

**VICTOR TOWN BOARD MEETING
MONDAY, AUGUST 22, 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

8) BUSINESS

- A. ACCEPTANCE OF LETTER OF CREDIT, BALLERINA COURT SUBDIVISION, PHASE 2 (Deb Denz)
- B. SILVERTON GLENN SUBDIVISION, SECTION 3, LETTER OF CREDIT, RELEASE 9 (Deb Denz)
- C. LEHIGH CROSSING, SECTION 2, LETTER OF CREDIT, RELEASE 4 (Deb Denz)
- D. STONINGTON RIDGE SUBDIVISION (FORMALLY AUBURN HILLS SUBDIVISION, SECTION 2) LETTER OF CREDIT, RELEASE 3 (Deb Denz)
- E. VICTOR PLACE, LETTER OF CREDIT, RELEASE 8 (Deb Denz)
- F. AUTHORIZATION TO ENTER INTO AGREEMENT WITH CHAPEL'S CATERING DBA WHOLE-E-ROASTERS (FOOD TRUCK CONCESSION) (Mike Stockman)
- G. AUTHORIZATION TO ENTER INTO AGREEMENT WITH ROCKVENTURES FOR RECREATION PROGRAM (ROCK CLIMBING INSTRUCTION) (Mike Stockman)
- H. AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF AN LED LINEAR LIGHT FOR VICTOR GATEWAY SIGN (Mike Stockman)
- I. AUTHORIZATION TO ENTER INTO SNOW PLOW AGREEMENTS 2016 (LIABILITY WAIVER) (Mark Years)
- J. AUTHORIZATION FOR THE PURCHASE OF A TWO HEAVY DUTY 10 GAUGE, 30 YARD RECYCLE CONTAINERS FOR THE RECYCLE DEPARTMENT (Mark Years)
- K. AUTHORIZATION FOR THE PURCHASE OF MATERIALS AND LABOR FOR GUIDE RAIL AS PART OF THE OLD DUTCH ROAD IMPROVEMENT PROJECT FROM PIGGYBACKING ONTARIO COUNTY BID NUMBER B14024 (Mark Years)
- L. ACCEPTANCE OF GRANT FROM FINGER LAKES MUNICIPAL HEALTH INSURANCE TRUST FOR EMPLOYEE WELLNESS PROGRAM (Barb Cole)
- M. AMENDMENT TO THE TOWN OF VICTOR HEALTH AND DENTAL INSURANCE POLICY FOR RETIREES (Tina Kolaczyk)

- N. APPOINTMENT TO PARKS AND RECREATION CITIZENS' ADVISORY COMMITTEE – GEORGE HELTZ, STUDENT REPRESENTATIVE (Tina Kolaczyk)
- O. APPOINTMENT OF GLORIA DUNTON TO PART-TIME ACCOUNTANT I POSITION (Tina Kolaczyk)
- P. AUTHORIZATION TO APPOINT MILES RUGG AND NICHOLAS BODINE TO PART-TIME PARKS MOTOR EQUIPMENT OPERATOR - LIGHT POSITIONS (Tina Kolaczyk)
- Q. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SOLU DIGITAL COLLABORATIVE FOR THE DEVELOPMENT OF A TOWN OF VICTOR MOBILE PHONE APPLICATION (Kathy Rayburn)
- R. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO AN AGREEMENT WITH EMPIRE NATURAL GAS CORPORATION TO PROVIDE NATURAL GAS TO THE TOWN FACILITIES (Barb Cole)
- S. AUTHORIZATION TO PARTICIPATE IN THE COOPERATIVE BID COORDINATED BY THE BOARD OF EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR THE COOPERATIVE ELECTRICITY BID WFL 2017-12 (Barb Cole)
- T. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO REAL PROPERTY APPRAISAL SERVICES AGREEMENT WITH POGEL, SCHUBMEHL, & FERRARA, LLC (Jack Marren)

8A

RESOLUTION #
ACCEPTANCE OF LETTER OF CREDIT, BALLERINA COURT SUBDIVISION, PHASE 2

WHEREAS, Affronti Development, LLC., received Planning Board approval for Ballerina Court Subdivision, Phase 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 June 29, 2016 and has recommended a Letter of Credit totaling \$887,077.68; and,

WHEREAS, Affronti Development, LLC. has submitted Lyons National Bank Irrevocable Letter of Credit No. 392 in favor of the Town of Victor in the amount of \$887,077.68 as recommended by the Town Engineer and is due to expire July 28, 2018; now, therefore, be it

RESOLVED that the Victor Town Board does hereby accept Lyons National Bank Irrevocable Letter of Credit No. 392 in the amount of \$887,077.68 with the condition that should this Letter of Credit not be renewed at least ten (10) days prior to its expiration date of July 28, 2018 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, DSB Engineering, and Affronti Development, LLC.

8B

RESOLUTION #
SILVERTON GLENN SUBDIVISION, SECTION 3, LETTER OF CREDIT, RELEASE 9

WHEREAS, S & J Morrell Inc., received Planning Board approval for Silverton Glenn Subdivision, Section 3, with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Five Star Bank Irrevocable Letter of Credit No. 70020457171 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 9 dated August 1, 2016 and recommends in his letter August 12, 2016 that \$47,601.09, minus engineering and inspection fees, be released from said Letter of Credit; now, therefore, be it

RESOLVED, that the Town Board hereby approves Release No. 9 on the Five Star Bank Irrevocable Letter of Credit No. 70020457171 in the amount of \$47,601.09, minus engineering and inspection fees, as recommended by the Town Engineer; and further

RESOLVED, that given said release, there now remains \$62,540.86 in said Letter of Credit; and further

RESOLVED, that a copy of this resolution be forwarded to the Engineer for the Town, BME and Morrell Builders.

8C

RESOLUTION #

LEHIGH CROSSING, SECTION 2, LETTER OF CREDIT, RELEASE 4

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, Five Star Bank Irrevocable Letter of Credit No. 7002054929 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 4 dated August 1, 2016 and recommends in his letter August 12, 2016 that \$182,465.50, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 4 on the Five Star Bank Irrevocable Letter of Credit No. 7002054929 in the amount of \$182,465.50, as recommended by the Town Engineer; and further

RESOLVED that given said release, there now remains \$294,675.61 in said Letter of Credit; and further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, Bluestone Creek Development, LLC, and BME Associates.

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RESOLUTION #
STONINGTON RIDGE SUBDIVISION (FORMALLY AUBURN HILLS SUBDIVISION, SECTION 2) LETTER OF CREDIT, RELEASE 3

WHEREAS, Woodstone Custom Homes, Inc., received Planning Board approval for Stonington Ridge Subdivision (formally Auburn Hills Subdivision, Section 2) with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Canandaigua Bank Irrevocable Letter of Credit No. 1106159593 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 3 dated August 1, 2016 and recommends in his letter August 10, 2016 that \$152,974.23, be released from said Letter of Credit; now, therefore, be it

RESOLVED, that the Town Board hereby approves Release No. 3 on the Canandaigua National Bank Irrevocable Letter of Credit No. 1106159593 in the amount of \$152,974.23, as recommended by the Town Engineer; and further

RESOLVED, that given said release, there now remains \$433,126.44 in said Letter of Credit; and further

RESOLVED, that a copy of this resolution be forwarded to the Engineer for the Town, Woodstone Custom Homes, Inc. and Parrone Engineering.

8E

RESOLUTION #
VICTOR PLACE, LETTER OF CREDIT, RELEASE 8

WHEREAS, Victor Place, LLC, received Planning Board approval for Victor Place, with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Genesee Regional Bank Irrevocable Letter of Credit No. 40843 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 8 dated August 8, 2016 and recommends in his letter August 10, 2016 that \$56,166.44 be released from said Letter of Credit; now, therefore, be it

RESOLVED, that the Town Board hereby approves Release No.8 on the Genesee Regional Bank Irrevocable Letter of Credit No. 40843 in the amount of \$56,166.44 as recommended by the Town Engineer; and further

RESOLVED, that given said release, there now remains \$66,488.26 in said Letter of Credit; and further

RESOLVED, that a copy of this resolution be forwarded to the Engineer for the Town, BME and Victor Place LLC.

8F

RESOLUTION #

AUTHORIZATION TO ENTER INTO AGREEMENT WITH CHAPEL'S CATERING DBA
WHOLE-E-ROASTERS (FOOD TRUCK CONCESSION)

WHEREAS, the Department of Parks and Recreation seeks to offer food concessions at their VictorFest special event; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Chapel's Catering dba Whole-E-Rosters to provide a food truck concession at VictorFest with the Town receiving Ten Percent (10%) of the nightly food sales; now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Chapel's Catering dba Whole-E-Roasters to provide a food truck concession; and further

RESOLVED, that a copy of this resolution be forwarded to Mike Stockman, Assistant Director of Parks and Recreation; Brian Emelson, Director of Parks and Recreation; Gloria Dunton, Fiscal Manager; Debra Denz, Town Clerk; and Christopher Marmo, Chapel's Catering.

8G

RESOLUTION #
AUTHORIZATION TO ENTER INTO AGREEMENT WITH ROCKVENTURES FOR
RECREATION PROGRAM (ROCK CLIMBING INSTRUCTION)

WHEREAS, the Department of Parks and Recreation seeks to offer programs in rock climbing;
and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into
agreement with RockVentures to provide equipment and instructional staff for a rock climbing
program for a sum of Seventy Percent (70%) of the net funds collected on the program
registration fees; and

WHEREAS, funds are included and available in the 2016 Operating Budget line item A7020.4
Recreation Administration Contractual; now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks
and Recreation to enter into agreement with RockVentures to provide equipment and instruction
for rock climbing and said funds are included and available in the 2016 Operating Budget line
item A7020.4 Recreation Programs Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Christine Winter, Recreation
Supervisor; Brian Emelson, Director of Parks and Recreation; Gloria Dunton, Fiscal Manager;
Debra Denz, Town Clerk; and Julie Riederer, RockVentures.

84

RESOLUTION #
AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF AN LED LINEAR LIGHT FOR VICTOR GATEWAY SIGN

WHEREAS, the Department of Parks and Recreation has the need to purchase and have installed a LED linear light with associated wiring for the Town of Victor Gateway Sign; and

WHEREAS, the Director of Parks and Recreation has obtained written quotations for the purchase and installation of said materials as follows:

| | |
|--------------------|------------|
| Tambe Electric | \$3,499.00 |
| O'Connell Electric | \$2,500.00 |

And

WHEREAS, funds are available in the 2016 Budget line item A7110.4 Parks Contractual; and

WHEREAS, the Director of Parks and Recreation recommends that said materials and services be purchased from O'Connell Electric Co. Inc. in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00); now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor to enter into agreement with O'Connell Electric Co. for the purchase and installation of a LED linear light and associated wiring from O'Connell Electric Co. Inc. in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00), said funds are available in the 2016 Budget line item A7110.4 Parks Contractual; and further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Jeff Rader, Parks Maintenance Assistant; Debra Denz, Town Clerk; Barbara Cole, Town Accountant; and O'Connell Electric Co. Inc.

81

RESOLUTION

AUTHORIZATION TO ENTER INTO SNOW PLOW AGREEMENTS 2016 (LIABILITY WAIVER)

RESOLVED, that pursuant to Resolution No. 320 adopted on October 15, 1996 and amended by Resolution No. 61 adopted on January 11, 1999, Resolution No. 419-12 adopted on December 7, 2012, and Resolution No. 314 adopted on August 8, 2016, the Supervisor is hereby authorized to enter into Snow Plow Agreements (Liability Waivers) as follows:

| DEVELOPER | SUBDIVISION | STREET NAME | YEAR |
|-------------------------------|------------------------------|------------------|-------------------|
| 7203 Rawson Road, LLC | Drumlins, Section 3, Phase 2 | Chapelhill Drive | 4 th |
| | Drumlins, Section 3, Phase 3 | Chapelhill Drive | 1 st |
| S & J Morrell, Inc | Silverton Glenn, Section 2 | Wyndham Hill | 4 th |
| | Silverton Glenn, Section 3 | Silverton Glenn | 3 rd |
| | Silverton Glenn, Section 4 | Ashwood Lane | 2 nd |
| Affronti Development LLC | Ballerina Court, Phase 1 | Erica Trail | 2 nd |
| | | Abbot Circle | 2 nd |
| | Ballerina Court, Phase 2 | Louise Way | 1 st |
| | | Erica Trail | 1 st |
| Antonelli Development, LLC | Anton Rise | Anton Rise | 2 nd |
| Pinnacle Athletic Campus, LLC | Pinnacle Athletic Campus | Pinnacle Drive | 1 st * |
| Dorchester Park, LLC | Dorchester Park, Section 2 | Bradhurst Street | 2 nd |
| Affronti Development, LLC | Tuscany Hills | Affronti Way | 1 st |
| | | Azzano Circle | 1 st |
| Woodstone Custom Homes Inc | Stonington Ridge | Carrington Way | 1 st |
| | | Summerhill Lane | 1 st |
| Rainbros Associates LLC | High Point, Section 1 | High Point Drive | 1 st |
| | High Point, Section 2 | | |
| | High Point, Section 3 | | |

RESOLVED, that a copy of this resolution be forwarded to Building & Planning, Highway Superintendent, 7203 Rawson Road, LLC; S & J Morrell Inc.; Affronti Development, LLC; Antonelli Development, LLC; Pinnacle Athletic Campus, LLC; Woodstone Custom Homes Inc., Rainbros Associates LLC, and Dorchester Park, LLC.

*We did not plow Pinnacle in 2015, road not dedicated yet so keeping them listed at 1st year. Not sure if they will plow again in 2016

85

RESOLUTION #

AUTHORIZATION FOR THE PURCHASE OF A TWO HEAVY DUTY 10 GAUGE, 30 YARD RECYCLE CONTAINERS FOR THE RECYCLE DEPARTMENT

WHEREAS, the Highway Superintendent has identified the need for two (2) new 30 yard open top containers for the recycle department due to the condition and deterioration of the support structures on a couple of the current containers at the facility that are used for hauling waste and recyclables; and

WHEREAS, funds are available in the 2016 budget line A.8160.200 Refuse & Garbage Equipment and A.8160.400 Refuse & Garbage Contractual for the two containers; and

WHEREAS, there requests for proposals were sent out and two quotations were received as follows:

| | |
|------------------------|--|
| Cyncon Equipment, Inc. | \$12,070.00 (\$1,120.00 plus \$950.00 freight) |
| Bucks Fabricating | \$8,860.00 (\$7,960.00 plus \$900.00 freight) |

And

WHEREAS, Mark Years, Highway Superintendent, recommends the Town Board accept the quote from Bucks Fabricating for the two (2) new 30 yard open top containers at a cost not to exceed Eight Thousand Eight Hundred Sixty dollars (\$8,860.00); now, therefore, be it

RESOLVED that the Town Board authorizes the Highway Superintendent to purchase the two (2) new 30 yard open top containers from Bucks Fabricating at a cost not to exceed Eight Thousand Eight Hundred Sixty dollars (\$8,860.00) with the funding as follows:

| | |
|---|------------|
| A.8160.200 Refuse & Garbage Equipment | \$7,500.00 |
| A.8160.400 Refuse & Garbage Contractual | \$1,360.00 |

said funds are available in the 2016 budget line; and further

RESOLVED that a copy of this resolution be forwarded to Mark Years, Highway Superintendent, Fiscal Manager, Town Clerk, and Bucks Fabricating.

8K

RESOLUTION #

AUTHORIZATION FOR THE PURCHASE OF MATERIALS AND LABOR FOR GUIDE RAIL AS PART OF THE OLD DUTCH ROAD IMPROVEMENT PROJECT FROM PIGGYBACKING ONTARIO COUNTY BID NUMBER B14024

WHEREAS, the Highway Department has the need to purchase materials and labor for Guide Rail as part of the Old Dutch Road Improvement Project; and

WHEREAS, the materials and labor is available for purchase under Piggybacking Ontario County Bid Number B14024 Purch & Install of Guide Railing & Posts through Chemung Supply Corporation or Elderlee, Inc; and

WHEREAS, the Highway Superintendent has received the following quotes:

Chemung Supply Corporation

| Quantity | Item | Unit Price | Total |
|-----------|---|------------|--------------------|
| 340.70 LF | 606.10 BB - Guiderail - 3" I-Posts on 6' Spacing | \$26.00 | \$8,858.20 |
| 460.90 LF | 606.100002 BB - Guiderail - 3" I-Posts on 6' Spacing | \$32.40 | \$14,933.16 |
| | Shop Curved - Mechanical Bend | | |
| 1 | 606.120101 BB - Guiderail End Assembly - Type I (End) | \$378.00 | \$378.00 |
| 1 | 606.120201 BB - Guiderail End Assembly - Type II A | \$1,108.56 | \$1,108.56 |
| 1 | Layout & Installation | \$6,192.00 | \$6,192.00 |
| | Total | | \$31,469.92 |

Elderlee, Inc

| Item | Quantity | Item | Unit Price | Extension |
|------------|-----------|--|--------------|--------------------|
| 606.1000 | 340.70 LF | BX BM GR on 3" I PST@ 6' PS | \$24.60 | \$8,381.00 |
| 606.100002 | 460.90 LF | BX BM GR (Shop Bent/Shop Mitered) | \$31.70 | \$14,610.53 |
| 606.120101 | 1 EA | BX BM End Piece | \$368.00 | \$368.00 |
| 606.120201 | 1 EA | BX BM GR End Assy TY IIA | \$1,105.00 | \$1,105.00 |
| | | (Prices include material & installation) | Total | \$24,464.75 |

WHEREAS, funds are available in the 2016 Budget line item DB5110.400.R2S General Repairs Contractual Old Dutch Road Projects R2 Street Reserves for the purchase of materials and labor for Guide Rail as part of the Old Dutch Road Improvement Project; and

WHEREAS, the Highway Superintendent recommends the Town purchase the materials and labor for Guide Rail as part of the Old Dutch Road Improvement Project from Elderlee, Inc in an amount not to exceed Twenty Four Thousand Four Hundred Sixty Four dollars and Seventy Five cents (\$24,464.75); now, therefore, be it

RESOLVED that the Town Board authorizes the Highway Superintendent to purchase the materials and labor from Elderlee, Inc in an amount not to exceed Twenty Four Thousand Four Hundred Sixty Four dollars and Seventy Five cents (\$24,464.75) under Piggybacking Ontario County Bid Number B14024 Purch & Install of Guide Railing & Posts, said funds are available in the 2016 Budget line item DB5110.400.R2S General Repairs Contractual Old Dutch Road Projects R2 Street Reserves; and further

RESOLVED that a copy of this resolution be forwarded to Mark Years, Highway Superintendent; Debra Denz, Town Clerk; Gloria Dunton, Fiscal Manager; and Elderlee, Inc .

8L

RESOLUTION #
ACCEPTANCE OF GRANT FROM FINGER LAKES MUNICIPAL HEALTH INSURANCE TRUST FOR EMPLOYEE WELLNESS PROGRAM

WHEREAS, the Town of Victor Wellness Committee works cooperatively with the Finger Lakes Municipal Health Insurance Trust to maintain and enhance employee health through various programs provided through the Wellness Committee; and

WHEREAS, the Wellness Committee has recommended a program to teach healthy cooking techniques to Town employees; and

WHEREAS, this program has been approved by the Town Supervisor, and funding for this project has been given in the form of a grant through the Finger Lakes Municipal Health Insurance Trust; and

WHEREAS, the Finger Lakes Municipal Health Insurance Trust has donated Five Hundred Dollars (\$500.00) to the Town of Victor in support of this wellness project; and

WHEREAS, the Chairman of the Wellness Committee recommends that we accept and deposit this donation in support of this project; now, therefore be it

RESOLVED that the Town Board accepts the Wellness grant in the amount of Five Hundred dollars (\$500.00) from the Finger Lakes Municipal Health Insurance Trust to be deposited into the 2016 budget line item - A.Gifts and Donations and that the 2016 budget line item A.1989.420 Other General Government Wellness Committee be amended to reflect this increase; and be it further

RESOLVED that a copy of this resolution be forwarded to Michael Stockman, Chairman Wellness Committee; Barbara Cole, Finance Department; Debra Denz, Town Clerk; and Jack Marren, Supervisor/FLMHIT Liaison.

8m

RESOLUTION #
AMENDMENT TO THE TOWN OF VICTOR HEALTH AND DENTAL INSURANCE POLICY FOR RETIREES

WHEREAS, the Victor Town Board wishes to amend the Health and Dental Insurance Policy for Retirees in order to clarify eligibility and coverage for health and dental insurance benefits for Town of Victor employees upon retirement; and

WHEREAS, the new policy will read as follows:

Health and Dental Insurance for Retirees

Coverage – The Town currently makes available health and dental insurance coverage to an eligible full-time employee or full-time Elected Official who retires from the Town.

For purposes of this section, "Full-time Elected Official" shall be defined as the Town Supervisor, Highway Superintendent, Town Justices, and the Town Clerk. Coverage is also currently available for an eligible spouse and/or dependents if they were covered under the Town's health and dental insurance plans at the employee's or Elected Official's date of retirement.

Eligibility – To be eligible for coverage, the retiree must meet each of these requirements:

- 1) Voluntarily retire at or after age 62 in accordance with the rules and regulations of the New York State Retirement System; **OR**, those who elect to retire under age 62 under the provisions of an early retirement program offered by the New York State Employees' Retirement System
- 2) Are credited with at least ten years of continuous full-time service with the Town immediately preceding their date of retirement;
- 3) Have retired directly from the Town;
- 4) Are covered with health and/or dental insurance immediately prior to their retirement

Note: Years of continuous full-time service can include a combination of time served both as an employee and Elected Official. These eligibility requirements are subject to change by resolution of the Town Board.

Plan – The Town will make available the same health and dental insurance plan(s) offered to current employees. The Town Board may, at its discretion, change the plans at any time, including, but not limited to, type of coverage, retiree contributions, and type of carrier.

Dental Insurance Coverage – Dental insurance is available to all eligible Town retirees at 100% payment of the premium by the retiree. No Town payment contribution allowances will be given for dental insurance.

Health Insurance Coverage - Coverage under a health insurance plan made available through the Town will continue until the retiree or eligible spouse meets the eligibility criteria for Medicare coverage, at which time primary coverage will be provided by Medicare. At that time, the retiree and/or eligible spouse will be required to change to a health insurance plan that provides supplemental coverage to Medicare. Or, an employee who retires at age 65 or older will have primary coverage provided by Medicare, and the Town will offer a health insurance plan that provides supplemental coverage to Medicare.

Annual Premium Allowance Payment – *Only employees hired before January 1, 2015 are eligible for this benefit.*

Upon retirement, full-time Town of Victor employees that meet the eligibility requirements and who were hired prior to January 1, 2015 will be granted an annual premium allowance to pay the cost of post-employment health insurance premiums. The maximum allowed will be an amount equal to 75% of the actual cost of the Town's health insurance policy in effect at the time of retirement. ***This amount will be a fixed amount, and the retiree will pay all cost increases.***

The portion of the annual premium allowance payment for individual or family health insurance coverage which the Town will pay is currently based upon the retiree's years of consecutive full-time service and the cost of health insurance at the time that the employee retired.

Employees must retire at or after age 62 in order to receive these premium payment allowances. The chart below shows the amount of the premium paid by the Town based on the years of consecutive service:

| <i>Years of Service at Age 62+ Retirement</i> | <i>Percentage of your health care <u>premium in place at the time of retirement</u> that will be paid by the Town upon your retirement</i> |
|--|---|
| 20+ | 75% |
| 19 | 70% |
| 18 | 65% |
| 17 | 60% |
| 16 | 55% |
| 15 | 50% |
| 14 | 45% |
| 13 | 40% |
| 12 | 35% |
| 11 | 30% |
| 10 | 25% |

Changes in Status – A retiree who is married and who is covered by a Town health insurance policy upon retirement continues to have such coverage until the death, legal separation, or divorce of their spouse, if such occurs prior to the retiree's death. In the event of such death, legal separation, or divorce, the policy will remain in effect for the employee, and any dependent(s) will continue to be covered under the retiree's policy for as long as the dependent(s) remain eligible for coverage.

A retiree who is married and is covered by a Town health insurance policy upon retirement, and who predeceases their spouse after such retirement, is entitled to have their policy remain in effect for their spouse, and any dependent(s) will continue to be covered under the retiree's policy for as long as the dependent(s) remain eligible for coverage. The Town's premium allowance payment for the retiree which is in effect at the time of the retiree's death will continue and be applied to the surviving spouse and dependents' policy premiums.

Other Provisions

1. **Less than age 62 with 20+ years of service at time of retirement** An employee or Elected Official who has completed at least twenty years of continuous service, and who retires from the Town prior to reaching age sixty-two, may continue to receive coverage under the Town's health insurance plan, with the **Town contribution permanently fixed at 40% of the allowance granted.** The portion of the premium allowance payment for individual or family health insurance coverage which the Town will pay is currently

based upon the retiree's years of consecutive full-time service and the cost of health insurance at the time that the employee retired. ***This will not change when the retiree reaches age 62.***

2. **Less than 10 years of service at time of retirement** A retiree who has less than ten years of continuous full-time service may continue coverage under the Town's health and dental insurance plans provided that such retiree pays the **full cost** of the applicable premium. To be eligible, such retiree must 1) have retired directly from the Town; 2) be at least fifty-five years of age; and, 3) have been granted a retirement benefit from the New York State Employees' Retirement System. A surviving spouse and/or dependents of the retiree that is eligible for coverage may also continue coverage after the retiree's death provided they pay the full cost of the applicable premium.
3. **Employees hired on or after January 1, 2015** with continuous full-time service may continue coverage under the Town's health and dental insurance plans provided that such retiree pays the full cost of the applicable premium. To be eligible, such retiree must 1) have retired directly from the Town; 2) be at least fifty-five years of age; and, 3) have been granted a retirement benefit from the New York State Employees' Retirement System. A surviving spouse and/or dependents of the retiree that is eligible for coverage may also continue coverage after the retiree's death provided they pay the full cost of the applicable premiums.
4. **Re-entry for retirees who opted out of health and dental benefits at the time of retirement**
 - a. ***Employees hired before January 1, 2015*** - The Town will allow re-entry into the health and dental insurance policies to employees who opted to not take health and/or dental benefits at the time of retirement, and 1) have retired directly from the Town; 2) were at least fifty-five years of age at the time of retirement; and, 3) have been granted a retirement benefit from the New York State Employees' Retirement System. Upon retirement, full-time Town of Victor employees that meet these eligibility requirements and who were hired prior to January 1, 2015 will be granted an annual premium allowance to pay the cost of post-employment health insurance premiums. This will be based on the years of service and the actual cost of the Town's health insurance policy in effect at the time of retirement, as specified in the "Premium Allowance Payment" chart above. ***This amount will be a fixed amount, and the retiree will pay all cost increases.*** A surviving spouse and/or dependents of the retiree that are eligible for coverage may also continue coverage after the retiree's death, and will receive the retiree's annual premium allowance payment applied toward the cost of the health care premiums. Retirees with less than 10 years of service upon retirement are eligible to re-enter at 100% retiree premium pay.
 - b. ***Employees hired on or after January 1, 2015*** - The Town will allow re-entry into the health and dental insurance policies to employees who opted to not take health and or dental benefits at the time of retirement, and 1) have retired directly from the Town; 2) were at least fifty-five years of age at the time of retirement; and, 3) have been granted a retirement benefit from the New York State Employees' Retirement System. Retirees must pay 100% of the annual health and dental insurance premiums. A surviving spouse and/or dependents of the retiree that is

eligible for coverage may also continue coverage after the retiree's death, and must also pay 100% of the annual health and dental insurance premiums.

5. **Disability Retirements** - In the event of a non-voluntary retirement, such as disability, the Town Board will, at its sole discretion, consider the level of benefits, if any, on a case-by-case basis.
6. **Retirees living outside of New York State** - If an under age 65 retiree relocates outside of New York State, they can remain on the same Town of Victor health and dental plans. These plans are PPO plans and have in-network providers across the United States. Members would also be able to access care with non-participating providers by using the out-of-network benefits. Members may pay more out of pocket for services received out-of-network.

Retirees over age 65 must reside within the plan service area for at least 6 months out of the year in order to remain on the Town's retiree health care plan. If they relocate outside of New York State for longer than 6 months/year, they will need to enroll in another Medicare Advantage plan in their state of residence.

The Town will continue to provide any earned annual premium allowances to the eligible retiree, as stated in the conditions above, that would be equivalent to the amount given for the same retiree had he/she chosen to remain in New York State.

Limitations

1. Any health care premium allowance amounts paid by the Town are permanently established. All future increases are the responsibility of the retirees.
2. At age 65 the employee/covered spouse must accept Medicare. The Town provides a supplemental health insurance policy option available to the retiree/covered spouse. Any Town health care premium payments allocated to the retiree will be applied towards the supplemental health insurance costs.
3. The Town retains final determination on what health care coverage is supplied.
4. The cost of coverage of a retired employee may not exceed the cost of an active employee. If active employee benefits are restricted in any form, the same restrictions will be applied to retired employees.

Policy Changes

This is a benefit given by the Town and the Town of Victor reserves the right to amend this policy at any time in the future.

Now, therefore, be it

RESOLVED that the Town of Victor health and Dental Insurance Policy for Retirees be amended; and be it further

RESOLVED that a copy of this resolution be sent to all Town of Victor employees.

8N

RESOLUTION #
APPOINTMENT TO PARKS AND RECREATION CITIZENS' ADVISORY COMMITTEE –
GEORGE HELTZ, STUDENT REPRESENTATIVE

WHEREAS, there is an existing Student Representative vacancy on the Town of Victor Parks and Recreation Citizens' Advisory Committee; and

WHEREAS, according to the By-Laws of the Parks and Recreation Citizens' Advisory Committee, it is required that one Student Representative be present on the committee; and

WHEREAS, George Heltz, Victor, New York has served one term on this committee and wishes to be re-appointed, and has forwarded a letter to the Human Resources Department and to the Chairperson of the Parks and Recreation Citizens' Advisory Committee indicating an interest in serving on the Committee; and

WHEREAS, it is the recommendation of the Committee that George Heltz be appointed to the Committee as a Student Representative; now, therefore be it

RESOLVED, that the Town Board hereby appoints George Heltz to the Parks and Recreation Citizens Advisory Committee as a Student Representative with a term ending on June 30, 2017; and be it further

RESOLVED, that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Gregory Richards, Chairperson of the Parks and Recreation Citizens' Advisory Committee; Debra Denz, Town Clerk; Human Resources, and George Heltz.

80

RESOLUTION #
APPOINTMENT OF GLORIA DUNTON TO PART-TIME ACCOUNTANT I POSITION

WHEREAS, Gloria Dunton has retired from the Town of Victor effective August 21, 2016, and her retirement was acknowledged by Resolution #288-16 on July 25, 2016; and

WHEREAS, the Town Accountant is recommending that Gloria Dunton be employed on a part-time basis to work on special project assignments in 2016-2017 at a rate of Thirty Seven dollars and Thirty Two cents (\$37.32)/hour and a total 2017 salary not to exceed Thirty Thousand dollars (\$30,000.00); now, therefore be it

RESOLVED Gloria Dunton be employed on a part-time basis to work on special project assignments in 2016-2017 at a rate of Thirty Seven dollars and Thirty Two cents (\$37.32)/hour and a total 2017 salary not to exceed Thirty Thousand dollars (\$30,000.00) to be taken from the 2016 Town Budget Line Item A.1220.100 Supervisor Personal Services; and further

RESOLVED that a copy of this resolution be forwarded to Gloria Dunton, Debra Denz, Finance Department, and Human Resources.

8P

RESOLUTION #
AUTHORIZATION TO APPOINT MILES RUGG AND NICHOLAS BODINE TO PART-TIME
PARKS MOTOR EQUIPMENT OPERATOR - LIGHT POSITIONS

WHEREAS, Miles Rugg and Nicholas Bodine are currently appointed to Part-Time Seasonal Parks & Recreation Parks Laborer positions; and

WHEREAS, upon further review of this position's duties and job requirements, it is requested that these Part-Time Seasonal Parks Laborer positions be reclassified to Part-Time Parks Motor Equipment Operator – Light positions; now, therefore be it

RESOLVED that Miles Rugg be appointed to the Part-Time Parks Motor Equipment Operator – Light position at a Grade 1, step D hourly rate salary of Sixteen dollars and Forty cents (\$16.40)/hour to be funded from line A.7110.100 Parks Personal Services in the 2016 Operating Budget, with a starting date of August 14, 2016; and be it further

RESOLVED that Nicholas Bodine be appointed to the Part-Time Parks Motor Equipment Operator –Light position at a Grade 1, step B hourly rate salary of Fifteen dollars and Thirty Five cents (\$15.35)/hour to be funded from line A.7110.100 Parks Personal Services in the 2016 Operating Budget, with a starting date of August 14, 2016; and be it further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Tina Kolaczyk, Gloria Dunton, Mary Lyng, Timothy Hadden, Jeff Rader, Debra Denz, and Carol Morse- Ontario County Department of Human Resources.

80

RESOLUTION #

AUTHORIZATION FOR SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SOLU DIGITAL COLLABORATIVE FOR THE DEVELOPMENT OF A TOWN OF VICTOR MOBILE PHONE APPLICATION

WHEREAS, pursuant to New York's 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 and the Town's Procurement Policy, the Town Board may direct a policy for the acquisition of the Town's services; and

WHEREAS, funds are available in the 2016 budget lines A6420.410 Victor Local Development and A6420.400 Economic Development Contractual; and

WHEREAS, Requests for Proposals (RFP's) for the development of a Mobile Phone Application were received on July 15, 2016, and were evaluated with respect to services, qualifications and cost to the Town as follows:

| | |
|--------------------------------|-----------------------------|
| Soluteo – Montreal Canada | \$51,270 |
| Envative – Rochester, NY | \$64,000 |
| Solu Digital – Victor, NY | \$36,200 |
| Mutual Mobile – Austin, TX | \$53,200 |
| Infojini – Maryland | \$59,600 |
| Purple Forge – Ottawa, Ontario | \$29,000 |
| Eagledream – Rochester, NY | Project budget not provided |

And,

WHEREAS, Kathy Rayburn is recommending that Solu Digital Collaborative be hired to implement the development of the Town of Victor Mobile Phone Application as Solu Digital Collaborative has demonstrated extensive knowledge to develop this application, introduced significant work samples, is located in close proximity to Town staff which allows a more efficient workflow and has significantly lower annual hosting fees; now, therefore be it

RESOLVED that the Town Board hereby authorizes the Supervisor to enter into a contract with Solu Digital Collaborative effective from August 22, 2016 through August 22, 2017, for a fee not to exceed Thirty Six Thousand dollars (\$36,200.00) and an annual hosting fee of One Thousand Two Hundred dollars (\$1,200.00), said funds are available in 2016 budget lines A6420.410 Victor Local Development and A6420.400 Economic Development Contractual; and further

RESOLVED that a copy of this Resolution be forwarded to Solu Digital Collaborative, the Finance Department, Debra Denz and Kathy Rayburn.

8R

RESOLUTION #
AUTHORIZATION FOR SUPERVISOR TO ENTER INTO AN AGREEMENT WITH EMPIRE
NATURAL GAS CORPORATION TO PROVIDE NATURAL GAS TO THE TOWN FACILITIES

WHEREAS, Empire Natural Gas Corporation was the successful bidder of the Wayne-Finger Lakes BOCES Natural Gas Bid #WFL 2017-19 which the Town of Victor is a participant of each year to provide natural gas to the Town Highway Department, Town Recycle Department and to the Town's Parks Maintenance Department, located at 60 Rawson Road, to the Town Hall, located at 85 East Main Street, Town Court, located at 11 Framark Dr, to the Mary Frances BlueBird Park, located at 235 County Rd. 9, and to the Town Parks & Rec. Department located at 7892 Lehigh Crossing; and

WHEREAS, the current agreement with Direct Energy Business Marketing, LLC, from the previous Wayne-Finger Lakes BOCES Bid for Natural Gas, is scheduled to expire on September 30, 2016; now, therefore be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Empire Natural Gas Corporation to provide full natural gas requirements to the Town Highway Department, the Town Recycle Department and to the Town's Parks Maintenance Department, located at 60 Rawson Road, to the Town Hall, located at 85 East Main Street, to the Town Court, located at 11 Framark Dr., to the Mary Frances Blue Bird Park, located at 235 County Rd. 9 and to the Town Parks & Rec. Dept. located at 7891 Lehigh Crossing from October 1, 2016 to September 30, 2017, where the monthly price will be based on the NYMEX Natural Gas Futures monthly settlement price in \$ per DTH plus a fixed Basis charge of \$0.3470/DTH (FOB to Utility City Gate). If at any time the Town desires to convert any remaining months of the agreement to a Fixed price seller agrees to work with the Buyer to accomplish such conversion. The above is to be funded from the following accounts:

| | |
|---------------------------------|------------|
| Town Hall, Building Contractual | A.1620.400 |
| Refuse & Recycle Contractual | A.8160.400 |
| Highway Garage Contractual | A.5132.400 |
| Parks Contractual | A.7110.400 |
| Parks & Rec Contractual | A.7021.400 |
| Town Court Contractual | A.1110.400 |

and be it further

RESOLVED, that a copy of this resolution be forwarded to Empire Natural Gas Corporation, Gloria Dunton, Debra Denz, Mark Years, Brian Emelson, Reid Holter and Toby Reh.

85

RESOLUTION #

AUTHORIZATION TO PARTICIPATE IN THE COOPERATIVE BID COORDINATED BY THE BOARD OF EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR THE COOPERATIVE ELECTRICITY BID WFL 2017-12

WHEREAS, the Town of Victor, New York 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 electricity; and

WHEREAS, the Town of Victor, New York 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, New York 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 Town of Victor, New York State and making recommendations thereon; now, therefore, be it

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

RESOLVED, that the Town Board on behalf of the Town of Victor, New York hereby is authorized to participate in Cooperative Bidding Program conducted by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties for supply of electricity 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 The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties, Gloria Dunton, Barb Cole and Debra Denz.

87

RESOLUTION #
AUTHORIZATION FOR SUPERVISOR TO ENTER INTO REAL PROPERTY APPRAISAL SERVICES AGREEMENT WITH POGEL, SCHUBMEHL, & FERRARA, LLC

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 and the Town's Procurement Policy, the Town Board may direct a policy for the acquisition of the Town's services; and

WHEREAS, funds are available in the 2016 Budget Line Item A1940.400 Purchases of Land/Easements/Right-of-Way; and

WHEREAS, Requests for Proposals (RFP's) for real property appraisal services were received on August 12, 2016, and were evaluated with respect to services provided and cost to the Town as follows:

| | |
|--|------------|
| Pogel, Schubmehl, & Ferrara, LLC | \$3,200.00 |
| Bruckner, Tillett, Rossi, Cahill, & Associates | \$3,950.00 |
| Midland Appraisal Associates, Inc. | \$3,800.00 |

And,

WHEREAS, it is recommended that Pogel, Schubmehl, & Ferrara be hired to provide the real property appraisal services for the Town of Victor, effective from August 22, 2016 through September 22, 2016; and

WHEREAS, Pogel, Schubmehl, & Ferrara has provided references for their real property appraisal services; now, therefore be it

RESOLVED that the Town Board hereby authorizes the Supervisor to enter into a contract with Pogel, Schubmehl, & Ferrara for a limited term of thirty days (30) under the terms and conditions as provided in the 2016 contract at a fee not to exceed Three Thousand Two Hundred dollars (\$3,200.00) in effect from August 22, 2016 through September 22, 2016 to be charged to the 2016 Town Budget Line Item A1940.400 Purchases of Land/Easements/Right-of-Way; and be it further

RESOLVED that a copy of this Resolution be forwarded to Pogel, Schubmehl, & Ferrara, Boylan Code, Finance Department, Town Clerk, and the Human Resources Department.