

6:00 PM –Town Board Budget Workshop #6

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

OTHERS PRESENT: Debra Denz, Town Clerk; Barb Cole, Steve Metzger, Paul Ackerman, Lee Wagar, Jerry Colyer, Sue Stehling, Chuck Maloy, Bonnie Waters, Ken Waters, Kent Kiiikka, Tom Evarts, Babette Huber, James N. Cope, Ellie Cope, Tom Baswciani, Jason Maier, Scott Hopkins, Neil Stein, Mitch Donovan, Rebecca Donovan, Marsha Senges, Ray Sitler, Pam Sitler, and Jenette Adam.

Supervisor Marren and Town Board members reviewed the 2017 Preliminary budget and discussed the following charted information sheets: Allowable Tax Rate Increases for the Town of Victor Under the Tax Cap 2012-2017, Budget vs. Actual Tax Revenues 2012-2016, Annual Budgeted Revenues 2012-2017, Annual Appropriated Fund Balance 2012-2017, and Annual Appropriations to Operating Funds 2012-2017.

Town Board reviewed each of the following items and discussed keeping the funding in the 2017 budget, taking it out, or if more research was needed for:

- Victor Community Connectivity Project, Trail/sidewalk - **in**
- Speed Enforcement Contract with Ontario County Sheriff Dept. 15 hrs. per week - **need more info**
- Storm Water Management/Drainage and pond maintenance- **in**
- Road Striping Index / Highway Dept.- **out**
- Cameras at the Transfer Station and the Highway Entrance Gates- **need more info**
- Purchase and Install four security cameras for the Recreation Center-**need more info**
- Accounting Support for Finance- **in**
- Route 96 Consolidated Funding Application (CFA), formation of a Transportation District- **in**
- Comp Plan Implementation, code modification, web mapping-**in**
- Principle and Interest payment on the equipment purchased in 2016- **in**
- Health Care increase for 2017- **in**

A regular meeting of the Victor Town Board was held on October 24, 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; Lee Wager, Jerry Colyer, Sue Stehling, Chuck Maloy, Bonnie Waters, Ken Waters, Kent Kiiikka, Sarah Mitchell, Babette Huber, Muriel Nado, Kim Kinsella, Dave Knapp, Kathy Rayburn, Larry Rhodes, Tom Basciani, Jason Maier, Holly Graff, Tim Brown, Russ Graff, Terry Algen, Neil Stein, Gordy Phillips Jr., Mitch Donovan, Jeanette Adam, Mary Duprey, Tina Kolaczyk, Carole Brown, Bill Bowen, Melody Burri, Kenneth Preston, Cathy Stout, Pam Bettencourt, John Landry, James F. Meehan, Robert Klein, Faith Kunes, Kristy Dora, Holly DeJohn, Dave Condon 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.

The flag was saluted.

RESOLUTION #424
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 September 26, 2016 be approved.

RESOLUTION #425
PAYMENT OF BILLS

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

RESOLVED that the bills be paid on Manifest #20 in the amount of \$276,345.39. Documentation for these expenditures can be found on vouchers filed by numbers #20162341-20162441.

A- General Townwide	\$155,259.86
B- General Outside Village	\$18,686.09
DB – Highway Townwide	\$43,164.84
H21 Community Connectivity Capital Project	\$5,832.61
SL1 –Fishers Light	\$9.43
SL2 –Brookwood Meadows Light	\$8.11
SL3 –High Point Light	\$20.97
SL4 –Cobblestone Light	\$104.44
SL5 –Quail Ridge Light	\$18.91
SL6 –Rolling Meadows Light	\$23.40
SL7 –Legacy at the Fairways	\$14.41
SL8 –Stoneleigh Light	\$7.83
SS-SS Consolidated Sewer Fund	\$14,539.49
TA –Trust & Agency	\$38,655.00

Supervisor Marren reviewed each of the five large expenses that were included in Manifest #20.

PRIVILEGE OF THE FLOOR

- 1) Tim Brown & Terry Alger, American Legion, spoke with concerns regarding the visibility of the Veterans Memorial location.
Councilman Crowley offered assistance in finding a solution.

RESOLUTION #426
MOVE TO SCHEDULED PUBLIC HEARINGS

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

PUBLIC HEARING

ESTABLISH THE “EAST VICTOR ROAD PROPERTY SEWER DISTRICT” AND CONSOLIDATE IT INTO THE VICTOR CONSOLIDATED SEWER DISTRICT (SOUTHGATE HILLS)

Public Hearing opened at 7:30 PM

Legal Notice and posting date read into the record by the Town Clerk.

Supervisor Marren called for comments.

Paul Ackerman opposed.

Lee Panzika, questioned amount for connection fee.

Supervisor Marren responded approximately \$1,600.

Supervisor Marren called for additional comments.

No one else wished to comment.

Supervisor Marren closed the Public Hearing at 7:35 PM.

PUBLIC HEARING

2017 BUDGET

Public Hearing opened at 7:35 PM

Legal Notice and posting date read into the record by the Town Clerk.

Supervisor Marren advised that the Public Hearing would be held open for additional comments at the 11/14/16 Town Board meeting. He presented information on the overhead projection screens, reviewed items from the budget workshop, and then called for comments.

- 1) Neil Stein, 1722 Strong Rd., questioned if residents living in the Fishers Fire District are also paying for fire protection from the Victor Fire Dept. Concerned that there was no reduction in Parks and Recreation programming.

Supervisor Marren responded. He reviewed the need for career firefighters and the Safety Study that has been completed. He will forward concerns to the Village and Fishers Fire District for use in regional and long range planning.

- 2) Lee Panzika, requested clarification for what percentage of tax collected is going toward Town expenses.

Supervisor Marren responded.

- 3) Jerry Colyer, Rawson Rd., regarding tax for fire protection, felt that if 80% of the calls received by the Fishers Fire District are from the mall or the thruway, questioned if they could pay a percentage of the cost.

Supervisor Marren advised that he will forward the question to the attorney for the Fishers Fire District for creating a Special taxing District for the mall / thruway/ Rt.96 corridor.

- 4) Paul Ackerman concern with tax increase and cost of fire protection.

- 5) Jack Merceraport, new residents, concerned with tax increase and budget format, felt that if line items broken down in the budget, easier for resident's overview.

- 6) Lee Panzika, questioned when to expect the next full town wide assessment, concerned with tax increase that would follow.

Wayne Pickering, Town Assessor responded that 2018 for reassessment.

- 7) Robert Kline, 523 County Rd. 9, concerned with fire protection tax, requested clarification. Supervisor Marren clarified that the Village and Fishers Fire District are separate taxing entities.

- 8) Tom Evarts, 1261 McMahon Rd., questioned what portion of the 6% increase in health insurance Town employees will be paying, and requested each Town Board member to make a statement on how they will earn his trust in them back.
Supervisor Marren responded that there was no increase to the portion that employees pay towards health insurance included in the budget.

Councilman Tantillo reviewed continued efforts for communications and transparency with the public in clear, understandable, timely fashion.

Councilman Guinan, lifelong resident, felt that staying within the 2% tax cap mandated by the State five years ago was not feasible with the budget amount needed to maintain the roads,(27 new dedicated roads), infrastructure, schools, and amenities the community expects. Believes in full transparency, and felt that the tax rate should have incrementally increased over the five year period.

Councilman Crowley, reviewed his efforts for communications with the public. Advised that he responds in person to email and concerns that he receives.

Councilman Palermo, felt that communication and community participation most important. Urged the public to become more actively involved.

Supervisor Marren took responsibility for mistakes made and reviewed actions moving forward.

- 9) Dave Lepsch, works with law enforcement, questioned cost of law enforcement services, offered budgetary assistance.
- 10) Jim Meehan, requested clarification for fund balance, and also posting of a line item budget report bi- annual or quarterly to the public.
Supervisor Marren and Barb Cole responded.
- 11) Sam Piperni, 7421 Trillium Trail, requested clarification for checks and balances policy moving forward.
- 12) Tom Basciani, 7452 Dryer Rd., resident for over 40 years, concerned with growth from development and traffic in the town.
- 13) Kent Kiikka, 973 Brownsville Rd., questioned if the amount of sales / mortgage tax revenue estimate from the County could be received before the Town receives the check twice a year to help with the budget preparation.
- 14) Bill Bowen, 315 County Rd. 9, Questioned if the Town could contract with Farmington for fire protection, the current status of revenue from the Recycling Center permits, and if the fees could be increased for services the town charges for, such as planning /building permits, etc.
Supervisor Marren responded.
Councilman Tantillo responded regarding Recycling Center.
- 15) Paul Ackerman, concerned and questioned number of former employees working for the town after retirement.
Supervisor Marren responded that there was one.
- 16) Neil Stein, 1722 Strong Rd. questioned status of “pay as you throw” program for recycling.
Supervisor Marren responded that the Town of Manchester’s program was reviewed and due to costs involved, not ready to move forward here. Advised that currently looking at options with further report to come soon.

17) Mary Duprey, 7640 Pondview Dr., supported the Town Board's budgetary efforts and thankful for the recycling center services available.

18) Lee Wager, Beauchamp Way, supported the Town Board's budgetary efforts.

No one wished to comment.

Public Hearing held open to 11/14/16. Time: 9:20 PM.

RESOLUTION #427

RE-OPEN REGULAR MEETING OF THE VICTOR TOWN BOARD

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 regular meeting of the Victor Town Board be reconvened.

TOWN OFFICIALS

SUPERVISOR

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

- 1) Public Hearing Notice from the Town of Farmington regarding proposed local law to establish moratorium on solar collection systems and solar farms.
- 2) Victor hosted the Secretary of State for a local government roundtable on October 20th. Discussed the public safety grant that was received.
- 3) Attended the Farmington Quaker Meeting House 200th Anniversary celebration.
- 4) Public Safety and Emergency Service Committee –Councilman Palermo attended and they provided options for the Town Board.

SUBMITTED REPORTS

Highway
Financial Statement
Engineer
Economic Development
Historian

TOWN CLERK

Debra Denz reported:

- 1) The adopted 2017 Fishers Fire District budget received and distributed to the Town Board.
- 2) Copy of Notice for Public Hearing and proposed local law regarding solar collection systems and solar farms from the Town of Farmington received and posted.

COUNCMILMAN PALERMO

Historic Advisory Committee –distributed information regarding the request for demolition code changes in relation to historic buildings.

COUNCILMAN TANTILLO

Invited the audience to watch the youth football teams. Very proud that three of the five teams have made it to the championships. Victor senior football players will be at the Rochester Rhinos stadium Sunday October 30th at 1pm against McQuaid.

COUNCILMAN CROWLEY

Felt Victor sports teams are outstanding.

RESOLUTION #428

REQUEST WAIVER OF CERTIFICATE OF INSURANCE REQUIREMENT - MEETING ROOM USE FOR VICTOR BLUEBELLES & BEAUS GARDEN CLUB

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

WHEREAS, Victor Bluebelles and Beaus Garden Club is a non-profit, community group who wishes to use the meeting rooms in the Victor Town Hall; and

WHEREAS, the Victor Town Board adopted Resolution #177 on May 24, 2010 setting the Town of Victor Meeting Room Use Policy which requires groups wishing to use the Town meeting room facilities to either present a Certificate of Insurance or to submit a letter requesting a waiver of the Certificate of Insurance if none is available to the organization; and

WHEREAS, Victor Bluebelles and Beaus Garden Club has submitted a letter requesting the use of the Town meeting rooms with request for a Waiver of Certificate of Insurance; now, therefore, be it

RESOLVED that the Victor Bluebelles and Beaus Garden Club's request to use the Town meeting room facilities be granted; and further

RESOLVED that the requirement for the Certificate of Insurance for the Victor Bluebelles and Beaus Garden Club be waived; and be it further

RESOLVED that a copy of this resolution be sent to Victor Bluebelles and Beaus Garden Club and the Town Clerk.

RESOLUTION #429

AUTHORIZATION TO ENTER INTO AGREEMENT WITH BILL KERR FOR YOUTH BASKETBALL LEAGUE OFFICIATING

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 Department of Parks and Recreation seeks to offer youth basketball leagues; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Bill Kerr to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest; and

WHEREAS, Bill Kerr has provided the Town with all the appropriate documents to support the proposed service agreement; and

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

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Bill Kerr to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest, said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker or receiving a Certificate of Liability Insurance Waiver and the Attorney for the Town; and further

(Resolution #429 con't)

RESOLVED, that a copy of this resolution be forwarded to Christine Winter, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Senior Town Accountant; Debra Denz, Town Clerk; and Bill Kerr, USSSA Basketball Official.

RESOLUTION #430

AUTHORIZATION TO ENTER INTO AGREEMENT WITH DREW COVIELLO FOR YOUTH BASKETBALL LEAGUE OFFICIATING

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 Department of Parks and Recreation seeks to offer youth basketball leagues; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Drew Coviello to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest; and

WHEREAS, Drew Coviello has provided the Town with all the appropriate documents to support the proposed service agreement; and

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

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Drew Coviello to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest, said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker or receiving a Certificate of Liability Insurance Waiver and the Attorney for the Town; and further

RESOLVED, that a copy of this resolution be forwarded to Christine Winter, Recreation Supervisor; Brian Emelson, Director of Parks & Recreation; Barb Cole, Senior Town Accountant, Debra Denz, Town Clerk; and Drew Coviello, USSSA Basketball Official.

RESOLUTION #431

AUTHORIZATION TO ENTER INTO AGREEMENT WITH JAY GOLD FOR YOUTH BASKETBALL LEAGUE OFFICIATING

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 Department of Parks and Recreation seeks to offer youth basketball leagues; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Jay Gold to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest; and

WHEREAS, Jay Gold has provided the Town with all the appropriate documents to support the proposed service agreement; and

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

(Resolution #431 con't)

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Jay Gold to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest, said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker or receiving a Certificate of Liability Insurance Waiver and the Attorney for the Town; and further

RESOLVED, that a copy of this resolution be forwarded to Christine Winter, Recreation Supervisor; Brian Emelson, Director of Parks & Recreation; Barb Cole, Senior Town Accountant, Debra Denz, Town Clerk; and Jay Gold, USSSA Basketball Official.

RESOLUTION #432

AUTHORIZATION TO ENTER INTO AGREEMENT WITH RAY O'NEILL FOR YOUTH BASKETBALL LEAGUE OFFICIATING

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 Department of Parks and Recreation seeks to offer youth basketball leagues; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Ray O'Neill to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest; and

WHEREAS, Ray O'Neill has provided the Town with all the appropriate documents to support the proposed service agreement; and

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

RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Ray O'Neill to provide youth basketball officiating at a cost not to exceed Twenty Seven dollars (\$27.00) per contest, said funds are included and available in the 2016 Operating Budget line item A7020.4 Recreation Administration Contractual; and further

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker or receiving a Certificate of Liability Insurance Waiver and the Attorney for the Town; and further

RESOLVED, that a copy of this resolution be forwarded to Christine Winter, Recreation Supervisor; Brian Emelson, Director of Parks & Recreation; Barb Cole, Senior Town Accountant, Debra Denz, Town Clerk; and Ray O'Neill, USSSA Basketball Official.

RESOLUTION #433

AUTHORIZATION FOR REIMBURSEMENT PAYMENT TO THE TOWN OF FARMINGTON FOR REPAIRS TO THE VICTOR SEWER DISTRICT'S PS-28 LIFT STATION

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 Victor Sewer District identified the need to address odor complaints for the PS-28 Pump Station, located at 7461 NYS Route 96 in Fishers, NY; and

WHEREAS, Evoqua Water Technologies is a single-source supplier for the feed system and chemicals required for odor control; and

(Resolution #433 con't)

WHEREAS, in accordance with the New York State Department of Environmental Conservation (NYDEC) Rule 6 NYCRR Part 597 for Bulk Storage of Chemicals, the life expectancy of polyethylene single wall chemical bulk storage tanks is ten (10) years, and the 2,000 gallon polyethylene bioxide tank currently in service at PS-28 for odor control now exceeds 13 years old and requires replacement; and

WHEREAS, Evoqua Water Technologies has submitted a proposal to replace the bioxide feed and storage system for PS-28 at a cost not to exceed Twenty Eight Thousand Thirty Three dollars (\$28,033.00); and

WHEREAS, in accordance with the Intermunicipal Agreement with the Town of Farmington regarding the Victor Sewer District, any costs over Ten Thousand dollars (\$10,000.00) will be reimbursed to the Town of Farmington by the Victor Consolidated Sewer District; and

WHEREAS, the Town of Victor will reimburse the Town of Farmington Eighteen Thousand Thirty Three dollars (\$18,033.00) for the Victor Sewer District's portion of the Evoqua Water Technologies invoice; now, therefore be it

RESOLVED, that the Victor Town Board authorizes the payment of the Town's portion of Eighteen Thousand Thirty Three dollars (\$18,033.00) to be paid to the Town of Farmington by the Town of Victor, to be charged to the 2016 Town Budget Line Item # SS.8120.400 Sanitary Sewers Contractual; and be it further

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

RESOLUTION #434

AUTHORIZATION AFTER PUBLIC HEARING FOR THE ESTABLISHMENT OF THE EAST VICTOR ROAD PROPERTY SEWER DISTRICT AND CONSOLIDATION OF THE SAME INTO THE VICTOR CONSOLIDATED SEWER DISTRICT (SOUTHGATE HILLS)

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 Victor Town Board ("the Town") has received a Map, Plan and Report (the "MPR") requesting an extension to the Town of Victor Consolidated Sewer District (the "Sewer District") into 13.7+/- acres of lands located on the west side of East Victor Road, south of Fieldcrest Lane, (Southgate Hills) more specifically depicted on a map a part of the MPR, the metes and bounds description of which is set forth in the MPR referred to herein and available for public inspection at the Victor Town Clerk's Office (the proposed extension to the Sewer District is hereinafter referred to as the "East Victor Road Property Sewer District"); and

WHEREAS, given the nature of the MPR and the policy and practice of the Town of Victor with respect to sewer districts, the MPR will be treated as and has been converted to one for the establishment and consolidation of the East Victor Road Property Sewer District into the Victor Consolidated Sewer District; and

WHEREAS, after the said MPR was duly filed in the Office of the Town Clerk of the Town of Victor (where it was then and is currently available for public inspection), the Town Board did duly adopt an Order and Resolution (the "Order") reciting the proposed establishment of the East Victor Road Property Sewer District and a description of the boundaries of the proposed East Victor Road Property Sewer District, the maximum amount proposed to be expended for the improvement, that amount being zero dollars (\$0.00), the proposed method of apportioning the cost of such improvement, and the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection, and specifying that the Town Board shall meet at the Town Hall,

(Resolution #434 con't)

85 East Main Street, Victor, New York, on the 24th day of October, 2016, for the purposes of conducting a public hearing on the East Victor Road Property Sewer District establishment and consolidation, and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, the Order additionally specified that the East Victor Road Property Sewer District, simultaneous with the establishment thereof, is to be consolidated into the Victor Consolidated Sewer District, and said Order set forth a descriptive summary of the Proposed Joint Consolidation Agreement for the Town of Victor Consolidated Sewer District and the East Victor Road Property Sewer District (the "Agreement"), as well as the costs to typical properties, including fees; and

WHEREAS, copies of said Order were duly published and posted according to law, and said Town Board did, at the time and place specified in said Order, duly meet and consider such proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made, now therefore be it

RESOLVED, that the Order for the notice of the public hearing was duly published and posted as required by law and is otherwise sufficient; and be it further

RESOLVED, that all property and property owners within the proposed East Victor Road Property Sewer District are benefitted; and be it further

RESOLVED, that all property and property owners benefitted by the East Victor Road Property Sewer District are included within the limits thereof; and be it further

RESOLVED, by the Town Board of the Town of Victor, in the County of Ontario, that it is in the public interest of the Town of Victor to authorize the establishment of the East Victor Road Property Sewer District and the simultaneous consolidation thereof into the Victor Consolidated Sewer District; and be it further

RESOLVED, that the Town Board does hereby approve and authorize the establishment of the East Victor Road Property Sewer District as well as the simultaneous consolidation thereof into the Town of Victor Consolidated Sewer District pursuant to the Agreement, said Agreement now and hereby adopted by the Town Board as the Final Consolidation Agreement for the Town of Victor Consolidated Sewer District and the East Victor Road Property Sewer District; and be it further

RESOLVED, that the capital costs charged to the properties within the Victor Consolidated Sewer District, as consolidated with the East Victor Road Property Sewer District, will be in accordance with the formula established by the Town Board as set forth in the Victor Town Code at Chapter 162; and be it further

RESOLVED, that maintenance and operation charges will be calculated and charged as more specifically set forth in the Victor Town Code at Chapter 162; and be it further

RESOLVED, that a hook-up fee will be charged in accordance with Chapter 162 of the Victor Town Code; and be it further

RESOLVED, that inasmuch as no expenditure of funds for capital costs is authorized herein, and because the Town will not expend any monies for the establishment indicated herein, this Resolution is not subject to the review and/or approval of the State Comptroller of the State of New York; and be it further

RESOLVED, that this constitutes a Type II action under the State Environmental Quality Review Act and is thus not subject to review under the same; and be it further

(Resolution #434 con't)

RESOLVED, that the applicant is directed to provide to the Town Clerk current maps showing parcel boundaries and assessment districts and areas, in both hard copy and digital form for the Clerk to submit to the Ontario County Real Property Office and the Town Assessor; and be it further

RESOLVED, that the Town Clerk of the Town of Victor shall cause a certified copy of this Resolution to be duly filed with the New York State Comptroller; and be it further

RESOLVED, that the Town Clerk publish and post a Notice of Permissive Referendum within 10 days of adoption of this resolution in accordance with Town Law; and be it further

RESOLVED, that the Town Clerk of the Town of Victor shall cause a certified copy of this Resolution to be duly recorded in the Office of the Clerk of Ontario County within ten (10) days of the adoption of this Resolution.

On motion of Councilman Palermo, seconded by Councilman Crowley, the meeting was adjourned at 9:30 PM.

Respectfully submitted, _____ Debra J. Denz, Town Clerk