

**VICTOR TOWN BOARD MEETING  
MONDAY, APRIL 11, 2016  
DRAFT RESOLUTION PACKET**

*"Town Board Draft Resolutions are in **draft** form and are subject to change prior to or during the public meeting."*

**REGULAR MEETING STARTS AT 7:00 PM**

**PUBLIC HEARINGS start at 7:30 PM**

*Speakers are requested to limit comments to 3 minutes and will be asked to conclude comments at 5 minutes.*

- A. PUBLIC HEARING TO ESTABLISH THE WATER DISTRICT EXTENSION FOR PROPERTIES ON COUNTY ROAD 9, LYNAUGH ROAD AND STATE ROUTE 96 AND CONSOLIDATE IT INTO THE VICTOR CENTRAL WATER DISTRICT

**8) BUSINESS**

- A. ACCEPTANCE OF LETTER OF CREDIT, LEHIGH CROSSING, SECTION 2 (Debra Denz)
- B. AUTHORIZATION FOR PURCHASE OF COPY PAPER - TOWN HALL, COURTS, PARKS & RECREATION, RECYCLING DEPARTMENT, STORMWATER AND HIGHWAY DEPARTMENTS (Roxann Ammerman)
- C. AUTHORIZATION FOR TOWN SUPERVISOR TO ENTER INTO A CONTRACT WITH THE ONTARIO COUNTY YOUTH BUREAU FOR FUNDING OF THE VICTOR PARKS AND RECREATION "COUNSELOR IN TRAINING" PROGRAM (Brian Emelson)
- D. APPOINTMENT OF GERALD SENSABAUGH AS DEPUTY EMERGENCY MANAGER FOR THE TOWN OF VICTOR COMPREHENSIVE EMERGENCY PLAN COMMITTEE (Tina Kolaczyk)
- E. APPOINTMENT OF WILLIAM STEHLING TO THE BOARD OF ETHICS (Tina Kolaczyk)
- F. AUTHORIZATION TO APPOINT MARTHA O'DONNELL TO THE POSITION OF PART-TIME SUBSTITUTE TYPIST (Tina Kolaczyk)
- G. CREATION OF ONE PART-TIME TEMPORARY BUILDING INSPECTOR POSITION FOR THE TOWN OF VICTOR PLANNING & BUILDING DEPARTMENT (Tina Kolaczyk)
- H. AUTHORIZATION TO APPOINT PHILLIP D'ALLESANDRO TO THE POSITION OF PART-TIME TEMPORARY BUILDING INSPECTOR (Tina Kolaczyk)
- I. CREATION OF TWO PART-TIME MOTOR EQUIPMENT OPERATOR POSITIONS FOR HIGHWAY/RECYCLE DEPARTMENTS (Tina Kolaczyk)

- J. ACKNOWLEDGEMENT OF THE APPOINTMENT OF ADAM BLANC TO THE POSITION OF PART-TIME MOTOR EQUIPMENT OPERATOR FOR THE TRANSFER STATION/RECYCLE DEPARTMENT (Tina Kolaczyk)
- K. CREATION OF DEPUTY HIGHWAY SUPERINTENDENT POSITION FOR THE TOWN OF VICTOR HIGHWAY/RECYCLE DEPARTMENT (Tina Kolaczyk)
- L. ACKNOWLEDGEMENT OF THE APPOINTMENT OF RANDY RADER TO DEPUTY HIGHWAY SUPERINTENDENT POSITION FOR THE TOWN OF VICTOR HIGHWAY/RECYCLE DEPARTMENT (Tina Kolaczyk)
- M. AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE NATIONAL SAFETY COUNCIL FOR THE TOWN OF VICTOR TO BECOME A PRIVATE DEFENSIVE DRIVING TRAINING CENTER (Tina Kolaczyk)
- N. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A CONTRACT WITH NABERHOOD RESTORATIONS FOR THE MASONRY RESTORATION OF THE ABANDONED COBBLESTONE PUMP HOUSE (Tina Kolaczyk)
- O. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH \_\_\_\_\_ FOR THE PUBLIC SAFETY/EMERGENCY SERVICES STUDY FOR THE TOWN OF VICTOR (Tina Kolaczyk)
- P. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A CONTRACT WITH CHURCHVILLE FIRE EQUIPMENT FOR FIRE EXTINGUISHER INSPECTIONS (Tina Kolaczyk)
- Q. AUTHORIZATION FOR TOWN SUPERVISOR TO ENTER INTO A CONTRACT WITH SIMPLEX GRINNELL FOR ANNUAL TESTING AND INSPECTION OF FIRE ALARM SYSTEM (Tina Kolaczyk)
- R. AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF VICTOR AND THE TOWN OF VICTOR FOR CODE ENFORCEMENT AND INSPECTION SERVICES (Katie Evans)
- S. GENERAL RESOLUTION FOR THE PURPOSE OF PARTICIPATING IN A COOPERATIVE BID COORDINATED BY THE BOARD OF COOPERATIVE EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR COOPERATIVE NATURAL GAS BID FOR THE PERIOD OF 10/01/2016 – 09/30/2017 (Gloria Dunton)
- T. DECLARING THE VICTOR TOWN BOARD'S INTENT TO SERVE AS LEAD AGENCY FOR SEQR WITH REGARD TO AN APPLICATION TO AMEND THE EASTVIEW COMMONS PLANNED DEVELOPMENT DISTRICT AND REFERRAL OF THE APPLICATION (Jack Marren)
- U. ORDER FOR PUBLIC HEARING TO ESTABLISH THE TOWN OF VICTOR DRAINAGE IMPROVEMENT AREA (Jack Marren)

V. AUTHORIZATION AFTER PUBLIC HEARING FOR THE ESTABLISHMENT OF THE  
"COUNTY ROAD 9 WATER DISTRICT" AND CONSOLIDATION OF THE SAME INTO  
THE VICTOR CENTRAL WATER DISTRICT (Jack Marren)

PH A

RESOLUTION #  
ORDER FOR PUBLIC HEARING TO ESTABLISH THE WATER DISTRICT EXTENSION FOR PROPERTIES ON COUNTY ROAD 9, LYNAUGH ROAD AND STATE ROUTE 96 AND CONSOLIDATE IT INTO THE VICTOR CENTRAL WATER DISTRICT

WHEREAS, the Town Board of the Town of Victor ("the Town") has directed that the Town Engineer create a Map, Plan and Report for the creation of the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 (sometimes referred to herein as the "County Road 9 Water District"); and

WHEREAS, the Town Engineer has provided said Map, Plan and Report (the "MPR"), which is now on file in the Town Clerk's Office, dated January 2016, and notated as prepared by Labella Associates; and

WHEREAS, the boundaries of the County Road 9 Water District comprise lands at the corner of Lynaugh Road and East Main Street, lands on County Road 9 adjacent to the NY State Thruway, and lands on County Road 9 south of Kensington Court, the metes and bounds description of which is set forth in the MPR; and

WHEREAS, simultaneous with its establishment, the Town of Victor will cause the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 to be consolidated into the Town of Victor Central Water District, so as to eliminate the additional administrative burden and costs associated with the operation of multiple Water Districts; now, therefore be it

WHEREAS, no proposed improvements will need to be constructed by the Town, as they have already been constructed by the Monroe County Water Authority ("MCWA") and include water mains, all as more particularly set forth in the MPR; and

WHEREAS, the maximum amount proposed to be expended by the Town for the County Road 9 Water District and associated improvements is the sum of zero dollars (\$0.00), as the MCWA has already paid the cost thereof;

WHEREAS, since there will be no capital cost to the Town, no financing will be employed and it is therefore not necessary to obtain the approval of the New York State Comptroller's Office; and

WHEREAS, simultaneous with the establishment of the County Road 9 Water District, it shall be consolidated into the Victor Central Water District as more fully described in the "Proposed Joint Consolidation Agreement for the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96," (the "Agreement") adopted by the Victor Town Board on January 25, 2016; and

WHEREAS, a descriptive summary of the Agreement follows:

The current Town of Victor Central Water District and the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 (as proposed and described in the MPR referred to herein) will be consolidated so that the area and infrastructure of the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 is added and consolidated into the Victor Central Water District. The consolidation will eliminate the annual need for additional expenses in the

administrative oversight of multiple sewer districts. The existing debt of the Victor Central Water District will be spread across the newly consolidated Victor Central Water District. This consolidation will not be effective unless and until the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 is fully established in compliance with NY Town Law; and

WHEREAS, after establishment and consolidation into the Victor Central Water District, the capital cost to the typical residential property in the northwest quadrant will be approximately Two Hundred Ninety Seven dollars and Ninety cents (\$297.900, annually, the capital cost to the typical residential property outside of the northwest quadrant (which will include those properties added in via the County Road 9 Water District) will be approximately One dollar and Twenty cents (\$1.20), and the capital cost to the typical commercial property will be approximately Forty Six dollars and Fifty Nine cents (\$46.59) annually; and

WHEREAS, the capital cost to those properties added into the Town of Victor Central Water District by operation of this action (i.e., those properties within the area formerly referred to as the County Road 9 Water District) will be in accordance with the formula established by the Town Board, and this action will not significantly change the costs for residential or commercial properties; and

WHEREAS, maintenance and operation charges will be calculated and charged as more specifically set forth by the MCWA; and

WHEREAS, the MPR describing the County Road 9 Water District and the Agreement are both on file in the office of the Town Clerk where they are available for public inspection; now, therefore be it

ORDERED and RESOLVED, that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Victor, shall meet at the Town Hall, 85 East Main Street, Victor, New York, on the 11<sup>th</sup> day of April, 2016, at 7:30 p.m. for the purpose of conducting a public hearing on the proposal to create the County Road 9 Water District as well as the simultaneous consolidation of the County Road 9 Water District into the Town of Victor Central Water District, at which time and place all persons interested in the subjects thereof may be heard; and be it further

ORDERED and RESOLVED, that the Town Board hereby authorizes and directs the Town Clerk to duly publish and post a copy of this Order in the official Town newspaper, on the bulletin board in the office of said Town Clerk, and on the Town website not less than ten (10) days before and not more than twenty (20) days before the public hearing date as is required by Town Law and complete or arrange for the securing of Affidavits of Publication of Notice and Affidavits of Posting Notice of Public Hearing.

Dated: March 25, 2016

Debra J. Denz, Town Clerk

8A

RESOLUTION #  
ACCEPTANCE OF LETTER OF CREDIT, LEHIGH CROSSING, SECTION 2

WHEREAS, Bluestone Creek Development, LLC., received Planning Board approval for Lehigh Crossing, Section 2 with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, the Engineer for the Town reviewed the developer's estimate of construction costs which includes 10% contingencies, 10% developer's assurance and 4% Town Engineering fees in his letter dated October 12, 2015 and has recommended a Letter of Credit totaling \$831,226.53; and,

WHEREAS, Bluestone Creek Development, LLC. has submitted Five Star Bank Irrevocable Letter of Credit No. 7002054929 in favor of the Town of Victor in the amount of \$831,226.53 as recommended by the Town Engineer and is due to expire April 1, 2019; now, therefore, be it

RESOLVED that the Victor Town Board does hereby accept Five Star Bank Irrevocable Letter of Credit No. 7002054929 in the amount of \$831,226.53 with the condition that should this Letter of Credit not be renewed at least ten (10) days prior to its expiration date of April 1, 2019, the Town Clerk is authorized to draw the balance of this Letter of Credit and place said funds in an Escrow Account in the Town official depository until such time as the Engineer for the Town recommends dedication of the infrastructure and release of the remaining funds; and, be it further

RESOLVED that a copy of this resolution be forwarded to the Planning Board, Codes and Development, LaBella, BME Associates, and Bluestone Creek Development, LLC.

8B

**RESOLUTION #**  
**AUTHORIZATION FOR PURCHASE OF COPY PAPER - TOWN HALL, COURTS, PARKS & RECREATION, RECYCLING DEPARTMENT, STORMWATER AND HIGHWAY DEPARTMENTS**

WHEREAS, the Town Clerk, Courts, Parks and Recreation, Recycling Department, and Highway Department have reviewed and estimated their copy paper needs for the remainder of 2016 and funds for these expenditures are included in the 2016 Budget; and

WHEREAS, the Town Clerk has received the following quotes for One Hundred Fifty (150) Cases of 8 1/2 x 11" USA copy paper:

Crystal Rock	\$28.99 per case- Delivered/Stocked Basement
Gholkar's Inc.	\$35.75 per case- Delivered/Stocked Basement

**\*\*These are the only (2) two vendors whom would stock in our basement\*\***

And

WHEREAS, the Town Clerk has reviewed the quotes and recommends that the copy paper be purchased from Crystal Rock, 860 Maple Street Rochester, NY, for 8 1/2 x11" USA copy paper at a cost of Twenty Eight dollars and Ninety Nine cents (\$28.99) per case for a total of Four Thousand Three Hundred Forty Eight Dollars and Fifty Cents (\$4,348.50); now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Clerk to purchase One Hundred Fifty (150) cases of copy paper for the Town Hall, Court, Highway Department, and Parks and Recreation in an amount not to exceed Four Thousand Three Hundred Forty Eight dollars and Fifty cents (\$4,348.50) from Crystal Rock, 860 Maple Street Rochester, NY, said funds are included and available in the 2016 Budget lines as follows:

DEPARTMENT	QUANTITY	ACCOUNT	COST
Highway	6 cases	A5132.400 Highway Superintendent Contractual	\$173.94
Recycle	6 cases	A8160.400 Refuse & Garbage Contractual	\$173.94
Parks & Recreation	14 cases	A7021.400 Parks & Recreation Department Contractual	\$405.86
Storm Water	3 cases	A8140.400 Storm Water	86.97
Town Hall	107 cases	A1670.400 Central Mail & Print Contractual	3,101.93
Town Court	14 cases	A1110.400 Justice Contractual	\$405.86

and further

RESOLVED, that a copy of this resolution be forwarded to Roxann Ammerman, the Highway Department, Recycle Department, Courts, Parks and Recreation Department, Town Clerk, Finance Department, and Crystal Rock.

8C

RESOLUTION #  
AUTHORIZATION FOR TOWN SUPERVISOR TO ENTER INTO A CONTRACT WITH THE  
ONTARIO COUNTY YOUTH BUREAU FOR FUNDING OF THE VICTOR PARKS AND  
RECREATION "COUNSELOR IN TRAINING" PROGRAM

WHEREAS, the Ontario County Youth Bureau has recommended the approval of the Victor Parks and Recreation's "Counselor in Training" Program, which has also been approved by the New York State Office of Children and Family Services; and

WHEREAS, Ontario County wishes to enter into a one-year contract with the Town of Victor, from January 1, 2016 through December 31, 2016, to provide funding not to exceed One Thousand Seven Hundred Fifty Five dollars (\$1,755.00) for the Victor Parks and Recreation's Counselor in Training program; now, therefore be it

RESOLVED that the Town Board authorizes the Town Supervisor to enter into a contract with Ontario County who will provide funding not to exceed One Thousand Seven Hundred Fifty Five dollars (\$1,755.00) for the Victor Parks and Recreation's Counselor in Training program; and be it further

RESOLVED that a copy of this resolution be sent to The Ontario County Youth Board, Brian Emelson- Director of Parks & Recreation, Town Clerk's Office, Finance Office, and Human Resources.

81

**RESOLUTION #**  
**APPOINTMENT OF GERALD SENSABAUGH AS DEPUTY EMERGENCY MANAGER FOR**  
**THE TOWN OF VICTOR COMPREHENSIVE EMERGENCY PLAN COMMITTEE**

WHEREAS, on November 23, 2015 the Town Board adopted Resolution #370-15 - Adopt Local Law # \_\_ to amend the Victor Town Code at Chapter 100 "Emergency Management Plan" in order to revise provisions related to the constitution of the Comprehensive Emergency Management Plan Advisory Board, which added a Deputy Emergency Manager position that must be Village Resident; and

WHEREAS, the Village of Victor Board of Trustees approved the addition of a Deputy Emergency Manager to the Comprehensive Emergency Management Plan Committee (CEMP) on October 5, 2015; and

WHEREAS, the Village of Victor Board of Trustees appointed Gerald Sensabaugh, Victor, NY to the CEMP Committee as the Deputy Emergency Manager by Village Resolution #35-16, and

WHEREAS, the Victor Town Board also approves the appointment of Gerald Sensabaugh to the position of Deputy Emergency Manager for the Comprehensive Emergency Management Plan Committee (CEMP) for a one year term beginning on April 4, 2016 and ending on April 3, 2017; now, be it further

RESOLVED that the Victor Town Board approves the appointment of Gerald Sensabaugh, Victor, NY to the Comprehensive Emergency Management Plan Committee (CEMP) for a term beginning on April 4, 2016 and ending on April 3, 2017, Committee as the Deputy Emergency Manager and be it further

RESOLVED that a copy of this resolution be sent to Gerald Sensabaugh, Village Clerk, Robert Graham, CEMP Emergency Manager; Town Clerk, Finance Office, and Human Resources.

8 E

RESOLUTION #  
APPOINTMENT OF WILLIAM STEHLING TO THE BOARD OF ETHICS

WHEREAS, Jennifer Smith resigned her position on the Victor Board of Ethics, effective December 22, 2015; and

WHEREAS, the Victor Town Board wishes to thank Jennifer Smith for her hard work, dedication, and her eight years of service on this committee; and

WHEREAS, the position was advertised, applications were received, and interviews with the candidates were conducted on March 17, 2016 by Pat Palomaki, Timothy Brown, Julie Bielecki, and Kevin Merriman; and

WHEREAS, the interview committee is recommending William Stehling to fill the remainder of the term vacated by Jennifer Smith, to begin on April 12, 2016 and ending on December 31, 2018; now, therefore be it

RESOLVED that the Victor Town Board appoints William Stehling to the Board of Ethics to fill the remainder of the term vacated by Jennifer Smith, to begin on April 12, 2016 and ending on December 31, 2018; and be it further

RESOLVED that a copy of this resolution be sent to William Stehling, Pat Palomaki, Board of Ethics Chair; Town Clerk, Confidential Secretary to the Town Supervisor, and Human Resources.

8F

RESOLUTION #

AUTHORIZATION TO APPOINT MARTHA O'DONNELL TO THE POSITION OF PART-TIME  
SUBSTITUTE TYPIST

WHEREAS the Town of Victor has a need to maintain Part-Time Substitute Typists on call for all Town offices in order to cover personnel absences and seasonal increased staffing needs; and

WHEREAS, the Town has the need to fill this part-time position; and

WHEREAS, the Ontario County Department of Human Resources has now classified this Civil Service position for the Town of Victor; and

WHEREAS, the position is provided for in several Town department 2016 Operating Budgets at a Grade 1, step A hourly rate of Fourteen dollars and Eighty Three cents (\$14.83)/hour; and

WHEREAS, interviews were held on February 19, 2016 and on March 1, 2016 for interested candidates who were interviewed by Katie Evans, Director of Development; Ann King, Part Time Typist; and Tina Kolaczyk, Human Resources; and

WHEREAS, it was decided by the interview team that Martha O'Donnell possessed the qualifications necessary to fill this position; now, therefore be it

RESOLVED, that Martha O'Donnell be appointed to the position of Part-Time Substitute Typist for the Town of Victor at a Grade 1, step A hourly rate salary of Fourteen dollars and Eighty Three cents (\$14.83)/hour, and is to be funded from the Personal Services line items (Department-dependent) in the 2016 Operating Budget, with a starting date retroactive back to April 5, 2016; and be it further

RESOLVED, that a copy of this resolution be forwarded to Debra Denz, Tina Kolaczyk, Mary Lyng, Katie Evans, Martha O'Donnell, and Ontario County Department of Human Resources.

8G

RESOLUTION #

CREATION OF ONE PART-TIME TEMPORARY BUILDING INSPECTOR POSITION FOR THE TOWN OF VICTOR PLANNING & BUILDING DEPARTMENT

WHEREAS, the Planning & Building Department has the need for one additional Part-Time Temporary Building Inspector position due to increase in the volume of Planning & Building Department activities, personnel absences, and timely customer service requirements; and

WHEREAS, the Ontario County Department of Human Resources has now classified this Civil Service position for the Town of Victor; now, therefore be it

RESOLVED that one Part-Time Temporary Building Inspector position be created for the Planning & Building Department at a Grade 3, Step C pay level, with a salary of Twenty One dollars and Forty Four cents (\$21.44)/hour to be funded from line B.3620.100 Building –Safety Inspection Personal Services; and be it further

RESOLVED that a copy of this resolution be forwarded to Katie Evans, Tina Kolaczyk, Gloria Dunton, Mary Lyng, Debra Denz, and the Ontario County Department of Human Resources.

8H

RESOLUTION #

AUTHORIZATION TO APPOINT PHILLIP D'ALLESANDRO TO THE POSITION OF PART-TIME TEMPORARY BUILDING INSPECTOR

WHEREAS, the Planning & Building Department has the need for one additional Part-Time Temporary Building Inspector position due to the increase in the volume of Planning & Building Department activities, personnel absences, and timely customer service requirements; and

WHEREAS, the Ontario County Department of Human Resources has now classified this Civil Service position for the Town of Victor; and

WHEREAS, the Town of Victor Human Resources Department solicited towns in Monroe County regarding the availability of utilizing one of their Part-Time Building Inspectors to temporarily help out the Town of Victor; and

WHEREAS, the Town of Penfield has graciously agreed to help out the Town of Victor by providing them with the name of their Part-Time Building Inspector, Phillip D'Alessandro; and

WHEREAS, Katie Evans, Director of Development; Kim Kinsella, Development Coordinator; Al Benedict, Code Enforcement Officer; and Tina Kolaczyk, Human Resources, interviewed Phillip on April 1, 2016, and are recommending that he be appointed to this position; now, therefore be it

RESOLVED that Phillip D'Alessandro be appointed as the Part-Time Temporary Building Inspector for the Planning & Building Department with a starting date of April 11, 2016, at a Grade 3, Step C pay level, with a salary of Twenty One dollars and Forty Four cents (\$21.44)/hour to be funded from line B.3620.100 Building –Safety Inspection Personal Services; and be it further

RESOLVED that a copy of this resolution be forwarded to Phillip D'Alessandro, Katie Evans, Tina Kolaczyk, Gloria Dunton, Mary Lyng, Debra Denz, and the Ontario County Department of Human Resources.

81

RESOLUTION #  
CREATION OF TWO PART-TIME MOTOR EQUIPMENT OPERATOR POSITIONS FOR  
HIGHWAY/RECYCLE DEPARTMENTS

WHEREAS, the Highway/Recycle Departments wish to create two Part-Time Motor Equipment Operator positions due to the need for additional Motor Equipment Operator capabilities in order to cover personnel absences; and

WHEREAS, the Ontario County Department of Human Resources has now classified these Civil Service positions for the Town of Victor; now, therefore be it

RESOLVED that two Part-Time Motor Equipment Operator positions be created for the Highway/Recycle Departments at a Grade 4, Step A pay level, salary of Twenty Two dollars and Twenty Seven cents (\$22.27)/hour and are to be funded from line A. 8160.100 Refuse & Garbage Personnel Services, and DB.5110.100 (summer)/DB.5142.100 (winter) General Repairs/Snow Removal Personal Services in the 2016 Operating Budget; and be it further

RESOLVED that a copy of this resolution be forwarded to Mark Years, Tina Kolaczyk, Finance Dept., Debra Denz, and Ontario County Department of Human Resources.

8J

RESOLUTION #

ACKNOWLEDGEMENT OF THE APPOINTMENT OF ADAM BLANC TO THE POSITION OF PART-TIME MOTOR EQUIPMENT OPERATOR FOR THE TRANSFER STATION/RECYCLE DEPARTMENT

WHEREAS, the Transfer Station/Recycle Department has the need to fill a Part-Time Motor Equipment Operator position due to the need for additional Motor Equipment Operator capabilities in order to cover personnel absences; and

WHEREAS, the Ontario County Department of Human Resources has now classified this Civil Service position for the Town of Victor; and

WHEREAS, the Highway Superintendent has identified Adam Blanc, Part-Time Laborer, as a candidate for a Part-Time Motor Equipment Operator position; and

WHEREAS, Adam Blanc was appointed as a Part-Time Laborer position on March 14, 2016 by Resolution #119-16; and

WHEREAS, Adam Blanc will be performing a dual role as both as a Part-Time Laborer and a Part-Time Motor Equipment Operator, dependent on the job duties he is assigned; now, therefore be it

RESOLVED that Adam Blanc be appointed to the Part-Time Motor Equipment Operator position for the Highway/Recycle Departments at a Grade 4, Step A pay level, salary of Twenty Two dollars and Twenty Seven cents (\$22.27)/hour for the time that he is performing Motor Equipment Operator duties, to be funded from line A.8160.100 Refuse & Garbage Personnel Services 2016 Operating Budget; and be it further

RESOLVED that a copy of this resolution be forwarded to Adam Blanc, Mark Years, Ken Wilson, Human Resources, Finance Dept., Debra Denz, and Ontario County Department of Human Resources.

8K

**RESOLUTION #**  
**CREATION OF DEPUTY HIGHWAY SUPERINTENDENT POSITION FOR THE TOWN OF**  
**VICTOR HIGHWAY/RECYCLE DEPARTMENT**

WHEREAS, the position of Deputy Highway Superintendent was abolished by Resolution# 66-15 effective on January 1, 2015; and

WHEREAS, the Victor Town Board has allocated funds in the 2016 Operating Budget for the Deputy Highway Superintendent position, has worked with the Highway Superintendent to evaluate the need for the Deputy Highway Superintendent position, and the Town Board wishes to reinstate this position for the Highway/Recycle Departments in 2016; and

WHEREAS, the Ontario County Department of Human Resources has now classified this position for the Town of Victor; now, therefore be it

RESOLVED that the Deputy Highway Superintendent position be created for the Highway/Recycle Department at a Grade 6, Step E pay level, with a salary of Thirty dollars and Sixteen cents (\$30.16)/hour and is to be funded from line DB.5110.100(summer)/DB.5142.100 (winter) General Repairs/Snow Removal Personal Services in the 2016 Operating Budget; and be it further

RESOLVED that a copy of this resolution be forwarded to Mark Years, Human Resources, Finance Department, Mary Lyng, Debra Denz, and the Ontario County Department of Human Resources.

8L

**RESOLUTION #**  
**ACKNOWLEDGEMENT OF THE APPOINTMENT OF RANDY RADER TO DEPUTY HIGHWAY SUPERINTENDENT POSITION FOR THE TOWN OF VICTOR HIGHWAY/RECYCLE DEPARTMENT**

WHEREAS, the Victor Town Board has allocated funds in the 2016 Operating Budget for the Deputy Highway Superintendent position; and

WHEREAS, Highway Superintendent Mark Years wishes to appoint Randy Rader to the position of Deputy Highway Superintendent for 2016; and

WHEREAS, the Ontario County Department of Human Resources has now classified this position for the Town of Victor; now, therefore be it

RESOLVED that Randy Rader be appointed to the Deputy Highway Superintendent position for the Highway/Recycle Department, effective April 12, 2016, at a Grade 6, Step E pay level, with a salary of Thirty dollars and Sixteen cents (\$30.16)/hour to be funded from line DB.5110.100 (summer)/DB.5142.100 (winter) General Repairs/Snow Removal Personal Services in the 2016 Operating Budget; and be it further

RESOLVED that a copy of this resolution be forwarded to Mark Years, Randy Rader, Human Resources, Finance Department, Mary Lyng, Debra Denz, and the Ontario County Department of Human Resources.

84

**RESOLUTION #  
AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE NATIONAL SAFETY  
COUNCIL FOR THE TOWN OF VICTOR TO BECOME A PRIVATE DEFENSIVE DRIVING  
TRAINING CENTER**

WHEREAS, the Town of Victor is a member of the National Safety Council; and

WHEREAS, the National Safety Council provides training and certification to entities who wish to become Private Designated Driver Training Centers; and

WHEREAS, the Town of Victor requires all employees who are required to drive Town vehicles to take a certified Defensive Driving Course every three (3) years, which, in previous years, has amounted to a cost of approximately One Thousand One Hundred dollars (\$1,100.00) every three years, and

WHEREAS, Sheldon Hopkins and Roxann Ammerman have been identified to take the National Safety Council Defensive Driving Instructor Course, to be held at the Victor Town Hall by June 30, 2016, at a cost of Seven Hundred Ten dollars (\$710.00) to be funded from the 2016 Budget Line Item # A.3620.400 Safety Committee Contractual; and

WHEREAS, Sheldon Hopkins and Roxann Ammerman will become the Defensive Driving Instructors for all Town of Victor employees who are required to take the Defensive Driving Course; now, therefore be it

RESOLVED that the Town of Victor is authorized to enter into an agreement with the National Safety Council to become a Private Defensive Driving Center; and be it further

RESOLVED that Sheldon Hopkins and Roxann Ammerman will become the Defensive Driving Instructors for the Town of Victor, and will take part in the Defensive Driving Instructor Training Class conducted by the National Safety Council and to be held at the Victor Town Hall in May, 2016 at a cost of Seven Hundred Ten dollars (\$710.00), said funds are available in the 2016 Budget Line Item # A.3620.400 Safety Committee Contractual; and be it further

RESOLVED that a copy of this resolution be sent to the National Safety Council, Highway Superintendent, Town Clerk, and Human Resources.

8N

**RESOLUTION #  
AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A CONTRACT WITH NABERHOOD RESTORATIONS FOR THE MASONRY RESTORATION OF THE ABANDONED COBBLESTONE PUMP HOUSE**

WHEREAS, pursuant to New York's Town Law, including Section 64(6) and Section 20(2), the Town Board has the power to approve contracts for Town services, prior to the execution of such contracts by the Town Supervisor; and

WHEREAS, pursuant to General Municipal Law 103-b and the Town's Procurement Policy, the Town Board may direct a policy for the acquisition of the Town's professional services; and

WHEREAS, the Abandoned Cobblestone Pump House, located at the corner of School Street and Rawson Road in Victor, NY is in need of repair and historic restoration; and

WHEREAS, Naberhood Restorations has been identified by the Town Historian, Babette Huber, as a specialized contractor who can provide the needed exterior cobblestone restoration to this building; and

WHEREAS, a quote has been received from Naberhood Restorations for this work in the amount of Seventeen Thousand Seventy Five dollars (\$17,075.00); and

WHEREAS, due to the specialized nature of the restoration and repair of this building, Naberhood Restorations is the only local contractor who can provide these services; and

WHEREAS, the Town Historian has received a Ten Thousand dollars (\$10,000.00) grant from the Historic Preservation and Parkland Improvements Grant New York State and Municipal Facilities Program (Project #7194) for this restoration project; now, therefore be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a contract with Naberhood Restorations for the masonry restoration work for the Abandoned Cobblestone Pump House at a cost not to exceed Seventeen Thousand Seventy Five dollars (\$17,075.00), to be funded from the 2016 Budget line items A.7510.400 – Historian Contractual, CB.7550.400 – Historian Bicentennial Five Start Account, and Ten Thousand dollars (\$10,000.00) from the Historic Preservation and Parkland Improvements Grant New York State and Municipal Facilities Program (Project #7194); and further be it

RESOLVED that a copy of this Resolution be forwarded to Naberhood Restorations, Babette Huber, the Finance Department, Town Clerk, and the Human Resources Department.

RESOLUTION #  
AUTHORIZATION FOR SUPERVISOR TO ENTER INTO PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH \_\_\_\_\_ FOR THE PUBLIC SAFETY/EMERGENCY SERVICES STUDY FOR THE TOWN OF VICTOR

WHEREAS, pursuant to New York's Town Law, including Section 64(6) and Section 20(2), the Town Board has the power to approve contracts for Town services prior to the execution of such contracts by the Town Supervisor; and

WHEREAS, pursuant to General Municipal Law 104-b and the Town's Procurement Policy, the Town Board may direct a policy for the acquisition of the Town's professional services; and

WHEREAS, Requests for Proposals (RFP's) for consultant services for the Public Safety/Emergency Services Study were received on January 29, 2016, and were evaluated with respect to services provided and cost to the Town as follows:

Company	Cost
Resource Management Associates – Tinley Park, IL	\$110/hour plus travel and expenses
Matrix Consulting Group – Queensbury, NY	\$45,000 – including travel expenses
MRB Group – Rochester, NY	\$140/hour
Walker Public Safety Consulting – Wappinger Falls, NY	\$151,531.00
CGR – Rochester, NY	\$45,000 – all inclusive

And,

WHEREAS, the Public Safety/Emergency Services Committee met on March 3, 2016 to review the submitted proposals, and also met on April 8, 2016 to hear presentations from the two finalists; and

WHEREAS the Public Safety/Emergency Services Committee recommends that \_\_\_\_\_ be hired as the Public Safety/Emergency Services Study consultant, effective from April 12, 2016 through December 31, 2016, at a cost not to exceed Forty Five Thousand dollars (\$45,000.00) with Twenty Four Thousand dollars (\$24,000.00) to be paid from the Local Government Efficiency Grant for the Public Safety/Emergency Services study, and Twenty One Thousand dollars (\$21,000.00) to be paid from the 2016 Town Budget Line Item #A.3010.400 – Public Safety Administration - Contractual; now, therefore be it

RESOLVED that the Town Board hereby authorizes the Supervisor to enter into a contract with \_\_\_\_\_ for a limited term from April 12, 2016 through December 31, 2016 under the terms and conditions as provided in the 2016 contract identified as "Schedule A", at a cost not to exceed Forty Five Thousand dollars (\$45,000.00) with Twenty Four Thousand dollars (\$24,000.00) to be paid from the Local Government Efficiency Grant for the Public Safety/Emergency Services study, and Twenty One Thousand dollars (\$21,000.00) to be paid from the 2016 Town Budget Line Item #A.3010.400 – Public Safety Administration – Contractual; and be it further

RESOLVED that a copy of this Resolution be forwarded to \_\_\_\_\_, the Finance Department, Town Clerk, and the Human Resources Department.

8P

**RESOLUTION #**  
**AUTHORIZATION FOR THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH**  
**CHURCHVILLE FIRE EQUIPMENT FOR FIRE EXTINGUISHER INSPECTIONS.**

WHEREAS, the Town Hall, Highway Dept., Recycle Center, Parks Maintenance, Town Courts, and Parks & Recreation Dept. have the need to have all of the fire extinguishers in all Town-owned buildings inspected on an annual basis;; and

WHEREAS, Churchville Fire Equipment of Churchville, NY, has submitted a proposal to the Town Clerk to conduct these inspections; and

WHEREAS, the Town Clerk recommends that the fire extinguisher inspection contract be awarded to Churchville Fire Equipment, in an amount not to exceed eight hundred and twenty-five dollars(\$825.00) for a 1-year period, effective from April 11, 2016 to April 11, 2017; and

WHEREAS, the expense of the Service Contract for the fire extinguisher inspection service is funded in the appropriate 2016 Budget Lines; now, therefore, be it

RESOLVED, that the Supervisor be authorized to enter into contract with Churchville Fire Equipment in an amount not to exceed eight hundred and twenty-five dollars (\$825.00), with the funding as follows, based on the number of fire extinguishers located in each building:

Town Hall	A.1620.400 Buildings Contractual
Highway Dept.	A.5132.400 Highway Garage Contractual
Recycle Center	A.8160.400 Refuse & Recycle Contractual
Parks & Recreation	A.7021.400 Parks & Rec. Dept. Contractual
Parks Rawson Road Garage	A.7110.400 Parks Contractual
Town Courts	A.1110.400 Justice Contractual

said funds are available in the 2016 Budget Lines; and further

RESOLVED that a copy of this resolution be forwarded to the Finance Dept, Mark Years, Highway Superintendent; Debra J Denz, Town Clerk; Brian Emelson, Parks & Recreation Director; Terri Bolt – Town Courts, and David VerSteeg – Churchville Fire Equipment.

80

**RESOLUTION #**  
**AUTHORIZATION FOR THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH**  
**SIMPLEX GRINNELL FOR TOWN HALL FIRE ALARM INSPECTION SERVICES**

WHEREAS, the Town Hall has the need to have inspections of the fire alarm system, and

WHEREAS, Simplex Grinnell has been providing this service to the Town and has submitted a proposal to the Town Clerk to conduct these inspections in 2016-2017; and

WHEREAS, the Town Clerk recommends that the fire system inspection contract be awarded to Simplex Grinnell, in an amount not to exceed three thousand four hundred eighty-one dollars (\$3481.00) for a 1-year period, effective from May 1, 2016 to April 30, 2017; and

WHEREAS, the expense of the Service Contract for the fire system inspection service is funded in the 2016 Budget Line Item A.1620.400 – Buildings Contractual; now, therefore, be it

RESOLVED, that the Supervisor be authorized to enter into contract with Simplex Grinnell, in an amount not to exceed three thousand four hundred eighty-one dollars (\$3481.00) for a 1-year period, effective from May 1, 2016 to April 30, 2017, said funds are available in the 2016 Budget Line Item A.1620.400 – Buildings Contractual; and further

RESOLVED that a copy of this resolution be forwarded to the Finance Dept, Debra J Denz, Town Clerk, and Simplex Grinnell.

8R

**RESOLUTION #  
AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT  
BETWEEN THE VILLAGE OF VICTOR AND THE TOWN OF VICTOR FOR CODE  
ENFORCEMENT AND INSPECTION SERVICES**

WHEREAS, the Village of Victor and the Town of Victor desire to enter into an Intermunicipal Agreement between the Village of Victor and the Town of Victor for Code Enforcement and Inspection Services ("Intermunicipal Agreement") dated April 1, 2016; and

WHEREAS, the Town agrees to provide Code Enforcement Officer, Building Inspector, and Fire Marshall services to the Village in exchange for payment to be received from the Village, as provided for under the terms of the Intermunicipal Agreement; and

WHEREAS, it is in the mutual best interests of the Village and Town to enter into the Intermunicipal Agreement for the effective management of services provided for under the Intermunicipal Agreement; and

WHEREAS, the Village Board of Trustees passed a resolution on March 21, 2016, to authorize the Village Mayor to execute said agreement; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to execute the Intermunicipal Agreement between the Village of Victor and the Town of Victor for Code Enforcement and Inspection Services dated April 1, 2016; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Town Clerk, and the Village Clerk together with an original of the fully executed Intermunicipal Agreement.

85

**RESOLUTION #**

**GENERAL RESOLUTION FOR THE PURPOSE OF PARTICIPATING IN A COOPERATIVE BID COORDINATED BY THE BOARD OF COOPERATIVE EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR COOPERATIVE NATURAL GAS BID FOR THE PERIOD OF 10/01/2016 – 09/30/2017**

WHEREAS, the Town of Victor of New York State desires to participate in a Cooperative Bidding Program conducted by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties from year to year or, until this Resolution is rescinded, for the purchase for supply of natural gas; and

WHEREAS, the Town of Victor of New York State is desirous of participating with The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties in the joint bid of the commodities and/or services mentioned below as authorized by General Municipal Law, Section 119-o; and

WHEREAS, the Town of Victor of New York State has appointed The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties as representative to assume the responsibility for drafting of specifications, advertising for bids, accepting and opening bids, tabulating bids, reporting the results to the Fiscal Manger for the Town of Victor of New York State and making recommendations thereon; now, therefore, be it

RESOLVED, that the Town of Victor of New York State and The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties hereby accepts the appointment of The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters related above; and further

RESOLVED, that the Town of Victor of New York State authorizes the above-mentioned Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters regarding the entering into contract for the purchase of the below-mentioned commodities and/or services; and further

RESOLVED, that the Town of Victor of New York State agrees to assume its equitable share of the costs incurred as a result of the cooperative bidding; and further

RESOLVED, that the Victor Town Supervisor on behalf of the Town of Victor of New York State hereby is authorized to participate in cooperative bidding conducted by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties for supply of natural gas and if requested to furnish The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties an estimated minimum number of units that will be purchased by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties. The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties is hereby authorized to award cooperative bids to the bidder deemed to be the lowest responsive and responsible meeting the bid specifications and otherwise complying with Article 5-A of the General Municipal Law of the State of New York relating to public bids and contracts; and further

RESOLVED, that a copy of this resolution be forwarded to Debra Denz, Town Clerk; Gloria Dunton, Fiscal Manager; and The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties.

8T

**RESOLUTION #  
DECLARING THE VICTOR TOWN BOARD'S INTENT TO SERVE AS LEAD AGENCY FOR  
SEQR WITH REGARD TO AN APPLICATION TO AMEND THE EASTVIEW COMMONS  
PLANNED DEVELOPMENT DISTRICT AND REFERRAL OF THE APPLICATION**

WHEREAS, on or about March 3, 2016, the Victor Town Clerk received an application (the "Application") from Mitchell Construction Contractors, Inc., on behalf of Victor Self Storage East, LLC, seeking to amend the Eastview Commons Planned Development District (the "PDD"), in order to redevelop property at 7607 Commons Blvd. at Tax Map #6.00-1-3.100 (the "Property"); and

WHEREAS, the applicant seeks to amend the PDD to generally allow the transition of the Property (previously the site of an asphalt plant) to a self-storage business as well as to the home of Mitchell Design Build; and

WHEREAS, after review by the Town Attorney and Town Engineer and after advisement by the same, the Victor Town Board has determined that the Application is complete; and

WHEREAS, the instant application to modify and amend the PDD requires both a rezoning application as well as a site plan application (collectively referred to herein as the "Action"), both of which will be subject to a full and complete environmental review pursuant SEQR; and

WHEREAS, the Action has been preliminary classified as an unlisted action pursuant to SEQR; now therefore, be it

RESOLVED, that, in accordance with SEQR, the Town Board of the Town of Victor hereby declares its intent to serve as Lead Agency to conduct an environmental review of the Action; and be it further

RESOLVED, that the Supervisor of the Town be and each hereby is authorized to execute the lead agency request which shall include an EAF; and be it further

RESOLVED, that the Town Supervisor shall cause the lead agency request and EAF to be filed and circulated with the involved agencies designated in the request, copies of which documents are attached hereto, thereby notifying the involved agencies of the Town Board's intent to serve as lead agency; and be it further

RESOVLED, that in absence of objections to the Town Board's intent to serve as lead agency within the thirty day period following notification, the Town Board of the Town of Victor shall proceed to assume lead agency status with respect to the rezoning portion of the Action; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution, its attachments and the Application, to the Town of Victor Planning Board, pursuant to the Victor Town Code, and the Ontario County Planning Board, pursuant to New York State Law.

8U

**RESOLUTION #**  
**ORDER FOR PUBLIC HEARING TO ESTABLISH THE TOWN OF VICTOR DRAINAGE**  
**IMPROVEMENT AREA**

WHEREAS, the Victor Town Board previously directed the implementation of a Drainage Committee in the Town of Victor to study, analyze, discuss and propose solutions for challenges related to surface water runoff and drainage within the Town of Victor; and

WHEREAS, after many months of study, analysis and discussion, the Drainage Committee has presented to the Town Board a proposal to establish a Town of Victor Drainage Improvement Area to address drainage issues within the Town of Victor; and

WHEREAS, the work product of the Drainage Committee includes a Map, Plan and Report (the "MPR") for the establishment of the Town of Victor Drainage Improvement Area (the "DIA") pursuant to Town Law Article 12-C; and

WHEREAS, said MPR has been prepared by the Town Engineer and has been filed with the Victor Town Clerk where it is available for review and inspection by the public; and

WHEREAS, the boundaries of the Victor DIA includes various areas throughout the Town of Victor as more specifically set forth in the map which is part of the MPR, and which map is available for review and inspection by the public at the Office of the Victor Town Clerk; and

WHEREAS, no improvements are proposed to be constructed, as the DIA will incorporate existing improvements which have already been implemented, many of which have been a part of a previous Town of Victor drainage district or drainage improvement area; and

WHEREAS, existing improvements which will be included within the DIA include ponds, outlet structures, closed drainage systems, swales, etc. that are within the areas included on the DIA map, which improvements largely comprise existing drainage measures that have been previously approved as part of the subdivision review process by the Victor Planning Board; and

WHEREAS, the maximum amount proposed to be expended by the Town for the Victor for the Victor Drainage Improvement Area and associated improvements is the sum of zero dollars (\$0.00), as the improvements are already existing; and

WHEREAS, since there will be no capital cost to the Town for the DIA, no financing will be employed and it is therefore not necessary to obtain the approval of the New York State Comptroller's Office; and

WHEREAS, management, maintenance, operation and repair shall be a charge upon the area of the Town outside of the Village and will be levied and collected in the same manner and at the same time as other Town charges, as part of the Town tax; now, therefore, be it

ORDERED and RESOLVED, that, pursuant to Article 12-C of the Town Law, the Town Board of the Town of Victor, shall meet at the Town Hall, 85 East Main Street, Victor, New York, on the 9th day of May, 2016, at 7:30 p.m. for the purpose of conducting a public hearing on the proposal to create the Town of Victor Drainage Improvement Area, at which time and place all persons interested in the subject thereof may be heard; and be it further

ORDERED and RESOLVED, that the Town Board hereby authorizes and directs the Town Clerk to duly publish and post a copy of this Order in the official Town newspaper, on the bulletin board in the office of said Town Clerk, and on the Town website not less than ten (10) days before and not more than twenty (20) days before the public hearing date as is required by Town Law and complete or arrange for the securing of Affidavits of Publication of Notice and Affidavits of Posting Notice of Public Hearing.

8V

RESOLUTION #

AUTHORIZATION AFTER PUBLIC HEARING FOR THE ESTABLISHMENT OF THE "COUNTY ROAD 9 WATER DISTRICT" AND CONSOLIDATION OF THE SAME INTO THE VICTOR CENTRAL WATER DISTRICT

WHEREAS, the Town Board of the Town of Victor ("the Town") has directed that the Town Engineer create a Map, Plan and Report for the creation of the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 (sometimes referred to herein as the "County Road 9 Water District"); and

WHEREAS, the Town Engineer has provided said Map, Plan and Report (the "MPR"), which is now on file in the Town Clerk's Office, dated January 2016, and notated as prepared by Labella Associates; and

WHEREAS, the boundaries of the County Road 9 Water District comprise lands at the corner of Lynaugh Road and East Main Street, lands on County Road 9 adjacent to the NY State Thruway, and lands on County Road 9 south of Kensington Court, the metes and bounds description of which is set forth in the MPR; and

WHEREAS, simultaneous with its establishment, the Town of Victor will cause the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 to be consolidated into the Town of Victor Central Water District, so as to eliminate the additional administrative burden and costs associated with the operation of multiple Water Districts; now, therefore be it

WHEREAS, after the said MPR was duly filed in the Office of the Victor Town Clerk (where it was then and is currently available for public inspection), the Town Board did duly adopt an Order and Resolution (the "Order") reciting the proposed establishment of the County Road 9 Water District and a description of the boundaries of the proposed County Road 9 Water District, the maximum amount proposed to be expended for the improvement, that amount being zero dollars (\$0.00), the proposed method of apportioning the cost of such improvement, and the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection, and specifying that the Town Board shall meet at the Town Hall, 85 East Main Street, Victor, New York, on the 11<sup>th</sup> day of April, 2016, for the purposes of conducting a public hearing on the County Road 9 Water District establishment and consolidation, and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, the Order additionally specified that the County Road 9 Water District, simultaneous with the establishment thereof, is to be consolidated into the Victor Central Water District, and said Order set forth a descriptive summary of the Proposed Joint Consolidation Agreement for the Town of Victor Central Water District and the County Road 9 Water District (the "Agreement"), as well as the costs to typical properties, including fees; and

WHEREAS, copies of said Order were duly published and posted according to law, and said Town Board did, at the time and place specified in said Order, duly meet and consider such proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made, now therefore be it

RESOLVED, that the Order for the notice of the public hearing was duly published and posted as required by law and is otherwise sufficient; and be it further

RESOLVED, that all property and property owners within the proposed County Road 9 Water District are benefitted; and be it further

RESOLVED, that all property and property owners benefitted by the County Road 9 Water District are included within the limits thereof; and be it further

RESOLVED, by the Town Board of the Town of Victor, in the County of Ontario, that it is in the public interest of the Town of Victor to authorize the establishment of the County Road 9 Water District and the simultaneous consolidation thereof into the Victor Central Water District; and be it further

RESOLVED, that the Town Board does hereby approve and authorize the establishment of the County Road 9 Water District as well as the simultaneous consolidation thereof into the Town of Victor Central Water District pursuant to the Agreement, said Agreement now and hereby adopted by the Town Board as the Final Consolidation Agreement for the Town of Victor Central Water District and the County Road 9 Water District; and be it further

RESOLVED, that the capital costs charged to the properties within the Victor Central Water District, as consolidated with the County Road 9 Water District, will be in accordance with the formula established by the Town Board, and this action will not significantly change the costs for residential or commercial properties; and be it further

RESOLVED, that maintenance and operation charges will be calculated and charged as more specifically set forth by the Monroe County Water Authority; and be it further

RESOLVED, that inasmuch as no expenditure of funds for capital costs is authorized herein, and because the Town will not expend any monies for the establishment indicated herein, this Resolution is not subject to the review and/or approval of the State Comptroller of the State of New York; and be it further

RESOLVED, that this constitutes a Type II action under the State Environmental Quality Review Act and is thus not subject to review under the same; and be it further

RESOLVED, that the Town Clerk of the Town of Victor shall cause a certified copy of this Resolution to be duly filed with the New York State Comptroller; and be it further

RESOLVED, that the Town Clerk publish and post a Notice of Permissive Referendum within 10 days of adoption of this resolution in accordance with Town Law; and be it further

RESOLVED, that the Town Clerk of the Town of Victor shall cause a certified copy of this Resolution to be duly recorded in the Office of the Clerk of Ontario County within ten (10) days of the adoption of this Resolution.