village of Lyons was successful in procuring a Memorandum of Agreement with the International Brotherhood of Teamsters Local 118 as it pertains to the payment of post-dissolution benefits to employees; thus allowing the Village to accurately calculate the financial impact of same after dissolution. A copy of that Agreement is attached hereto as **Exhibit "A"**.

4. In addition thereto, on August 12, 2013, the Village of Lyons was successful in procuring a Memorandum of Agreement with the Village of Lyons Police Department Local 3684, Law Enforcement Officers Union, Counsel 82 as it

pertains to the payment of post-dissolution benefits to employees; thus allowing the Village to accurately calculate the financial impact of same after dissolution. A copy of that Agreement is attached hereto as **Exhibit "B"**.

5. The aforesaid Exhibits were critical in calculating the financial impact to Village residents and in making sure that the Village maintains a fully staffed highway and police departments up through the date of dissolution.

6. At the July 25, 2013 Lyons Dissolution Committee Meeting motions, were passed determining the financial impacts of the various aspects of dissolution. For various categories for which detailed information was unobtainable, financial assumptions were made thereby allowing the Dissolution Plan to be finalized. A copy of the minutes for said Dissolution Committee Meeting is attached hereto as **Exhibit "C"**.

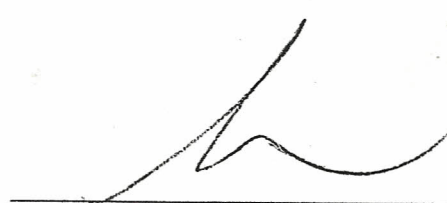
7. Based upon the aforesaid, the Village of Lyons has now been able to estimate the financial payments owing to its employees upon dissolution. A copy of the calculations of said payments owing to its employees is attached hereto as **Exhibit "D"**.

8. In a letter dated August 14, 2013, MRB Group, the entity hired by the Village of Lyons to assist in the preparation of the Dissolution Plan, stated that with the financial information now in its possession, that it can have a Dissolution Plan presented to the Village Board by October 20, 2013. A copy of the letter from MRB Group, dated August 14, 2013 is attached hereto as **Exhibit "E"**.

9. Based upon the aforesaid information, the Mayor of the Village of Lyons is now in a position that she can affirmatively state to the Court that the Village Board will have a plan of dissolution by October 20, 2013. A copy of the Mayor's affidavit to that effect is attached hereto as **Exhibit "F"**.

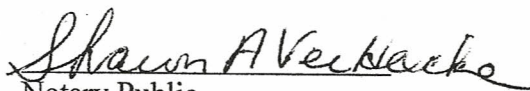
10. In response to the Court's instructions of July 23, 2013 your deponent is of the firm belief that the Village continues to act in good faith in the procurement of a

Dissolution Plan and that the Dissolution Plan will be submitted on or before October 20, 2013.



Arthur B. Williams, Esq.
Attorney for the Village of Lyons
Nesbitt & Williams
180 E. Union Street
Newark, New York 14513
(315) 331-1334
(315) 331-1033 (facsimile)

Sworn to this 15th day of
August, 2013



Notary Public

SHARON A. VERHEECKE
Notary Public, State of New York
Qualified in Wayne County
No. 01VE6260638
My Commission Expires 4-30-2016