

SPECIAL MEETING - Town Board Executive Session was held to discuss proposal acquisition, sale or lease of real property.

Special Meeting called to order at 6:02 PM.

PRESENT: Supervisor Marren, Councilman Tantillo, Councilman Guinan, Vince Pettrone, Brian Emelson, Barb Cole & Mark Years.

Councilman Condon in at 6:05 PM and Councilman Kahovec in at 6:03 PM

RESOLUTION #228

MOVE TO EXECUTIVE SESSION

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

ADOPTED AYES 3 (Marren, Guinan, Tantillo) NAYS 0

RESOLVED that the Victor Town Board enter into Executive Session for discussion of proposed acquisition, sale or lease of real property. No Town Board action to take place following the Executive Session.

RESOLUTION #229

MOTION TO CLOSE EXECUTIVE SESSION @6:37PM

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

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

A joint meeting of the Victor Town Board and the Village of Victor Board was held on June 4, 2018 starting at 6:45 PM in the Victor Town Hall with the following members present:

PRESENT:	Supervisor	Jack Marren	Mayor Gary Hadden
	Councilman	David Condon	Trustee Carol Commisso
	Councilman	David Tantillo	Trustee Mike Crowley
	Councilman	Mike Guinan	Trustee Bob Kelly
	Councilman	Ed Kahovec	Trustee Michelle Chalupa

OTHERS PRESENT: Karen Bodine, Town Clerk; Frank Pavia Town Attorney, Mark Years Highway Superintendent, Brian Emelson Parks & Recreation Director, Kate Crowley, Lee Wagner, David Nankin, Steve Metzger, Wes Pettee, Neil Stein, Maureen Bills, Chris Foster, Edwin Rueda, Christine Hood, Emerson Hood, Fred Dewey, David Degear, Tim Whitcomb, Natali Whitcomb, Robert Klein, Barbara Glassman, Tony Glassman, Sean McAdoo, David Chalupa, Suzy Mandrino, Fred Rainaldi, James Palmatier.

Supervisor Marren called the meeting to order at 6:45 PM and the flag was saluted.

Mayor Hadden had one order of business before the joint meeting started to appoint a new Village Board Member, Michelle Chalupa. Mayor Hadden read aloud the resolution which stated that the Village Board would appoint Michelle Chalupa to the Village Board of Trustees to fill the unexpired term of Larry Rhodes until April of 2019.

Motion was made by Trustee Carol Commisso, seconded by Trustee Mike Crowley, all in favor with no opposition, the motion was carried.

Supervisor Marren congratulated Michelle Chalupa on her new appointment.

Supervisor Marren stated the intent of this joint meeting was to set a Public Hearing for a potential Joint Fire District. The set date is June 25, 2018 at 6:00PM in the Town of Victor Main Meeting Room.

RESOLUTION #230

JOINT RESOLUTIONS OF THE TOWN BOARD OF THE TOWN OF VICTOR AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF VICTOR TO HOLD A JOINT BOARD MEETING AND CONDUCT JOINT PUBLIC HEARING

WHEREAS, Town Law §189-a authorizes the Town Board of a town, and the Board of Trustees of an incorporated Village, as defined in the Village law, located in such Town to establish in such Town and Village a joint fire district for the purposes stated in such law provided all of the territory in such joint fire district shall be contiguous; and

WHEREAS, it appears to the Board of Trustees of the Village of Victor that the consideration of the formation of a joint fire district may be in the public interest, and that a joint meeting with the Town Board of the Town of Victor at one location within the proposed joint district for the purposes of jointly conducting a public hearing and for considering the establishment of a joint fire district may further be in the public interest; and

WHEREAS, it appears to the Town Board of the Town of Victor that the consideration of the formation of a joint fire district may be in the public interest, and that a joint meeting with the Village Board of Trustees of the Village of Victor at one location within the proposed joint district for the purposes of jointly conducting a public hearing and for considering the establishment of a joint fire district may further be in the public interest; now, therefore, be it

RESOLVED, that the Trustees of the Village of Victor and the Town Board of the Town of Victor hereby determine, by a majority vote of each board, to jointly consider the establishment of a joint fire district and shall meet jointly on the 25th day of June, 2018 at 6:00 p.m. at the Victor Town Hall, 85 East Main Street, Victor, New York, which location is within the proposed joint fire district, and shall convene a joint public hearing for the purpose of considering the establishment of a joint fire district and that notice thereof be given by the Village Clerk and Town Clerk as required; and it is further

RESOLVED, that the Notice of Joint Meeting and Public Hearing shall state that the description of the boundaries of the proposed joint fire district shall be the area of the Town of Victor currently in the Victor Fire Protection District of the Town of Victor and the whole of the Village of Victor, a map of the current Victor Fire Protection District is available in the Town Clerk's office or online at: <http://www.victorny.org/DocumentCenter/View/1173/00-M-01-Town-of-Victor-Fire-Districts-Map>; and it is further

RESOLVED, that the Notice of Joint Meeting and Public Hearing shall state that the description of the objects and purposes for which it is proposed that a new district is created is to provide fire protection and emergency services by a fire district as provided by law; and it is further

RESOLVED, that the Village Clerk and the Town Clerk will publish notice of the Joint Meeting and Public Hearing in accordance with the law.

There was a motion to set the Public Hearing made by: Councilman Tantillo, seconded by Councilman Guinan, Supervisor Marren asked for any comments by either Board hearing none all were asked to vote:

All in Favor: Ayes 10 Opposed: 0

There was no further business and on motion by Councilman Condon, seconded by Councilman Tantillo, all in favor, the meeting was adjourned@ 6:58PM.

The regular meeting of the Victor Town Board was called to order at 7:00PM

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 and all were asked to join in a salute to the flag.

Supervisor Marren made an announcement regarding Mother’s Day and wishing a pleasant Father’s Day to all on June 17th.

- Birthdays for employees in the month of June
- Next Town Board Meeting will be on June 25, 2018
- Veterans from Honor Flight will be at the next meeting

RESOLUTION #231

APPROVAL OF MINUTES

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

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

RESOLVED that the minutes of the regular meeting of April 23, 2018 be approved.

The Town Clerk was asked to read aloud the Abstract of Claims.

RESOLUTION #232

PAYMENT OF BILLS

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

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

RESOLVED that the bills be paid on Manifest #10 in the amount of \$334,141.59.

These expenditures can be found on vouchers filed by numbers: # 20180954-20181088.

A- General Townwide	\$24,720.37
B- General Outside Village	\$20,798.85
DB – Highway Townwide	\$53,452.20
H23-Route 96 Infrastructure Project	\$ 475.00
H24-Sanitary Sewer Improve Project	\$18,701.25
SL1 –Fishers Light	\$ 173.14
SL2 –Brookwood Meadows Light	\$ 183.47
SL3 –High Point Light	\$ 362.59

SL4 –Cobblestone Light	\$ 2,593.87
SL5 –Quail Ridge Light	\$ 511.65
SL6 –Rolling Meadows Light	\$ 541.38
SL7 –Legacy at Fairways	\$ 686.02
SL8 –Stoneleigh Light	\$ 19.30
SS – Consolidated Sewer	\$ 682.50
TA –Trust & Agency	\$ 10,240.00

Supervisor Marren reviewed each of the six large expenses that were in the range of, or exceeded \$10,000 included in Manifest #10.

- LaBella- Town costs after charge backs
- Atlantic Payment Marketing for Road Striping throughout the Town
- Dog Control Services Payment for the calendar year
- Hydrant Markers for fire hydrants throughout the Town
- Payment to the State Comptroller for Fines and Fees Earned – April
- MVP Healthcare payment

Councilman Condon noted that item #4 (Hydrant Markers) was money received from a grant to cover the fire hydrant costs and the Town will get full reimbursement. Supervisor Marren also gave kudos to Assembly Minor Leader Brian Kolb for his assistance with this grant. Councilman Condon also commented that he has spoken with Brian Emelson about the expenditures regarding the purchase of mulch from Bristol's for use at the different facilities, noting this was a \$2000.00 expenditure. Councilman Condon suggested moving forward, that the Town not purchase mulch and use our own supply of mulch as we encourage our Town residents to do. The Board agreed this was a good suggestion and Councilman Guinan also noted that we could have an additional grind on the mulch for the more decorative areas.

PRIVILEGE OF THE FLOOR

Jim Hood- President of the Victor Farmington Volunteer Ambulance gave a presentation on the Victor Farmington Volunteer Ambulance and the financial needs due to the growth and needs of our residents. Jim expressed his thanks and appreciation to be able to speak to the Board to advocate for the advancement of Public Safety in our Towns. The Victor/Farmington Ambulance was founded in 1970 by a small group of motivated citizens with great leadership and business skills. In the last 6 years 7% of ambulance services, 14% of advanced life support agencies in New York State have closed their doors. Many agencies are closing due to the lack of volunteers and struggling financially. Fortunately, the story in Victor/Farmington is different, due to a well-managed fiscally responsible agency that came from the many generations of volunteers. Our towns have been expanding rapidly and along with this growth, Victor found a need to evaluate public safety. In 2016, Victor formed a public safety committee and a study was undertaken, which in part evaluated ambulance service options for our town. The study was conducted for the Town of Victor, Victor/Farmington service records and our district covered the entirety of both the Towns of Victor and Farmington.

The public safety report and the committee studied the options and recommended that additional funding be raised through a special ambulance district by each town.

Due to the lack of volunteers, there is a need for paid staff which is very costly. New York State ranks 49th out of the 50 states for volunteering according to the New York State Department of Health. Volunteering is on the decline everywhere that was noted in the study that was done. Ambulance services are in high demand and the expectations have gone up substantially. The Victor/Farmington agency is requesting the towns of Victor and Farmington to establish a special ambulance district at a rate of \$.35 per thousand to insure the highest quality pre-

hospital care for our communities. Jim stated this would have a very positive impact on our towns and allow the agency to provide sustainable high quality emergency medical service for the future. It would also provide a more equitable cost across the community with state of the art technology and modernized facilities and increase call coverage to more than 96%.

Jim wrapped up his presentation by asking the Town to conduct hearings with the eye on having a summary referendum to establish an ambulance district at the \$.35 rate. Jim will be presenting at the Town of Farmington board meeting next Tuesday night 6-12-18.

Supervisor Marren asked our town attorney to wait until after the Town of Farmington has their presentation and then have a conversation with Mr. Jeff Graff.

Councilman Tantillo asked about the town's contribution to the Victor/Farmington Agency and would this go away once a taxing district is established. Councilman Tantillo also inquired about the amount the United Way gives to the agency. Total donations, including United Way and private citizens is about \$50,000 for both towns.

Councilman Condon asked Jim to clarify that the rate would be \$.35 per thousand for all.

Suzu Mandrino, IT Dept. gave a presentation of the Town's New Website and highlighted many of the areas on the website that residents can go to for information like agendas, minutes, and calendars for each Board and events happening in the Town.

Wes Pettee – LaBella Associates gave a brief summary of the High Point Project Part 2 Draft of the Environmental Assessment Form so the Town Board can proceed under the State Environmental Quality Review Act prior to taking any action on the High Point PDD re-zoning application.

Frank Pavia stated, because there is no significant potential adverse environmental impact noted at this time, the Town Board would be in a position, if they chose to do so, to issue a negative declaration pursuant to SEQR. Then a resolution adopting the negative declaration to close the SEQR process, conduct the Public Hearing for any additional comments with the idea there would be a final vote on the proposed amendment by the Town Board.

Wes Pettee also spoke about the Route 96 Corridor Strategic Plan stating that LaBella has completed part one of the long EAF form for SEQR, just now beginning the SEQR plan for this process. There are numerous involved agencies and the Town Board needs to pass a resolution declaring the Town's intent to be Lead Agency. Other involved agencies include the Village of Victor, NYS DOT & NYSDEC, and Ontario County. Lead Agency letters will need to be sent out to coordinate Lead Agency.

PUBLIC CONCERNS AND COMMENTS:

Neil Stein - 1722 Strong Road noted that the presentation was very enlightening to him as a resident of the Town. Neil asked about calls on the thruway and how the costs involved are captured. Jim explained that the VFAC covers 15 miles of the thruway and the billing is the same for the calls on the thruway.

Fred Dewey – 1170 Strong Road stated he is in full support of the tax for the service.

Robert Klein – 523 County Road 9 spoke against the tax for the ambulance service.

SUPERVISOR'S REPORT

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

- Town of Farmington will be contracting with Ontario County Sheriff's Department for enhanced law enforcement services
- Mailbox replacements have been a courtesy of our highway department for years

REPORTS FROM TOWN OFFICIALS:

Highway	Planning & Building
Parks and Recreation	Fiscal Manager
Historian	Economic Development/LDC
IT/Website	

The Town Clerk informed the Board that Pinnacle has applied for a liquor license for the Acorn Café on site. The Board has some questions about the patio/deck that was noted on the application and would like more information. Due to the applicant needing Board approval this was tabled until the Board has more information.

TOWN BOARD LIASION COMMITTEE REPORTS:

Councilman Kahovec commented that the ZBA is getting busier due to summer season and residents are doing more around their houses. Councilman Kahovec also commended Michael Reinhardt who does a great job of walking applicants through the process to make it very easy for residents who may not have any knowledge of the steps required to apply. Some of the permits are for fencing and commercial, like May's Flowers on Route 96. Also with regards to the recycle center, there has been an increase in punch cards and things are running smoother with no issues.

Councilman Kahovec thanked Barb Cole for her fine job of presenting the Board with the executive summary and points of percentage to look at. He feels her report is very clear to understand and helpful.

Councilman Condon complimented Cathy Templar who showed much compassion at the last Planning Board meeting, to a resident who was disoriented and not in the right town. He also noted that follow up emails were also sent by Kathy Rayburn and Supervisor Marren to help get support for this gentlemen.

BUSINESS:

RESOLUTION #233

SEQRA ESTABLISHMENT OF LEAD AGENCY FOR THE ADOPTION AND IMPLEMENTATION OF THE ROUTE 96 TRANSFORMATIVE CORRIDOR STRATEGIC INFRASTRUCTURE PLAN

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 segment of NYS Route 96 and associated area ("the Corridor") located within the Town of Victor ("the Town") has been recognized by the Finger Lakes Economic Development Council as one of three "Transformative Corridors", meaning that it is a critical component of the regional transportation system supporting job growth, increasing regional wealth, driving private sector investment, and reducing poverty; and,

WHEREAS, a history of increasing traffic congestion has been experienced within the Corridor, which congestion reduces traffic safety, impedes the passage of visitors and commuters within the Town, diminishes the quality of life for residents, and threatens continued growth and economic development; and,

WHEREAS, the Town Board of the Town of Victor (“the Town Board”) commissioned a study, to be completed in partnership with the Village of Victor, Ontario County, Genesee Transportation Council, New York State Department of Transportation, and Finger Lakes Railway, intended to identify improvements within the Corridor that could avoid or reduce limitations that congestion would otherwise impose upon future development opportunities within the Corridor; and,

WHEREAS, the Town Board has, as a consequence, now been presented with the “Route 96 Transformative Corridor Strategic Infrastructure Plan” (“the Plan”) which the Town will now consider both adopting and implementing; and,

WHEREAS, the Plan calls for the development of six “High Priority Projects” (“the Projects”) as well as the potential establishment of a Transportation Development District (“the TD District”, a type of Development Facilitation Improvement District under NYS law), and the Town Board is therefore considering undertaking, funding and/or approving the Projects and establishment of the TD District in addition to formal adoption of the Plan; and,

WHEREAS, in order to comply with the NY State Environmental Quality Review Act and its regulations promulgated at 6 N.Y.C.R.C. Part 617 (collectively referred to as “SEQRA”), the Town Board proposes conducting an environmental review of a proposed action (“the proposed Action”) that includes all of the foregoing components, namely, 1) formal adoption of the Plan, 2) approving, undertaking and/or funding of the Projects, and 3) establishment of the TD District; and,

WHEREAS, the Town Board has already delineated a district, known as the Route 96/251 Overlay District depicted on the Town’s Zoning Map, that adheres to the boundaries of parcels that would benefit from the improvements resulting from the construction of the High Priority Projects; and,

WHEREAS, adoption of the Plan could be considered to be adoption of a supplement to the Town of Victor’s land use plan, also known as the 2015 Comprehensive Plan; and,

WHEREAS, although neither adoption of the Plan nor establishment of the TD District would involve physical activity, the Projects together, as described in the attached SEQR Part 1 Environmental Assessment Form, have the combined potential to disturb well over 10 acres and potentially as much as 25 to 30 acres in the aggregate at multiple sites within the Town during construction; and,

WHEREAS, construction of the Projects would likely require approval, undertaking and/or funding from other local, regional and state government agencies needing to comply with SEQRA, including the Village of Victor, the County of Ontario, the New York State Department of Transportation (NYS DOT), and the New York State Department of Environmental Conservation (NYS DEC); now, therefore, be it

RESOLVED, that the Town Board hereby accepts the Part 1 Environmental Assessment of the proposed Action, prepared by LaBella Associates; and, be it further

RESOLVED, that the boundaries of the proposed TD District included as part of the proposed Action shall initially be assumed to be coincident with those of the existing Route 96/251 Overlay District; and, be it further

RESOLVED, that in accordance with the New York’s SEQRA regulations, the Town Board has determined that the proposed Action is a Type I action as defined under SEQRA; and, be it further

RESOLVED, the Town Board has further determined that the proposed Action may involve one or more other agencies and that an environmental review coordinated with other involved agencies and necessitating establishment of a lead agency will therefore be required under SEQRA; and, be it further

RESOLVED, that the Town Board hereby announces its intent to serve as Lead Agency in the environmental review of the proposed Action; and, be it further

RESOLVED, that the Town Clerk, assisted by the Town Engineer, shall notify the involved agencies listed immediately below of the Town Board’s intent to be established as Lead Agency for this review, provide each with a copy of the Part 1 Environmental Assessment Form, and request that the Involved Agencies consent.

SEQR Involved Agencies: Village of Victor
County of Ontario
New York State Department of Transportation
New York State Department of Environmental Conservation;

And be it further

RESOLVED that a copy of this resolution be forwarded to all interested agencies, and the Town Clerk.

RESOLUTION #234

ACCEPTANCE OF ESCROW- OMNITECH BUSINESS PARK, LOT AR-3B, PHASE 1

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

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

WHEREAS, MCA Group, LLC received Planning Board approval for Omnitech Business Park, Lot AR-3B, Phase 1, with the condition that a form of surety be submitted to cover the cost of infrastructure, some of which will be dedicated to the town; and,

WHEREAS, it is the desire of MCA Group, LLC to enter into an escrow agreement with the Town of Victor in favor of the Town of Victor as a form of surety as prescribed for in Section 184-14 Section C (9)(b)(c) of the Town of Victor Subdivision Regulations in lieu of a letter of credit; 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 Engineer fee and has recommended a surety totaling \$47,782.98; and,

WHEREAS, MCA Group, LLC has submitted Canandaigua National Bank and Trust Company Escrow Account in favor of the Town of Victor in the amount of \$47,782.98 as recommended by the Town Engineer; now, therefore, be it

RESOLVED that the Victor Town Board hereby authorizes the Supervisor of the Town of Victor to enter into an Escrow Agreement as described above; and further

RESOLVED that a copy of this resolution be forwarded to Codes & Development, the Engineer for the Town, and MCA Group, LLC.

RESOLUTION #235

OMNITECH BUSINESS PARK, LOT BR-3A, MAINTENANCE ESCROW RELEASE (FINAL)

WHEREAS, MCA Group, LLC received Planning Board approval for Omnitech Business Park, Lot BR-3A with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Canandaigua National Bank Escrow Account No. 1106301594 was previously posted with the Town; and

WHEREAS, the Engineer for the Town recommends in his letter dated May 29, 2018 that the maintenance surety period is complete and any necessary repairs are complete, therefore \$981.10 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 the this release (Final) of the maintenance surety held on the Canandaigua National Bank Escrow Account No. 1106301594 in the amount of \$981.10 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 Canandaigua National Bank Escrow Account No. 1106301594; and, further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town and MCA Group, LLC.

RESOLUTION #236

HIGH POINT BUSINESS PARK, HIGH POINT DRIVE EXTENSION (UTILITIES) -
ACCEPTANCE OF DEDICATION

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

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

WHEREAS Rainbros Associates, LLC, developer of the High Point Business Park, High Point Drive Extension (Utilities), has offered to dedicate to the Town of Victor the storm and sanitary sewer systems as set forth in the Town Engineer's letter of May 24, 2018; and

WHEREAS, the Engineer for the Town has indicated by letter dated May 24, 2018, the storm and sanitary sewer systems are acceptable to be dedicated to the Town; and,

WHEREAS, in lieu of a Maintenance Bond, the Developer has requested that a balance of \$18,100.50 remain in the M & T Bank Letter of Credit No. SB1859600001 which is the amount recommended by the Town Engineer in a letter dated May 24, 2018, to be held for two (2) years after the acceptance of the dedicated facilities; now, therefore, be it

RESOLVED, AS FOLLOWS:

1. That the Town of Victor hereby accepts dedication of the storm and sanitary sewer systems located within the right-of-way as they either lie within the dedicated right-of-way or the Town has previously been granted easements.
2. That the dedication of the said 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 Rainbros Associates, LLC.

RESOLUTION #237

HIGH POINT BUSINESS PARK, HIGH POINT DRIVE EXTENSION (UTILITIES), LETTER OF CREDIT, RELEASE NO. 3 (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, Rainbros Associates, LLC received Planning Board approval for High Point Business Park, High Point Drive Extension (Utilities) 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. SB1859600001 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. 3 (Final) dated August 31, 2017 and recommends in his letter May 24, 2018 that \$233,335.77 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. 3 (Final) on the M & T Bank Irrevocable Letter of Credit No. SB1859600001 in the amount of \$233,335.77 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 \$18,100.50 in said Letter of Credit to be held for two years after acceptance of the dedicated facilities in accordance with the Town Engineer's letter dated May 24, 2018; and, further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, Rainbros Associates, LLC, and BME Associates.

RESOLUTION #238

ROYAL CAR WASH, DEMOLITION AND RESTORATION LETTER OF CREDIT RELEASE 1

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

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

WHEREAS, Royal Wash Victor, LLC, received Planning Board approval for Royal Car Wash, Demolition And Restoration Letter Of Credit Release 1 with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Canandaigua National Bank Irrevocable Letter of Credit No. 1107101955 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 May 9, 2018 and recommends in his letter May 24, 2018 that \$419,186.00, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 1 on the Canandaigua National Bank Irrevocable Letter of Credit No. 1107101955 in the amount of \$419,186.00, as recommended by the Town Engineer and conditioned upon payment of all engineering and inspection fees owed to the Town; and further

RESOLVED that given said release, there now remains \$22,275.00 in said Letter of Credit; and further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, Royal Wash Victor, LLC and Passero Associates.

RESOLUTION #239

ROYAL CAR WASH, SITE PLAN, LETTER OF CREDIT RELEASE 1

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

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

WHEREAS, Royal Wash Victor, LLC, received Planning Board approval for Royal Car Wash, Site Plan Letter Of Credit Release 1 with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, Canandaigua National Bank Irrevocable Letter of Credit No. 1107102137 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 May 16, 2018 and recommends in his letter May 25, 2018 that \$79,957.95, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 1 on the Canandaigua National Bank Irrevocable Letter of Credit No. 1107102137 in the amount of \$79,957.95, as recommended by the Town Engineer and conditioned upon payment of all engineering and inspection fees owed to the Town; and further

RESOLVED that given said release, there now remains \$43,680.44 in said Letter of Credit; and further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, Royal Wash Victor, LLC and Passero Associates.

RESOLUTION #240

SOUTHGATE HILLS (FORMERLY EAST VICTOR ROAD) SUBDIVISION, LETTER OF CREDIT, RELEASE 6

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

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

WHEREAS, BRW of Greece, LLC, received Planning Board approval for Southgate Hills (Formerly East Victor Road) Subdivision with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure; and,

WHEREAS, The Bank of Castile Bank Irrevocable Letter of Credit No. 520005439 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. 6 dated May 25, 2018 and recommends in his letter May 25, 2018 that \$58,999.50, be released from said Letter of Credit; now, therefore, be it

RESOLVED that the Town Board hereby approves Release No. 6 on the Bank of Castile Bank Irrevocable Letter of Credit No. 520005439 in the amount of \$58,999.50, as recommended by the Town Engineer conditioned upon payment of all engineering and inspection fees owed to the Town; and further

RESOLVED that given said release, there now remains \$84,055.32 in said Letter of Credit; and further

RESOLVED that a copy of this resolution be forwarded to the Engineer for the Town, BRW of Greece, and BME Associates.

RESOLUTION #241

REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVERS

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 Town Board adopted the Resolution # 234 - Town of Victor Contract Procedures on June 13, 2016; and

WHEREAS, per the Contract Process, contractors and vendors who cannot obtain a Certificate of Liability Insurance which is in accordance with the Town's insurance requirements 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

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>	<u>Reason for Exemption</u>
Allison Murphy	Art Instruction	Varies	60% / 40%	June 30, 2019	Insufficient Coverage
Merrick Shawe	Audio / Sound Technician	Varies	\$65.00 / hr.	June 30, 2019	Insufficient Coverage
Stellar Sound Productions	Audio / Sound Technician	Varies	\$450.00 / event	June 30, 2019	Insufficient Coverage
Richard Stein	Magic/Balloon Twisting Camp	Victor Recreation Center	70% / 30%	August 30, 2018	Insufficient Coverage
Mark Rust	Music Show	Summer Camp	\$600.00 / event	August 30, 2018	Insufficient Coverage
Doug Rougeux	Bubble Performance	Summer Camp	\$375.00 / event	August 30, 2018	Insufficient Coverage

Now, therefore be it

RESOLVED that the Town Board grants the Certificate of Liability Waivers 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>	<u>Reason for Exemption</u>
Allison Murphy	Art Instruction	Varies	60% / 40%	June 30, 2019	Insufficient Coverage
Merrick Shawe	Audio / Sound Technician	Varies	\$65.00 / hr.	June 30, 2019	Insufficient Coverage
Stellar Sound Productions	Audio / Sound Technician	Varies	\$450.00 / event	June 30, 2019	Insufficient Coverage
Richard Stein	Magic/Balloon Twisting Camp	Victor Recreation Center	70% / 30%	August 30, 2018	Insufficient Coverage
Mark Rust	Music Show	Summer Camp	\$600 / event	August 30, 2018	Insufficient Coverage
Doug Rougeux	Bubble Performance	Summer Camp	\$375 / event	August 30, 2018	Insufficient Coverage

And be it further

RESOLVED that a copy of this resolution be sent to Brian Emelson, Director of Parks and Recreation; Karen Bodine, Town Clerk; Barb Cole, Finance Director; Allison Murphy, Merrick Shawe, Stellar Sound Productions, Doug Rougeux, Mark Rust, and Richard Stein.

RESOLUTION #242

AUTHORIZATION TO ENTER INTO AGREEMENT - ALLISON MURPHY - YOUTH ART INSTRUCTION

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 Department of Parks and Recreation seeks to offer art instruction for youth and teens in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Allison Murphy to provide instruction in art to be held on various dates & times 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 Allison Murphy for art instruction for youth and teens to be held at various dates & times for Sixty Percent (60%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Recreation and Parks; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Allison Murphy.

RESOLUTION #243

AUTHORIZATION TO ENTER INTO AGREEMENT - MERRICK SHAWE - AUDIO TECHNICAL SERVICES

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 Department of Parks and Recreation needs to retain an audio technician to operate sound equipment for the Community Band and Chorus Concerts; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Merrick Shawe to operate sound equipment at various dates & times for Sixty Five Dollars per hour (\$65.00); 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 A6772.4 Programs for the Aging 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 Merrick Shawe to operate sound equipment at various dates & times for Sixty Five Dollars per hour (\$65.00), said funds are included and available in the 2018 Operating Budget line item A6772.4 Programs for the Aging Contractual; and further

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

RESOLUTION #244

AUTHORIZATION TO ENTER INTO AGREEMENT - STELLAR SOUND PRODUCTIONS - AUDIO TECHNICAL SERVICES

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 Department of Parks and Recreation needs to retain an audio technician to operate sound equipment for the Community Band and Chorus Concerts; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Stellar Sound Productions to operate sound equipment at various dates & times for Four Hundred Fifty Dollars per event (\$450.00); 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 A6772.4 Programs for the Aging 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 Stellar Sound Productions to operate sound equipment at various dates & times for Four Hundred Fifty Dollars per event (\$450.00), said funds are included and available in the 2018 Operating Budget line item A6772.4 Programs for the Aging Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to Mike Stockman, Assistant Director of Recreation and Parks; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Tom Bourgione, Stellar Sound Productions.

RESOLUTION #245

AUTHORIZATION TO ENTER INTO AGREEMENT - RICHARD STEIN - MAGIC AND BALLOON TWISTING CAMP

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 Department of Parks and Recreation seeks to offer a magic and balloon twisting camp in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Richard Stein to provide instruction in magic and balloon twisting to be held on various dates & times for Seventy Percent (70%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Richard Stein for instruction in magic and balloon twisting for youth to be held at various dates & times for Seventy Percent (70%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Richard Stein.

RESOLUTION #246

AUTHORIZATION TO ENTER INTO AGREEMENT - RICHARD STEIN - MAGIC SHOW

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 Department of Parks and Recreation needs to retain a magician to perform a magic show at summer day camp; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Richard Stein to perform a magic show at summer day camp for Two Hundred Twenty Five Dollars per event (\$225.00); 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 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 Richard Stein to operate sound equipment at various dates & times for Two Hundred Twenty Five Dollars per event (\$225.00), 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Richard Stein.

RESOLUTION #247

AUTHORIZATION TO ENTER INTO AGREEMENT - MARK RUST - MUSIC SHOW AT SUMMER CAMP

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 Department of Parks and Recreation needs to retain a musician to perform a show at summer day camp; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Mark Rust to perform a music show at summer day camp for Six Hundred Dollars per event (\$600.00); 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 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 Mark Rust to perform a music show at summer day camp for Six Hundred Dollars per event (\$600.00), 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Mark Rust.

RESOLUTION #248

AUTHORIZATION TO ENTER INTO AGREEMENT - DOUGLAS ROUGEUX - BUBBLE SHOW AT SUMMER CAMP

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 Department of Parks and Recreation seeks to offer a bubble show at their summer camp; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Douglas Rougeux to provide a bubble show on July 18, 2018 at the Department of Parks and Recreation summer day camp for a total cost of Three Hundred Seventy Five Dollars (\$375.00); 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 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 Douglas Rougeux to provide a bubble show on July 18, 2018 at the Department of Parks and Recreation summer day camp for a total cost of Three Hundred Seventy Five Dollars (\$375.00), 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Douglas Rougeux.

RESOLUTION #249

AUTHORIZATION TO ENTER INTO AGREEMENT - SALVATORE'S - PURCHASE OF PIZZA FOR RECREATION PROGRAMS

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 Department of Parks and Recreation seeks to purchase pizza for its recreation programs; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Salvatore's to provide pizza for its recreation programs at a cost of Eighteen Dollars per Cheese Sheet Pizza (\$18.00) and Twenty Dollars per Cheese and One Item Sheet Pizza (\$20.00); 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 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 Salvatore's to provide pizza for its recreation programs at a cost of Eighteen Dollars per Cheese Sheet Pizza (\$18.00) and Twenty Dollars per Cheese and One Item Sheet Pizza (\$20.00), 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 Michael Perrotta.

RESOLUTION #250

AUTHORIZATION TO ENTER INTO AGREEMENT - IRIS ZIMMERMAN - ROCHESTER FENCING CLUB - FENCING INSTRUCTION AT SUMMER CAMP

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 Department of Parks and Recreation seeks to offer fencing instruction in their summer camp program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Iris Zimmerman and the Rochester Fencing Club to provide instruction in fencing to be held on various dates & times for Six Hundred Dollars (\$600.00); 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 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 Iris Zimmerman and the Rochester Fencing Club to provide instruction in fencing to be held on various dates & times for Six Hundred Dollars (\$600.00), 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Iris Zimmerman, Rochester Fencing Club.

RESOLUTION #251

AUTHORIZATION TO ENTER INTO AGREEMENT - IRIS ZIMMERMAN - ROCHESTER FENCING CLUB FOR FENCING CAMP

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 Department of Parks and Recreation seeks to offer fencing camp in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Iris Zimmerman and the Rochester Fencing Club to provide instruction in fencing to be held on various dates & times for Seventy Percent (70%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Iris Zimmerman and the Rochester Fencing Club to provide instruction in fencing to be held on various dates & times for Seventy Percent (70%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Iris Zimmerman, Rochester Fencing Club.

RESOLUTION #252

AUTHORIZATION TO ENTER INTO AGREEMENT - SCOTT OCHESLE - REPTILE SHOW AT SUMMER CAMP

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 Department of Parks and Recreation needs to retain a reptile show to perform at summer day camp; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Scott Ochesle to perform a reptile show at summer day camp for Eight Hundred Dollars per event (\$800.00); 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 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 Scott Ochesle to perform a reptile show at summer day camp for Eight Hundred Dollars per event (\$800.00), 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Scott Ochesle.

RESOLUTION #253

AUTHORIZATION TO ENTER INTO AGREEMENT - COLLAVANNI INTERNATIONAL - YOUTH ART CAMP

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 Department of Parks and Recreation seeks to offer an art camp for youth in their recreation program; and

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Collavanni International to provide instruction in art to be held on various dates & times for Seventy Percent (70%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Collavanni International for an art camp for youth to be held at various dates & times for Seventy Percent (70%) of the program registration net funds with the Town taking Thirty Percent (30%) 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 Steve Hendrickson, Recreation Supervisor; Brian Emelson, Director of Parks and Recreation; Barb Cole, Finance Director; Karen Bodine, Town Clerk; and Collavanni McLeod.

RESOLUTION #254

AUTHORIZATION TO ENTER INTO AGREEMENT - BIG CITY SPORTSWEAR FOR PURCHASE OF PRINTED T-SHIRTS - DEPARTMENT OF PARKS AND RECREATION STAFF AND PARTICIPANTS

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 Department of Parks and Recreation has the need to purchase and have printed t-shirts for its recreation programs; and

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

WHEREAS, the Assistant Director of Parks and Recreation has obtained the following written quotations for these items;

Vendor	Per Unit Quote	Annualized Cost to the Town
Big City Sportswear	\$2.40 - \$8.00	\$5,750.00
Barefoot Sportswear	\$3.05 - \$6.10	\$6,030.00
RZ Sportswear	No Bid	No Bid

And;

WHEREAS, the Director of Parks and Recreation recommends that the Town enter into agreement with Big City Sportswear at a cost not to exceed Six Thousand Dollars (\$6,000.00); now, therefore, be it

RESOLVED that the Town Board authorizes the Town Supervisor and Director of Parks and Recreation to enter into agreement with Big City Sportswear for the purchase of printed t-shirts at a cost not to exceed Six Thousand Dollars (\$6,000.00), said funds are included and available in the 2018 Budget line item A7020.4 Recreation Programs Contractual; and further

RESOLVED that a copy of this resolution be forwarded to Brian Emelson, Director of Parks and Recreation; Karen Bodine, Town Clerk; Barbara Cole, Director of Finance, and Heather Bonacci, Big City Sportswear.

RESOLUTION #255

AUTHORIZATION FOR TOWN CLERK TO PETITION NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO EVALUATE THE SPEED LIMIT ON A PORTION OF BRACE ROAD

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 Superintendent has received a request to evaluate the speed limit on a portion of Brace Road; now, therefore, be it

RESOLVED that the Town Clerk proceed with petitioning the NYS Department of Transportation to evaluate the speed limit for Brace Road; and further

RESOLVED that a copy of this resolution be forwarded to the Ontario County Superintendent of Highways, Karen Bodine, Town Clerk; and Mark Years, Highway Superintendent.

RESOLUTION #256

AUTHORIZATION FOR TOWN CLERK TO PETITION NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO EVALUATE THE SPEED LIMIT ON A PORTION OF VALENTOWN ROAD

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 Highway Superintendent has received a request to evaluate the speed limit on a portion of Valentown Road; now, therefore, be it

RESOLVED that the Town Clerk proceed with petitioning the NYS Department of Transportation to evaluate the speed limit for Valentown Road; and further

RESOLVED that a copy of this resolution be forwarded to the Ontario County Superintendent of Highways, Karen Bodine, Town Clerk; and Mark Years, Highway Superintendent.

RESOLUTION #257

ACKNOWLEDGEMENT OF THE RESIGNATION OF LAUREN PILLETTERI FROM THE SEASONAL HIGHWAY LABORER POSITION, AND APPOINTMENT OF GERALD SENSABAUGH TO THE SEASONAL HIGHWAY LABORER POSITION

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 Victor Town Board appointed Lauren Pilletteri to the Seasonal Highway Laborer position on May 14, 2017 by Resolution #204-18; and

WHEREAS, Lauren Pilletteri has declined the position; and

WHEREAS, Gerald Sensabaugh took part in the position interviews held on May 9, 2018 for candidates who were interviewed by Mark Years, Highway Superintendent; Randy Rader, Deputy Highway Superintendent; and Tina Kolaczyk, Human Resources; and

WHEREAS, it was decided by the interview team that Gerald Sensabaugh possesses the qualifications necessary to fill this position; and

WHEREAS, the Highway Superintendent wishes to appoint Gerald Sensabaugh to the position of Seasonal Highway Laborer; now, therefore be it

RESOLVED that Gerald Sensabaugh be appointed to the Part-Time Seasonal Laborer position for the Town of Victor Highway Department, effective on June 22, 2018, at a salary of Eleven dollars and Fifteen cents (\$11.15) per hour, which is a Grade A on the 2016 Town of Victor Parks & Recreation and Highway Seasonal Non-Permanent Part-Time Wage Scale, to be charged to the 2018 budget line item DB.5110.100 General Repairs, Personnel Services, and further be it

RESOLVED that a copy of this resolution be sent to Lauren Pilletteri, Gerald Sensabaugh, Mary Lyng, Mark Years, Karen C. Bodine, Human Resources, and Ontario County Human Resources.

RESOLUTION #258

APPOINTMENT OF JOSEPH RAPCHICK TO THE BOARD OF ETHICS

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

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

WHEREAS, Kevin Merriman's term on the Board of Ethics ended on December 31, 2018; and

WHEREAS, the Victor Town Board wishes to thank Kevin Merriman for his hard work, dedication, and his eleven years of service on this committee; and

WHEREAS, the position was advertised, applications were received, and interviews with the candidates were conducted on May 15, 2018 by Pat Palomaki, Timothy Brown, Julie Bielecki, and William Stehling; and

WHEREAS, the interview committee is recommending Joseph Rapchick to fill the open position on the Board of Ethics, to begin on May 15, 2018 and ending on December 31, 2022: now; therefore be it

RESOLVED that the Victor Town Board appoints Joseph Rapchick to the Board of Ethics to fill the open position on the Board of Ethics, to begin on May 15, 2018 and ending on December 31, 2022; and be it further

RESOLVED that a copy of this resolution be sent to Joseph Rapchick, Kevin Merriman, Julie Bielicki, Board of Ethics Chair; Town Clerk, Confidential Secretary to the Town Supervisor, and Human Resources.

RESOLUTION #259

APPOINTMENT TO CHAIRMAN – BOARD OF ETHICS

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 Julie Bielicki be appointed as Board of Ethics Chair for a two-year term, ending on December 31, 2019; and further

RESOLVED that a copy of this resolution be sent to Julie Bielicki, Town Clerk, Confidential Secretary to the Town Supervisor, and Human Resources.

RESOLUTION # 260
BUDGET TRANSFERS

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

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

WHEREAS, the Finance Director has determined budget transfers are required for expected expenses during the remainder of the 2018 fiscal year; now, therefore, be it

RESOLVED that the following 2018 budget transfers be approved as recommended by the Finance Director:

TO:			FROM:		
ACCOUNT NO.	DESCRIPTION	AMOUNT	ACCOUNT NO.	DESCRIPTION	AMOUNT
A.1420.410	Attorney.Litigation	10,000.00	A.1420.430	Attorney.Legal	10,000.00
B.8020.400	Planning.Contractual	15,000.00	B.3650.400	Demolition of Unsafe Buildings.Contractual	15,000.00

RESOLUTION #261
AUTHORIZATION FOR PAYMENT TO THE TOWN OF FARMINGTON FOR TWO GRUNFOS MODEL A30.125 VORTEX SEWER PUMPS FOR PS-22

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

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

WHEREAS, the Victor Sewer District identified the need to replace two sewer pumps that were installed 24 years ago at PS-22 located at #617 Fishers Run; and

WHEREAS, the existing pumps have surpassed the expected life replacement cycle; and

WHEREAS, Quote No. WR-18-0041-F Rev 0 dated April 13, 2018, from Siewert Equipment for authorized Gorman Rupp ASVP station retrofits that include new Grunfos Model SFV.30.A30.125, non-clog vortex style pumps at a cost of Six Thousand Four Hundred Seventy Six Dollars (\$6,476.00) each for a total combined cost of Twelve Thousand Nine Hundred Fifty Two Dollars (\$12,952.00); and

WHEREAS, per Inter-Municipal Agreement the Town of Farmington will pay Ten Thousand Dollars (\$10,000.00) of the total invoice; now therefore be it

RESOLVED, that the Victor Town Board authorizes the payment of the Town's portion of Two Thousand Nine Hundred Fifty Two Dollars (\$2,952.00) be paid to the Town of Farmington by the Town of Victor, to be charged to the 2018 Town Budget Line Item SS.8120.400 Sanitary Sewers Contractual; and be it further

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

RESOLUTION #262

ACCEPTING DEDICATION OF SANITARY SEWER, SANITARY PUMP STATION AND FORCE MAIN LOCATED ALONG GILLIS ROAD (PS-15)

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 Town Board of the Town of Victor (the "Town Board") wishes to accept dedication of 180 linear feet of 6 inch sanitary sewer, sanitary sewer manhole, power panel, the sanitary pump station, and 260 linear feet of 1.5 inch force main situated on the northerly boundaries of the residential properties located at 6990, 6992, 6994, and 6996 Gillis Road in the Town of Victor (the "Dedication") in order to ensure the proper transmission of sanitary sewage so as to protect public health and safety; and

WHEREAS, the Town of Victor has obtained and recorded in the Ontario County Clerk's Office applicable easements securing property rights over the public improvements comprising the Dedication; and

WHEREAS, the Town Board completed a Short Environmental Assessment Form ("SEAF") for the Dedication pursuant to the New York State Environmental Quality Review Act "SEQRA"); now, therefore, be it

RESOLVED that upon a comprehensive review of the SEAF and the potential environmental impacts associated with the Dedication, the Town Board determines that a potential significant environmental impact will not result from the Dedication, and therefore issues a Negative Declaration pursuant to SEQRA; and be it further

RESOLVED that the Town Board does hereby accept and dedicate as public sanitary improvements 180 linear feet of 6 inch sanitary sewer, sanitary sewer manhole, power panel, the sanitary pump station, and 260 linear feet of 1.5 inch force main situated on the northerly boundaries of the residential properties located at 6990, 6992, 6994, and 6996 Gillis Road in the Town of Victor, as depicted in the location map identified as C-102 and prepared by the Town's engineers, Labella Associates, P.C., a copy of which is attached hereto and made a part of this Resolution; and be it further

RESOLVED, that the Town Supervisor be, and hereby is, authorized and directed to record, as necessary, any further documents relating to the Dedication with the Town Clerk's office and be it further

RESOLVED that a copy of this resolution be forwarded to Karen Bodine, Town Clerk; David Degear, Town of Farmington Water & Sewer Superintendent; and Barbara Cole, Director of Finance.

RESOLUTION #263

AMEND THE TOWN OUTSIDE VILLAGE BUDGET TO PROVIDE FUNDS FOR THE STORM SEWER SYSTEM MAPPING CAPITAL PROJECT (H25)

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 (Town) has created a Storm Sewer System Mapping Capital Project (H25) per Resolution #220 dated May 14, 2018, as mandated by the Department of Environmental Conservation (DEC); and

WHEREAS, the Town has been selected to receive a grant through the Water Quality Improvement Project (WQIP) of Ninety Thousand Dollars (\$90,000.00) of the One Hundred Twenty Thousand Dollar (\$120,000.00) total budget for the Storm Sewer System Mapping Capital Project (H25); and

WHEREAS, the Town is required to provide matching funds in the amount of Thirty Thousand Dollars (\$30,000.00) from the Town Outside Village (B Fund); and

WHEREAS, matching funds may be contributed as in-kind services; and

WHEREAS, the Town must amend the budget to demonstrate allocation of above-mentioned funds; now, therefore be it

RESOLVED that the Town Board approves the amendment of the General Outside Town (B Fund) budget in the amount of Thirty Thousand Dollars (\$30,000.00) as indicated below,

Account Number	Type	Account	Amount
B.9901.900	Expense	Interfund Transfers	+\$30,000.00
B.2801.000	Revenue	Interfund Revenues	+\$30,000.00

and

RESOLVED that the Finance Director is to ensure budget amendments reflecting the information provided above are made in the General Outside Town (B Fund) upon board approval; and be it further

RESOLVED that copies of this resolution be forwarded to Labella Associates, DPC; Karen Bodine, Town Clerk; Kathy Rayburn, Director Economic Development; Kim Kinsella, Project Coordinator; and Barbara Cole, Finance Director.

RESOLUTION #264

ADOPTION OF TOWN OF VICTOR FUND BALANCE POLICY

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 Town Board desires to establish a more comprehensive Fund Balance Policy which is in the interest of sound financial management; and

WHEREAS, the Town Supervisor and Finance Director have proposed the following policy:

TOWN OF VICTOR FUND BALANCE POLICY

PURPOSE

The purpose of a Fund Balance Policy is to ensure there will be adequate liquid resources to maintain a strong fiscal position while weathering negative economic trends.

POLICY STATEMENT

The Fund Balance Policy is intended to provide guidelines during the preparation and execution of the annual budget to ensure that adequate financial resources are maintained for unforeseen circumstances and events such as revenue shortfalls or unanticipated expenditures. Further, it is intended to protect the Town's creditworthiness. The Fund Balance Policy should be established based on long-term perspective recognizing the stated threshold is considered a minimum balance.

To assure the appropriate level of Fund Balance, the Town will maintain a minimum unrestricted fund balance of 18% up to a total of 22% of the total appropriations in the General Fund (A), General Fund Town-Outside-Village (B) and Highway Town-Outside-Village (DB) which is approximately 2 -3 months of expenditures.

RESTORATION OF MINIMUM FUND BALANCE

Should the Fund Balance in any of the above-mentioned funds (A, B, DB) fall below the minimum target level, the Finance Director will prepare a plan for restoration of the balance to the target level and achieve the target level as soon as practicable, ideally within the next fiscal year but not to exceed three fiscal years. The plan will be presented to the Town Board for review and approval for implementation. Any deviation from the approved plan will take a 2/3 vote by the Town Board and will require the Town's Board to develop a plan to replenish the Fund Balance to minimum levels within the fiscal year.

DEFINITIONS:

Fund Balance – the difference between the assets and liabilities reported in a governmental fund. Fund Balance is not the cash balance of the Town, the Fund Balance consists of other assets such as money due from the county, state and federal government, taxes receivable and accounts receivable. Fund Balances are classified into various components depending on the limitations placed on the use of the funds.

Unrestricted Fund Balance – the total of committed, assigned and unassigned fund balance.

GASB statement 54 established the following classifications depicting how specific amounts can be spent:

- Nonspendable – consists of funds that cannot be spent due to their form (e.g. inventories and prepaid expenses) or funds that legally or contractually must be maintained intact.
- Restricted – consists of funds that can be spent only for a specific purpose stipulated by external parties, constitutional provisions or enabling legislation.
- Committed – consists of funds that are set aside for a specific purpose by the town's highest level of decision making authority (governing board). Formal action must be taken prior to the end of the fiscal year. The same formal action must be taken to remove or change the limitations placed on the funds.
- Assigned – consists of amounts that are subject to a purpose constraint that represents an intended use established by the government's highest level of decision-making authority, or by the designated body or official. The purpose of the assignment must be narrower than the purpose of the general fund and in funds other than the general fund,

assigned fund balance represents the residual amount of fund balance. Assigned funds cannot cause a deficit in unassigned fund balance.

- Unassigned – is the residual classification for the general fund and includes all amounts not contained in the other classifications; surplus. The category also provides the resources necessary to meet unexpected expenditures and revenue shortfalls.

WHEREAS, THE Town Supervisor and Finance Director request the approval of the Town Board for the adoption of the Fund Balance Policy; now therefore, be it

RESOLVED, that the Town Board adopts the Fund Balance Policy and shall become effective on the date of this adoption; and further

RESOLVED, that a copy of this resolution be sent to Town Supervisor Jack Marren, Finance Director Barbara Cole and Town Clerk Karen Bodine.

RESOLUTION #265

SET PUBLIC HEARING – LOCAL LAW NO. _____ - 2018 TO AMEND CHAPTER 150 PEDDLING AND SOLICITING IN ORDER TO REVISE PROVISIONS RELATED TO THE REGULATION OF PEDDLING AND SOLICITING ACTIVITIES IN THE TOWN

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 Town Board has identified the need to amend Chapter 150 of the Victor Town Code in order to revise provisions relating to the regulation of peddling and soliciting activities in the Town; and

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

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

RESOLVED, by the Victor Town Board that a Public Hearing shall be had on the 25th day of June, 2018, at 7:30 p.m., for the purpose of adopting a local law to amend Chapter 150 Peddling and Soliciting of the Victor Town Code in order to revise provisions relating to the regulation of peddling and soliciting activities in the Town; and be it further

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

RESOLVED, that a copy of this resolution be forwarded to the Code Enforcement Officer and the Town Clerk.

RESOLUTION #266

SET PUBLIC HEARING – LOCAL LAW NO. ___ - 2018 TO AMEND CHAPTER 211 ZONING, SECTION 211-12B WORD USAGE: DEFINITIONS, RELATIVE TO THE NATIVE PLANT MANUAL

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

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

WHEREAS, the Conservation Board has identified the need to update the Town of Victor Native Plant Manual and made recommendations to the Town Board to amend the Town Code; and

WHEREAS, a draft amendment of said Local Law has been submitted to the Town Board and said draft Local Law amendment is on file with the Town Clerk; and

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

RESOLVED, by the Victor Town Board that a Public Hearing shall be had on the 25th day of June, 2018, at 7:30 p.m., for the purpose of adopting a local law to amend Chapter 211 Zoning, Section 211-12B Word Usage: Definitions, of the Victor Town Code relative to the Native Plant Manual; and be it further

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

RESOLVED, that a copy of this resolution be forwarded to the Conservation Board, Planning Department and the Town Clerk.

PUBLIC COMMENTS

Supervisor Marren requested public comment on any subject and no one wished to comment. With no further business, the meeting was adjourned at 8:24PM, motion by Councilman Kahovec and seconded by Councilman Condon.

Respectfully submitted:

Karen C. Bodine
Town Clerk