

**VICTOR TOWN BOARD MEETING
MONDAY, SEPTEMBER 26, 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 HEARING starts at 7:00 PM

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

- A. PUBLIC HEARING – RELATING TO THE APPROVAL OF THE FRONTIER TELEPHONE OF ROCHESTER, INC. CABLE FRANCHISE AGREEMENT

8) BUSINESS

- A. FINGER LAKES COFFEE ROASTERS, ESCROW RELEASE 1 (FINAL) (Debra Denz)
- B. STONINGTON RIDGE SUBDIVISION (FORMALLY AUBURN HILLS SUBDIVISION, SECTION 2) LETTER OF CREDIT, RELEASE 4 (Debra Denz)
- C. BALLERINA COURT, PHASE 2, LETTER OF CREDIT, RELEASE 1 (Debra Denz)
- D. AUTHORIZATION TO ENTER INTO AGREEMENT WITH YOUR DAY MUSIC (Brian Emelson)
- E. REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVERS FOR USHA SHAH MEDITATION INSTRUCTOR (Mike Stockman)
- F. AUTHORIZATION TO ENTER INTO AGREEMENT WITH USHA SHAH TO TEACH MEDITATION FOR ADULTS (Mike Stockman)
- G. ACCEPT SPECIAL EVENTS SPONSORSHIP DONATIONS (Brian Emelson)
- H. AUTHORIZATION FOR REIMBURSEMENT PAYMENT TO THE TOWN OF FARMINGTON FOR EMERGENCY REPAIRS TO SANITARY SEWER MANHOLES FOR THE SKANEX PIPE SERVICES INC. INVOICE (Barb Cole)
- I. APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 6499 & 6485 STATE ROUTE 96 (Jack Marren)
- J. APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW - 1097 CORK ROAD (Jack Marren)

- K. ESTABLISHMENT OF THE ROUTE 96 INFRASTRUCTURE CAPITAL PROJECT AUTHORIZING THE TOWN OF VICTOR'S FUNDING SHARE FROM GENERAL FUND TO THIS CAPITAL PROJECT AND AUTHORIZATION OF TEMPORARY ADVANCES FROM GENERAL FUND TO THIS PROJECT (Katie Evans)
- L. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH _____ TO COMPLETE THE ROUTE 96 TRANSFORMATIVE CORRIDOR STRATEGIC INFRASTRUCTURE PLAN (Katie Evans)
- M. ACCEPTANCE OF DEDICATION – PORTIONS OF TOWN ROADS NOT INCLUDED IN PREVIOUS LOCAL HIGHWAY INVENTORY (Mark Years)
- N. AUTHORIZATION FOR THE TRANSFER OF FUNDS FROM THE WATER OPERATING FUND TO THE INTERFUND TRANSFERS FUND (Barb Cole)
- O. SET PUBLIC HEARING RELATING TO ADDITION OF LIGHT POLE TO THE COBBLESTONE CREEK STREET LIGHTING DISTRICT (Jack Marren)
- P. SET PUBLIC HEARING – LOCAL LAW NO. ____-2016 TO OVERRIDE THE NY TAX LEVY LIMIT FOR 2017 – TOWN OF VICTOR (Jack Marren)

PHA

LEGAL NOTICE
JOINT PUBLIC HEARING
TOWN OF VICTOR & VILLAGE OF VICTOR
RELATING TO THE APPROVAL OF THE FRONTIER TELEPHONE OF
ROCHESTER, INC. CABLE FRANCHISE AGREEMENT

PLEASE TAKE NOTICE that Frontier Telephone of Rochester, Inc. ("Frontier") has requested that the Town enter into a franchise agreement to offer cable telephone services to the public in the Town of Victor and has submitted a formal application and a proposed franchise agreement pursuant to 16 N.Y.C.R.R. § 894.5.

PLEASE TAKE FURTHER NOTICE that said application and proposed Franchise Agreement is on file in the office of the Town Clerk at the Victor Town Hall, 85 East Main Street, Victor, New York, where it is available for inspection by any interested person during all regular scheduled office hours.

PLEASE TAKE FURTHER NOTICE that a joint public hearing upon said franchise agreement has been scheduled for the 26th day of September, 2016 at 7:30 p.m., to be held by the Victor Town Board and the Village of Victor Board of Trustees at the Victor Town Hall, 85 East Main Street, Victor, New York. An opportunity to be heard in regard thereto will then and there be given. Written comments may also be directed to the Victor Town Clerk, Victor Town Hall, 85 East Main Street, Victor, New York, 14564, on or before 4:30 p.m. on the 26th day of September, 2016.

Dated: September 13, 2016

Debra J. Denz, Town Clerk

8A

RESOLUTION #
FINGER LAKES COFFEE ROASTERS, ESCROW RELEASE 1 (FINAL)

WHEREAS, Finger Lakes Coffee Roasters Inc. received Planning Board approval for Finger Lakes Coffee Roasters with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and

WHEREAS, Canandaigua National Bank Escrow Account #1106217020 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and recommends in his letter September 16, 2016 that \$19,992.00 minus engineering and inspection fees and any other fees owed the Town as recommended by the Town Engineer; be released from said Escrow; now, therefore, be it

RESOLVED, that the Town Board hereby approves Release No. 1 (Final) on the Canandaigua National Bank Escrow Account #1106217020 in the amount of \$19,992.00 minus engineering and inspection fees and any other fees owed the Town as recommended by the Town Engineer; and further

RESOLVED, that given said release, there now remains \$0.00 in said Escrow Account; and further

RESOLVED, that a copy of this resolution be forwarded to LaBella, Finger Lakes Coffee Roasters Inc., and Mary Lyng.

8B

RESOLUTION #

STONINGTON RIDGE SUBDIVISION (FORMALLY AUBURN HILLS SUBDIVISION, SECTION 2) LETTER OF CREDIT, RELEASE 4

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. 4 dated August 1, 2016 and recommends in his letter September 13, 2016 that \$200,341.87, be released from said Letter of Credit; now, therefore, be it

RESOLVED, that the Town Board hereby approves Release No. 4 on the Canandaigua National Bank Irrevocable Letter of Credit No. 1106159593 in the amount of \$200,341.87, as recommended by the Town Engineer; and further

RESOLVED, that given said release, there now remains \$232,784.57 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.

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RESOLUTION #

BALLERINA COURT, PHASE 2, LETTER OF CREDIT, RELEASE 1

WHEREAS, Affronti Development, LLC, received Planning Board approval for Ballerina Court, Phase 2 with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Lyons National Bank Irrevocable Letter of Credit No. 392 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. 1 dated September 14, 2016 and recommends in his letter September 14, 2016 that \$341,789.86, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 1 on the Lyons National Bank Irrevocable Letter of Credit No. 392 in the amount of \$341,789.86, as recommended by the Town Engineer; and further

RESOLVED that given said release, there now remains \$545,287.82 in said Letter of Credit; and further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, DiFelice Development, and Parrone Engineering.

8D

RESOLUTION #

AUTHORIZATION TO ENTER INTO AGREEMENT WITH YOUR DAY MUSIC

WHEREAS, the Department of Parks and Recreation would like to have a disc jockey provide musical entertainment at dances and special events for its Friday Night Social program for adults with developmental disabilities; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Your Day Music to provide disc jockey services at a cost not to exceed Two Hundred Dollars (\$200.00) per event; and

WHEREAS, Your Day Music has provided the Town with all the appropriate documents to support the proposed service agreement; 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 Your Day Music to provide a disc jockey services at a cost not to exceed Two Hundred Dollars (\$200.00) per event and said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's insurance broker and the Attorney for the Town; and further

RESOLVED, that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Barb Cole, Senior Accountant; Debra Denz, Town Clerk; and Your Day Music.

8E

RESOLUTION #

REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVERS FOR USHA SHAH
MEDITATION INSTRUCTOR

WHEREAS, the Town Board adopted the Town's Contract Process resolution on June 13, 2016;
and

WHEREAS, per the Contract Process, contractors and vendors who cannot obtain a Certificate
of Liability Insurance in order to perform their contracted service for the Town of Victor may
appeal to the Victor Town Board for a Waiver of the Certificate of Liability Insurance; and

WHEREAS, the Town wishes services to be provided by the following vendors, who are
requesting the waiver of providing a Certificate of Liability Insurance to the Town of Victor:

<u>Vendor</u>	<u>Event</u>	<u>Location of Event</u>	<u>Amount of Contract</u>	<u>Duration of Contract</u>
Usha Shah	Meditation Classes for Adults	7891 Lehigh Crossing	70%- 30%	December 31, 2017

Now, therefore be it

RESOLVED that the Town Board grants the Certificate of Liability Waivers for the following
service providers:

<u>Vendor</u>	<u>Event</u>	<u>Location of Event</u>	<u>Amount of Contract</u>	<u>Duration of Contract</u>
Usha Shah	Meditation Classes for Adults	7891 Lehigh Crossing	70% - 30%	December 31, 2017

And be it further

RESOLVED that a copy of this resolution be sent to Debra Denz, Town Clerk, Brian Emelson,
Director of Parks and Recreation, and Usha Shah, Instructor.

8F

RESOLUTION #

AUTHORIZATION TO ENTER INTO AGREEMENT WITH USHA SHAH TO TEACH
MEDITATION FOR ADULTS

WHEREAS, the Department of Parks and Recreation seeks to offer Meditation for adults; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Usha Shah to provide Meditation for adults 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 this resolution is conditioned upon receiving approvals from the Town's Insurance Broker and the Attorney for the Town; and further

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Usha Shah to offer meditation classes for adults said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Programs Contractual; and further

RESOLVED, that a copy will be forwarded to Michael Stockman, Assistant Director of Parks and Recreation; Brian Emelson, Director of Parks and Recreation; Barb Cole, Town Accountant; Debra Denz, Town Clerk; and Usha Shah, Instructor.

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RESOLUTION #
ACCEPT SPECIAL EVENTS SPONSORSHIP DONATIONS

WHEREAS, The Parks and Recreation Department has developed and implemented many special events that promote leisure options for children, families and seniors within the Town of Victor; these events include the Easter Egg Hunt, Sid Partington Concert Series, Outdoor Movies, Victorfest, Halloween Trunk or Treat, Christmas in the Village and

WHEREAS, the events have realized monetary donations from the 2016 event sponsors to date in the amount of Four Thousand Five Hundred Fifty dollars (\$4,550.00) from:

Canandaigua National Bank	Multiple event Sponsor	\$1,500.00
VB Brewery	Victorfest event Sponsor	\$200.00
Farmers Insurance	Multiple Event Sponsor	\$750.00
Five Star Bank	Christmas in the Village	\$1,500.00
Mead Square Pharmacy	Trunk or Treat	\$250.00
ESL	Trunk or Treat	\$250.00
Farmington Victor Kiwanis	Easter Egg Hunt	\$100.00

And

WHEREAS, the Director of Parks and Recreation recommends that we accept and deposit these donations in support of the Easter Egg Hunt, Sid Partington Concert Series, Outdoor Movies, Victorfest, Halloween Trunk or Treat, Christmas in the Village and ; now, therefore be it

RESOLVED that the Town Board accepts the above sponsorship donations in the amount of Four Thousand Five Hundred Fifty dollars (\$4,550.00) for the above events, said funds are to be deposited in the Parks & Recreation Revenue Budget Line A2001; and further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Barb Cole, Town Accountant; and Debra Denz, Town Clerk.

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RESOLUTION #

AUTHORIZATION FOR REIMBURSEMENT PAYMENT TO THE TOWN OF FARMINGTON
FOR EMERGENCY REPAIRS TO SANITARY SEWER MANHOLES FOR THE SKANEX PIPE
SERVICES INC. INVOICE

WHEREAS, during the I & I work being performed by Skanex Pipe Service for repairs of sanitary sewer manholes, on August 15, 2016 the Farmington Water and Sewer Superintendent was informed of a broken sanitary sewer manhole located on County Road 9 at the NYS Thruway overpass, south of Aldridge Road in the Town of Victor at manhole #V-116;, and

WHEREAS, upon replacement of the sanitary sewer cover on August 16th the Farmington Water & Sewer maintenance crew noticed tuberculation was occurring inside the sanitary sewer manhole; and

WHEREAS, on August 17, 2016 the Farmington Water and Sewer Superintendent contacted Skanex Pipe Services to televise the 200 linear feet of 10" sewer pipe located between manholes #V-1163 and #V-1164 located at County Road 9 and the NYS Thruway overpass bridge; and

WHEREAS, on August 18 ,2016, Skanex Pipe Services informed the Farmington Water and Sewer Superintendent that the televising of the 10" iron pipe section under the Thruway overpass on County Road 9 had heavy tuberculation reducing the inside diameter to 5" or by almost 50% in areas which would require a hydro powered chain fall unit which would bring the pipe back to full diameter at a cost of Three Hundred dollars (\$300.00) per hour if Farmington provided the bypass pumping and the required traffic control for an estimated period of 15 hours (two days) or a cost not to exceed Four Thousand Five Hundred dollars (\$4,500.00); and

WHEREAS, following completion of the chain fall cleaning operation, 85% of tuberculation had been removed and review of the video on August 25, 2016 showed that the aging iron sewer pipe was egg-shaped, with the recommendation from the Farmington Water and Sewer Superintendent and Skanex Pipe Services that the 200 linear feet of 10" sewer pipe located between the north and south manholes at County Road 9 at the Thruway overpass bridge should be slip lined with a new 10" diameter CIPP liner which would reduce the friction coefficient factor from 89 for cast iron sewer pipe to 140 for CIPP sewer pipe, with a cost not to exceed Fifteen Thousand dollars (\$15,000.00); and

WHEREAS, repairs were also required to rehabilitate sanitary manhole #V-1163 and #V-1164 located at the Thruway overpass bridge on County Road 9 with removal of deteriorated portions of the concrete bench walls and application of epoxy coating at a cost of Three Hundred Twenty dollars (\$320.00) per vertical foot for a total cost not to exceed Two Thousand Five Hundred Twenty dollars (\$2,520.00); now, therefore be it

RESOLVED, that the Victor Town Board authorizes the payment of the Town's portion of Twelve Thousand Twenty dollars (\$12,020.00) to be repaid to the Town of Farmington by the Town of Victor, to be charged to the 2016 Town Budget Line Item # SS.8120.400 Sanitary Sewers Contractual; and be it further

RESOLVED, that a copy of this resolution be sent to the Finance Office, the Farmington Town Clerk, Victor Town Clerk and David DeGear, Town of Farmington Water and Sewer.

8I

RESOLUTION #

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY
WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC
AUTHORITIES LAW – 6499 & 6485 STATE ROUTE 96

WHEREAS, the Monroe County Water Authority ("Authority") is responsible for the existing water main that provides water service to 6499 & 6485 State Route 96, located in the Town of Victor; and

WHEREAS, the acquisition of two (2) easements is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easements, are located along the frontages of 6499 & 6485 State Route 96 (Tax Acct. Nos. 28.12-1-33.000 & 28.12-1-32.00), which are both owned by Victor Property Holdings, LLC, and is approximately 376' x 15' along the State Route 96 frontage, and approximately 97' x 15' along the East Victor Road frontage respectively as shown on Schedule "A"; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; now, therefore, be it

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 6499 & 6485 State Route 96 in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

RESOLVED, that a copy of the filed easement be forwarded to the Victor Town Clerk; and further

RESOLVED, that a copy of this resolution be provided to Margo Brownlie, Monroe County Water Authority; Kenneth Wilson, Town of Victor Stormwater Management Officer; Wayne Pickering, Town Assessor; Town Attorney, Mark Years, Highway Superintendent; and Debra Denz, Town Clerk.

8J

RESOLUTION #

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY
WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC
AUTHORITIES LAW - 1097 CORK ROAD

WHEREAS, the Monroe County Water Authority ("Authority") is responsible for the existing water main that provides water service to 1097 Cork Road, located in the Town of Victor; and

WHEREAS, the acquisition of two (2) easements are necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easements, are located along the frontage of 1097 Cork Road (Tax Acct. No. 27.00-1-19.232), which is owned by Victor Gravel Corp., and is approximately 652' x 15' along the Cork Road frontage, and approximately 836' x 15' along the Rawson Road frontage respectively as shown on Schedule "A"; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; now, therefore, be it

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 1097 Cork Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

RESOLVED, that a copy of the filed easement be forwarded to the Victor Town Clerk; and further

RESOLVED, that a copy of this resolution be provided to Margo Brownlie, Monroe County Water Authority; Kenneth Wilson, Town of Victor Stormwater Management Officer; Wayne Pickering, Town Assessor; Town Attorney, Mark Years, Highway Superintendent; and Debra Denz, Town Clerk.

8k

RESOLUTION #

ESTABLISHMENT OF THE ROUTE 96 INFRASTRUCTURE CAPITAL PROJECT
AUTHORIZING THE TOWN OF VICTOR'S FUNDING SHARE FROM GENERAL FUND TO
THIS CAPITAL PROJECT AND AUTHORIZATION OF TEMPORARY ADVANCES FROM
GENERAL FUND TO THIS PROJECT

WHEREAS, in effort to implement portions of the Town's Comprehensive Plan, the Town sought out funding opportunities to address infrastructure, namely transportation, within the Route 96 Corridor which adversely affect the review and approval of new industrial, commercial, and residential projects in the Town; and

WHEREAS, on July 31, 2015 the Town of Victor submitted a Consolidated Funding Application ("CFA") to the Finger Lakes Regional Economic Development Council ("FLREDC") requesting Fifty Thousand dollars (\$50,000.00) to generate a concept plan for improving infrastructure and growth management in the Route 96 Corridor to support development that has been approved and will be proposed consistent with the Town's Comprehensive Plan with support from the Village of Victor, Victor Local Development Corporation ("LDC"), Ontario County, and New York State Department of Transportation ("NYS DOT") (See "Schedule A" for the grant application project budget); and

WHEREAS, the project was not scored well through the FLREDC review committee process so the Town continued to seek funding for the project; and

WHEREAS, on October 23, 2015 the Town of Victor submitted a Unified Planning Work Program ("UPWP") application to the Genesee Transportation Council ("GTC") for the purpose of developing a detailed action plan to improve overall traffic conditions and operations within the Victor Route 96 corridor, including approaches at key intersections with support from the Village of Victor, Victor Local Development Corporation, Ontario County, and NYS DOT (See "Schedule A" for the grant application project budget); and

WHEREAS, in a letter dated December 10, 2015 from Empire State Development ("ESD") President & CEO Howard Zensky to Katie Evans, Director of Development, the Town was informed the CFA application was funded Thirty Thousand dollars (\$30,000.00) and informed the Town an incentive proposal must be signed and returned to ESD which outlines the terms and conditions required by the ESD funding process; and

WHEREAS, in a letter dated March 29, 2016 from GTC Executive Director James Stack to Katie Evans, Director of Development, the Town was informed the UPWP application was awarded Seventy Five Thousand dollars (\$75,000.00) of federal metropolitan transportation funds and informed the Town a Scope of Work must be prepared and approved by the GTC Planning Committee; and

WHEREAS, in April 2016 Director of Development Katie Evans reached out to ESD and GTC to explain the Town unexpectedly received funding for two projects that substantially overlapped in scope and requested approval to leverage the funding resources against each other to reduce the required local contribution. Both agencies agreed to the revised project budget located in "Schedule A"; and

WHEREAS, on July 11, 2016 the Victor Town Board approved Resolution Number 269, entitled, "Authorization for Town Supervisor to Execute the Empire State Development 'Incentive

Proposal' to Receive Funding towards the NYS Route 96 Infrastructure Plan". Said Incentive Proposal was executed and submitted to ESD on July 12, 2016; and

WHEREAS, on July 14, 2016 the Town's UPWP Task #7575 Scope of Work was reviewed and approved by the GTC Planning Committee; and

WHEREAS, on July 25, 2016 the Victor Town Board approved Resolution Number 297, entitled, "Authorization for Supervisor to Solicit Proposals from Consultants for Route 96 Transformative Corridor Strategic Infrastructure Plan" which also identified a change in funding resources as identified in the revised budget in "Schedule A"; and

WHEREAS, the project now includes funding awarded by a UPWP grant from GTC in the amount of Seventy Five Thousand dollars (\$75,000.00) for the purpose of developing a detailed action plan to improve overall traffic conditions and operations within the Victor Route 96 corridor, including approaches at key intersections formerly known as the "Route 96 Transformative Corridor Strategic Infrastructure Plan"; and

WHEREAS, the Town has accepted the GTC grant known as UPWP Task #7575 and the Town will provide funding and oversight of this project for the Town's Forty Percent (40%) local share for the total sum of Fifty Thousand dollars (\$50,000.00) from the Town Operating Budget, and

WHEREAS, the Town now realizes this project is to be extending beyond one fiscal year and may require a Single Audit for being funded by this Federal Aid, therefore it should be accounted for as a Capital Project in the Capital Fund; and

WHEREAS, the Route 96 Infrastructure Capital Project should be established in the amount of One Hundred Twenty-Five Thousand (\$125,000.00) with funding to be provided by Sixty Percent (60%) Federal Aid for the project and Forty Percent (40%) to be provided by General Fund Interfund Transfers to this Route 96 Infrastructure Capital Project; and

WHEREAS, the Town will need to authorize temporary advances from General Fund to this Route 96 Infrastructure Capital Project to be repaid when Federal Aid Reimbursement claimed is received; and now therefore be it

RESOLVED, that the Route 96 Infrastructure Capital Project is Established at the Total Project Cost of One Hundred Twenty-Five Thousand dollars (\$125,000.00) with funding to be by Sixty Percent (60%) Federal Aid for the project and Forty Percent (40%) by Interfund Transfers from General Funds as follows:

H22.4597	Federal Aid Transportation Capitol Project	\$75,000.00
H22.5031	Interfund Transfers	\$50,000.00
	Total Revenues	\$125,000.00
H22.5110.2	Capital Outlay	\$125,000.00
	Total Appropriations	\$125,000.00

RESOLVED, that the Town authorizes the Interfund Transfer from General Fund for the Town's Forty Percent (40%) local share of the funding of Fifty Thousand dollars (\$50,000.00) to this Route 96 Infrastructure Capital Project; and

RESOLVED, the town will need to authorize temporary advances from General Fund to this Route 96 Infrastructure Capital Project to be repaid when Federal Aid Reimbursement claimed is received; and

RESOLVED, that the Fiscal Manager is to ensure all appropriate accounting entries to reflect the above statements are made in the General Fund and the new Route 96 Infrastructure Capital Project (H22); and

RESOLVED, that a copy of this resolution be forwarded to Katie Evans, Director of Development; Debra Denz, Town Clerk; Barbara Cole, Fiscal Manager; Glenn Cooke, Steering Committee Chair; and Joseph Bovenzi, GTC Staff Liaison.

8L

RESOLUTION #

AUTHORIZATION FOR SUPERVISOR TO ENTER INTO PROFESSIONAL SERVICES
CONTRACT WITH _____ TO COMPLETE THE ROUTE 96
TRANSFORMATIVE CORRIDOR STRATEGIC INFRASTRUCTURE PLAN

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, a Request for Proposals (RFP's) for the Route 96 Transformative Corridor Strategic Infrastructure Plan was issued on July 26, 2016 for a not to exceed contract of One Hundred Twenty-Five Thousand dollars (\$125,000.00) per authorization of the Town Board via Resolution Number 297 approved on July 25, 2016; and

WHEREAS, four proposals were submitted by the August 31, 2016, 4:00 p.m. deadline identified within the issued RFP as from the following project teams:

- T.Y Lin International, Planning4Places, & David Riley
- McFarland Johnson
- Creighton Manning, LaBella Associates, & Highland Planning
- Fishers Associates & Fitzgerald & Halliday, Inc.; and

WHEREAS, a call for volunteers was issued to the project Steering Committee for up to 10 individuals to serve as a Selection Committee to review, evaluate, and interview consultant teams representing the submitted proposals; and

WHEREAS, a Selection Committee was formed consisting of 8 individuals representing Victor Local Development Corporation, Town of Victor, Ontario County Department of Public Works, Ontario County Planning Department, Genesee Transportation Council, and New York State Department of Transportation; and

WHEREAS, the Selection Committee met on September 14, 2016 to discuss evaluations and decided to interview all four consultant teams on September 21, 2016; and

WHEREAS, it is recommended _____ be awarded the contract to complete the Route 96 Transformative Corridor Strategic Infrastructure Plan, effective from the date the contract is executed by the Town Supervisor for a 12 month period to be paid for out of the Route 96 Infrastructure Capital Project (H22) established via Town Board Resolution Number ____ on September 26, 2016; now, therefore be it

RESOLVED that the Town Board hereby authorizes the Supervisor to enter into a contract with _____ for a limited term of one year under the terms and conditions as provided in the 2016-2017 contract at a fee not to exceed One Hundred Twenty-Five Thousand dollars (\$125,000.00) in effect from one year from the date the contract is executed by all parties; and be it further

RESOLVED that no work shall commence until said contract is fully executed; and be it further

RESOLVED that a copy of this Resolution be forwarded to _____;
Barbara Cole, Finance Manager; Deb Denz, Town Clerk; Tina Kolaczyk, Human Resources
Manager; Katie Evans, Director of Development; Glenn Cooke, Steering Committee Chair; and
Joseph Bovenzi, GTC Staff Liaison.

8M

RESOLUTION #

ACCEPTANCE OF DEDICATION – PORTIONS OF TOWN ROADS NOT INCLUDED IN PREVIOUS LOCAL HIGHWAY INVENTORY

WHEREAS, the Federal Highway Administration (FHWA) requires the New York State Department of Transportation (NYSDOT) submit public road mileage annually by using a Geographic Information System (GIS); and

WHEREAS, the NYSDOT reviewed the Local Highway Inventory for the Town of Victor and reviewed their findings with the Highway Superintendent; and

WHEREAS, based on the new GIS mapping system, portions of roadways of previously dedicated town roads were not included in the mileage measurements in the previous Local Highway Inventory listings; and

WHEREAS, in order to receive the appropriate Consolidated Local Street and Highway Improvement Program (CHIPS) funding for local roads within the town, the mileage on the sections of roads that were not included in the previous Local Highway Inventory need to be dedicated to the Town; and

WHEREAS, the following roads have a discrepancy in the reported mileage for a total additional mileage of 0.43 miles:

Barchan Dune Rise Extension	0.04
Barchan Dune Rise Loop 1	0.07
Barchan Dune Rise Loop 2	0.09
Barchan Dune Rise Loop 3	0.11
Bradhurst Street Loop	0.08
St. John's Parkway Extension	0.04

; and

WHEREAS, the Town Highway Superintendent recommends the Town Board accept these portions of roads that were not included in the previous Local Highway Inventory; now, therefore, be it;

RESOLVED, that the Town Board accepts dedication of the portions of roads that were not included in the previous Local Highway Inventory in order to receive the appropriate Consolidated Local Street and Highway Improvement Program (CHIPS) funding for local roads within the town for a total additional mileage of 0.43 miles as listed below;

Barchan Dune Rise Extension	0.04
Barchan Dune Rise Loop 1	0.07
Barchan Dune Rise Loop 2	0.09
Barchan Dune Rise Loop 3	0.11
Bradhurst Street Loop	0.08
St. John's Parkway Extension	0.04

and further

RESOLVED that a copy of this resolution be forwarded Debra Denz, Town Clerk; and Mark Years, Highway Superintendent.

8N

RESOLUTION #

AUTHORIZATION FOR THE TRANSFER OF FUNDS FROM THE WATER
OPERATING FUND TO THE INTERFUND TRANSFERS FUND.

WHEREAS, the Town Board has determined that it has a need to increase the amount of funds available for appropriation in the Interfund Transfers fund in order to adequately provide funding for future town-wide needs; now, therefore be it

RESOLVED that the Town Accountant is authorized to transfer Five Hundred Thousand dollars (\$500,000.00) from the Water Operating Fund, Account F.0899.000, to the Interfund Transfers Fund, Account A.5031.000; and further be it

RESOLVED that a copy of this Resolution be provided to Town Clerk Debra Denz and Town Accountant Barbara Cole.

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RESOLUTION #

SET PUBLIC HEARING RELATING TO ADDITION OF LIGHT POLE TO THE COBBLESTONE CREEK STREET LIGHTING DISTRICT

WHEREAS, on or about December 26, 1989, the Victor Town Board approved the establishment of the Cobblestone Creek Street Lighting District (the "Lighting District"); and

WHEREAS, since the establishment of said Lighting District, various lighting fixtures and equipment has been installed to serve the residential subdivision which is within said Lighting District known as Cobblestone Creek Subdivision; and

WHEREAS, the Town Board finds that an additional light pole and fixture is needed in front of opposite 85 Barchan Dune Rise (Lot 613) and the existing lights at the intersection of the street with Highland Green on Barchan Dune Rise in the Cobblestone Creek Subdivision; and

WHEREAS, said light pole and fixture will be consistent with other lighting in the Lighting District and will comprise the following: one high pressure sodium light fixture, 250 watts, on an 18 foot Colonial style fiberglass pole (the "Light Pole"); and

WHEREAS, pursuant to Town Law Section 202-b, the Town may add additional facilities to an existing lighting district upon an estimate of the cost thereof and after a public hearing held thereon; and

WHEREAS, given that the proposed Light Pole qualifies as a "service class 1," Rochester Gas and Electric will construct and operate the proposed additional Light Pole at no capital cost to the Town of Victor and/or the Lighting District; and

WHEREAS, therefore, the only additional costs to the Lighting District will be, approximately, as follows: a monthly electricity delivery fee in the approximate amount of Twenty Three dollars and Fifty cents (\$23.50); and a monthly electricity supply fee in the approximate amount of Seventeen dollars and Twenty Six cents (\$17.26) (said supply fee will vary based upon the electricity rate and amount of time the light is on); and

WHEREAS, said monthly fee approximating Forty dollars and Seventy Six cents (\$40.76) will be charged to the Lighting District and will, in turn, be assessed among the properties which are part thereof in accordance with the assessment formula established therefore; now, therefore, be it

RESOLVED, by the Town Board of the Town of Victor that a public hearing shall be had on the 11th day of October, 2016, at 7:30 p.m., for the purpose of considering the addition of the Light Pole to the Cobblestone Creek Light District; and be it further

RESOLVED, that the Town Clerk advertise for said public hearing in a manner consistent with law.

8P

RESOLUTION #
SET PUBLIC HEARING – LOCAL LAW NO. -2016 TO OVERRIDE THE NY TAX LEVY
LIMIT FOR 2017 – TOWN OF VICTOR

WHEREAS, the Town Board of the Town of Victor recognizes that the Town has continued to experience rapid growth; and

WHEREAS, the Town Board further recognizes that with such growth, along with development in technology, increases in health care costs, etc., the Town is facing increased costs including, but not limited to, costs related to sewer and water infrastructure, highway costs, employee payroll and benefits costs, technology costs, etc.; and

WHEREAS, in part because of the Town's historically low tax rate, the Town's ability to increase revenues via taxation is severely limited due to the NYS Tax Levy Limit (which limits increase in taxation to a percentage of historic taxes); and

WHEREAS, the Town Board finds that, in order to maintain the high level of services and the high standard of living the Town of Victor, it may be necessary to increase taxation beyond the level otherwise permitted by the NYS Tax Cap at NY General Municipal Law Section 3-c; and

WHEREAS, as a result, the Town Board of the Town of Victor directed the attorney for the Town to draft a Local Law permitting the Town to override the Tax Levy Limit imposed by General Municipal Law Section 3-c; and

WHEREAS, the Attorney for the Town has submitted a draft Local Law to the Town Board implementing providing for such override of the Tax Levy Limit for 2017; said draft Local Law is on file with the Town Clerk where it is available for public review; now, therefore, be it

RESOLVED, by the Town Board of the Town of Victor, that a Public Hearing shall be had on the day of _____, 2016, at 7:30 p.m., at the Victor Town Hall, 85 East Main St., Victor, NY, for the purpose of considering the adoption of such Local Law to override the Tax Levy Limit; and be it further

RESOLVED, that the Town Clerk advertise for said Public Hearing in a manner consistent with law.