

**VICTOR TOWN BOARD MEETING  
MONDAY, NOVEMBER 28, 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 7:30 PM**

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

- A. PUBLIC HEARING – LOCAL LAW NO. \_\_\_-2016 TO ADOPT A LOCAL LAW TO PROVIDE THAT THE EXEMPTION FOR SOLAR OR WIND ENERGY SYSTEMS AND FOR FARM WASTE ENERGY SYSTEMS PURSUANT TO REAL PROPERTY TAX LAW SECTION 487 SHALL NOT BE APPLICABLE WITHIN THE TOWN OF VICTOR

**8) BUSINESS**

- A. AUTHORIZATION TO TRANSFER AN AMENDED DELINQUENT SEWER DOLLAR AMOUNTS TO ONTARIO COUNTY – TAX PASS (Debra Denz)
- B. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A REVISED SUPPORT AGREEMENT WITH REL COMM FOR TOWN COMMUNICATIONS EQUIPMENT (Suzy Paquin)
- C. AUTHORIZATION FOR THE TOWN SUPERVISOR TO CONTRACT WITH MVP TO PROVIDE HEALTH CARE INSURANCE FOR TOWN OF VICTOR EMPLOYEES AND RETIREES (Tina Kolaczyk)
- D. APPROVAL FOR 2017 EMPLOYEE HEALTH CARE CONTRIBUTION RATES (Tina Kolaczyk)
- E. AUTHORIZATION FOR TOWN SUPERVISOR TO CONTRACT WITH COMPASS PROFESSIONAL HEALTH SERVICES FOR HIGH DEDUCTIBLE HEALTH PLAN CONCIERGE SERVICE FOR TOWN EMPLOYEES (Tina Kolaczyk)
- F. AUTHORIZATION TO FUND HEALTH SAVINGS ACCOUNTS FOR TOWN OF VICTOR EMPLOYEES ENROLLED IN THE 2017 HIGH DEDUCTIBLE HEALTH PLAN (HDHP) (Tina Kolaczyk)
- G. AUTHORIZATION FOR THE TOWN SUPERVISOR TO CONTRACT WITH SUNLIFE TO PROVIDE DENTAL HEALTH INSURANCE FOR TOWN OF VICTOR EMPLOYEES AND RETIREES FOR 2017 (Tina Kolaczyk)
- H. AUTHORIZATION FOR THE TOWN SUPERVISOR TO CONTRACT WITH EYEMED TO PROVIDE OPTIONAL VISION INSURANCE FOR TOWN OF VICTOR EMPLOYEES FOR 2017 (Tina Kolaczyk)

- I. AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A CONTRACT WITH HB SOLUTIONS FOR AFFORDABLE CARE ACT (ACA) COMPLIANCE SERVICES (Tina Kolaczyk)
- J. AUTHORIZATION FOR REIMBURSEMENT PAYMENT TO THE TOWN OF FARMINGTON FOR TWO NEW PUMPS FOR THE SANITARY SEWER SYSTEM PUMP STATION PS-29 – HADLEY CIRCLE (Barb Cole)
- K. BUDGET TRANSFERS (Barb Cole)
- L. APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW (7453 STATE ROUTE 96) (Jack Marren)
- M. APPROVING A NEGATIVE DECLARATION FOR PURPOSES OF THE STATE ENVIRONMENTAL QUALITY REVIEW ACT WITH REGARD TO THE CONSTRUCTION OF A SIDEWALK AND A SHARED USE PATH IN CONJUNCTION WITH THE FEDERALLY FUNDED VICTOR COMMUNITY CONNECTIVITY PROJECT (Brian Emelson)
- N. CONSENTING TO THE TOWN OF FARMINGTON ASSUMING LEAD AGENCY STATUS FOR THE WASTEWATER TREATMENT UV DISINFECTION SYSTEM CAPITAL PROJECT (Jack Marren)
- O. CONFIRMING RESOLUTION FOR THE ESTABLISHMENT OF THE EAST VICTOR ROAD PROPERTY SEWER DISTRICT AND CONSOLIDATION OF THE SAME INTO THE VICTOR CONSOLIDATED SEWER DISTRICT (SOUTHGATE HILLS) (Jack Marren)
- P. AFTER PUBLIC HEARING – ADOPT LOCAL LAW NO. \_\_\_\_-2016 TO AMEND THE VICTOR TOWN CODE AT CHAPTER 188 ENTITLED "TAXATION," TO ESTABLISH ARTICLE VII ENTITLED "OPT-OUT OF EXEMPTION FOR SOLAR, WIND OR FARM WASTE ENERGY SYSTEMS" PURSUANT TO REAL PROPERTY TAX LAW SECTION 487 (Jack Marren)

PH A

NOTICE OF PUBLIC HEARING  
LOCAL LAW NO. \_\_\_-2016 TO AMEND THE VICTOR TOWN CODE AT  
CHAPTER 188 ENTITLED "TAXATION," TO ESTABLISH ARTICLE VII  
ENTITLED "OPT-OUT OF EXEMPTION FOR SOLAR, WIND OR FARM  
WASTE ENERGY SYSTEMS" PURSUANT TO REAL PROPERTY TAX  
LAW SECTION 487

PLEASE TAKE NOTICE, that a Local Law has been introduced to the Town Board of the Town of Victor, New York, on November 14, 2016, designated as Local Law No. \_\_\_-2016 to amend the Victor Town Code at Chapter 188 "Taxation" to provide that the exemption for solar, wind or farm waste energy systems pursuant to real property tax law section 487 shall not be applicable within the Town of Victor. This local law would remove the exemption, provided by the NYS Real Property Tax Law Section 487 for any solar, wind or farm waste energy system whose construction begins after the effective date of this Local Law; and further

PLEASE TAKE FURTHER NOTICE that said Local Law is on file in the Victor Town Clerk's Office located at 85 East Main Street, Victor, New York, where it is available for public inspection during regular business hours.

PLEASE TAKE FURTHER NOTICE, that a public hearing for said Local Law will be held by the Town of Victor on the 28<sup>th</sup> day of November, 2016, at 7:30 p.m. at the Victor Town Hall, 85 East Main Street, Victor, New York. An opportunity to be heard in regards 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 28<sup>th</sup> day of November, 2016. The Victor Town Hall has barrier-free access for the physically handicapped, and any such handicapped person seeking transportation to said Public Hearing may contact the Victor Town Clerk during regular business hours.

Dated: November 15, 2016

Debra J. Denz, Town Clerk

# REVISED 11/14/16

LOCAL LAW NO. \_\_\_\_\_-2016 TO AMEND THE VICTOR TOWN CODE AT CHAPTER 188 ENTITLED "TAXATION," TO ESTABLISH ARTICLE VII ENTITLED "OPT-OUT OF EXEMPTION FOR SOLAR, WIND OR FARM WASTE ENERGY SYSTEMS" PURSUANT TO REAL PROPERTY TAX LAW SECTION 487

BE IT ENACTED, by the Town Board of the Town of Victor, Ontario County, State of New York, as follows:

Section I. Authorization

The adoption of this Local Law is in accordance with Section 10 of the New York Municipal Home Rule Law.

Section II. Title and Purpose

This law shall be known as and may be cited as Local Law No. \_\_\_\_\_-2016, to amend the Victor Town Code at Chapter 188, "Taxation" in order to provide that the exemption for solar, wind or farm waste energy systems pursuant to real property tax law section 487 shall not be applicable within the Town of Victor.

Section III. Legislative Findings

The Town Board of the Town of Victor finds and hereby makes the following determination:

A. New York Real Property Tax Law ("NY RPTL") Section 487 automatically provides a real property tax exemption on all solar, wind and farm waste energy systems but allows a municipality to require a property owner of such energy systems to enter into a payment-in-lieu-of-taxes (PILOT) agreement with the municipality; and

B. Payments under any such PILOT agreement may not exceed the value of the taxes otherwise due for the property as improved by such energy systems; and

C. Alternatively, NY RPTL Section 487(8)(a) also allows a municipality to formally opt-out of granting the aforementioned tax exemption and therefore also avoid the need to enact a PILOT agreement requirement for property owners of such energy systems; and

D. Many municipalities and school districts in Ontario County have opted-out of the NY RPTL Section 487 tax exemption, and within the Town of Victor only three governmental entities (the Town, the Village, and Honeoye Falls-Lima School District) have not opted-out of this exemption; and

E. Rather than enacting a requirement that the property owners of such energy systems enter into PILOT agreements, which agreements would still equate to payments in total to the exemption amounts, that opting-out of the tax exemption would be in the best interests of the Town.

Section IV. Amendment

Chapter 188 entitled "Taxation" Article VII entitled "Opt-Out of Exemption for Solar, Wind or Farm Waste Energy Systems" shall be established as follows:

The Town Board of the Town of Victor, County of Ontario, hereby formally opts out of granting the tax exemption for solar, wind, and farm waste energy systems pursuant to NY RPTL Section 487(8)(a), and therefore no tax exemption shall be applicable for such energy systems within the Town as of the effective date of this local law.

Section IV. Validity and Severability

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section V. Repeal, Amendment and Supersession of Other Laws

All other ordinances or local laws of the Town of Victor which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law force and effect during its effective period.

Section VI. Effective Date

This Local Law, after its adoption by the Town Board of the Town of Victor, shall take effect immediately upon its filing with the Office of the Secretary of State of the State of New York.

8A

RESOLUTION #

AUTHORIZATION TO TRANSFER AN AMENDED DELINQUENT SEWER DOLLAR AMOUNTS TO ONTARIO COUNTY – TAX PASS

WHEREAS, the Town Clerk was informed by the Town of Farmington Water & Sewer Department of a payment received on a property listed on the Victor Sewer District unpaid sewer charges list; and

WHEREAS, said property needs to be removed from the unpaid charges for relevy on the 2017 County/Town tax bills; now, therefore, be it

RESOLVED, that the Town Clerk is authorized to transfer an amended delinquent sewer accounts in the amount of Ninety Thousand Three Hundred Sixty Seven dollars and Eighty cents (\$90,367.80) to the Ontario County Real property Tax Office for inclusion on the January tax roll of the property owners involved; and further

RESOLVED, that a copy of this resolution be forwarded to the Town Clerk, the Finance Department, and the Ontario County Real Property Office.

RESOLUTION #  
AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A REVISED SUPPORT  
AGREEMENT WITH REL COMM FOR TOWN COMMUNICATIONS EQUIPMENT

WHEREAS, the Town of Victor entered into a contract with Rel Comm in 2009 to provide telephones and communications support services for all Town buildings, which auto-renewed each year; and

WHEREAS, the support agreement has now been revised by Rel Comm to reflect the following changes:

	Previous Contract	New Contract
Rate for supported customers	\$85.00 per hour	\$95.00 per hour
Mitel Software Assurance	\$60.00 included in contract	Will now be billed Separately
Annual on-site preventative maintenance	None	New service included in contract
Monthly Charges	\$288.80	\$228.80

Now, therefore be it

RESOLVED, that the Supervisor be authorized to enter into an annual auto-renewing contract with Rel Comm for the communications support services for all Town buildings, at a monthly cost of Two Hundred Twenty Eight dollars and Eighty cents (\$228.80) to be charged to the annual budget line item A. 1650.400 Central Communications, Repairs, Contractual, and be it further

RESOLVED that a copy of this resolution be sent to Rel Comm, Town Clerk, Suzy Paquin, and Finance Department

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RESOLUTION #

AUTHORIZATION FOR THE TOWN SUPERVISOR TO CONTRACT WITH MVP TO PROVIDE HEALTH CARE INSURANCE FOR TOWN OF VICTOR EMPLOYEES AND RETIREES

WHEREAS, the Town of Victor wishes to provide affordable health care insurance to Town employees and retirees; and

WHEREAS, the Town of Victor is a member of the Finger Lakes Municipal Health Insurance Trust, per Resolution # 385-10; and

WHEREAS, the Finger Lakes Municipal Health Insurance Trust has worked with Brown & Brown Associates as their health care benefits broker, and MVP Health Care to provide affordable health care insurance for Town employees and retirees for 2017; and

WHEREAS, MVP has negotiated the following rates with the Finger Lakes Municipal Health Insurance Trust for under age 65 employees and retirees for 2017:

<u>Plan Type</u>	<u>Mid-Plan cost/month</u>	<u>Core Plan cost/month</u>	<u>Hybrid Plan cost/month</u>	<u>High Deductible Health Care cost/month</u>
Single	\$738.46	\$708.29	\$626.64	\$452.20
2-Person	\$1661.59	\$1593.71	\$1410.01	\$1017.50
Family	\$1943.80	\$1864.38	\$1649.48	\$1190.31

And

WHEREAS, MVP has negotiated the following rates with the Finger Lakes Municipal Health Insurance Trust for Age 65+ employees and retirees for the MVP GoldAnywhere PPO Standard Plan for 2017:

Single	\$286.50/month
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now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a contract with MVP Healthcare as the 2017 health care provider for the Town of Victor under age 65 employees and retirees at a cost not to exceed the following:

<u>Plan Type</u>	<u>Mid-Plan cost/month</u>	<u>Core Plan cost/month</u>	<u>Hybrid Plan cost/month</u>	<u>High Deductible Health Care cost/month</u>
Single	\$738.46	\$708.29	\$626.64	\$452.20
2-Person	\$1661.59	\$1593.71	\$1410.01	\$1017.50
Family	\$1943.80	\$1864.38	\$1649.48	\$1190.31

And be it further

RESOLVED that the Town Supervisor be authorized to enter into a contract with MVP Healthcare as the 2017 health care provider for the Town of Victor age 65+ employees and retirees for the MVP GoldAnywhere PPO Standard Plan at a cost not to exceed the following:

Single	\$286.50/month
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And be it further

RESOLVED that a copy of this resolution be sent to the Human Resources Department and Finance Department.

8D

RESOLUTION #  
APPROVAL FOR 2017 EMPLOYEE HEALTH CARE CONTRIBUTION RATES

WHEREAS, on November 28, 2016 the Victor Town Board passed Resolution # [redacted] - Authorization for the Town Supervisor to Enter Into a Contract with MVP to Provide Health Care Insurance for Town of Victor Employees and Retirees for 2017, and

WHEREAS, the Town Board has requested that employees who are enrolled in the Town's health care plans share in the cost of the plans as follows for 2017:

- Employees hired before January 1, 2010 – 5% employee contribution
- Employees hired after January 1, 2010 – 25 % employee contribution (as per Resolution #388-12 entitled Amendment to Resolution #463-09 – Town Employee Health Care Policy), and

WHEREAS, MVP has negotiated the following rates with the Finger Lakes Municipal Health Insurance Trust for under age 65 employees and retirees for 2017:

<u>Plan Type</u>	<u>Mid-Plan cost/month</u>	<u>Core Plan cost/month</u>	<u>Hybrid Plan cost/month</u>	<u>High Deductible Health Care cost/month</u>
Single	\$738.46	\$708.29	\$626.64	\$452.20
2-Person	\$1661.59	\$1593.71	\$1410.01	\$1017.50
Family	\$1943.80	\$1864.38	\$1649.48	\$1190.31

And,

WHEREAS, the Town Board requests that the employees enrolled in the health care benefits for 2017 share in the payments for their health care benefits, as follows:

For employees hired before January 1, 2010

<u>Plan Type</u>	<u>Mid-Plan Bi-Weekly Employee Contribution</u>	<u>Core Plan Bi-Weekly Employee Contribution</u>	<u>Hybrid Plan Bi-Weekly Employee Contribution</u>	<u>High Deductible Health Plan Bi-Weekly Employee Contribution</u>
Single	\$30.27	\$16.35	\$0	\$0
2-Person	\$68.11	\$36.78	\$0	\$0
Family	\$79.68	\$43.02	\$0	\$0

For employees hired on or after January 1, 2010

<u>Plan Type</u>	<u>Mid-Plan Bi-Weekly Employee Contribution</u>	<u>Core Plan Bi-Weekly Employee Contribution</u>	<u>Hybrid Plan Bi-Weekly Employee Contribution</u>	<u>High Deductible Health Plan Bi-Weekly Employee Contribution</u>
Single	\$95.65	\$81.73	\$44.04	\$0
2-Person	\$215.22	\$183.89	\$99.11	\$0
Family	\$251.78	\$215.12	\$115.94	\$0

Now, therefore be it

RESOLVED that Town of Victor employees enrolled in the Town's 2017 health care plans will contribute the following amounts for health care coverage, dependent on employee plan choice:

For employees hired before January 1, 2010

<u>Plan Type</u>	<u>Mid-Plan Bi-Weekly Employee Contribution</u>	<u>Core Plan Bi-Weekly Employee Contribution</u>	<u>Hybrid Plan Bi-Weekly Employee Contribution</u>	<u>High Deductible Health Plan Bi-Weekly Employee Contribution</u>
Single	\$30.27	\$16.35	\$0	\$0
2-Person	\$68.11	\$36.78	\$0	\$0
Family	\$79.68	\$43.02	\$0	\$0

For employees hired on or after January 1, 2010

<u>Plan Type</u>	<u>Mid-Plan Bi-Weekly Employee Contribution</u>	<u>Core Plan Bi-Weekly Employee Contribution</u>	<u>Hybrid Plan Bi-Weekly Employee Contribution</u>	<u>High Deductible Health Plan Bi-Weekly Employee Contribution</u>
Single	\$95.65	\$81.73	\$44.04	\$0
2-Person	\$215.22	\$183.89	\$99.11	\$0
Family	\$251.78	\$215.12	\$115.94	\$0

And be it further

RESOLVED that a copy of this resolution be sent to all Town employees, the Human Resources Department, and the Finance Department.

8E

RESOLUTION #

AUTHORIZATION FOR TOWN SUPERVISOR TO CONTRACT WITH COMPASS PROFESSIONAL HEALTH SERVICES FOR HIGH DEDUCTIBLE HEALTH PLAN CONCIERGE SERVICE FOR TOWN EMPLOYEES

WHEREAS, on November 28, 2016 the Victor Town Board passed Resolution # \_\_\_\_\_ - Authorization for the Town Supervisor to Contract With MVP to Provide Health Care Insurance for Town of Victor Employees and Retirees for 2017; and

WHEREAS, the Town Board has agreed to offer a High Deductible Health Plan (HDHP) as a health care option for current employees; and

WHEREAS, the HDHP has significantly lower premium costs than other plans, but has a Three Thousand dollar (\$3000.00) per individual / Six Thousand dollar (\$6000.00) family maximum out of pocket annual deductible; and

WHEREAS, the Town wishes to offer a service to assist employees enrolled in the HDHP to minimize their health care out-of-pocket costs by providing a concierge service to help employees to make better, more cost-effective health care choices; and

WHEREAS, Brown & Brown of New York, Inc., acting as the Town's insurance broker, has identified Compass Professional Health Services as a recommended provider of this health care concierge service; and

WHEREAS, Compass Professional Health Services will provide this service to all Town of Victor employees enrolled in the 2017 HDHP at a cost of Five dollars (\$5.00) per employee per month, to be paid by the Town of Victor; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a contract with Compass Professional Services for a health care concierge service for Town of Victor employees enrolled in the 2017 High Deductible Health Care Plan at a cost of Five dollars (\$5.00) per employee per month, paid for by the Town of Victor, with an effective start date of January 1, 2017 for a one-year contract; and be it further

RESOLVED that a copy of this resolution be forwarded to Compass Professional Health Services, Brown & Brown of New York, Inc., Human Resources, and Finance Department.

8F

RESOLUTION #

AUTHORIZATION TO FUND HEALTH SAVINGS ACCOUNTS FOR TOWN OF VICTOR EMPLOYEES ENROLLED IN THE 2017 HIGH DEDUCTIBLE HEALTH PLAN (HDHP)

WHEREAS, on November 28, 2016 the Victor Town Board passed Resolution # \_\_\_\_\_ - Authorization for the Town Supervisor to Enter Into a Contract With MVP to Provide Health Care Insurance for Town of Victor Employees and Retirees for 2017; and

WHEREAS, the Town Board has agreed to offer a High Deductible Health Plan (HDHP) as a health care option for current employees; and

WHEREAS, the HDHP has significantly lower premium costs than other plans, but has a Three Thousand dollar (\$3000.00) per individual / Six Thousand dollar (\$6000.00) family maximum out of pocket annual deductible; and

WHEREAS, the Town wishes to establish Health Savings Accounts (HSA) for all employees choosing to enroll in the 2017 High Deductible Health Plan (HDHP) option for 2017; and

WHEREAS, the estimated cost savings to the Town of Victor per employee choosing the HDHP option as compared to the Core Plan are:

Plan Type for employees contributing 5% towards health care costs (hired before 1/1/2010)	Cost Savings to the Town Per Month Per Employee	Cost Savings to the Town Per Year Per Employee
Single	\$220.68	\$2648.11
2-Person	\$496.52	\$5958.29
Family	\$580.85	\$6970.21

Plan Type for employees contributing 25% towards health care costs Plan Type (hired after 1/1/2010)	Cost Savings to the Town Per Month Per Employee	Cost Savings to the Town Per Year Per Employee
Single	\$79.02	\$948.21
2-Person	\$177.78	\$2133.39
Family	\$207.98	\$2495.70

And

WHEREAS, the Town Board would like to fund the 2017 Health Savings Accounts for Town employees electing the 2017 HDHP plan as follows:

Plan Type	2017 HSA amounts for employees contributing 5% towards health care costs (hired before 1/1/2010)	2017 HSA amounts for employees contributing 25% towards health care costs Plan Type (hired after 1/1/2010)
Single	\$1,500.00	\$948.21
2-Person	\$3,000.00	\$2,133.39
Family	\$3,000.00	\$2,495.70

Now, therefore be it

RESOLVED, that the Town Board authorizes the establishment of Health Savings Accounts for Town employees enrolled in the 2017 High Deductible Health Plans (HDHP) for the following 2017 amounts:

Plan Type	2017 HSA amounts for employees contributing 5% towards health care costs (hired before 1/1/2010)	2017 HSA amounts for employees contributing 25% towards health care costs Plan Type (hired after 1/1/2010)
Single	\$1,500.00	\$948.21
2-Person	\$3,000.00	\$2,133.39
Family	\$3,000.00	\$2,495.70

And be it further

RESOLVED, that the HSA accounts be loaded with the funded amount on a per paycheck basis, with the ability to request full HSA funding due to extreme medical necessity; and further

RESOLVED, that the Victor Town Board will re-evaluate the funding of HSA accounts for Town employees electing the HDHP Health Care option on an annual basis; and be it further

RESOLVED, that a copy of this resolution be forwarded to all Town of Victor employees, Brown & Brown of New York, Inc., Human Resources, and Finance Department.

8G

RESOLUTION #  
AUTHORIZATION FOR THE TOWN SUPERVISOR TO CONTRACT WITH SUNLIFE TO PROVIDE DENTAL HEALTH INSURANCE FOR TOWN OF VICTOR EMPLOYEES AND RETIREES FOR 2017

WHEREAS, the Town of Victor wishes to provide affordable dental insurance to Town employees and retirees; and

WHEREAS, the Human Resources Department worked with Brown & Brown of New York Inc. as the Town's dental insurance benefits broker to receive bids for the Town's dental insurance; and

WHEREAS, Brown & Brown of New York Inc. solicited three insurance companies for quotes for the Town of Victor Employees and Retirees; and

WHEREAS, the Human Resources Department and Brown & Brown of New York Inc. both recommend to the Town Board that the SunLife plan, at a 6.2% average decrease over 2016 rates, would be the best policy for the Town of Victor employees and retirees for both plan costs and plan benefits as follows:

Single	\$36.92/month
2-Person	\$73.56/month
Employee + Children	\$94.79/month
Family Plan	\$131.43/month

And

WHEREAS, full-time employees will still be required to pay Ten percent (10%) of their plan costs, permanent part-time employees will be required to pay One Hundred percent (100%) of their plan costs, and retirees pay the costs of their plan according to their retirement benefit schedule; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a two-year contract with SunLife as the 2017 dental insurance provider for the Town of Victor at a cost not to exceed the following:

Single	\$36.92/month
2-Person	\$73.56/month
Employee + Children	\$94.79/month
Family Plan	\$131.43/month

And be it further

RESOLVED that the full-time employees will still be required to pay Ten percent (10%) of their plan costs, permanent part-time employees will be required to pay One Hundred percent (100%) of their plan costs, and retirees pay the costs of their plan according to their retirement benefit schedule; and be it further

RESOLVED that a copy of this resolution be sent to the Human Resources Department, Finance Department, SunLife, and Brown & Brown of New York Inc.

8H

RESOLUTION #

AUTHORIZATION FOR THE TOWN SUPERVISOR TO CONTRACT WITH EYEMED TO PROVIDE OPTIONAL VISION INSURANCE FOR TOWN OF VICTOR EMPLOYEES FOR 2017

WHEREAS, the Town of Victor wishes to provide affordable optional vision insurance to Town employees; and

WHEREAS, the Human Resources Department worked with Brown & Brown of New York Inc., acting as the Town's broker, to secure pricing for the Town's vision insurance; and

WHEREAS, Brown & Brown of New York Inc. solicited four insurance companies for quotes; and

WHEREAS, the Human Resources Department and Brown & Brown of New York Inc. both recommend to the Town Board that the EyeMed plan, at a 0.6% decrease over the 2016 rates, would be the best policy for the Town of Victor employees and retirees for both plan costs and plan benefits as follows:

Single	\$7.11 /month
2-Person	\$13.51 /month
Employee + Children	\$14.22 /month
Family Plan	\$20.90 /month

and

WHEREAS, any employee and retiree wishing to enroll in the plan will be required to pay 100% of the plan costs; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a four (4)-year contract with EyeMed as the 2017 vision insurance provider for the Town of Victor at a cost not to exceed the following:

Single	\$7.11/month
2-Person	\$13.51 /month
Employee + Children	\$14.22 /month
Family Plan	\$20.90 /month

and be it further

RESOLVED that any employee and retiree wishing to enroll in the plan will be required to pay 100% of the plan costs; and be it further

RESOLVED that a copy of this resolution be sent to the Human Resources Department, Finance Department, EyeMed, and Brown & Brown of New York Inc.

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RESOLUTION #

AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A CONTRACT WITH HB SOLUTIONS FOR AFFORDABLE CARE ACT (ACA) COMPLIANCE SERVICES

WHEREAS, the Town of Victor, through the Finger Lakes Municipal Health Insurance Trust (FLMHIT), has been utilizing HB Solutions for mandatory Affordable Health Care Act (ACA) compliance services since 2015; and

WHEREAS, FLMHIT has funded costs of this service for the Town of Victor for the past 2 years and has announced that any towns wishing to continue this service will be required to fund it out of their own municipal budgets; and

WHEREAS several FLMHIT municipalities have elected to continue this service with HB Solutions, and were given a group renewal rate; and

WHEREAS, the Town of Victor wishes to continue the ACA compliance services with HB Solutions, at a cost not to exceed Three Thousand Three Hundred Ninety dollars (\$3,390.00) per year for a three-year contract with an expiration date of December 31, 2019, to be charged to the 2017 Budget Line Item # A.1220.400 Supervisor Contractual; now, therefore be it

RESOLVED that the Town Supervisor is authorized to enter into a three (3) year contract with HB Solutions for the Affordable Care Act compliance services for the Town of Victor at a cost not to exceed Three Thousand Three Hundred Ninety dollars (\$3,390.00) per year for a three-year contract with an expiration date of December 31, 2019, to be charged to the 2017 Budget Line Item # A.1220.400 Supervisor Contractual; and be it further

RESOLVED that a copy of this resolution be sent to Human Resources, Finance Department, and HB Solutions.

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RESOLUTION #

AUTHORIZATION FOR REIMBURSEMENT PAYMENT TO THE TOWN OF FARMINGTON  
FOR TWO NEW PUMPS FOR THE SANITARY SEWER SYSTEM PUMP STATION PS-29 –  
HADLEY CIRCLE

WHEREAS, the Farmington Water and Sewer Superintendent, along with a letter from Labella Engineers dated July 28, 2016, have both recommended the replacement of the two original Gorman Rupp model JSV360-X4 sewer pumps that were installed 24 years ago at pump station PS-29 located at 7355 NYS Route 96 Hadley Circle; and

WHEREAS, the Farmington Water and Sewer Superintendent received a quote from Siewert Equipment for the two replacement pumps at a cost of Thirteen Thousand One Hundred Sixty dollars (\$13,160.00), plus a duplex moisture/thermal retrofit kit at a cost of Two Thousand Three Hundred Twenty Eight dollars (\$2,328.00); and

WHEREAS, these repairs have been completed, and the split cost per the Intermunicipal Agreement between the Town of Farmington and the Town of Victor is that the Town of Farmington pays Ten Thousand dollars (\$10,000.00), and the Town of Victor Consolidated Sewer District pays Five Thousand Four Hundred Eighty Eight dollars (\$5,488.00); now, therefore be it

RESOLVED, that the Victor Town Board authorizes the payment of the Town's portion of Five Thousand Four Hundred Eighty Eight dollars (\$5,488.00) 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, and David Degear, Town of Farmington Water and Sewer.

RESOLUTION #  
BUDGET TRANSFERS

8k

RESOLVED that the following 2016 budget transfers be approved as recommended by the Finance Director:

ACCOUNT NO.	TO: DESCRIPTION	AMOUNT	ACCOUNT NO.	FROM: DESCRIPTION	AMOUNT
A.1110.100	Justice Personal Services	7,500.00	A.1110.800	Justice Employee Benefits	7,500.00
A.1420.430	Attorney Legal	10,000.00	A.1410.800	Town Clerk Employee Benefits	10,000.00
A.1440.440	Engineering Contractual	22,000.00	A.1220.800	Supervisor Employee Benefits	22,000.00
A.8710.800	Conservation Employee Benefits	7,000.00	A.1220.800	Supervisor Employee Benefits	7,000.00
A.9060.800	Medical Insurance Employee Benefits	8,000.00	A.1220.800	Supervisor Employee Benefits	8,000.00
B.8668.430	Rehabilitation Legal	8,000.00	B.9030.800	Social Security Employee Benefits	8,000.00
DB.5110.100	General Repairs Personal Services	38,000.00	DB.5110.150	General Repairs Personal Services Overtime	38,000.00
DB.5110.440.R2S	General Repairs Engineering Old Dutch Road	45,000.00	DB.5110.400.R2S	General Repairs Contractual Old Dutch Road	45,000.00
DB.5112.400	Improvements Contractual	35,000.00	DB.5110.400	General Repairs Contractual	35,000.00

8L

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 (7453 STATE ROUTE 96)

WHEREAS, the Monroe County Water Authority ("Authority") is responsible for the existing water main that provides water service to 7453 State Route 96 located in the town of Victor; and

WHEREAS, the acquisition of one (1) easement is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easement, is located along the frontage of 7453 State Route 96 (Tax Acct. No. 6.00-1-29.100), which is owned by United Refining Holdings, Inc., and is approximately 240' x 15' across the entire frontage 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 easement over 7453 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.

gm

RESOLUTION #

APPROVING A NEGATIVE DECLARATION FOR PURPOSES OF THE STATE ENVIRONMENTAL QUALITY REVIEW ACT WITH REGARD TO THE CONSTRUCTION OF A SIDEWALK AND A SHARED USE PATH IN CONJUNCTION WITH THE FEDERALLY FUNDED VICTOR COMMUNITY CONNECTIVITY PROJECT

WHEREAS, the Town of Victor and Village of Victor desire to jointly collaborate on a project to construct a sidewalk in the Village and a shared use path in the Town ("the Project") in conjunction with the Federally funded Victor Community Connectivity project; and

WHEREAS, the Project is more fully defined in the Final Design Report for the Town of Victor Community Connectivity (VCC) Project (the "Final Design Report"); and

WHEREAS it is in the mutual best interests of the residents of the Town of Victor and the Village of Victor to cooperate on the Project which will accrue to the mutual welfare and benefit of both groups; and

WHEREAS, the Engineer representing the Town in relation to the Project, Fisher Associates, have prepared a draft Environmental Assessment Form ("EAF") relating to the Project for purposes of the State Environmental Quality Review Act ("SEQR"); and

WHEREAS, the Project has been classified as an Unlisted Action, subject to uncoordinated review for purposes of SEQR; and

WHEREAS, the Engineer has detailed various environmental considerations related to the Project in the Final Design Report, which have been considered by the Town Board for purposes of SEQR, and now, therefore be it

RESOLVED, upon consideration by the Town Board of all written and oral submissions, and the Town Board having given this matter due deliberation and consideration including, but not limited to, review of the EAF, the Final Design Report and any comments submitted; be it

RESOLVED, that the Project constitutes an Unlisted Action pursuant to SEQR; and it is further

RESOLVED, that the Town Board finds that the Project will not have a significant adverse impact on the environment and, accordingly, hereby grants a Negative Declaration pursuant to SEQR; and it is further

RESOLVED, the Town Board's adoption of the Negative Declaration has been prepared in accordance with Article 8 of the Environmental Conservation Law of the State of New York and implemented under 6 N.Y.C.R.R. Part 617; and it is further

RESOLVED, that the Notice of Negative Declaration for the Action is identified as Exhibit "A" and kept in the subject file in the Town Clerk's office; and it is further

RESOLVED, that notice of this Resolution and the Notice of Negative Declaration shall be filed to the extent required by the applicable regulations under SEQR and / or any other relevant statute or regulation.

8N

RESOLUTION #

CONSENTING TO THE TOWN OF FARMINGTON ASSUMING LEAD AGENCY STATUS FOR THE WASTEWATER TREATMENT UV DISINFECTION SYSTEM CAPITAL PROJECT

WHEREAS, the Town of Farmington is responsible pursuant to an Intermunicipal Agreement with the Town of Victor to supervise, manage, control, inspect, operate and maintain that portion of the Victor Central Sewer District ("VCSD Sewer System") which feeds into and is serviced by the Farmington Sewer Plant; and

WHEREAS, the Town of Farmington Water & Sewer Department is engaged in a Wastewater Treatment UV Disinfection System Capital Project (the "Action") in response to the New York State Department of Environmental Conservation (NYSDEC) notification that a disinfection requirement was going to be added to the Town of Farmington's State Pollutant Discharge Elimination System (SPDES) Permit, effective April 1, 2016, and a Schedule of Compliance to have the disinfection operational by May 1, 2019; and

WHEREAS, the Town of Farmington has notified the Town of Victor that in furtherance of the Action the Town of Farmington intends to assume lead agency status in the State Environmental Quality Review (SEQR) review of the Action; and

WHEREAS, the Action involves the Town Wastewater Treatment Plant land on McMahon Road in the Town of Victor and the Town would be an interested or involved agency in the Action; now, therefore, be it

RESOLVED by the Victor Town Board that it consents to the Town of Farmington acting as lead agency for the Action and authorizes the Supervisor to execute any documents reasonably necessary to effect said consent; and further

RESOLVED that a copy of this resolution be forwarded to the Town of Farmington and the Victor Town Clerk.

80

RESOLUTION #

CONFIRMING RESOLUTION FOR THE ESTABLISHMENT OF THE EAST VICTOR ROAD PROPERTY SEWER DISTRICT AND CONSOLIDATION OF THE SAME INTO THE VICTOR CONSOLIDATED SEWER DISTRICT (SOUTHGATE HILLS)

WHEREAS, on October 24, 2016, the Town Board approved and authorized the establishment of the East Victor Road Property Sewer District as well as the simultaneous consolidation thereof into the Town of Victor Consolidated Sewer District pursuant to the Final Consolidation Agreement for the Town of Victor Consolidated Sewer District and the East Victor Road Property Sewer District (Southgate Hills); and

WHEREAS, the Town Engineer provided the Ontario County Real Property Office and the Town Tax Assessor current maps showing parcel boundaries and assessment districts and areas, in both hard copy and digital form; and

WHEREAS, the Town Clerk of the Town of Victor duly filed a certified copy of the approval resolution with the New York State Comptroller; and

WHEREAS, the Town Clerk of the Town of Victor duly recorded a certified copy of the approval resolution in the Office of the Clerk of Ontario County; and

WHEREAS, the Town Clerk duly published and posted a Notice of Permissive Referendum in accordance with Town Law; and

WHEREAS, greater than 30 days have passed since the posting and publishing of said Notice of Permissive Referendum; and

WHEREAS, no petition in opposition to the establishment and consolidation of the East Victor Road Property Sewer District has been filed; now, therefore, be it

RESOLVED, that the Town Clerk file a certification with the Ontario County Clerk indicating that 30 days have passed since the posting and publishing of the Notice of Permissive Referendum and no petition in opposition to said establishment and consolidation has been filed.

8P

RESOLUTION #

AFTER PUBLIC HEARING – ADOPT LOCAL LAW NO. \_\_\_\_\_-2016 TO AMEND THE VICTOR TOWN CODE AT CHAPTER 188 ENTITLED “TAXATION,” TO ESTABLISH ARTICLE VII ENTITLED “OPT-OUT OF EXEMPTION FOR SOLAR, WIND OR FARM WASTE ENERGY SYSTEMS” PURSUANT TO REAL PROPERTY TAX LAW SECTION 487

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Victor for a public hearing to be held by said Town Board on November 14, 2016 at 7:30 p.m. at the Victor Town Hall, 85 East Main Street, Victor, New York, to hear all interested parties on a proposed Local Law to amend the Victor Town Code at Chapter 188 to opt-out of exemption for solar, wind or farm waste energy systems pursuant to real property tax law section 487; and

WHEREAS, notice of said Public Hearing was duly advertised in accordance with law; and

WHEREAS, said public hearing was duly held on November 28, 2016, at 7:30 p.m. at the Victor Town Hall, 85 East Main Street, Victor, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, New York Real Property Tax Law Section 487 automatically provides a real property tax exemption on all solar, wind and farm waste energy systems but allows a municipality to require a property owner of such energy systems to enter into a payment-in-lieu-of-taxes agreement with the municipality. Alternatively, a municipality may choose to opt-out of granting the aforementioned exemption; and

WHEREAS, the Town Board finds, after due deliberation, that within the Town of Victor only three entities (the Town, the Village, and Honeoye Falls-Lima School District) have not opted-out of this exemption, and that rather than enacting a requirement that the property owners of such energy systems enter into payment-in-lieu-of-tax agreements, which agreements would still equate to payments in total to the exemption amounts, that opting-out would be in the best interests of the Town to adopt said Local Law; now, therefore, be it

RESOLVED, that the Town Board of the Town of Victor hereby adopts said Local Law No. \_\_\_\_\_ of 2016, entitled “Local Law #\_\_\_\_-2016 to amend the Victor Town Code at Chapter 188 entitled “Taxation,” to establish Article VII entitled “Opt-Out of Exemption for Solar, Wind or Farm Waste Energy Systems” pursuant to Real Property Tax Law Section 487 as follows:

LOCAL LAW NO. \_\_\_\_\_-2016 TO AMEND THE VICTOR TOWN CODE AT CHAPTER 188 ENTITLED “TAXATION,” TO ESTABLISH ARTICLE VII ENTITLED “OPT-OUT OF EXEMPTION FOR SOLAR, WIND OR FARM WASTE ENERGY SYSTEMS” PURSUANT TO REAL PROPERTY TAX LAW SECTION 487

BE IT ENACTED, by the Town Board of the Town of Victor, Ontario County, State of New York, as follows:

Section I. Authorization

The adoption of this Local Law is in accordance with Section 10 of the New York Municipal Home Rule Law.

Section II. Title and Purpose

This law shall be known as and may be cited as Local Law No. \_\_\_\_\_-2016, to amend the Victor Town Code at Chapter 188, "Taxation" in order to provide that the exemption for solar, wind or farm waste energy systems pursuant to real property tax law section 487 shall not be applicable within the Town of Victor.

Section III. Legislative Findings

The Town Board of the Town of Victor finds and hereby makes the following determination:

A. New York Real Property Tax Law ("NY RPTL") Section 487 automatically provides a real property tax exemption on all solar, wind and farm waste energy systems but allows a municipality to require a property owner of such energy systems to enter into a payment-in-lieu-of-taxes (PILOT) agreement with the municipality; and

B. Payments under any such PILOT agreement may not exceed the value of the taxes otherwise due for the property as improved by such energy systems; and

C. Alternatively, NY RPTL Section 487(8)(a) also allows a municipality to formally opt-out of granting the aforementioned tax exemption and therefore also avoid the need to enact a PILOT agreement requirement for property owners of such energy systems; and

D. Many municipalities and school districts in Ontario County have opted-out of the NY RPTL Section 487 tax exemption, and within the Town of Victor only three governmental entities (the Town, the Village, and Honeoye Falls-Lima School District) have not opted-out of this exemption; and

E. Rather than enacting a requirement that the property owners of such energy systems enter into PILOT agreements, which agreements would still equate to payments in total to the exemption amounts, that opting-out of the tax exemption would be in the best interests of the Town.

Section IV. Amendment

Chapter 188 entitled "Taxation" Article VII entitled "Opt-Out of Exemption for Solar, Wind or Farm Waste Energy Systems" shall be established as follows:

The Town Board of the Town of Victor, County of Ontario, hereby formally opts out of granting the tax exemption for solar, wind, and farm waste energy systems pursuant to NY RPTL Section 487(8)(a), and therefore no tax exemption shall be applicable for such energy systems within the Town as of the effective date of this local law.

Section IV. Validity and Severability

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section V. Repeal, Amendment and Supersession of Other Laws

All other ordinances or local laws of the Town of Victor which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law force and effect during its effective period.

Section VI. Effective Date

This Local Law, after its adoption by the Town Board of the Town of Victor, shall take effect immediately upon its filing with the Office of the Secretary of State of the State of New York.

And be it further RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said local law to the Town Assessor, Secretary of State of New York, the Commissioner of Taxation and Finance and to the president of the New York State Energy Research and Development Authority.