

6:00 PM Town Board Executive Session

RESOLUTION #106

MOVE TO EXECUTIVE SESSION

On motion of Councilman Crowley, seconded by Councilman Tantillo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the Victor Town Board enter into Executive Session for discussion of proposed, pending and current tax certiorari litigation against the Town. The Town Attorney was requested to stay, the Town Clerk was excused. No Town Board action to take place following the Executive Session

Time: 6:00 PM

RESOLUTION #107

RE-OPEN OPEN MEETING

On motion of Councilman Palermo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the open meeting of the Victor Town Board be reconvened. Time: 6:47 PM.

Supervisor Marren called for a break until 7 PM.

A regular meeting of the Victor Town Board was held on March 14, 2016 starting at 7:00 PM with the following members present:

PRESENT:

Supervisor	Jack Marren
Councilman	Mike Guinan
Councilman	David Tantillo
Councilman	Silvio Palermo
Councilman	Dan Crowley

OTHERS PRESENT: Debra Denz, Town Clerk; David Hou, Town Attorney; Mark Years, Highway Superintendent; Brian Emelson, Parks & Recreation Director; Steve Metzger, Town Engineer; Rob Anderson, John H. Palomaki, Neil Stein, Tim Brown, Kent Kiikka, Mike Moser and one unreadable name.

Supervisor Marren called the meeting to order at 7:00 PM, and made the following announcements:

1) Everyone was asked to sign in on the attendance sheet, cell phones were requested to be turned off, and any private conversations or interviews to be conducted in the hallway or outside. Emergency exit locations were pointed out to the left and right sides of the Main Meeting Room.

2) Announced March Employee birthdays.

The flag was saluted.

RESOLUTION #108

APPROVAL OF MINUTES

On motion of Councilman Palermo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the minutes of the regular meeting of February 8, 2016 be approved.

RESOLUTION #109
PAYMENT OF BILLS

On motion of Councilman Crowley, seconded by Councilman Tantillo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the bills be paid on Manifest #5 in the amount of \$294,456.82. Documentation for these expenditures can be found on vouchers filed by numbers #20160343-20160510.

A- General Townwide	\$116,146.24
B- General Outside Village	\$12,988.60
DB – Highway Townwide	\$114,617.46
H18 – Central Water District	
Cap. Improvement Project	\$512.54
H19 –High Street Capital	
Improvement Project	\$15,290.25
H22 –Acquisition of Equipment	\$2,447.44
SL1 –Fishers Light	\$162.04
SL2 –Brookwood Meadows Light	\$171.35
SL3 –High Point Light	\$130.25
SL4 –Cobblestone Light	\$2,433.68
SL5 –Quail Ridge Light	\$476.67
SL6 –Rolling Meadows Light	\$504.98
SL7 –Legacy at Fairways	\$517.55
SL8 –Stoneleigh Light	\$26.14
SS –S5 CVS Sewer	\$8,256.53
TA –Trust & Agency	\$19,775.10

Supervisor Marren reviewed each of the four large expenses that were included in Manifest #5.

PRIVILEGE OF THE FLOOR

- 1) Rob Anderson, Anderson-VanHorne Insurance, reviewed the Town's insurance policy summary for 1/1/16 – 1/1/2017.
- 2) Mike Mosher, EV Charge Solutions, and representing the Genesee Region Clean Communities Coalition (GRCC) that is administering grant funding provided by Federal CMAQ funds, reviewed that he has met with Katie Evans, Director of Development, regarding applying for this grant funding that provides 75% of the incremental cost of an alternative fueled vehicle compared to its gasoline fueled equivalent. A Feasibility Analysis for Electric Vehicles including a cost comparison for the Planning and Building Dept. vehicles was presented by Mr. Mosher with clarification of questions from the Town Board following. After brief discussion, the Town Board supported Katie Evans pursuing the grant funding that has a deadline of March 18, 2016.

EMPLOYEE OF THE MONTH

Supervisor Marren announced that Jason Maier, Highway Dept., was Employee of the Month for February for his dedication and work ethic during the fire prevention watch when the welding and torch work repairing the trash compactor was taking place at the recycle building.

RESOLUTION #110
MOVE TO SCHEDULED PUBLIC HEARING

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the regular meeting of the Victor Town Board be interrupted to hold the scheduled Public Hearing.

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

Public Hearing was opened at 7:45 PM.

Legal Notice was read into the record by the Town Clerk who advised that all property owners within the Lighting District received notice.

Supervisor Marren called for comments.

No one wished to comment.

Public Hearing closed 7:48 PM

RESOLUTION #111

RE-OPEN REGULAR MEETING OF THE VICTOR TOWN BOARD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the regular meeting of the Victor Town Board be reconvened.

SUPERVISOR

Supervisor Marren distributed information in a submitted report to Town Board members, and discussed the following items:

- 1) Employees' Years of Service Award recognition held February 23rd in the Town Hall main meeting room.
- 2) Reviewed follow up information from last Town Board meeting discussion about frozen hydrants during a recent motel fire in Farmington where flush testing hydrants during extreme cold weather temperatures may cause the hydrants to freeze and not work properly. Victor Fire Dept. updated procedures are in place regarding flush testing hydrants.
- 3) Scott Hopkins, Safety Officer for the Town, has been requested by the Town of Farmington to help update safety protocol for their upcoming PESH re-inspection.

Comments for submitted Reports:

Councilman Tantillo felt that the information from the three year look back for the Transfer Station's recyclable revenues and cost of the disposal of material included in the Supervisor submitted report should be available to the public before the 2017 budget process.

Supervisor Marren requested clarification regarding enough storage for the remaining road salt for our total season order.

Mark Years reviewed that South Bristol has stored excess salt for our town in past years.

REPORTS SUBMITTED

Highway

Parks and Recreation

Historian

Planning and Building Dept.

Attorney

Engineer

TOWN CLERK

Debra Denz reported:

Correspondence received from the secretary for the Zoning Board of Appeals advising of a public hearing for application 1Z-2016, Pooler Park LLC for a Sprinkler Waiver for a proposed 1,500 square foot addition to an existing 6,800 square foot building at 749 Phillips Rd. As the requested variance is within 500 feet of the Lehigh Trail, Town of Victor parkland, comments or objections are being requested from the Town Board as property owner. Brian Emelson, Director of Parks advised that he was familiar with the property and project and had no comments. **Note: Town Board had no objections.**

2) Notice received from Kim Kinsella, Planning Coordinator that the developer has requested to proceed with the completion of the installation of street lights at High Point Drive to Valentown Road. Planning Board and Town Board approval for inclusion into the lighting district has been previously received. Does the Town Board have any objection or comments for me to include this scheduling request to RG& E, along with the proposed additional light for Barchun Dune when Town Board approval is received. **Note: Town Board had no objections.**

3) Notice received from the Ontario County Board of Elections advising of their decision to relocate Election Districts 2 and 3 back to the community room at Fishers Fire Hall State 2 on High St, and Election District 5 to the St. John's Lutheran Church on County Rd. 9. This will take place in time for the Presidential Primary Election scheduled for April 19th, 2016.

4) Notice received from NYS Dept. of Public Service for Public Hearing scheduled March 30, 2016 at 3 PM and 7 PM at City of Rochester, 30 Church St., Room 300A, Rochester, NY soliciting input relating to proposed increases to delivery rates for RG & E electric and gas customers. Full text, including a breakdown of expected bill impacts by customer class may be viewed online at www.dps.ny.gov website.

5) Town Clerk's report for the month of February, 2016 was distributed to Town Board members and is available for review in the Town Clerk's office.

COUNCILMAN PALERMO

Sprinkler Code - questioned the Attorney as to the particular order of steps to take should the Town Board decide to move forward with tax incentive. Attorney Hou recommended adopting the code amendment at the local level first, then when adopted, petition the NYS Code Council. Town Board directed Attorney Hou to draft the local law.

COUNCILMAN TANTILLO

Communication Committee –held first meeting discussing what the Town can do to improve communication with the residents. Seeking input with Public Communication workshop scheduled for April 25th, 6 PM.

COUNCILMAN GUINAN

Local Development Corp. –advertised for and interviewing candidates for open position.

RESOLUTION #112

SILVERTON GLENN SUBDIVISION, SECTION 4, LETTER OF CREDIT, RELEASE 9

On motion of Councilman Palermo, seconded by Councilman Tantillo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, S & J Morrell Inc., received Planning Board approval for Silverton Glenn Subdivision, Section 4, 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. 7002048422 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 February 23, 2016 and recommends in his letter March 1, 2016 that \$34,279.25, be released from said Letter of Credit; now, therefore, be it

(Resolution #112 con't)

RESOLVED, that the Town Board hereby approves Release No. 9 on the Five Star Bank Irrevocable Letter of Credit No. 7002048422 in the amount of \$34,279.25, as recommended by the Town Engineer; and further

RESOLVED, that given said release, there now remains \$235,684.88 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.

RESOLUTION #113

AUTHORIZATION FOR SUPERVISOR TO ENTER INTO CONTRACTS – HVAC SYSTEMS MAINTENANCE & SPRINKLER FIRE PROTECTION/RPZ SYSTEM

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Victor Town Hall, Highway Dept., and Parks & Recreation Dept. have several operating systems that require annual maintenance, monitoring, and/or inspection; and

WHEREAS, the Town Clerk has received the following quotes for the Heating and Cooling Equipment and controls for the Town Hall, Highway, and Parks & Recreation Dept. (Parks Maintenance Building, MaryFrances Blue Bird Haven, and Victor Municipal Park lodge) and the Sprinkler Fire Protection/RPZ System for the Town Hall:

System	Company	Cost
HVAC	Pipitone Enterprises, LLC	\$5,395.00
HVAC	Isaac HVACR	\$5,770.00
HVAC	EMCOR Services	No Quote
HVAC –TH control	Day Automation	\$3,406.00
SPRINKLER FIRE PROTECTION/RPZ	Armor Inspection	\$5,422.75

And

WHEREAS, the Town Clerk recommends HVAC contract to be awarded to Isaac in the amount not to exceed Five Thousand Seven Hundred Seventy dollars (\$5,770.00) based on the excellent and efficient customer service and their familiarity of the current HVAC system at Town Hall; and

WHEREAS, the expense of the Service Contracts for the HVAC Equipment, HVAC Controls and Sprinkler Fire Protection/RPZ System has been funded in the 2016 Budget; now, therefore, be it

RESOLVED that the Supervisor be authorized to enter into contracts with Isaac HVAC for the maintenance of the HVAC Equipment for Five Thousand Seven Hundred Seventy dollars (\$5,770.00) for a one year period, beginning on March 14, 2016 and ending on March 13, 2017 and Day Automation for Three Thousand Four Hundred Six dollars (\$3,406.00) to provide the software to monitor the controls for the Town Hall HVAC system for a one year period, beginning on March 14, 2016 and ending on March 13, 2017, with \$6,298.50 (\$2,892.50 and \$3,406.00) to be funded out of Town Hall Account No. A1620.400 Buildings Contractual; and \$1,785.00 to be funded from Account No. A5132.400 Highway Garage Contractual; and \$1,092.50 to be funded from A7021.400 Parks & Rec. Dept. Contractual, said funds are available in the 2016 Budget Lines; and further

(Resolution #113 con't)

RESOLVED that the Supervisor be authorized to enter into contract with Armor Inspection for the Sprinkler Fire Protection/RPZ System for Five Thousand Four Hundred Twenty-Two Dollars (\$5,422.00) for a three-year period, beginning on January 1, 2016 and ending on December 31, 2018, to be funded out of Town Hall Account A1620.400 Buildings Contractual, said funds are available in the 2016 Budget Line item; and further

RESOLVED that a copy of this resolution be forwarded to Finance Department, Bob Graham, Codes & Development; Mark Years, Highway Superintendent; Debra J Denz ,Town Clerk; Brian Emelson, Parks & Recreation Director; Isaac HVACR, Day Automation, and Armor Inspection.

RESOLUTION #114

AUTHORIZATION FOR SUPERVISOR TO ENTER INTO CONTRACT WITH DORITEX CORPORATION FOR UNIFORM AND RUG SERVICE

On motion of Councilman Crowley, seconded by Councilman Tantillo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Town Hall, Highway Dept., Recycle Center, and Parks & Recreation Dept. have the need for a uniform and rug service; and

WHEREAS, the Town Clerk has received the following quotes for uniform and rug service at the Town Hall, Highway Dept., Recycle Center and Parks & Recreation Dept.;

Service	Company	Cost
Uniform/Rug Service	DORITEX CORP.	\$10,195.12
Uniform/Rug Service	UNIFIRST CORP.	\$16,294.74
Uniform/Rug Service	CINTAS	No Quote

And

WHEREAS, the Town Clerk recommends that the uniform and rug service contract be awarded to Doritex Corp. in an amount not to exceed Ten Thousand One Hundred Ninety Five dollars and Twelve cents (\$10,195.12) for a 5-year period, effective from March 14, 2016 to March 13, 2021; and

WHEREAS, the expense of the Service Contract for the uniform and rug service is funded in the appropriate 2016 Budget Lines; now, therefore, be it

RESOLVED, that the Supervisor be authorized to enter into contract with Doritex Corp. in an amount not to exceed Ten Thousand One Hundred Ninety Five dollars and Twelve cents (\$10,195.12), with the funding as follows:

Town Hall	A.1620.400 Buildings Contractual	\$1,570.40
Highway Dept.	A.5132.400 Highway Garage Contractual	\$5,227.04
Recycle Center	A.8160.400 Refuse & Recycle Contractual	\$1,801.28
Parks & Recreation	A.7021.400 Parks & Rec. Dept. Contractual	\$1,097.20
Parks Rawson Road Garage	A.7110.400 Parks Contractual	\$499.20

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

RESOLVED that a copy of this resolution be forwarded to the Finance Dept, Mark Years, Highway Superintendent; Debra J Denz ,Town Clerk; Brian Emelson, Parks & Recreation Director; and Mike Sullivan, Doritex Corp.

RESOLUTION #115

AUTHORIZATION FOR THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH GENEVA CLUB BEVERAGE CO., INC.

On motion of Councilman Guinan, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Town of Victor Parks and Recreation Department has identified the desire to install beverage and snack vending machines at the Town Parks and Recreation facility at 7891 Lehigh Crossing, Victor, New York ("Facility"); and

WHEREAS, Geneva Club Beverage Co., Inc. ("GCB"), a New York company with an office at 1 Pepsi Lane, Geneva, New York 14456, has submitted a proposal to the Town to provide, maintain, and stock beverage and snack vending machines at the Facility; and

WHEREAS, this contract is not subject to the competitive bidding requirements of N.Y. General Municipal Law Article 5-A or Town Code Chapter 39 because no expenditure of public funds is contemplated herein; and

WHEREAS, it is the recommendation of the Director of Parks and Recreation that a contract for beverage and snack vending machines be awarded to GCB for a period of one year, beginning on March 15, 2016 and ending on March 15, 2017; now, therefore, be it

RESOLVED that the Town Supervisor is authorized to enter into an agreement with Geneva Club Beverage Co., Inc. to provide, maintain, and stock beverage and snack vending machines at the Town Parks and Recreation Facility; and further be it

RESOLVED that a copy of this resolution be forwarded to Mike Wilczewski of Geneva Club Beverage Co., Inc., Brian Emelson, Director of Parks and Recreation; the Finance Department, and the Town Clerk.

RESOLUTION #116

AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF A GATEWAY SIGN FOR THE FOUR CORNERS GARDEN BEDS

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Department of Parks and Recreation manages and maintains four (4) landscaped beds at the New York State Route Ninety Six (Route 96) and Ontario County Road Forty Two (Road 42) intersection per the Town of Victor's agreement with the New York State Department of Transportation (NYSDOT); and

WHEREAS, the Director of Parks and Recreation has met with representatives of NYSDOT and has submitted a New York State Highway Work Permit application to the NYSDOT for the installation of a Gateway Sign at said intersection; and

WHEREAS, pending approval of said application and other project related documents required by NYSDOT; and

WHEREAS, the Director of Parks and Recreation, the Town Supervisor and members of the Victor Garden Club have the desire to purchase and install this Gateway Sign at the intersection to welcome residents and visitors to the Town; and

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

(Resolution #116 con't)

WHEREAS, the Director of Parks and Recreation has obtained the following written quotations:

Sign Language	\$6,291.00
Turning Point Signs and Design	\$6,440.50
Southpaw Designs	No Accepted Response

and

WHEREAS, the Director of Parks and Recreation recommends that the sign and installation be purchased from Sign Language in an amount not to exceed Six Thousand Two Hundred Ninety One Dollars (\$6,291.00); now, therefore, be it

RESOLVED that the Town Board authorizes the Director of Parks and Recreation to purchase said sign from Sign Language and schedule installation for an amount not to exceed Six Thousand Two Hundred Ninety One Dollars (\$6,291.00), said funds are available in the 2016 Budget line item A7110.4 Park Operations; and further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Debra Denz, Town Clerk; Gloria Dunton, Fiscal Manager; and Jeff Fitch, Sign Language.

RESOLUTION #117

AMENDMENT TO RESOLUTION #17-13 – REAPPOINTMENT TO BOARD OF ETHICS – KEVIN MERRIMAN

On motion of Councilman Palermo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, Kevin Merriman was reappointed to the Town of Victor Board of Ethics on January 7, 2013 by Resolution #17-13; and

WHEREAS, the term dates on the resolution were incorrect; and

WHEREAS, the term dates need to be amended to a five year term with said term beginning on January 1, 2013 and expiring on December 31, 2017; now, therefore be it

RESOLVED, that Resolution #17-13 approved by the Town Board on January 7, 2013 be amended to read as follows:

REAPPOINTMENT TO BOARD OF ETHICS – KEVIN MERRIMAN

WHEREAS, the five year term of Kevin Merriman to the Board of Ethics expires on December 31, 2012; and

WHEREAS, Mr. Merriman has indicated his desire to continue to serve on said Board; now, therefore, be it

RESOLVED, that the Victor Town Board hereby reappoints Kevin Merriman, Victor, New York, to the Board of Ethics for a five year term with said term beginning on January 1, 2013 and expiring on December 31, 2017; and further

RESOLVED that a copy of this resolution be forwarded to Kevin Merriman, Patricia Palomaki, Board of Ethics Chair; Debra Denz, Suzy Paquin, and Tina Kolaczyk.

RESOLUTION # 118

AUTHORIZATION TO APPOINT SANDRA BAXTER TO THE POSITION OF PART-TIME TYPIST – TOWN CLERK'S OFFICE

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, a part-time typist vacancy exists in the Town of Victor's Town Clerk's Office in the Records Management area due to the reassignment of Sandee Cody to the Victor Town Courts as a part-time typist; and

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

WHEREAS, the position is provided for in the Town Clerk's Department 2016 Operating Budget line A.1410.100 Town Clerk – Personal Services at a Grade 1, step A hourly rate of Fourteen dollars and Eighty Three cents (\$14.83)/hour; and

WHEREAS, interviews were held on February 19, 2016 and on March 1, 2016 for interested candidates who were interviewed by Debra Denz, Town Clerk; Renee McConnell, Deputy Town Clerk; Wayne Pickering, Assessor; and Tina Kolaczyk, Human Resource; and

WHEREAS, it was decided by the interview team that Sandra Baxter possessed the qualifications necessary to fill this position; now, therefore be it

RESOLVED, that Sandra Baxter be appointed to the position of Part-Time Typist for the Town Clerk's Office at a Grade 1, step A hourly rate salary of Fourteen dollars and Eighty Three cents (\$14.83)/hour, and is to be funded from the 2016 Budget line A.1410.100 Town Clerk, Personal Services, with a starting date of March 21, 2016; and be it further

RESOLVED, that a copy of this resolution be forwarded to Debra Denz, Tina Kolaczyk, Mary Lyng, Sandra Baxter, and Ontario County Department of Human Resources.

RESOLUTION #119

ACKNOWLEDGEMENT OF APPOINTMENT OF ERIC LINKE AND ADAM BLANC TO PART -TIME LABORER POSITIONS AT THE TOWN OF VICTOR HIGHWAY AND RECYCLE DEPARTMENTS

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Town of Victor Recycle Department has a need for two Part-Time Recycle Laborer positions; and

WHEREAS, the Town of Victor Highway Department also has a need for two Part-Time Seasonal Laborers; and

WHEREAS, Mark Years, the Highway Superintendent, requests these positions to be filled; and

WHEREAS, interviews were held on March 2, 2016 for interested candidates who were interviewed by Mark Years, Highway Superintendent; Ken Wilson, Deputy Water Superintendent; Casey Haines, Account-Clerk Typist Highway/Recycle; and Tina Kolaczyk, Human Resources; and

WHEREAS, it was decided by the interview team that Eric Linke and Adam Blanc possessed the qualifications necessary to fill these positions; now, therefore be it

(Resolution #119)

RESOLVED that Eric Linke and Adam Blanc be appointed to the Part-Time Laborer positions for the Town of Victor Recycle Department, effective on March 15, 2016, at a salary of Fourteen dollars and Eighty Three cents (\$14.83) per hour, which is a Grade 1, Step A on the 2016 Town of Victor Wage Scale, to be charged to the 2016 budget line item A.8160.100 Refuse & Garbage Personal Services; and further be it

RESOLVED that Eric Linke and Adam Blanc be appointed to the Part-Time Seasonal Laborer positions for the Town of Victor Highway Department, effective on April 1, 2016, at a salary of Nine dollars and Seventy Five cents (\$9.75) per hour, which is a Grade A on the 2016 Town of Victor Parks & Recreation and Highway Seasonal Non-Permanent Part-Time Wage Scale, to be charged to the 2016 budget line item DB.5110.100 General Repairs, Personnel Services; and further be it

RESOLVED that a copy of this resolution be sent to Adam Blanc, Eric Linke, Mary Lyng, Tina Kolaczyk, Mark Years, Ken Wilson, and Ontario County Human Resources.

RESOLUTION #120

WAIVER OF CONSERVATION BOARD STIPEND AND BUDGET TRANSFER OF FUNDS

On motion of Councilman Crowley, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, Resolution# 10-16 to appoint by Frank Pavia to the Town of Victor Conservation Board was adopted on January 4, 2016; and

WHEREAS, Frank Pavia does not wish to receive the Two Thousand Three Hundred dollars (\$2,300.00) stipend from the Town for his service on the Conservation Board for the year 2016; and

WHEREAS, Frank Pavia has requested that these monies be transferred back into the Conservation Board budget to be used as additional project funds for the Conservation Board; now, therefore, be it

RESOLVED that Frank Pavia will not receive the Two Thousand Three Hundred dollars (\$2,300.00) stipend from the Town for his service to the Conservation Board for the year 2016; and be it further

RESOLVED that the Two Thousand Three Hundred dollars (\$2,300.00) be transferred from the 2016 Town Budget Line Item #A.8090.100 Environmental Control, Personnel Services to A.8090.400 Environmental Control, Contractual; and be it further

RESOLVED that the stipend waiver agreement for Frank Pavia be reviewed and updated each year for the duration of Frank Pavia's term through December 31, 2020; and be it further

RESOLVED that a copy of this resolution be sent to Frank Pavia, Gloria Dunton, Mary Lyng, Debra Denz, and Tina Kolaczyk.

RESOLUTION #121

AUTHORIZATION TO PURCHASE 2016 MILTON CATERPILLAR 962M WHEEL LOADER, OFF New York STATE BID CONTRACT AWARD NUMBER 22063 FROM MILTON CAT STOCK ORDER PROGRAM AND DECLARE THE 1996 CATERPILLAR LOADER SURPLUS

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Highway Department has the need to purchase a 2016 Milton Caterpillar 962M Wheel Loader for highway operations and declare the 1996 Caterpillar Loader #1SL01756 as surplus; and

(Resolution #121 con't)

WHEREAS, this vehicle is available for purchase off New York State Bid Contract Award Number 22063 from Milton Cat Stock Order Program for the 2016 Milton Caterpillar 962M Wheel Loader at a cost of Two Hundred Thirteen Thousand Two Hundred Fifty Five Dollars (\$213,255.00); and

WHEREAS, funds are available in the 2016 Budget line H22.5130.200 Highway Equipment for the purchase of equipment for the operations of the Highway Department to replace an existing loader which will be declared surplus and sold at auction in the spring; now, therefore, be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase a 2016 Milton Caterpillar 962M Wheel Loader in the amount not to exceed Two Hundred Thirteen Thousand Two Hundred Fifty Five Dollars (\$213,255.00) off the New York State Bid Contract Award Number 22063 from Milton Cat Stock Order Program; and further

RESOLVED, that the 1996 Milton Caterpillar Wheel Loader #1SL01756 be declared surplus; and further RESOLVED, that a copy of this resolution be forwarded the Mark Years, Highway Superintendent; the Finance Department, Town Clerk, and Milton Cat, 4610 East Saile Drive, Batavia, NY 14020.

RESOLUTION #122

AUTHORIZATION FOR PURCHASE OF 2016 FORD F-150 XLT SUPER CAB PICK UP TRUCK PIGGYBACKING OFF CHAUTAUQUA COUNTY BID PROPOSAL NO. E-11-14 PFTH 2016 AND DECLARE THE 2008 FORD F150 SURPLUS

On motion of Councilman Crowley, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Highway Department has the need to purchase a 2016 Super Cab, pick-up truck for Highway Department operations and declare the 2008 F150 XL Super Cab (VIN#1FTRX14W48FA86977) as surplus, and;

WHEREAS, this vehicle is available for purchase by piggybacking off the Chautauqua County Bid No. E-11-14PFTH through Van Bortel Ford at a cost of Thirty Three Thousand One Hundred Eighty Two dollars and Sixty Four cents (\$33,182.64); and

WHEREAS, funds are available in the 2016 Budget line item H22.5130.200 Highway Equipment for the purchase of a pick-up truck for Highway Department operations to replace an existing vehicle, which will be declared surplus and sold at auction in the spring; now, therefore, be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase a 2016 Ford F-150 XL, Regular Cab, Pick-up Truck in an amount not to exceed Thirty Three Thousand One Hundred Eighty Two dollars and Sixty Four cents (\$33,182.64) by piggybacking Chautauqua County Bid Proposal #E-11-14PFTH; and further

RESOLVED that the 2008 F150 XL Super Cab VIN#1FTRX14W48FA86977 be declared as surplus; and further

RESOLVED, that a copy of this resolution be forwarded to Mark Years, Highway Superintendent; Town Clerk, Finance Department and Shane Startzel, Van Bortel Ford, 71 Marsh Road, East Rochester, New York 14445.

RESOLUTION #123

AUTHORIZATION TO PURCHASE 2017 WESTERN STAR SINGLE AXLE TRUCK WITH TENCO PLOW EQUIPMENT, PIGGYBACKING OFF OF THE ONONDAGA COUNTY CONTRACT BID REFERENCE #7823 FOR HEAVY DUTY TRUCKS AND EQUIPMENT AND DECLARE THE 2004 STERLING TANDEM AXLE SURPLUS

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Highway Department has the need to purchase a 2017 Western Star Single Axle Truck with Tenco plow equipment for highway operations and declare the 2004 Sterling Tandem Axle truck VIN #2FZACHCS94AN29239 as surplus; and

WHEREAS, this vehicle is available for purchase by piggybacking off from the Onondaga County Contract #7823 for the single axle truck and plow equipment at a cost of Two Hundred Thirteen Thousand Three Hundred Eighty Two Dollars (\$213,382.00); and

WHEREAS, funds are available in the 2016 Budget line H22.5130.200 Highway Equipment for the purchase of equipment for the operations of the Highway Department to replace an existing vehicle which will be declared surplus and sold at auction in the spring; now, therefore, be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase a 2017 Western Star Single Axle Truck with Tenco plow equipment in the amount not to exceed Two Hundred Thirteen Thousand Three Hundred Eighty Two Dollars (\$213,382.00) by piggybacking off from the Onondaga County Contract #7823 for the single axle truck and plow equipment; and further

RESOLVED, that the 2004 Single Axle Sterling VIN #2FZACHCS94AN29239 be declared surplus; and further

RESOLVED, that a copy of this resolution be forwarded the Mark Years, Highway Superintendent, the Finance Department, the Town Clerk, Tracey Road Equipment, Inc. 6803 Manlius Center Road, East Syracuse, New York 13057 and Tenco Industries, Inc. P.O. Box 635, Lakeville, NY 14480.

RESOLUTION #124

AUTHORIZATION TO PURCHASE 2016 WESTERN STAR TANDEM AXLE TRUCK WITH GALBREATH ROLL-OFF HOIST, PIGGYBACKING OFF OF THE ONONDAGA COUNTY CONTRACT BID REFERENCE #7823 FOR HEAVY DUTY TRUCKS AND EQUIPMENT AND DECLARE THE 2005 STERLING TANDEM AXLE SURPLUS

On motion of Councilman Crowley, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Transfer Station has the need to purchase a 2016 Western Star Tandem Axle Truck with Roll-Off Hoist for transport of municipal waste and recyclables and declare the 2005 Sterling Tandem Axle Roll-Off truck VIN #2FZHACV65AN73320 as surplus; and

WHEREAS, this vehicle is available for purchase by piggybacking off from the Onondaga County Contract #7823 for the tandem axle truck and roll off hoist at a cost of One Hundred Seventy One Thousand Thirty Dollars and Eighty cents (\$171,030.80); and

WHEREAS, funds are available in the 2016 Budget line H22.8160.200 Refuse and Garbage Equipment for the purchase of equipment for the operations of the Transfer Station to replace an existing vehicle which will be declared surplus and sold at auction in the spring; now, therefore, be it

(Resolution #124 con't)

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase a 2016 Western Star Tandem Axle Truck with roll-off hoist in the amount not to exceed One Hundred Seventy One Thousand Thirty Dollars and Eighty cents (\$171,030.80) by piggybacking off from the Onondaga County Contract #7823 for the tandem axle truck and roll off hoist; and further

RESOLVED, that the 2005 Tandem Axle Sterling VIN #2FZHAZCV65AN73320 be declared surplus; and further

RESOLVED, that a copy of this resolution be forwarded the Mark Years, Highway Superintendent, the Finance Department, the Town Clerk, Tracey Road Equipment, Inc. 6803 Manlius Center Road, East Syracuse, New York 13057 and Cyncon Equipment, Inc. 7494 West Henrietta Road, Rush, New York 14543.

RESOLUTION #125

AUTHORIZATION FOR HIGHWAY SUPERINTENDENT TO PURCHASE AN ADA COMPLIANT DOOR FOR HIGHWAY/TRANSFER STATION OFFICE

On motion of Councilman Guinan, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, there is a need for an ADA compliant door at the Highway/Transfer Station office for safety purposes; and

WHEREAS, a request for proposal was sent to three (3) door companies requesting quotes for an ADA compliant door; and

WHEREAS, funds are available from the 2016 Budget Line Item A.3620.400 Emergency Management Safety Committee Contractual; and

WHEREAS, the following vendors responded to the Request for Proposal as follows:

Alliance Door and Hardware	furnish, install and wire		\$2,175.00
Tri-Co Door NY, Inc.	furnish and install	wiring will need to be Installed by electrician	\$3,520.00
Imperial Door Controls, Inc.	furnish and install	additional cost for wiring	\$2,342.00

WHEREAS, the Highway Superintendent recommends that we accept the proposal from Alliance Door and Hardware; now therefore be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase an ADA compliant door at a cost not to exceed Two Thousand One Hundred Seventy Five dollars (\$2,175.00), said funds are available from the 2016 Budget Line Item A.3620.400 Emergency Management Safety Committee Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Mark Years, Highway Superintendent; Gloria Dunton, Fiscal Manager; Debra Denz, Town Clerk; and Alliance Door and Hardware, 55 Alliance Drive, Rochester, NY 14623.

RESOLUTION #126

AUTHORIZATION TO AMEND LEASE BETWEEN THE TOWN OF VICTOR CENTRAL WATER DISTRICT AND THE MONROE COUNTY WATER AUTHORITY REGARDING WIRELESS COMMUNICATION RENTS

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, by Resolution No.434 approved on December 17, 2012, the Victor Town Board leased the entire operating plant, hydrants, water pumping, storage and distribution system ("Water System") of the Town of Victor Central Water District ("Water District") to the Monroe County Water Authority ("Authority"); and

WHEREAS, pursuant to said Lease, the Town reserved the right to remove and relocate telecommunications facilities off of the water tanks that are leased to the Authority within a two-year period that ends on February 28, 2015; and

WHEREAS, by Resolution No. 82 approved on February 9, 2015, the Victor Town Board authorized Lease Addendum No. 1 pursuant to which the Authority granted the Town an additional three (3) year period ("Extension Period") to remove such telecommunication facilities from the water tanks and to receive lease payments in connection with such facilities during the Extension Period, provided that commencing on February 27, 2015, the Town agreed to pay the Authority 50% of any such lease payments received by the Town for any antennae remaining attached to such tanks during the Extension Period; and

WHEREAS, the Authority is now willing to provide the Town with the option of leaving such telecommunication facilities on the water tanks after the Extension Period with the understanding that (i) the Extension Period would be revised such that the Town's right to retain 50% of the lease payments would end on March 30, 2016; (ii) the Town would thereafter receive one-third (1/3) of the net lease payments (gross payments minus the Authority's cost for its cellular consultant) received by the Authority for any existing or new telecommunication leases on the tank sites or other water properties subject to the Lease; and (iii) the Town would agree not to construct new telecommunication towers within two (2) miles of the tank sites (other than for police, fire, 911 or similar emergency services on Town property); and

WHEREAS, pursuant to Public Authority Law §1096 (6-a), any amendment to the Lease is not subject to referendum, now, therefore be it

RESOLVED, that the Town Board of the Town of Victor hereby approves Addendum No. 2 to the Lease of the Water System in the form attached hereto and authorizes the Town Supervisor and the Town Councilmen to execute said Addendum on behalf of the Water District; and further

RESOLVED, that a copy of this resolution be forwarded to the Finance Department, Town Clerk, and Monroe County Water Authority.

RESOLUTION # 127

AUTHORIZATION FOR THE SUPERVISOR TO EXECUTE CHANGE ORDER #1 TO THE MASON TRENCHING COMPANY CONTRACT IN CONNECTION WITH A PUBLIC DRAINAGE IMPROVEMENT PROJECT AT THE WILEY ESTATES SUBDIVISION, AND TO ENTER INTO AN AMENDED AGREEMENT WITH BRUCE MACHLICA AND RITA DIRENZO AND ACCEPT A UTILITY AND DRAINAGE EASEMENT

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

(Resolution #127 con't)

WHEREAS, on December 28, 2015, the Victor Town Board ("Town") approved Resolution No. 414 authorizing the Town Supervisor to enter into an agreement with Mason Trenching Company and to enter into an agreement with Bruce Machlica and Rita DeRenzo in connection a public drainage improvement project (the "Project") within the development known as the Wiley Estates subdivision in the Town in order to mitigate surface water flow issues in the vicinity of 627, 629, and 630 Fox Hunt Drive and nearby parcels; and

WHEREAS, upon the recommendation of the Town Engineer, LaBella Associates, Change Order #1 has been proposed to complete additional work on the Project, as identified on the Change Order #1, in an amount not to exceed Seven Thousand Seven Hundred Fifty dollars (\$7,750.00) for a revised total construction cost not to exceed Twenty Three Thousand Four Hundred dollars (\$23,400.00) to be charged to the 2016 budget line item #DB.5110.400 General Repairs Contractual; and

WHEREAS, Change Order #1 contemplates the granting of a utility and drainage easement over lands owned by Bruce Machlica and Rita DiRenzo, the residents of 627 Fox Hunt Drive within the Wiley Estates subdivision, and they are willing to enter into an amended agreement with the Town agreeing to release the Town in connection with the Project construction as amended by Change Order #1, and grant a utility and drainage easement in favor of the Town over the property owned by them affected by Change Order #1; now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor execute Change Order #1 to the Mason Trenching Company contract in a form as approved by the Town Attorney, the scope of said work being indicated on the revised scope from the Town Engineer identified as Schedule A and kept in the subject file in the Town Clerk's office, in the amount not to exceed Seven Thousand Seven Hundred Fifty dollars (\$7,750.00) for a revised total construction cost not to exceed Twenty Three Thousand Four Hundred dollars (\$23,400.00) to be charged to the 2016 budget line item #DB.5110.400 General Repairs Contractual; and further be it

RESOLVED, that the Town Board authorizes the Supervisor to enter into an amended agreement with Bruce Machlica and Rita DiRenzo to accept a release from them in connection with the construction of the Project as amended by Change Order #1 and to receive on behalf of the Town a utility and drainage easement, as identified on the attached amended agreement, on a form as approved by the Town Attorney; and further be it

RESOLVED, that a copy of this resolution be forwarded to Bruce Machlica and Rita DiRenzo; Craig Prince, Mason Trenching Company; Steven Metzger, LaBella Associates; Katie Evans, Director of Development; and Debra Denz, Town Clerk.

RESOLUTION #128

AUTHORIZATION FOR TOWN SUPERVISOR TO EXECUTE AN AMENDMENT TO THE LEASE AGREEMENT FOR 11 FRAMARK DRIVE - VICTOR TOWN COURT

On motion of Councilman Crowley, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Town currently leases 7,600 square feet of space at 11 Framark Drive in the Town of Victor from 11 Framark, LLC to accommodate the Victor Town Court; and

WHEREAS, the Town's Lease Agreement with 11 Framark, LLC expires on August 31, 2016 and the Town seeks to execute an amendment to the lease in order to continue its occupation of the Framark Drive facility; and

(Resolution #128 con't)

WHEREAS, the proposed Amendment to the Lease Agreement obligates the Town to a five year lease term to begin on September 1, 2016 and expiring on August 31, 2021, with an annual rent in the amount of One Hundred Twelve Thousand Five Hundred dollars (\$112,500.00) payable in equal monthly installments of Nine Thousand Three Hundred Seventy Five dollars (\$9,375.00/month); now, therefore be it

RESOLVED that the Town Board authorizes the Town, the Supervisor to execute the Amendment to the Lease Agreement with 11 Framark, LLC for a five-year term to begin on September 1, 2016 and expiring on August 31, 2021, with an annual rent in the amount of One Hundred Twelve Thousand Five Hundred dollars (\$112,500.00) payable in equal monthly installments of Nine Thousand Three Hundred Seventy Five dollars (\$9,375.00/month); and be it further

RESOLVED that a copy of this Resolution be provided to the Town Clerk, Finance Office, Town Justices, and 11 Framark, LLC.

RESOLUTION #129

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 6901 VALENTOWN ROAD

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Monroe County Water Authority ("Authority") is responsible for the existing water main that provides water service to 6901 Valentown Road in the Meadow View Subdivision, 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 on 6901 Valentown Road within the Meadow View Subdivision (Tax Acct. No. 6.00-2-53.111), which is owned by Stonehaven Development, LLC, 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 the easement over 6901 Valentown Road within the Meadow View Subdivision (Tax Acct. No. 6.00-2-53.111), 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.

RESOLUTION #130

SET PUBLIC HEARING - LOCAL LAW NO. _____-2016 TO AMEND THE VICTOR TOWN CODE AT CHAPTER 211 ENTITLED "ZONING," SECTION 211-19B ENTITLED "R-1 DISTRICT REGULATIONS" TO ALLOW SHORT-TERM VACATION HOME RENTALS AS A SPECIALLY PERMITTED USE AND TO ADD SECTION 211-37 ENTITLED "SHORT-TERM VACATION HOME RENTALS" IN ORDER TO ESTABLISH PROVISIONS TO REGULATE THE USE OF SHORT-TERM VACATION HOME RENTALS IN THE TOWN

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Town Board has identified the need to amend the Victor Town Code by amending Section 211-19 to allow said uses in an R-1 District subject to a special use permit and to add a new Section 211-37 in order to establish provisions to regulate the use of Short-Term Vacation Home Rentals in the Town of Victor; and

WHEREAS, the Attorneys for the Town of Victor have submitted draft amendments of said Local Law to the Town Board and said draft Local Law amendments are on file with the Town Clerk; and

WHEREAS, the Town Board seeks to set a public hearing with respect to the adoption of said local law; now, therefore, be it

RESOLVED, by the Victor Town Board that a Public Hearing shall be had on the 25th day of April, 2016, at 7:30 p.m., for the purpose of adopting a local law to amend the Victor Town Code at Chapter 211 entitled "Zoning," Section 211-19B entitled "R-1 District Regulations" to allow Short-Term Vacation Home Rentals as a specially permitted use and to create a new Section 211-37 entitled "Short-Term Vacation Home Rentals" in order to establish provisions to provide for and regulate the use of Short-Term Vacation Home Rentals in the Town; and be it further

RESOLVED, that the Town Board hereby directs the Town Clerk to refer the Local Law to the Ontario County Planning Board pursuant to NY General Municipal Law Section 239-m; and be it further

RESOLVED, that the Town Clerk advertise for said Public Hearing in a manner consistent with law; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Zoning Board of Appeals, Planning Board, and Town Planning and Building Department.

RESOLUTION #131

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

On motion of Councilman Tantillo, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

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

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

(Resolution #131 con't)

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

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

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

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

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

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

WHEREAS, a descriptive summary of the Agreement follows:

The current Town of Victor Central Water District and the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 (as proposed and described in the MPR referred to herein) will be consolidated so that the area and infrastructure of the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 is added and consolidated into the Victor Central Water District. The consolidation will eliminate the annual need for additional expenses in the administrative oversight of multiple sewer districts. The existing debt of the Victor Central Water District will be spread across the newly consolidated Victor Central Water District. This consolidation will not be effective unless and until the Water District Extension for Properties on County Road 9, Lynaugh Road and State Route 96 is fully established in compliance with NY Town Law; and

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

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

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

(Resolution #131 con't)

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

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

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

RESOLUTION #132

CONFIRMING RESOLUTION FOR THE ESTABLISHMENT OF THE "DUTCH ROAD CORPORATION" SEWER DISTRICT AND CONSOLIDATION OF THE SAME INTO THE VICTOR CONSOLIDATED SEWER DISTRICT

On motion of Councilman Crowley, seconded by Councilman Palermo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, on February 8, 2016, the Town Board approved and authorized the establishment of the "Dutch Road Corporation" 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 "Dutch Road Corporation" Sewer District; 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 "Dutch Road Corporation" 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.

RESOLUTION #133

APPROVAL OF ADDITION OF A LIGHT POLE TO THE COBBLESTONE CREEK STREET LIGHTING DISTRICT

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

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 Lot 610 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; and

WHEREAS, because the Town of Victor will not be paying for, constructing or owning the Light Pole, there is no additional need for the Town to create plans and specifications or an estimate of the cost of the Light Pole; and

WHEREAS, on March 14, 2016, the Town Board held a duly advertised public hearing on the addition of Light Pole and all persons in attendance were permitted to speak; now, therefore, be it

RESOLVED, that the Victor Town Board finds that it is in the public interest have Rochester, Gas and Electric construct the Light Pole within the Lighting District, all as set forth herein; and be it further

RESOLVED, that the Victor Town Board hereby authorizes the Town to enter into an agreement with Rochester Gas and Electric relating to the installation of the Light Pole, so long as said contract is consistent with this Resolution; and, be it further

RESOLVED, that this Resolution shall be subject to permissive referendum; and further

RESOLVED, that copies of this resolution be forwarded to Wayne Pickering, Assessor; Debra Denz, Town Clerk; Gloria Dunton, Fiscal Manager.

PUBLIC COMMENT

Tim Brown, 1249 Cork Road –expressed concern about the costs of the charging stations for electric vehicles, if they are interchangeable for any vehicle and would they be available for public use.

Councilman Tantillo reviewed that a condition to receiving the grant would be to provide the charging stations to the public and that they would be interchangeable.

Neil Stein, 1722 Strong Road –regarding recycle revenue, stated that he recognizes that the revenue market for recyclables has decreased, questioned if it is down due to the decrease in volume of recyclables provided.

Councilman Tantillo, distributed report from Highway Superintendent to Mr. Stein.

Supervisor Marren reviewed concerns that the current service provider that purchases the recyclables in Wayne County is struggling, and alternative sites may need to be researched.

RESOLUTION #134

MOVE TO EXECUTIVE SESSION

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the Victor Town Board enter into Executive Session for discussion of acquisition of real property. The Town Attorney was requested to stay, the Town Clerk was excused. No Town Board action to take place following the Executive Session. Others present: Highway Superintendent and Vince Petrone.

Time: 8:30 PM

RESOLUTION #135

RE-OPEN OPEN MEETING

On motion of Councilman Crowley, seconded by Councilman Tantillo, the following resolution was ADOPTED AYES 5 (Marren, Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the open meeting of the Victor Town Board be reconvened. Time: 9:22 PM.

On motion of Councilman Palermo, seconded by Councilman Crowley, the meeting was adjourned at 9:22 PM.

Respectfully submitted, _____ Debra J. Denz, Town Clerk