

6:00PM TOWN BOARD WORKSHOP –Highway Facility, LaBella Associates

A regular meeting of the Victor Town Board was held on February 12, 2018 starting at 7:00 PM with the following members present:

PRESENT:

| | |
|------------|----------------|
| Supervisor | Jack Marren |
| Councilman | David Condon |
| Councilman | David Tantillo |
| Councilman | Mike Guinan |
| Councilman | Ed Kahovec |

OTHERS PRESENT: Karen Bodine, Town Clerk; Frank Pavia, Town Attorney; Mark Years, Highway Superintendent; Barb Cole Finance; Kim Kinsella; Brian Emelson, Parks & Recreation Director; Steve Metzger, Town Engineer; Scott Hopkins; Neil Stein; Ken Kuzia; Rebecca Guelli; Tim Brown; Marsha Senges; David Nankin and Babette Huber, Historian.

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

Supervisor Marren announced that the Town Hall would be closed on February 19, 2018 in observance of President's Day and also recognized birthdays for town employees for the month of February.

RESOLUTION #65

APPROVAL OF MINUTES

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

RESOLVED that the minutes of the regular meeting of January 8, 2018 hereby passed.

RESOLUTION #66

PAYMENT OF BILLS

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

RESOLVED that the bills be paid on Manifest #3 in the amount of \$3,953,138.11. Documentation for these expenditures can be found on vouchers filed by numbers # 20180099 – 20180236.

| | |
|---|----------------|
| A- General Townwide | \$3,724,297.55 |
| B- General Outside Village | \$13,701.14 |
| DB – Highway Townwide | \$121,082.70 |
| H21 –Community Connectivity Capital Project | \$178.34 |
| SL1 –Fishers Light | \$212.88 |
| SL2 –Brookwood Meadows Light | \$217.65 |
| SL3 –High Point Light | \$598.48 |
| SL4 –Cobblestone Light | \$3,031.43 |
| SL5 –Quail Ridge Light | \$591.34 |
| SL6 –Rolling Meadows Light | \$640.04 |
| SL7 –Legacy at Fairways | \$642.55 |
| SL8 –Stoneleigh Light | \$60.02 |
| SS –S5 CVS Sewer | \$87,756.49 |
| TA –Trust & Agency | \$127.50 |

Supervisor Marren reviewed each of the eight of the large expenses that were included in Manifest #3 that exceeded \$10,000.00 and gave an explanation of why the manifest was so high.

PRIVILEGE OF THE FLOOR

Babette Huber introduced Ken Kuzia who presented a donation of art work he had done of the Victor Village to be displayed in the Town Hall. Ken and his wife have been Victor residents for the last 29 years. A friend of his needed pictures for a book with village buildings and he used downtown Victor. Ken digitized all fifteen pictures together on this piece of art work.

SUPERVISOR

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

- Supervisor Marren and Chief McAdoo met with two Fishers Fire Department Commissioners and gave a vision of fire protection in our town.
- Also mentioned was the event at the school on Addition 101, and the Ontario County Department of Health was there to administer narcan training.
- Mobile Graphics celebrated their 20 Year Anniversary on Lane Road. Farmington Victor Ambulance is looking at changing members going from 7 to 9 members on their board.
- Sewer Easements that will be needed for the future Highway Project and application to DEC was signed to disturb several state wetlands as we move forward.
- Discussed with the board a letter about a disputed sewer bill late fee. Decision was to remain as is.

Councilman Tantillo thanked Mark Years, Brian Emelson, and Barb Cole for putting together the revenue expenditures in their reports as asked previously by the board. He also commented on how much revenue the Parks and Recreation Department raises.

Transfer Station discussion:

Councilman Kahovec spoke about the transfer station and at present there have been 51 punch cards.

The general feedback from residents and workers is to have no expiration date on the punch cards and use them until they are gone.

Councilman Condon also agreed, said he had taken several calls on this.

Currently it is a 5 punch card with a one year expiration, there was much discussion on this and it is still a work in progress.

Councilman Tantillo expressed his concern on the no expiration date.

Councilman Guinan added his thoughts on a modification or a one-time fee for disposing of one item. He also commented on what a good job the guys at the transfer station are doing with this process, noting that at times they do have to deal with some irritated residents.

Supervisor Marren thanked the board for their feedback and noted that any changes will have to go through a Public Hearing due to it being a change in Local Law. He will set a Public Hearing for the next Town Board meeting. The majority seems to state they do not want an expiration date on the punch cards.

Councilman Kahovec asked Mark Years to check with his guys at the transfer station to get their feedback on the punch card no expiration date.

RESOLUTION #67

MOVE TO SCHEDULED PUBLIC HEARING

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

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

PUBLIC HEARING

LOCAL LAW NO. 2018 TO AMEND THE TOWN OF VICTOR EMPLOYEE RECOGNITION PROGRAM

Public Hearing was opened at 7:34 PM.

Legal Notice was read into the record by the Town Clerk.

Supervisor Marren called for Public comments. None

Board Members:

Councilman Kahovec brought up some concern about the safety items on the recognition program. The Board discussed these events for obtaining points and took out attendance at safety meetings and mandatory training. Also clarified with identifying and reporting a safety issue, instead of points being rewarded to the whole department, they will go to the individual who identifies the issues.

Scott Hopkins was also in attendance and gave some feedback on the rewarding of employees for identifying issues. He also stated that employees should be rewarded for volunteering to be on safety committees and it was pointed out that it is already in the program for all committees.

Councilman Condon stated that he is in favor of the award program and commented on the wellness program being a benefit to all employees.

Public Hearing held open until next board meeting.

RESOLUTION #68

PINNACLE ATHLETIC COMPLEX, PHASE 1 - ACCEPTANCE OF DEDICATION

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

WHEREAS Sealand Contractors, Corp., developer of the Pinnacle Athletic Complex, Phase 1, has offered to dedicate to the Town of Victor the portion of Pinnacle Drive constructed in Pinnacle Athletic Complex, Phase 1 roadway and sidewalks, as described in the right-of-way description, the storm and sanitary sewer systems and the stormwater management facilities as set forth in the Town Engineer's letter of January 31, 2018; and

WHEREAS, the Engineer for the Town has indicated by letter dated January 31, 2018, that the portion of Pinnacle Drive constructed in Pinnacle Athletic Complex, Phase 1 roadway and sidewalks, as described in the right-of-way description, the storm and sanitary sewer systems and the stormwater management facilities are acceptable to be dedicated to the Town; and,

WHEREAS, Sealand Contractors, Corp. has posted a Maintenance Bond No. 837071977-Min the amount of \$27,596.55 which is the amount recommended by the Town Engineer in a letter dated January 31, 2018, to be held for two (2) years after the acceptance of the dedicated facilities, sidewalks and roadway; now, therefore, be it

RESOLVED, AS FOLLOWS:

1. That the Town of Victor hereby accepts dedication of the portion of Pinnacle Drive roadway and sidewalks constructed in Pinnacle Athletic Complex, Phase 1, as the same is known and is described in deeds of dedication to be executed by Sealand Contractors, Corp., copies of which are on file in the Town Clerk's Office.
2. That the Town of Victor hereby accepts dedication of the portion of Pinnacle Drive constructed in Pinnacle Athletic Complex, Phase 1 roadway and sidewalks, as described in the right-of-way description, the storm and sanitary sewer systems and the stormwater management facilities located within the right-of-way as they either lie within the dedicated right-of-way or the Town has previously been granted easements.
3. That the dedication of the said portion of roadway, sidewalks and systems shall be effective upon the executed deeds being filed in the Ontario County Clerk's Office.

AND FURTHER RESOLVED, that a copy of this resolution be forwarded to the Planning and Building Dept., Highway Superintendent, Engineer for the Town, and Sealand Contractors, Corp.

RESOLUTION #69

PINNACLE ATHLETIC COMPLEX, PHASE 1, LETTER OF CREDIT, RELEASE NO. 2 (FINAL)

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

WHEREAS, Sealand Contractors, Corp. received Planning Board approval for Pinnacle Athletic Complex, Phase 1 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 Developers Request for Release of Funds Statement of Construction No. 2(Final) dated January 18, 2018 and recommends in his letter January 31, 2018 that \$106,536.68 minus engineering and inspection fees and any other fees owed the Town be released from said letter of credit; now, therefore, be it

RESOLVED that the Victor Town Board hereby approves Release No. 2 (Final) on the M & T Bank Irrevocable Letter of Credit No. SB1742510001 in the amount of \$106,536.68 minus engineering and inspection fees and any other fees owed the Town as recommended by the Town Engineer; and, further

RESOLVED that given said release there now remains \$0.00 in said Letter of Credit after acceptance of the dedicated facilities in accordance with the Town Engineer's letter dated January 31, 2018; and, further

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

RESOLUTION #70

AUTHORIZATION TO ENTER INTO AGREEMENT - LYNN KLEI FOR YOGA INSTRUCTION

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

WHEREAS, the Department of Parks and Recreation seeks to offer yoga for adults in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Lynn Klei to provide instruction for yoga to be held at a mutually agreeable time and date for the instructor and program coordinator for the sum of Forty Five dollars (\$45.00) per participant / per six week session with the Town taking the sum of Twenty Five dollars (\$25.00) per resident participant and Thirty Five dollars (\$35.00) per non-resident participant / per six week session; and

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

WHEREAS, funds are included and available in the 2018 Operating Budget line item A7020.4 Recreation Programs Contractual; now, therefore, be it

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker, or an insurance waiver from the Town Board, 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 Lynn Klei to provide instruction for yoga for adults to be held at a mutually agreeable time and date for the instructor and program coordinator for the sum of Forty Five dollars (\$45.00) per participant / per six week session with the Town taking the sum of Twenty Five dollars (\$25.00) per resident participant and Thirty Five dollars (\$35.00) per non-resident participant / per six week session, said funds are included and available in the 2018 Operating Budget line item A7020.4 Recreation Programs Contractual; 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; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Lynn Klei.

RESOLUTION #71

AUTHORIZATION TO ENTER INTO AGREEMENT - THE MEATBALL TRUCK COMPANY LLC FOR FOOD TRUCK AT SUMMER CONCERTS

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

WHEREAS, the Department of Parks and Recreation seeks to offer food truck services at a summer concert; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with The Meatball Truck Company LLC to provide a food truck at a summer concert to be held on Thursday, July 12, 2018 from 6:30 – 8:30 pm with the Town receiving Ten Percent (10%) of the gross sales from the event revenue; and

WHEREAS, the Contractor has provided the Town with all the appropriate documents to support the proposed service agreement; now, therefore, be it

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker, or an insurance waiver from the Town Board, 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 The Meatball Truck Company LLC to provide a food truck at a summer concert to be held on Thursday, July 12, 2018 from 6:30 – 8:30 pm with the Town receiving Ten Percent (10%) of the gross sales from the event revenue; and further

RESOLVED, that a copy of this resolution be forwarded to Mike Stockman, Assistant Director of Parks and Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Michele Yancey.

RESOLUTION #72

AUTHORIZATION TO ENTER INTO AGREEMENT - AMITY DECKER FOR DANCE INSTRUCTION

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

WHEREAS, the Department of Parks and Recreation seeks to offer dance instruction for youth / teens / adults in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Amity Decker to provide instructional staff for dance classes to be held at a mutually agreeable time and date for Sixty Percent (60%) of the program registration net funds with the Town taking Forty Percent (40%) of the program registration net funds; and

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

WHEREAS, funds are included and available in the 2018 Operating Budget line item A7020.4 Recreation Programs Contractual; now, therefore, be it

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker, or an insurance waiver from the Town Board, 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 Amity Decker to provide instructional staff for dance classes to be held at a mutually agreeable time and date for Sixty Percent (60%) of the program registration net funds with the Town taking Forty Percent (40%) of the program registration net funds, said funds are included and available in the 2018 Operating Budget line item A7020.4 Recreation Programs Contractual; 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; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Amity Decker.

RESOLUTION #73

AUTHORIZATION TO ENTER INTO AGREEMENT - MICHAEL GEORGE / RED, HOT, AND BLUE BAND FOR SUMMER CONCERT

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

WHEREAS, the Department of Parks and Recreation seeks to offer a concert in the park; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Michael George / Red, Hot and Blue Band to provide a concert to be held on Thursday, July 26, 2018 from 7:00 – 8:30 pm for a fee not to exceed Six Hundred Eighty Dollars (\$680.00); and

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

WHEREAS, funds are included and available in the 2018 Operating Budget line item A7550.4 Celebrations Contractual; now, therefore, be it

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker, or an insurance waiver from the Town Board, 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 Michael George to provide a concert to be held on Thursday, July 26, 2018 from 7:00 – 8:30 pm for a fee not to exceed Six Hundred Eighty Dollars (\$680.00), said funds are included and available in the 2018 Operating Budget line item A7550.4 Celebrations Contractual; and further

RESOLVED, that a copy will be forwarded to Michael Stockman, Assistant Director of Parks and Recreation; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Michael George, Red, Hot and Blue Band.

RESOLUTION #74

AUTHORIZATION TO ENTER INTO AGREEMENT WITH AUDIO IMAGES SOUND AND LIGHTING FOR MOBILE STAGE RENTAL FOR SUMMER IN THE SQUARE

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

WHEREAS, the Department of Parks and Recreation offers a special event known as summer in the Square; and

WHEREAS, the Department of Parks and Recreation has the need to rent and have delivered a twenty-four foot wide by twenty foot deep, mobile stage system for the event; and

WHEREAS, the Assistant Director of Parks and Recreation has obtained the following written quotes for said rental and delivery of the mobile stage system;

| Vendor | Price Proposal |
|---------------------------------------|----------------|
| Audio Images Sound and Lighting, Inc. | \$2,180.00 |
| Indigo Productions | \$2,250.00 |

WHEREAS, the Director of Parks and Recreation recommends that the Town enter into agreement with Audio Images Sound and Lighting, Inc. for the rental and delivery of a twenty-four foot wide by twenty foot deep, mobile stage system for the event at a cost not to exceed Two Thousand One Hundred Eighty Dollars (\$2,180.00); and

WHEREAS, funds are included and available in the 2018 Operating Budget Line Item A7550.4 Celebrations Contractual for the Department; now, therefore, be it

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker, or an insurance waiver from the Town Board 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 Audio Images Sound and Lighting, Inc. to provide the rental and delivery of a twenty-four foot wide by twenty foot deep, mobile stage system at a cost not to exceed Two Thousand One Hundred Eighty Dollars (\$2,180.00), said funds are available in the 2018 Operating Budget Line Item A7550.4 Celebrations Contractual; and further

RESOLVED, that a copy will be forwarded to Mike Stockman, Assistant Director of Parks and Recreation; Brian Emelson, Director of Parks and Recreation; Barb Cole, Director of Finance; Karen Bodine, Town Clerk; and Jason Gridley, Audio Images Sound and Lighting, Inc.

DISCUSSION - URBAN FOREST DIAGNOSTICS: Supervisor Marren had an opportunity to meet with the chair of the tree board, Gene Pratt. He also informed the board that Christopher Luley, the author of the book worked as an arborist for the tree board and had identified trees in our municipal park, Maple Ave, and School Street that needed to come down. Chris is putting on this workshop as a part of giving back to the community. Also reminded that Arbor Day will be April 21, 2018 from 10-12. Chris will be

uniquely working with the Town and Village DPW and Parks & Rec staff, teaching the proper technique for pruning in the morning and the general public will be trained in the afternoon.

RESOLUTION #75

AUTHORIZATION TO ENTER INTO AGREEMENT WITH URBAN FOREST DIAGNOSTICS FOR TREE PRUNING WORKSHOP

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

WHEREAS, the Department of Parks and Recreation and the Village Tree Board seeks to offer a tree pruning workshop for staff and residents; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Urban Forest Diagnostics to provide materials and instruction for the Tree Pruning Workshop to be held at Victor Municipal Park on Saturday, March 17, 2018 for the sum of Twenty Five dollars (\$25.00) per participant with all registration funds going to Urban Forest Diagnostics; and

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

WHEREAS, funds are included and available in the 2018 Operating Budget line item A7020.4 Recreation Programs Contractual; now, therefore, be it

RESOLVED that this resolution is conditioned upon receiving approvals from the Town's Insurance Broker, or an insurance waiver from the Town Board, 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 Urban Forest Diagnostics to provide materials and instruction for Tree Pruning to be held at Victor Municipal Park on Saturday, March 17, 2018 for the sum of twenty-five dollars (\$25.00) per participant with all registration funds going to Urban Forest Diagnostics, said funds are included and available in the 2018 Operating Budget line item A7020.4 Recreation Programs Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Gene Pratt, Chairperson, Village Tree Board; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Dr. Christopher Luley, Urban Forest Diagnostics.

RESOLUTION #76

AUTHORIZATION TO ACCEPT SPECIAL EVENTS SPONSORSHIP DONATIONS

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

WHEREAS, the Department of Parks and Recreation organizes numerous community-wide special events; and

WHEREAS, the activities have realized recent donations from 2018 sponsors and partners in the amount of Five Thousand Eight Hundred Fifty Dollars (\$5,850.00) as follow from:

| | |
|-----------------------------------|------------|
| Wegmans | \$5,000.00 |
| Athleta | \$500.00 |
| ESL | \$250.00 |
| Kiwanis Club of Farmington-Victor | \$100.00 |

And

WHEREAS, the Director of Parks and Recreation recommends that we accept and deposit these donations in support of these community events which will incur costs and require expenditures within Budget Line A7550.4 Celebrations Contractual; now, therefore be it

RESOLVED that the Town Board accepts the above sponsorship donations in the amount of Five Thousand Eight Hundred Fifty Dollars (\$5,850.00) and authorizes the Director of Finance to increase the revenue line A2705 Gifts and Donations by Five Thousand Eight Hundred Fifty Dollars (\$5,850.00) in the 2018 Budget in addition to an offsetting increase in the expense line A7550.4 Celebrations Contractual of Five Thousand Eight Hundred Fifty Dollars (\$5,850.00). All budget entries to be done upon board approval; and further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Barbara Cole, Director of Finance; Peg Beaulieu, Finance Clerk; and Karen Bodine, Town Clerk.

RESOLUTION #77

AUTHORIZATION FOR THE PURCHASE OF (2018) TORO 60" SEATED, ZERO TURN MOWER PIGGYBACKING OFF AWARD-22792 / CONTRACT #PC66756 and DECLARE (2011) EXMARK 60" ZERO TURN MOWER SURPLUS

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

WHEREAS, the Department of Parks and Recreation has the need to purchase a 2018 Toro 60" seated, zero turn mower for parks and trails operations and declare the 2011 Exmark 60" seated, zero turn mower (Serial #941891) as surplus; and

WHEREAS, the equipment is available for purchase by piggybacking off award-22792, contract #PC66756 through Grassland Equipment and Irrigation Corporation at a cost of Nine Thousand Eight Hundred Seventy Dollars (\$9,870.00); and

WHEREAS, Eleven Thousand Dollars (\$11,000.00) was appropriated in the 2018 budget line item A7110.2 Parks Equipment for the purchase of a 60" seated, zero turn mower to replace the 2011 Exmark 60" seated, zero turn mower (Serial #941891) which will be declared surplus and taken to auction in the fall of this year; now, therefore, be it

RESOLVED that the Town Board authorizes the Director of Parks and Recreation to purchase a 2018 Toro 60" seated, zero turn mower for parks and trails operations from Grassland Equipment and Irrigation Corporation in an amount not to exceed Nine Thousand, Eight Hundred Seventy Dollars (\$9,870.00) piggybacking off award-22792, contract #PC66756, said funds are available 2018 budget line item A7110.2 Parks Equipment; and further

RESOLVED that a copy of this resolution be forwarded to Jeff Rader, Parks Maintenance Assistant; Brian Emelson, Director of Parks and Recreation; Karen Bodine, Town Clerk; Barbara Cole, Finance Director; and Brent Lewis, Grassland Equipment and Irrigation Corporation.

RESOLUTION #78

APPOINTMENT OF BRADFORD BOWERS TO PARKS AND RECREATION CITIZENS' ADVISORY COMMITTEE, AND ACCEPTANCE OF THE RESIGNATION OF BONNIE RHODES FROM THE PARKS & RECREATION CITIZENS ADVISORY COMMITTEE

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

WHEREAS, there is an existing vacancy on the Town of Victor Parks and Recreation Citizens' Advisory Committee (PRCAC) due to the October 2, 2017 resignation of Bonnie Rhodes; and

WHEREAS, the Town of Victor wishes to thank Bonnie Rhodes for her hard work and dedication to the Parks and Recreation Committee, and to recognize her for her service and contributions to the Town's Parks and Recreation services for our residents; and

WHEREAS, interviews were conducted on January 3, 2018 by PRCAC members Larry Fisher, Greg Richards, Kevin Caggiano, Lisa Roberts, Cyndy Rochford, and Director of Parks & Recreation Brian Emelson; and

WHEREAS, the interview committee has recommended the appointment of Bradford Bowers to the PRCAC to complete the unfinished term of Bonnie Rhodes, beginning on February 12, 2018, and ending on December 31, 2018; now, therefore be it

RESOLVED that the Victor Town Board accepts the resignation of Bonnie Rhodes from the PRCAC, and wishes her all the best in her future endeavors; and be it further

RESOLVED that Bradford Bowers be appointed to the PRCAC to complete the unfinished term of Bonnie Rhodes, beginning on February 12, 2018, and ending on December 31, 2018; and be it further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Larry Fisher, Chairperson of the Parks and Recreation Citizens' Advisory Committee; Town Clerk, Human Resources, and Bradford Bowers.

DISCUSSION - RECREATION PROGRAM HEALTH SPECIALIST

Councilman Tantillo asked if the camp nurse was a seasonal position and Brian stated that they do need a Health Specialist on staff as part of the requirement as a licensed camp.

RESOLUTION #79

CREATION OF RECREATION PROGRAM HEALTH SPECIALIST POSITION FOR THE PARKS & RECREATION DEPARTMENT

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

WHEREAS, the Parks & Recreation Department has the need to create a Recreation Program Health Specialist position due to the review of duties and responsibilities by Ontario County Human Resources Department for the proper classification of this position within the Parks & Recreation Department, specifically during summer Recreation Camp programming; and

WHEREAS, the Town Supervisor and Human Resources have worked with Ontario County Human Resources to define the job description, roles, and responsibilities of this position; now, therefore be it

RESOLVED that the Recreation Program Health Specialist position for the Parks & Recreation Department be created; and be it further

RESOLVED that this position is classified in the Recreation Specialist III on the 2018 Part-Time/ Seasonal Wage Scale Chart, and compensation shall be based on the appropriate levels of experience, seniority, and certifications of the person in this role as specified on the 2018 Part-Time/ Seasonal Wage Scale Chart; and be it further

RESOLVED that a copy of this resolution be forwarded to Human Resources, Finance Department, Brian Emelson and Steve Hendrickson, Parks & Recreation Department, Town Clerk, and the Ontario County Department of Human Resources.

DISCUSSION - VICTOR COMMUNITY CONNECTIVITY PROJECT: Brian explained to the Board that these are contracted costs for the boards' edification. Only about 50% of the project has been contracted out. He explained that they are using force account labor in which the project would be worked on by both the town and village staff. The Village will be picking up about a \$60,000 overage in the sidewalk

section of High Street. In talking with the Village, they felt it was important to accommodate better storm water management while the new sidewalk project was being built.

RESOLUTION #80

AUTHORIZATION OF TOWN EXPENDITURES RELATED TO THE CONSTRUCTION PHASE OF THE VICTOR COMMUNITY CONNECTIVITY PROJECT P.I.N. 4755.95

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

WHEREAS, the Town of Victor applied for and was awarded a grant in the amount of Two Hundred Forty Seven Thousand Four Hundred Ninety Three dollars and Thirty Eight cents (\$247,493.38) by the New York State Department of Transportation ("NYSDOT") for the Victor Community Connectivity Project ("the Project") P.I.N. 4755.95 with an anticipated total project cost of Three Hundred Twenty Nine Thousand Nine Hundred Ninety One dollars and Seventeen cents (\$329,991.17); and

WHEREAS, the Project involves the design and construction of a shared-use path on Lane Road in the Town of Victor and a sidewalk on High Street in the Village of Victor; and

WHEREAS, the Victor Town Board deems that participation in the Project is in the best interests of the Town and its residents; and

WHEREAS, the Victor Town Board established the Victor Community Connectivity Capital Project (Resolution #224 – 2015) authorizing temporary advances from the general fund to be repaid when federal aid reimbursement claims are received; and

WHEREAS, the Victor Town Board authorized the Town Supervisor to execute a Master Federal Aid Agreement with the NYSDOT (Resolution #81 – 2015) and Supplemental Agreement #1 with the NYSDOT (Resolution #509 - 2017) for the construction of the project; and

WHEREAS, Emily Smith, Project Engineer, Fisher Associates and Brian Emelson, Project Manager, Department of Parks and Recreation have submitted the construction cost estimate, identified as Schedule A and kept in the subject file in the Town Clerk's office, which includes the anticipated costs to be funded by the Town through force account work and competitive bidding for the project; and

WHEREAS, there is funding available in the Victor Community Connectivity Capital Project fund (H21.5410.2) for the construction of the project; now, therefore be it

RESOLVED, that the Town Board hereby authorizes the Director of Parks and Recreation to expend funds and to seek competitive bids for the construction of the project; and it is further

RESOLVED, that a copy of this resolution be forwarded to Karen Bodine, Town Clerk; Barbara Cole, Director of Finance; Brian Emelson, Director of Parks and Recreation; Emily Smith, Fisher Associates; and Jay Reisinger, Local Project Liaison, NYSDOT – Region 4.

DISCUSSION – LOADER: The Board discussed the rationalization between a two year and five year trade in program. Based on the hours of use, Highway Superintendent Mark Years explained that the two year program would work for the town.

RESOLUTION #81

AUTHORIZATION TO PURCHASE 2018 MILTON CATERPILLAR 962M WHEEL LOADER, OFF NEW YORK STATE BID CONTRACT AWARD NUMBER PGB-22792, CONTRACT PC66988 FROM MILTON CAT ON 2 YEAR TRADE PROGRAM IN TRADE FOR THE 2016 CATERPILLAR 962M WHEEL LOADER

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

WHEREAS, the Highway Department has the need to purchase a 2018 Milton Caterpillar 962M Wheel Loader for highway operations and trade the 2016 Caterpillar 962M Wheel Loader (VIN# EJB00505) on the two-year trade program; and

WHEREAS, this vehicle is available for purchase off New York State Bid Contract Award Number PGB-22792, Contract PC66988 from Milton Cat; and

WHEREAS, funds are available in the 2018 Budget line DB.5130.200 Highway Equipment to replace an existing 2016 Caterpillar 962M Wheel Loader (VIN# EJB00505) through the two-year trade-in program; now, therefore, be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to trade the 2016 Caterpillar 962M Wheel Loader (VIN# EJB00505) Two Hundred Thirteen Thousand Two Hundred Fifty Five dollars (\$213,255.00); and further

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase a 2018 Milton Caterpillar 962M Wheel Loader in the amount of Two Hundred Thirty Four Thousand Seven Hundred Forty dollars (\$234,740.00) less the trade-in value of the 2016 Milton Caterpillar 962M Wheel Loader (VIN# EJB00505) of Two Hundred Thirteen Thousand Two Hundred Fifty Five dollars (\$213,255.00) for a final cost to the Town of Thirty Four Thousand Six Hundred Ten Dollars (\$34,610.00), said funds are available in the 2018 Budget line DB.5130.200 Highway Equipment; and further

RESOLVED, that a copy of this resolution be forwarded the Mark Years, Highway Superintendent; the Finance Department, and Milton Cat, 4610 East Saile Drive, Batavia, NY 14020.

RESOLUTION #82

AUTHORIZATION TO PURCHASE 2018 MILTON CATERPILLAR M318D WHEELED EXCAVATOR, OFF NEW YORK STATE BID CONTRACT AWARD NUMBER PGB-22792, CONTRACT PC66988 FROM MILTON CAT ON 5 YEAR TRADE IN PROGRAM FOR THE 2012 CATERPILLAR M316D WHEELED EXCAVATOR

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

WHEREAS, the Highway Department has the need to purchase a 2018 Milton Caterpillar M318D Wheeled Excavator for highway operations and trade the 2012 Caterpillar M316D Wheeled Excavator (VIN #D6W00814) on the five-year trade program; and

WHEREAS, this equipment is available for purchase off New York State Bid Contract Award Number PGB-22792, Contract PC66988 from Milton Cat; and

WHEREAS, funds are available in the 2018 Budget line DB.5130.200 Highway Equipment to replace an existing Caterpillar M316D Wheeled Excavator (VIN #D6W00814) through the five- year trade program; now, therefore, be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to trade the 2012 Milton Caterpillar M316D Wheeled Excavator (VIN #D6W00814) for the amount of One Hundred Twenty Thousand Dollars (\$120,000.00); and further

RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase the 2018 Milton Caterpillar M318D Wheeled Excavator in the amount of Two Hundred Thirty Thousand Eight Hundred One dollars (\$230,801.00) less the trade-in value of the 2012 Milton Caterpillar M316D Wheeled Excavator (VIN #D6W00814) of One Hundred Twenty Thousand Dollars (\$120,000.00) for a final cost to the Town of One Hundred Ten Thousand Eight Hundred One dollars (\$110,801.00), said funds are available in the 2018 Budget line DB.5130.200 Highway Equipment; and further

RESOLVED, that a copy of this resolution be forwarded the Mark Years, Highway Superintendent; the Finance Department, and Milton Cat, 4610 East Saile Drive, Batavia, NY 14020.

RESOLUTION #83

AUTHORIZATION OF THE SANITARY CONVEYANCE CAPITAL IMPROVEMENT PROJECT (H24)

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

WHEREAS, the Town of Victor (the "Town") has determined that certain capital sanitary sewer improvements are needed consisting of the construction of Sanitary Conveyance Improvements for the Town of Victor Consolidated Sewer District. Including, without limitation, new gravity sewers, force mains and the replacement and installation of new sanitary infrastructure that will enable sanitary flows to be redirected from Pump Station 28 (Wendy's), Pump Station 27 (Phillips Road) and Pump Station 29 (Hadley Circle) to Pump Station 30 (Lehigh Crossing) located on NYS Route 251, as well as replacement of Pump Station 18 (High Street) and Pump Station 14 (Cobblestone) including adding a new generator, and the acquisition of land or rights in land necessary therefor, if any, and the acquisition of original furnishings, equipment, machinery or apparatus and other incidental improvements that may be required in connection therewith for such construction and district use (collectively referred to as the "Sanitary Conveyance Capital Improvement Project"); and

WHEREAS, by Resolution No. 411 of October 23, 2017, the Town Board of the Town of Victor (the "Town Board") issued an Amended Negative Declaration for the Sanitary Conveyance Capital Improvement Property pursuant to the New York State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R. Part 617 (collectively referred to as "SEQRA"); and

WHEREAS, on behalf of the Town of Victor, the Town Engineers, Labella Associates, DPC completed certain supporting preliminary studies and the Town Board has voted to move forward with the Sanitary Conveyance Capital Improvement Project; and

WHEREAS, by Resolution No. 516 of December 11, 2017, the Town Board approved the issuance of General Obligation Serial Bonds to finance the Sanitary Conveyance Capital Improvement Project; and

WHEREAS, the Town has expended funds from the Sewer Fund to pay for the above-mentioned preliminary studies; and

WHEREAS, temporary advances from the General Fund (A Fund) to the Sanitary Conveyance Capital Improvement Project may be required prior to receipt of the bond financing proceeds described above; and

WHEREAS, the Sanitary Conveyance Capital Improvement Project is estimated to cost as follows:

| | |
|----------------|---------------------|
| Construction | \$7,125,000.00 |
| Engineering | \$ 471,000.00 |
| Administrative | \$ 504,000.00 |
| TOTAL: | \$8,100,000.00; and |

WHEREAS, the financing of the Sanitary Conveyance Capital Improvement Project is proposed as follows:

| | |
|---------------------|---------------------------------------|
| Gifts and Donations | \$ 20,000.00 |
| Serial Bonds | \$8,080,000.00 |
| TOTAL | \$8,100,000.00; now, therefore, be it |

RESOLVED that the Town Board hereby authorizes and approves the Sanitary Conveyance Capital Improvement Project consisting of [1]the construction of Sanitary Conveyance Improvements for the Town of Victor Consolidated Sewer District including, without limitation, gravity sewers, force mains and the replacement and installation of new sanitary infrastructure that will enable sanitary flows to be redirected from Pump Station 28 (Wendy's), Pump Station 27 (Phillips Road) and Pump Station 29

(Hadley Circle) to Pump Station 30 (Lehigh Crossing) located on NYS Route 251, as well as replacement of Pump Station 18 (High Street) and Pump Station 14 (Cobblestone) including adding a new generator, and the acquisition of land or rights in land necessary therefor, if any, and the acquisition of original furnishings, equipment, machinery or apparatus and other incidental improvements that may be required in connection therewith for such construction and district use; and be it further

RESOLVED the Sanitary Conveyance Capital Improvement Project shall have a maximum cost of Eight Million One Hundred Thousand dollars (\$8,100,000.00), which maximum amount is hereby approved by the Town Board; and be it further

RESOLVED that the maximum cost of Eight Million One Hundred Thousand dollars (\$8,100,000.00) for the Sanitary Conveyance Capital Improvement Project shall be financed as follows:
 Twenty Thousand dollars (\$20,000.00) shall be funded from Gifts and Donations, and
 Eight Million Eighty Thousand dollars (\$8,080,000.00) shall be paid for via Bonds, as authorized in Bonding Resolution, No. 516 of December 11, 2017; and be it further

RESOLVED that the expenditures set forth herein are subject to the authorization of the Town Supervisor; and be it further

RESOLVED that the Town Clerk requests authorization from the Town Supervisor for the expenditures authorized herein; and be it further

RESOLVED that the Finance Department is authorized to make the necessary accounting and budget entries to effect the intent of this resolution including reimbursement to the Sewer Fund for project-related expenses incurred, to date, upon approval of resolution and advance of funds as needed from the General Fund to the Sanitary Conveyance Capital Improvement Project pending receipt of the bond proceeds described herein; and be it further

RESOLVED that copies of this resolution be forwarded to Town Clerk Karen Bodine, Labella Associates, DPC, Bernard P. Donegan, Inc., Tim McGill, Esq., Harris Beach PLLC and Barbara Cole Town of Victor Finance Director.

**RESOLUTION #84
 BUDGET TRANSFERS**

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

WHEREAS, the Finance Director has determined a budget transfer is required for salary expense in the Planning Personal Services account; therefore, now be it

RESOLVED that the following 2017 budget transfer be approved as recommended by the Finance Director:

| TO: | | | FROM: | | |
|-------------|----------------------------|------------|-------------|----------------------------|------------|
| ACCOUNT NO. | DESCRIPTION | AMOUNT | ACCOUNT NO. | DESCRIPTION | AMOUNT |
| B.8020.100 | Planning.Personal Services | \$5,810.75 | B.8020.800 | Planning.Employee Benefits | \$5,810.75 |

**RESOLUTION #85
AMENDMENT RESOLUTION #168-2017 - AUTHORIZATION FOR USE OF REMAINING BICENTENNIAL FUNDS FOR WAGE EXPENSE INCURRED FOR WORLD WAR II TAPE TRANSCRIPTION**

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

WHEREAS, Resolution # 168-17 Authorization for Use of Remaining Bicentennial Funds for Wage Expenses Incurred for World War II Tape Transcription was approved on April 10, 2017; and

WHEREAS, the 2017 Budget line item code was incorrectly listed as "A" Fund 7550.400 Bicentennial Celebrations Contractual and needs to be amended to "CB" Fund 75650.400 Bicentennial Celebrations Contractual; now therefore be it

RESOLVED that Resolution # 169-17 Authorization for Use of Remaining Bicentennial Funds for Wage Expenses Incurred for World War II Tape Transcription be amended as follows:

AUTHORIZATION FOR USE OF REMAINING BICENTENNIAL FUNDS FOR WAGE EXPENSES INCURRED FOR WORLD WAR II TAPE TRANSCRIPTION

WHEREAS, the Town Historian is requesting transcription of World War II tapes; and

WHEREAS, the Town Historian is recommending approval for the use of remaining funds in the Bicentennial Fund maintained and managed by the Town; and

WHEREAS, the use of funds for appropriate ancillary purposed must be approved by the Town Board; and

WHEREAS, in the 2017 Budget line item CB.7550.400 Bicentennial Celebrations Contractual are funds in the amount of Five Hundred Ninety Three dollars and Ninety Six cents (\$593.96); now, therefore, be it

RESOLVED that the Town Board authorizes the use of remaining funds of Five Hundred Ninety Three dollars and Ninety Six cents (\$593.96) in the CB.7550.400 Bicentennial Celebrations Contractual account be transferred to A.7510.100 Historian Personal Services for wage expenses incurred for transcription of World War II tapes; and

RESOLVED that said funds be transferred upon Town Board approval; and

RESOLVED that a copy of this resolution be forwarded to Babette Huber, Town Historian; Karen Bodine, Town Clerk; and Barb Cole, Finance Director.

RESOLUTION #86

ABANDONMENT OF WATER MAIN EASEMENT – OMNITECH PLACE

On motion of Councilman Condon, seconded by Councilman Kahovec, the following resolution was

ADOPTED AYES 5 (Marren, Guinan, Condon, Tantillo, Kahovec) NAYS 0

WHEREAS, a water main easement granted to the Town of Victor (the "Town") exists on property owned by the MCA Group, LLC ("Owner") formerly known as Lots R-3B and R-3C within the Omnitech Business Park, now known as Lot AR-3B and further identified as Tax Map No. 15.01-1-71.000, and the easement recorded at Liber 01239 of Deeds, Pages 0772 through 0775; and

WHEREAS, the Owner now wishes to transfer the water main easement rights previously granted to the Town of Victor to the Monroe County Water Authority; and

WHEREAS, the Town no longer needs the easement in light of the transfer of responsibilities to maintain the water main being made to the Monroe County Water Authority; and

WHEREAS, the Town Attorney and the Director of Planning have reviewed the Abandonment of Easement, and recommend that the Town consent to and execute said Abandonment of Easement; now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor to execute the Abandonment of Easement, which shall be filed in the Ontario County Clerk's Office; and further

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

PUBLIC COMMENT

Supervisor Marren requested public comment on any subject.

No one wished to comment.

On motion of Councilman Condon, seconded by Councilman Guinan, the meeting was adjourned at 8:05 PM.

Respectfully submitted, _____ Karen C. Bodine, Town Clerk