

A regular meeting of the Victor Town Board was held on August 8, 2016 starting at 7:00 PM with the following members present:

PRESENT: Deputy Supervisor Silvio Palermo
 Councilman David Tantillo
 Councilman Dan Crowley
 Councilman Mike Guinan

ABSENT: Supervisor Jack Marren

OTHERS PRESENT: Debra Denz, Town Clerk; David Hou, Town Attorney; Randy Rader, Deputy Highway Superintendent; Steve Metzger, Town Engineer; Kent Kiiikka, Neil Stein and David Nankin.

Deputy Supervisor Palermo 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) Supervisor Marren, and Mark Years, Highway Superintendent were necessarily absent.
- 3) Deputy Highway Superintendent Randy Rader sitting in for Mark Years.
- 4) Announced August Employee birthdays.

The flag was saluted.

RESOLUTION #302

APPROVAL OF MINUTES

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the minutes of the regular meeting of July 11, 2016 be approved.

RESOLUTION #303

PAYMENT OF BILLS

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

RESOLVED that the bills be paid on Manifest #15 in the amount of \$180,169.81. Documentation for these expenditures can be found on vouchers filed by numbers #20161685-20161796.

A- General Townwide	\$41,629.83
B- General Outside Village	\$3,672.39
DB – Highway Townwide	\$129,442.88
SL1 –Fishers Light	\$159.58
SL2 –Brookwood Meadows Light	\$169.20
SL3 –High Point Light	\$124.91
SL4 –Cobblestone Light	\$2,408.61
SL5 –Quail Ridge Light	\$471.94
SL6 –Rolling Meadows Light	\$499.18
SL7 –Legacy at Fairways	\$513.82
SL8 –Stoneleigh Light	\$14.72
SS –S5 CVS Sewer	\$312.75
TA –Trust & Agency	\$750.00

Deputy Supervisor Palermo reviewed each of the three large expenses that were included in Manifest #15.

SUPERVISOR

Deputy Supervisor Palermo advised that Supervisor Marren had distributed information in a submitted report to Town Board members, and then discussed the following items:

1) Town Assessor requested approval to attend the NYS Assessors' Association Annual Meeting and Seminar on Assessment Administration in Ellenville, NY.

RESOLUTION #304

AUTHORIZATION FOR TRAINING

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (Palermo, Tantillo, Crowley, Guinan) NAYS 0

RESOLVED that Wayne Pickering be authorized to attend the NYS Town Assessor Assoc. Annual Meeting and seminar. The expense has been included in the 2016 budget.

REPORTS SUBMITTED

Highway
Engineer
Historian
Attorney
Victor Fire Department
Parks and Recreation

TOWN CLERK

Debra Denz reported:

1) Dog Enumeration completed with 2,198 dogs enumerated, representing an increase of 523 dogs.
2) Town Clerk's report for the month of July, 2016 was distributed and is available for review in the Town Clerk's office.

COUNCILMAN CROWLEY

Boughton Park Commission –Proposed budget of \$52,000. Requested they reduce the Town's share by \$500, the request was not supported.

COUNCILMAN GUINAN

Planning Board –3 approvals
-Victor Self Storage
-Dianetti Properties
-Mark's Pizzeria

RESOLUTION #305

ACCEPTANCE OF LETTER OF CREDIT, DRUMLINS TOWNHOUSES, SECTION 3, PHASE 3

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, 7203 Rawson Road, LLC., received Planning Board approval for Drumlins Townhouses, Section 3, Phase 3 with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, the Engineer for the Town reviewed the developer's estimate of construction costs which includes 10% contingencies, 10% developer's assurance and 4% Town Engineering fees in his letter dated June 1, 2016 and has recommended Letters of Credit totaling \$717,570.89; and,

(Resolution #305 con't)

WHEREAS, Drumlins Townhouses, Section 3, Phase 3, LLC. has submitted Canandaigua National Bank Irrevocable Letter of Credit No. 1106452819 in favor of the Town of Victor in the amount of \$713,333.62 as recommended by the Town Engineer and is due to expire July 14, 2017 and has submitted Canandaigua National Bank Irrevocable Letter of Credit No. 1106462121 in favor of the Town of Victor in the amount of \$4,237.27 as recommended by the Town Engineer and is due to expire July 20, 2017; now, therefore, be it

RESOLVED that the Victor Town Board does hereby accept Canandaigua National Bank Irrevocable Letters of Credit No. 1106452819 and 1106462121 totaling amount \$717,570.89 with the condition that should these Letters of Credit not be renewed at least ten (10) days prior to its expiration dates of July 14, 2016 and July 20, 2016, the Town Clerk is authorized to draw the balance of these Letters of Credit and place said funds in an Escrow Account in the Town official depository until such time as the Engineer for the Town recommends dedication of the infrastructure and release of the remaining funds; and, be it further

RESOLVED that a copy of this resolution be forwarded to the Planning Board, Codes and Development, LaBella, BME Associates, and 7203 Rawson Road, LLC.

RESOLUTION #306

LEHIGH CROSSING LOT 10, LETTER OF CREDIT, RELEASE 1

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, Bluestone Creek Development, LLC, received Planning Board approval for Lehigh Crossing Lot 10 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. 70020517921 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 1 dated July 12, 2016 and recommends in his letter July 20, 2016 that \$21,311.88, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 1 on the Five Star Bank Irrevocable Letter of Credit No. 70020517921 in the amount of \$21,311.88, as recommended by the Town Engineer; and further

RESOLVED that given said release, there now remains \$8,378.04 in said Letter of Credit; and further

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

RESOLUTION #307

LEHIGH CROSSING LOT 11, LETTER OF CREDIT, RELEASE 1

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, Bluestone Creek Development, LLC, received Planning Board approval for Lehigh Crossing Lot 11 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. 70020517922 was previously posted with the Town; and

(Resolution #307 con't)

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 1 dated July 12, 2016 and recommends in his letter July 20, 2016 that \$17,965.20, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 1 on the Five Star Bank Irrevocable Letter of Credit No. 70020517922 in the amount of \$17,965.20, as recommended by the Town Engineer; and further

RESOLVED that given said release, there now remains \$9,634.30 in said Letter of Credit; and further

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

RESOLUTION #308

PINNACLE ATHLETIC COMPLEX, LETTER OF CREDIT, RELEASE 1

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, Sealand Contractors, Corp, received Planning Board approval for Pinnacle Athletic Complex with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, M & T Bank Irrevocable Letter of Credit No. SB1742510001 was previously posted with the Town; and

WHEREAS, the Engineer for the Town has reviewed the Developer's Request for Release of Funds and Statement of Construction No. 1 dated July 28, 2016 and recommends in his letter July 28, 2016 that \$530,610.68, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 1 on the M & T Bank Irrevocable Letter of Credit No. SB1742510001 in the amount of \$530,610.68, as recommended by the Town Engineer; and further

RESOLVED that given said release, there now remains \$106,536.68 in said Letter of Credit; and further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, Sealand Contractors, Corp, and Passero Associates.

RESOLUTION #309

REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVER

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

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

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

(Resolution #309 con't)

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

<u>Vendor</u>	<u>Event</u>	<u>Location of Event</u>	<u>Amount of Contract</u>	<u>Duration of Contract</u>
Oscar Wilson dba/ Roscoe the Court Jester	Victor Municipal Park Day Camp	6680 Papparone Drive	\$125.00	August 10, 2016
Yelena Shapiro – Once Upon A Tune Music Together	Fall Recreation Program (September – November)	7891 Lehigh Crossing	70% of Net Funds (Minimum registration of 5 people)	November 22, 2016

Now, therefore be it

RESOLVED that the Town Board grants the Certificate of Liability Waiver for the following service provider:

<u>Vendor</u>	<u>Event</u>	<u>Location of Event</u>	<u>Amount of Contract</u>	<u>Duration of Contract</u>
Oscar Wilson dba/ Roscoe the Court Jester	Victor Municipal Park Day Camp	6680 Papparone Drive	\$125.00	August 10, 2016
Yelena Shapiro – Once Upon A Tune Music Together	Fall Recreation Program (September – November)	7891 Lehigh Crossing	70% of Net Funds (Minimum registration of 5 people)	November 22, 2016

And be it further

RESOLVED that a copy of this resolution be sent to Oscar Wilson, Yelena Shapiro, Brian Emelson, Mary Lyng, and the Town Clerk.

RESOLUTION #310

AUTHORIZATION TO ENTER INTO AGREEMENT WITH ROSCOE THE COURT JESTER

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Department of Parks and Recreation seeks to offer a magic, juggling and balloon animal performance at their summer specialty camp at Victor Municipal Park on August 10th; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Roscoe The Court Jester to provide a magic, juggling and balloon animal performance for a cost not to exceed One Hundred Twenty Five dollars (\$125.00); and

WHEREAS, Roscoe The Court Jester is requesting that the Town Board waive its' requirement for a Certificate of Liability Insurance from said Contractor; and

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

RESOLVED that this resolution is conditioned upon receiving approvals from the Attorney for Town and the insurance waiver from the Town Board or approval from the Town Insurance Broker; and further

(Resolution #310 con't)

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Roscoe The Court Jester to provide a magic, juggling and balloon animal performance for a cost not to exceed One Hundred Twenty Five dollars (\$125.00), said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Programs Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Gloria Dunton, Fiscal Manager; Debra Denz, Town Clerk; and Oscar Wilson, Roscoe The Court Jester.

RESOLUTION #311

AUTHORIZATION TO ENTER INTO AGREEMENT WITH YELENA SHAPIRO FOR RECREATION PROGRAM (MUSIC TOGETHER)

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Department of Parks and Recreation seeks to offer music instruction in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Yelena Shapiro to provide equipment and instructional staff for a music program for a sum of Seventy Percent (70%) of the music programs revenues; and

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

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

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Yelena Shapiro to provide equipment and instruction for music instruction for a sum of Seventy Percent (70%) of the music programs revenues, said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Gloria Dunton, Fiscal Manager; Debra Denz, Town Clerk; and Yelena Shapiro.

RESOLUTION #312

AUTHORIZATION TO ENTER INTO AGREEMENT WITH HEATHER OTTNOD FOR RECREATION PROGRAM (ZUMBA INSTRUCTION)

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Department of Parks and Recreation seeks to offer Zumba instruction in their summer specialty camp at Victor Municipal Park the week of August 9th – 12th; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Heather Ottnod to provide equipment and instructional staff for a Zumba program for a sum not to exceed Fifty Dollars (\$50.00); and

(Resolution #312 con't)

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

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

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Heather Ottnod to provide equipment and instruction for Zumba for a sum not to exceed Fifty Dollars (\$50.00), said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Gloria Dunton, Fiscal Manager; Debra Denz, Town Clerk; and Heather Ottnod.

RESOLUTION # 313

AUTHORIZATION TO ENTER INTO AGREEMENT WITH RIBLICIOUS BBQ (FOOD TRUCK CONCESSION)

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

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

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Riblicious BBQ to provide a food truck concession at VictorFest with the Town receiving Ten Percent (10%) of the nightly food sales; now, therefore, be it

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

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Riblicious BBQ to provide a food truck concession; and further

RESOLVED, that a copy of this resolution be forwarded to Mike Stockman, Assistant Director of Parks and Recreation; Brian Emelson, Director of Parks and Recreation; Gloria Dunton, Fiscal Manager; Debra Denz, Town Clerk; and Riblicious BBQ LLC.

RESOLUTION #314

AMEND THE SLIDING FEE SCALE OF THE TOWN OF VICTOR LIABILITY AGREEMENT POLICY FOR SNOW PLOWING

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was
ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, on October 15, 1996, Resolution No. 320 was adopted by the Town Board establishing a policy with respect to liability agreements for snow plowing of roads not yet dedicated to the Town. Resolution No. 320-96 was amended by Resolution No. 61 adopted on January 11, 1999 which was then amended with Resolution No. 419 adopted on December 17, 2012; and

WHEREAS, the Liability Agreement Policy for snow plowing includes both residential and non-residential roads that developers are in the process of constructing the development, and residences are occupied or businesses operating, to assure the necessary access is available for emergency vehicles as well as school buses and postal delivery service, prior to dedication at a cost to the developer; and

(Resolution #314 con't)

WHEREAS, the Town currently enters into an "Agreement" that was agreed upon by the Town Board and the Victor Central School District which sets out all the terms and conditions the developer must adhere to in order for the Town to plow an undedicated road; and

WHEREAS, said "Agreement" is filed in the Town Clerk's Office and is available for public inspection; and

WHEREAS, the Town Board is desirous of continuing this policy of entering into an agreement to assure access to residential or non-residential developments during construction and prior to dedication and feels that a cost to the developer is appropriate due to the labor and material required to provide this service; and

WHEREAS, the Highway Superintendent has determined that an increase in the sliding fee scale is necessary; and

WHEREAS, the Highway Superintendent has determined the following sliding fee scale based upon monies that would be received by the Town from the New York State CHIPS program if the road was dedicated and the fees paid to the Town by the County and the State for the Town to maintain their respective highways:

- 1st Year after road base installation (top coat not yet installed) - NO FEE
- 2nd Year - 77 cents per linear foot of highway
- Then a 10 cent increase per linear foot of highway

Now, therefore, be it

RESOLVED, the Liability Agreement Policy for snow plowing includes both residential and non-residential roads that developers are in the process of constructing the development and residences are occupied or businesses operating, to assure the necessary access is available for emergency vehicles as well as school buses and postal delivery service, prior to dedication at a cost to the developer as outlined above; and further

RESOLVED that this policy be added to *Part I, ADMINISTRATIVE LEGISLATION/POLICY* portion of the Victor Town Code; and further

RESOLVED that all fees will be reviewed on an annual basis; and further

RESOLVED prior to the Town Board entering into an Agreement with any developer, regardless of the situation, the Town Engineer and the Highway Superintendent's recommendation to do the same is required; and further

RESOLVED that copies of this resolution be forwarded to the Highway Department, Building and Planning, Town Clerk, and the Finance Department.

RESOLUTION #315

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 6958 ALDRIDGE ROAD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (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 6958 Aldridge Road, located in the town of Victor; and

(Resolution #315 con't)

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 entire frontage of 6958 Aldridge Road (Tax Acct. No. 16.00-1-3.100), which is owned by Ryan T. Bonczek and Jamie M. Bonczek and is approximately 181' x 15' respectively as shown on Schedule "A"; and

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

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

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 6958 Aldridge Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

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

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

RESOLUTION #316

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 7300 DRYER ROAD & 7320 DRYER ROAD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was ADOPTED AYES 4 (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 7300 Dryer Road and 7320 Dryer Road, 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 entire frontages of 7300 Dryer Road and 7320 Dryer Road (Tax Acct. No. 27.02-1-31.230 and 27.02-1-31.220), which are owned by DeHollander Design, Inc., and is approximately 375' x 15' along the entire frontage of Dryer Road respectively as shown on Schedule "A"; and

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

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

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 7300 Dryer Road & 7320 Dryer Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

(Resolution #316 con't)

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 #317

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 7340 DRYER ROAD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (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 7340 Dryer Road, 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 7340 Dryer Road (Tax Acct. No. 27.02-1-31.210), which is owned by David M. Lepsch and Shelly B. Lepsch, and is approximately 130' x 15' along the entire frontage of Dryer Road, respectively as shown on Schedule “A”; and,

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

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

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 7340 Dryer Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

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

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

RESOLUTION #318

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 7342 DRYER ROAD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (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 7342 Dryer Road, 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

(Resolution #318 con't)

WHEREAS, the easement, is located along the frontage of 7342 Dryer Road (Tax Acct. No. 27.02-1-31.240), which is owned by Scott C. Reinhart and Sherry L. DeNicola, and is approximately 100' x 15' (comprised of a 40' portion to the west and a 60' portion to the east) along the frontage of Dryer Road respectively as shown on Schedule "A"; and

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

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

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 7342 Dryer Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

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

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

RESOLUTION #319

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY
PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 7344 DRYER ROAD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (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 7344 Dryer Road, 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 entire frontage of 7344 Dryer Road (Tax Acct. No. 27.02-1-31.250), which is owned by DeHollander Design, Inc., and is approximately 60' x 15' along the entire frontage of Dryer Road respectively as shown on Schedule "A"; and

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

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

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 7344 Dryer Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

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

(Resolution #319 con't)

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 #320

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW – 7346 DRYER ROAD

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was
ADOPTED AYES 4 (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 7346 Dryer Road, 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 entire frontage of 7346 Dryer Road (Tax Acct. No. 27.02-1-31.100), which is owned by Scott W. DeHollander & Andrea L. DeHollander, and is approximately 186’ x 15’ along the entire frontage of Dryer Road respectively as shown on Schedule “A”; and

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

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

RESOLVED, that the Town hereby approves of the Water Authority’s voluntary acquisition of easements over 7346 Dryer Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

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

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

RESOLUTION #321

APPROVAL FOR THE PURCHASE OF TWO NEW GORMAN RUPP J-SERIES RETROFIT KIT WITH AN INFINITY SERIES MODEL SFV3B-X SEWER PUMPS WITH A THERMO RETROFIT KIT FOR PS-29 LOCATED AT #7355 ½ NYS ROUTE 96 HADLEY CIRCLE IN THE VICTOR SEWER DISTRICT

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was
ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Farmington Water and Sewer Superintendent, along with a letter from LaBella Associates dated July 28, 2016, have both recommended the replacement of the two original Gorman Rupp model JSV360-X4 sewer pump that were installed 24 years ago at PS-29, #7355 ½ NYS Route 96 and Hadley Circle at Hut Serial Number 93-069-ASVP; and

(Resolution #321 con't)

WHEREAS, the replacement parts for these pumps are longer available as the J-Series sewer pumps were taken out of production shortly after they were originally installed in 1993, surpassing there expected life replacement cycle; and,

WHEREAS, the Farmington Water and Sewer Superintendent has received Quote No. WR-16-0103-F Rev dated June 29, 2016 from Siewert Equipment for authorized Gorman Rupp ASVP station retrofits that include new Gorman Rupp Model SFV3B, J-Series pumps at a cost not to exceed Six Thousand Five Hundred Eighty dollars (\$6,580.00) each (Thirteen Thousand One Hundred Sixty dollars (\$13,160.00) for both); and the duplex moisture retrofit kit at a cost of Two Thousand Three Hundred Twenty Eight dollars (\$2,328.00) for a combined total cost of Fifteen Thousand Four Hundred Eighty Eight dollars (\$15,488.00) plus, freight and shipping costs ; now, therefore be it

RESOLVED, that the Victor Town Board, acting on behalf of the Victor Sewer District, hereby approves the Farmington Water and Sewer Superintendent to purchase two (2) new Gorman Rupp Model SFV3B, J-Series explosion proof submersible 3" pump with a 4 HP, 230 volt/3 phase motor with 32 foot power cord, 3" off-set spool piece and J-Series guide shoe adaptor including the panel retrofit kit for the replacement sewer pump needed for lift station PS-29, at a cost not to exceed Six Thousand Five Hundred Eighty dollars (\$6,580.00) each (Thirteen Thousand One Hundred Sixty dollars (\$13,160.00) for both); and the duplex moisture retrofit kit at a cost of Two Thousand Three Hundred Twenty Eight dollars (\$2,328.00) for a combined total cost of Fifteen Thousand Four Hundred Eighty Eight dollars (\$15,488.00) plus, freight and shipping costs, from Siewert Equipment of Rochester, New York, as quoted in their written Quote No. WR-16-0103-F Rev 2 dated June 29, 2016; and be it further

RESOLVED, that this purchase is to be funded from the 2016 Town Budget line item # SS-8120.400 - Sanitary Sewers Contractual - which will be a split cost per the IMA between the Town of Farmington and the Town of Victor with Farmington's cost being Ten Thousand dollars (\$10,000.00), and the balance of Five Thousand Four Hundred Eighty Eight dollars (\$5,488.00) being reimbursed by the Town of Victor Consolidated Sewer Distract; and be it further

RESOLVED, that a copy of this resolution will been sent to the Finance Department, Labella Engineering, Victor Town Clerk, and the Town of Farmington Water and Sewer department.

RESOLUTION #322

AUTHORIZATION TO TRANSFER FUNDS TO APPROPRIATE ACCOUNT FOR THE COBBLESTONE PUMPHOUSE RESTORATION PROJECT

On motion of Councilman Tantillo, seconded by Councilman Guinan, the following resolution was
ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, Resolution #164-16 - Authorization for Supervisor to Enter Into A Contract With Naberhood Restoration for the Masonry Restoration of the Abandoned Cobblestone Pumphouse - was adopted on April 11, 2016; and

WHEREAS, Five Thousand Four Hundred Twenty Five dollars (\$5,425.00) in funds were allocated in the 2016 Town Budget Line Item # A.7510.400 Historian Contractual towards this project; and

WHEREAS, an additional Ten Thousand dollars (\$10,000.00) in funds for this project were received from the Historic Preservation and Parkland Improvements Grant New York State and Municipal Facilities Program; and

WHEREAS, these funds need to be transferred to the 2016 Town Budget Line Item # A.7520.40 Historical Property Contractual for charges incurred with the repairs of the Abandoned Cobblestone Pumphouse project; now therefore be it

(Resolution #322 con't)

RESOLVED that the following 2016 budget transfer take place for the charges incurred with the repairs of the Abandoned Cobblestone Pumphouse project:

From Account	Amount	To Account
A.7510.400 Historian Contractual	\$15,425.00	A.7520.400 Historical Property Contractual

and be it further

RESOLVED, that a copy of this resolution be sent to the Finance Department and the Town Historian.

RESOLUTION #323

AUTHORIZING THE TRANSFER OF FUNDS FROM THE CIVIC CENTER CAPITAL RESERVE FUND, A "TYPE" FUND, TO THE BUILDINGS & LAND CAPITAL RESERVE FUND, A "TYPE" FUND

On motion of Councilman Tantillo, seconded by Councilman Crowley, the following resolution was

ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, on November 24, 2003, by Resolution #367, the Town of Victor ("Town") established a "type" capital reserve fund to be used to "finance the cost of construction, acquisition or equipping, of facilities to be used for Civic Center type community operations," which is identified in the Town budget as Account A.0899.001 (the "Civic Center fund"); and

WHEREAS, on January 22, 2001, by Resolution #58 the Town established a "type" capital reserve fund to "finance the cost of construction, reconstruction or acquisition of buildings or other property" which is identified in the Town budget as Account A.0899.002 (the "Buildings & Land fund"); and

WHEREAS, the Town Board has determined that it has a need to increase the amount of the Buildings & Land fund in order to adequately provide funding for the future building and land needs of the Town; and

WHEREAS, the Town Board has also determined that it no longer has any plans to construct, acquire, or equip property or facilities to be used for community civic center purposes, and that the Town would be better served if such remaining funds in the Civic Center were transferred to the Buildings & Land fund; now, therefore be it

RESOLVED that the Town Accountant is authorized to transfer the balance of the remaining funds in the Civic Center fund to the Buildings & Land fund; and further be it

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

RESOLUTION #324

APPOINTMENT OF MARGARET BEAULIEU TO THE POSITION OF SENIOR ACCOUNT CLERK FOR THE FINANCE DEPARTMENT

On motion of Councilman Crowley, seconded by Councilman Guinan, the following resolution was

ADOPTED AYES 4 (Palermo, Crowley, Guinan, Tantillo) NAYS 0

WHEREAS, the Town Board passed Resolution No. 291 – Appointment of Barbara Cole to the Accountant I Position for the Finance Department on July 25, 2016; and

WHEREAS, the Town Board passed Resolution No.293 – Creation of Senior Account Clerk Position for the Finance Department on July 25, 2016; and

WHEREAS, a List of Eligible(s) candidates was received from the Ontario County Human Resources Department for the Senior Account Clerk position, and interviews were conducted on August 5, 2016 by an interview committee consisting of Gloria Dunton, Fiscal Manager; Barbara Cole, Accountant I; Mary Lyng, Finance Clerk; and Tina Kolaczyk, Human Resources; and

(Resolution #324 con't)

WHEREAS, the committee is recommending that Margaret Beaulieu of Canandaigua, NY, be appointed to the position of Senior Account Clerk for the Town of Victor; now, therefore be it

RESOLVED that Margaret Beaulieu of Canandaigua, NY be appointed to the position of Senior Account Clerk for the Town of Victor Finance Department, effective September 6, 2016, at a Grade 4 step A hourly rate salary of Twenty Two dollars and Twenty Seven cents (\$22.27) per hour and is to be funded from line A.1220.100 Supervisor Personal Services in the 2016 Operating Budget; and be it further

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

On motion of Councilman Crowley, seconded by Councilman Tantillo, the meeting was adjourned at 7:22 PM.

Respectfully submitted, _____ Debra J. Denz, Town Clerk