

This meeting will be held in person at the Victor Town Hall and live streamed via YouTube with text commenting available. Go To:

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**Victor Town Board Meeting Agenda
Monday, November 14, 2022
DRAFT RESOLUTION PACKET**

*"Town Board Draft Resolutions are in **draft** form and are subject to change prior to or during the public meeting."*

Regular Meeting, 7PM

Flag Salute

Public Hearings start at 7:00 PM

Approval of the October 24, 2022, Regular Town Board meeting

Payment of Bills

Privilege of the Floor

1. Lorna Wright, Genesee Land Trust - Memorandum of Understanding proposed for the donation of open space for the Stonebrook Subdivision to the Genesee Land Trust
2. Douglas Eldred - extension of the Water District down Strong Road to proposed project

Public Comments and Concerns

Reports of Town Officials

- ❖ Finance
- ❖ Historian
- ❖ Parks & Recreation
- ❖ Victor Fire Department
- ❖ Victor Traffic

Resolutions

Highway

1. Authorization to Extend Agreement with Impact Earth for Town of Victor Organic Waste Composting Program
2. Authorization to Enter into Lease Agreement with Toshiba Business Solutions for Color Copier for Highway/Transfer Station Departments

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Human Resources

3. Town of Victor Wage/Pay Scale Charts for 2023
4. Approval of 2023 Longevity Payments to Town of Victor Employees
5. Contract - Guardian to Provide 2023 Dental Health Insurance
6. Contract - Aetna to Provide 2023 Retiree Health Care Insurance
7. Contract - MVP to Provide 2023 Health Care Insurance
8. 2023 Employee Health Care Contribution Rates
9. Fund Health Savings Accounts for Employees Enrolled in the 2022 High Deductible Health Plan (HDHP)

Parks & Recreation

10. Agreement – Alla Kuznetsov, Community Chorus Accompanist
11. Agreement – Jennifer Lewis - Broadway Bound
12. Request for Certificate of Liability Insurance Waivers (Kuznetsov and Lewis)

Supervisor

13. 2023 Stormwater Coalition Intermunicipal Agreement (5 year, 2023-2028)
14. 2022 MCWA Water Easements

Town Clerk

15. Victor Hills Golf Course Festival of Lights Mass Gathering permit
16. Authorization for Canandaigua National Bank & Trust to Act as Agent for the Town of Victor to Accept the 2023 Tax Payments
17. Unpaid Sewer Bills for the Tax ReLevy

PUBLIC COMMENT

ADJOURN

VICTOR TOWN BOARD MEETING NOTICE

PLEASE TAKE NOTICE that the Victor Town Board will take into consideration a Mass Gathering permit application for the Festival of Lights at Victor Hills Golf Club at the regularly scheduled Town Board meeting on the 14th day of November 2022, 7:00 PM at the Victor Town Hall, 85 East Main Street, Victor, NY.

PLEASE TAKE FURTHER NOTICE the submitted application is on file with the Victor Town Clerk and written comments may be directed to the Town Clerk on or before 12:00 PM on November 14, 2022. The Town Board meeting will also be live streamed via YouTube at <https://www.youtube.com/c/townofvictornewyork> with text commenting available.

Dated: October 31, 2022

Karen C. Bodine, Town Clerk

#1

RESOLUTION NO. AUTHORIZATION TO EXTEND AGREEMENT WITH IMPACT EARTH FOR TOWN OF VICTOR ORGANIC WASTE COMPOSTING PROGRAM

WHEREAS, the Town Board passed Resolution #217-19 Authorization for Supervisor to Enter Into an Agreement With Impact Earth for Town of Victor Composting Pilot Program on May 13, 2019, and

WHEREAS, the program was extended on September 14, 2020 by resolution #276-20, and the Transfer Station/Recycle Center wishes to renew this contract, and

WHEREAS, the organic waste composting program has been very successful with our residents who utilize the Transfer Station, with approximately 75 program participants/week, and

WHEREAS, the Town would like to continue to offer this program as part of the landfill waste reduction initiative, at a cost of \$2.42/bucket, at a total estimated annual cost of approximately Nine Thousand Five Hundred dollars (\$9,500.00); now, therefore be it

RESOLVED that the Town Board authorizes entering into an agreement with Impact Earth for a one-year term beginning on November 15, 2022 and ending on November 14, 2023 for the Town of Victor composting program at a cost of approximately Nine Thousand Five Hundred dollars (\$9,500.00) to be charged to the 2022-2023 Budget Line Item A.8160.400 – Refuse and Garbage Contractual, and be it further

RESOLVED, that a copy of this resolution be sent to Impact Earth, Highway Department, Finance Department, and Human Resources.

#2

RESOLUTION NO. AUTHORIZATION TO ENTER INTO LEASE AGREEMENT WITH TOSHIBA BUSINESS SOLUTIONS FOR COLOR COPIER FOR HIGHWAY/TRANSFER STATION DEPARTMENTS

WHEREAS, the Town of Victor Highway/Transfer Station Department has the need to enter into a lease agreement for a copier to replace the existing expiring leased copier; and

WHEREAS, the Highway Superintendent has received a proposal from Toshiba Business Solutions for a color copier with printing, scanning, faxing capability which includes a Service Agreement for travel, parts including toner developer and drums as well as labor at a cost of One Hundred Fifty-Two dollars and Thirteen cents (\$152.13) per month; and

WHEREAS, Toshiba Business Solutions currently has lease agreements for copiers with other Ontario County Government agencies as well as other local municipalities to supply equipment for their agencies and departments; and

WHEREAS, the Town will be entering into a lease agreement with the vendor for a period of Sixty-Three (63) months; now therefore be it

RESOLVED, that the Town Board authorizes the Highway Superintendent to enter into a lease agreement with Toshiba Business Solutions in an amount not to exceed One Hundred and Fifty-Two Dollars and Thirteen cents (\$152.13) per month for a color copier with a capacity of three-thousand, black and white images per month and three-hundred color images with overages to be billed quarterly at a rate of (\$.0093 Black and White) and (\$.062 Color) per image for a period of Sixty-Three (63) months from the operating budget line A.5010.400 Highway Superintendent Contractual; and further

RESOLVED, that a copy of this resolution be forwarded to the Highway Superintendent, Town Clerk; Finance Department, and Donald Mongeon, Toshiba Business Solutions, Inc.

#3

RESOLUTION NO. TOWN OF VICTOR WAGE/PAY SCALE CHARTS FOR 2023

WHEREAS, the Town Board has developed a Wage/Pay Scale chart for 2023 for all Town of Victor civil service and appointed employees, designated as "Schedule "A" and kept in the subject file in the Town Clerk's office; and

WHEREAS, Parks & Recreation and Highway have developed a 2023 Wage/Pay Scale chart for part-time/seasonal Parks & Recreation and Highway employees to be in accordance with the recent New York State Minimum Wage Requirements, designated as "Schedule "B" and kept in the subject file in the Town Clerk's office; and

WHEREAS, the 2023 Wage/Pay Scale for all Town of Victor civil service and appointed employees has undergone a thorough review by the Town Board, and the wage scale has been adjusted to represent a 2% Cost of Living increase for 2023 and funding has been allocated, per the 2023 Approved Town of Victor Budget; now therefore be it

RESOLVED that the 2023 Wage/Pay Scales for both civil service and appointed employees and for Parks & Recreation and Highway part-time and seasonal employees be adopted and used to calculate employee salaries for 2023; and further

RESOLVED that a copy of the resolution and wage scales be sent to all Town of Victor employees and to Human Resources.

#4

RESOLUTION NO. APPROVAL OF 2023 LONGEVITY PAYMENTS TO TOWN OF VICTOR EMPLOYEES

WHEREAS, the Town Board has approved the 2023 Wage Scales, per Resolution No. _____-22, and

WHEREAS, the Town Board recognizes the hard work and dedication provided by the Town employees to the residents of the Town of Victor, and

WHEREAS, in addition to the 2% Cost of Living Adjustment to the 2023 Wage Scale, the Town Board would like to give an additional 1% Lump Sum longevity payment to those employees who are not eligible for a step increase in 2023 and who are currently at Step "F" on the 2022 Wage scale, and

WHEREAS, this payment will be given in the first pay period in January, 2023, and will be 1% of the eligible employee's 2023 annual salary (not including overtime); now, therefore be it

RESOLVED that the Town Board approves a 1% Lump Sum Longevity payment to those employees who are not eligible for a step increase in 2023 and who are currently at Step "F" on the 2022 Wage Scale, which is to be based on the 2023 annual salary (not including overtime), and is to be paid to eligible employees on the first pay period in January, and be it further

RESOLVED that the Town Board thanks all Town of Victor employees for their hard work and dedication the residents of the Town of Victor.

#5

RESOLUTION NO. CONTRACT WITH GUARDIAN TO PROVIDE 2023 DENTAL HEALTH INSURANCE

WHEREAS, the Town of Victor wishes to provide affordable dental insurance to Town employees and retirees; and

WHEREAS, Brown & Brown of New York Inc., as the Town's dental insurance benefits broker, solicited insurance companies for rate quotes for a policy with coverage for both Town of Victor Employees and Retirees; and

WHEREAS, Brown & Brown of New York Inc. recommends to the Town Board that the Guardian Alternate #1 plan, would be the best policy for the Town of Victor employees and retirees for both plan costs and plan benefits, and which has a 3.0% increase over the 2022 rates; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a one-year contract with Guardian as the 2023 dental insurance provider for the Town of Victor at a cost not to exceed the following:

| | |
|---------------------|----------------|
| Single | \$36.81/month |
| 2-Person | \$74.73/month |
| Employee + Children | \$85.97/month |
| Family Plan | \$131.44/month |

And be it further

RESOLVED that the full-time employees will still be required to pay 10% of their plan costs, permanent part-time employees will be required to pay 100% of their plan costs, and retirees pay the costs of their plan according to their retirement benefit schedule; and be it further

RESOLVED that a copy of this resolution be sent to the Town Employees, Human Resources Department, Finance Department, Town Clerk, Guardian, and Brown & Brown of New York Inc.

#6

RESOLUTION NO. CONTRACT - AETNA TO PROVIDE 2023 RETIREE HEALTH CARE INSURANCE

WHEREAS, the Town of Victor is a member of the Finger Lakes Municipal Health Insurance Trust, per Resolution #385-10; and

WHEREAS, the Finger Lakes Municipal Health Insurance Trust has worked with Brown & Brown Associates as their health care benefits broker, and Aetna Health Care to provide affordable health care insurance for Town retirees for 2023; and

WHEREAS, Aetna has negotiated with the Finger Lakes Municipal Health Insurance Trust for the Age 65+ retirees to be \$143.22/month, which is a cost increase of 7.0% over 2022 rates; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a contract with Aetna Healthcare as the 2023 health care provider for the Town of Victor Age 65+ retirees at a cost of \$143.33/month; and be it further

RESOLVED that a copy of this resolution be sent to the Human Resources Department, Aetna Healthcare, Brown & Brown, Town Clerk, and the Finance Department.

#7

RESOLUTION NO. MVP CONTRACT TO PROVIDE 2023 HEALTH CARE INSURANCE

WHEREAS, the Town of Victor is a member of the Finger Lakes Municipal Health Insurance Trust, per Resolution #385-10; and

WHEREAS, the Finger Lakes Municipal Health Insurance Trust has worked with Brown & Brown Associates as their health care benefits broker, and MVP Health Care to provide affordable health care insurance for Town employees and retirees for 2023; and

WHEREAS, MVP has negotiated with the Finger Lakes Municipal Health Insurance Trust for the under age 65 employees and for the Age 65+ employees and retirees, at a cost increase of 7.5% over 2022 rates; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a contract with MVP Healthcare as the 2023 health care provider for the Town of Victor under age 65 employees and retirees at a cost not to exceed the following:

| <u>Plan Type</u> | <u>Mid-Plan cost/month</u> | <u>Core Plan cost/month</u> | <u>Hybrid Plan cost/month</u> | <u>\$1400/\$2800 High Deductible Health Care cost/month</u> | <u>\$1800/\$3600 High Deductible Health Care cost/month</u> | <u>\$3000/\$6000 High Deductible Health Care cost/month</u> | <u>\$6000/\$12000 High Deductible Health Care cost/month</u> |
|------------------|----------------------------|-----------------------------|-------------------------------|---|---|---|--|
| Single | \$958.71 | \$919.47 | \$813.34 | \$698.91 | \$629.20 | \$606.05 | \$535.98 |
| 2-Person | \$2,157.15 | \$2,068.87 | \$1,830.08 | \$1,572.60 | \$1,415.74 | \$1,363.64 | \$1,205.99 |
| Family | \$2,523.51 | \$2,420.24 | \$2,140.89 | \$1,839.68 | \$1,656.18 | \$1,595.24 | \$1,410.81 |

And be it further

RESOLVED that a copy of this resolution be sent to the Human Resources Department, MVP, Brown & Brown, Town Clerk, and the Finance Department.

#8

RESOLUTION NO. 2023 EMPLOYEE HEALTH CARE CONTRIBUTION RATES

WHEREAS, on November 14, 2022 the Victor Town Board passed Resolution No. _____
Contract with MVP to Provide 2023 Health Care Insurance; and

WHEREAS, MVP has negotiated the following rates with the Finger Lakes Municipal Health Insurance Trust for under age 65 employees and retirees for 2023:

| <u>Plan Type</u> | <u>Mid-Plan cost/month</u> | <u>Core Plan cost/month</u> | <u>Hybrid Plan cost/month</u> | <u>\$1400/\$2800 High Deductible Health Care cost/month</u> | <u>\$1800/\$3600 High Deductible Health Care cost/month</u> | <u>\$3000/\$6000 High Deductible Health Care cost/month</u> | <u>\$6000/\$12000 High Deductible Health Care cost/month</u> |
|------------------|----------------------------|-----------------------------|-------------------------------|---|---|---|--|
| Single | \$958.71 | \$919.47 | \$813.34 | \$698.91 | \$629.20 | \$606.05 | \$535.98 |
| 2-Person | \$2,157.15 | \$2,068.87 | \$1,830.08 | \$1,572.60 | \$1,415.74 | \$1,363.64 | \$1,205.99 |
| Family | \$2,523.51 | \$2,420.24 | \$2,140.89 | \$1,839.68 | \$1,656.18 | \$1,595.24 | \$1,410.81 |

And

WHEREAS, on October 29, 2019, the Town Board passed Resolution #432-19 Amendment to Town of Victor Employee Health Insurance Contribution Rate, setting the 2023 Employee Health Care Contribution Rate at 22% for employees hired before January 1, 2010, and 25% for employees hired after January 1, 2010; and

WHEREAS, the Town Board requests that the employees enrolled in the health care benefits for 2021 share in the payments for their health care benefits; now, therefore be it

RESOLVED that Town employees enrolled in the Town's 2023 health care plans will contribute the following amounts for health care coverage, dependent on employee plan choice:

For employees hired before January 1, 2010

| <u>Plan Type</u> | <u>Mid-Plan cost/pay period</u> | <u>Core Plan cost/pay period</u> | <u>Hybrid Plan cost/pay period</u> | <u>\$1400/\$2800 High Deductible Health Care cost/pay period</u> | <u>\$1800/\$3600 High Deductible Health Care cost/pay period</u> | <u>\$3000/\$6000 High Deductible Health Care cost/pay period</u> | <u>\$6000/\$12000 High Deductible Health Care cost/pay period</u> |
|------------------|---------------------------------|----------------------------------|------------------------------------|--|--|--|---|
| Single | \$111.47 | \$93.36 | \$44.38 | \$0 | \$0 | \$0 | \$0 |
| 2-Person | \$250.81 | \$210.07 | \$99.86 | \$0 | \$0 | \$0 | \$0 |
| Family | \$293.41 | \$245.75 | \$116.82 | \$0 | \$0 | \$0 | \$0 |

For employees hired on or after January 1, 2010

| <u>Plan Type</u> | <u>Mid-Plan cost/pay period</u> | <u>Core Plan cost/pay period</u> | <u>Hybrid Plan cost/pay period</u> | <u>\$1400/\$2800 High Deductible Health Care</u> | <u>\$1800/\$3600 High Deductible Health Care</u> | <u>\$3000/\$6000 High Deductible Health Care</u> | <u>\$6000/\$12000 High Deductible Health Care</u> |
|------------------|---------------------------------|----------------------------------|------------------------------------|--|--|--|---|
|------------------|---------------------------------|----------------------------------|------------------------------------|--|--|--|---|

#8

| | | | | <u>cost/pay</u> <u>period</u> | <u>cost/pay</u> <u>period</u> | <u>cost/pay</u> <u>period</u> | <u>cost/pay</u> <u>period</u> |
|----------|----------|----------|----------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|
| Single | \$124.20 | \$106.09 | \$57.11 | \$4.30 | \$0 | \$0 | \$0 |
| 2-Person | \$279.46 | \$238.72 | \$128.51 | \$9.67 | \$0 | \$0 | \$0 |
| Family | \$326.92 | \$279.26 | \$150.33 | \$11.31 | \$0 | \$0 | \$0 |

And be it further

RESOLVED that a copy of this resolution be sent to all Town employees, the Human Resources Department, Town Clerk, and the Finance Department.

#9

RESOLUTION NO. FUND HEALTH SAVINGS ACCOUNTS FOR EMPLOYEES ENROLLED IN THE 2022 HIGH DEDUCTIBLE HEALTH PLAN (HDHP)

WHEREAS, on November 14, 2022 the Town Board passed Resolution No. _____ - Contract with MVP to Provide Health Care Insurance; and

WHEREAS, the Town Board has agreed to offer High Deductible Health Plans (HDHP) as a health care option for current employees as they have significantly lower premium costs than other plans, but have out of pocket annual deductibles; and

WHEREAS, the Town wishes to establish Health Savings Accounts (HSA) for all employees choosing to enroll in the 2023 High Deductible Health Plans (HDHP's) options; and

WHEREAS, the estimated annual cost savings to the Town of Victor per employee choosing the HDHP options as compared to the Core Plan are:

| Plan Type for employees contributing 22% towards health care costs (hired before 1/1/2010) | <u>Single Plan</u> | <u>2-Person Plan</u> | <u>Family Plan</u> |
|---|---------------------------|-----------------------------|---------------------------|
| \$1400/\$2800 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$219.32 | \$493.42 | \$577.29 |
| \$1800/\$3600 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$1,055.84 | \$2,375.74 | \$2,779.29 |
| \$3000/\$6000 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$1,333.64 | \$3,000.94 | \$3,510.57 |
| \$6000/\$12000 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$2,174.48 | \$4,892.74 | \$5,723.73 |

| Plan Type for employees contributing 25% towards health care costs (hired after 1/1/2010) | <u>Single Plan</u> | <u>2-Person Plan</u> | <u>Family Plan</u> |
|--|---------------------------|-----------------------------|---------------------------|
| \$1400/\$2800 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$0 | \$0 | \$0 |
| \$1800/\$3600 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$724.83 | \$1,630.95 | \$1,908.00 |
| \$3000/\$6000 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$1,002.63 | \$2,256.15 | \$2,639.28 |
| \$6000/\$12000 HDHP Plan Cost Savings to the Town Per Year Per Employee | \$1,843.47 | \$4,147.95 | \$4,852.44 |

Now, therefore be it

RESOLVED that the Town Board authorizes the establishment of Health Savings Accounts for Town employees enrolled in the 2023 High Deductible Health Plans (HDHP) for the following 2023 amounts:

#9

| Plan Type for employees contributing 22% towards health care costs (hired before 1/1/2010) | Single Plan | 2-Person Plan | Family Plan |
|---|--------------------|----------------------|--------------------|
| \$1400/\$2800 High Deductible Health Care HSA Amount/Pay Period | \$8.43 | \$18.98 | \$22.20 |
| \$1400/\$2800 High Deductible Health Care HSA Amount/Year | \$219.32 | \$493.42 | \$577.29 |
| \$1800/\$3600 High Deductible Health Care HSA Amount/Pay Period | \$40.60 | \$91.37 | \$106.89 |
| \$1800/\$3600 High Deductible Health Care HSA Amount/Year | \$1,055.84 | \$2,375.74 | \$2,779.29 |
| \$3000/\$6000 High Deductible Health Care HSA Amount/Pay Period | \$51.29 | \$115.42 | \$135.02 |
| \$3000/\$6000 High Deductible Health Care HSA Amount/Year | \$1,333.64 | \$3,000.94 | \$3,510.57 |
| \$6000/\$12000 High Deductible Health Care HSA Amount/Pay Period | \$74.03 | \$149.04 | \$149.04 |
| \$6000/\$12000 High Deductible Health Care HSA Amount/Year | \$1,925.00 | \$3,875.00 | \$3,875.00 |

| Plan Type for employees contributing 25% towards health care costs (hired after 1/1/2010) | Single Plan | 2-Person Plan | Family Plan |
|--|--------------------|----------------------|--------------------|
| \$1400/\$2800 High Deductible Health Care HSA Amount/Pay Period | \$0 | \$0 | \$0 |
| \$1400/\$2800 High Deductible Health Care HSA Amount/Year | \$0 | \$0 | \$0 |
| \$1800/\$3600 High Deductible Health Care HSA Amount/Pay Period | \$27.88 | \$62.72 | \$73.38 |
| \$1800/\$3600 High Deductible Health Care HSA Amount/Year | \$724.83 | \$1,630.95 | \$1,908.00 |
| \$3000/\$6000 High Deductible Health Care HSA Amount/Pay Period | \$38.56 | \$86.77 | \$101.51 |
| \$3000/\$6000 High Deductible Health Care HSA Amount/Year | \$1,002.63 | \$2,256.15 | \$2,639.28 |
| \$6000/\$12000 High Deductible Health Care HSA Amount/Pay Period | \$70.90 | \$149.04 | \$149.04 |
| \$6000/\$12000 High Deductible Health Care HSA Amount/Year | \$1,843.47 | \$3,875.00 | \$3,875.00 |

And be it further

RESOLVED that the HSA accounts be loaded with the funded amount on a per paycheck basis, with the ability to request full HSA funding due to extreme medical necessity; and further

RESOLVED that the Town Board will re-evaluate the funding of HSA accounts for Town employees electing the HDHP Health Care options on an annual basis; and be it further

RESOLVED that a copy of this resolution be forwarded to all Town Employees, Brown & Brown of New York, Inc., Town Clerk, Human Resources, and Finance Department.

#10

RESOLUTION NO. AGREEMENT – ALLA KUZNETSOV, COMMUNITY CHORUS ACCOMPANIST

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Alla Kuznetsov to act as the accompanist for the Victor Community Chorus; 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 the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Alla Kuznetsov under the terms and conditions as provided for in the contract kept in the subject matter file in the Town Clerk's Office for a sum of Six Hundred dollars (\$600.00) per season to the Town to be paid from the 2022 Budget Line item A.6772.400 Programs for the Aging.Contractual; and further

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 a copy will be forwarded to the Director of Parks and Recreation, Finance Director, Town Clerk, and Alla Kuznetsov.

#11

RESOLUTION NO. AGREEMENT – JENNIFER LEWIS, BROADWAY BOUND MUSIC AND DANCE INSTRUCTION

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Jennifer Lewis to instruct Broadway Bound music and dance program; 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 the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Jennifer Lewis under the terms and conditions as provided for in the contract kept in the subject matter file in the Town Clerk's Office for a sum of Seventy Percent (70%) of the recreation program revenues allocated to the Contractor and Thirty Percent of the recreation program revenues allocated to the Town to be paid from the 2022 Budget Line item A.7020.400 Recreation Admin.Contractual; and further

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 a copy will be forwarded to the Director of Parks and Recreation, Finance Director, Town Clerk, and Jennifer Lewis.

#12

RESOLUTION NO. REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVERS

WHEREAS, the Town Board adopted Resolution No. 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>Activity / Event</u> | <u>Location of Event</u> | <u>Amount of Contract</u> | <u>Duration of Contract</u> | <u>Reason for Exemption</u> |
|----------------|--|--------------------------|---------------------------|-----------------------------|-----------------------------|
| Jennifer Lewis | Broadway Bound Music and Dance Instruction | Victor Primary School | 70% / 30% | December 31, 2022 | Insufficient Coverage |
| Alla Kuznetsov | Community Chorus Accompanist | Varies | \$600.00 | December 31, 2022 | Insufficient Coverage |

Now, therefore, be it

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

| <u>Vendor</u> | <u>Activity / Event</u> | <u>Location of Event</u> | <u>Amount of Contract</u> | <u>Duration of Contract</u> | <u>Reason for Exemption</u> |
|----------------|--|--------------------------|---------------------------|-----------------------------|-----------------------------|
| Jennifer Lewis | Broadway Bound Music and Dance Instruction | Victor Primary School | 70% / 30% | December 31, 2022 | Insufficient Coverage |
| Alla Kuznetsov | Community Chorus Accompanist | Varies | \$600.00 | December 31, 2022 | Insufficient Coverage |

And be it

RESOLVED that a copy of this resolution be sent to Director of Parks and Recreation, Town Clerk, Jennifer Lewis and Alla Kuznetsov.

#13

RESOLUTION NO. AUTHORIZATION FOR THE SUPERVISOR TO ENTER INTO AND EXECUTE AN INTER-MUNICIPAL AGREEMENT REGARDING COOPERATION TO COMPLY WITH THE FEDERAL PHASE II STORMWATER REGULATIONS IN ONTARIO AND WAYNE COUNTIES

WHEREAS, the Town Victor is a participating member of the Ontario - Wayne Counties Stormwater Coalition; and

WHEREAS, the Ontario-Wayne Stormwater Counties Coalition is funded with a combination of municipal cash and in-kind funding and New York State Environmental Protection Fund grant(s) and other available grant sources, which shall be managed by the Ontario County Soil and Water Conservation District and /or an appointed representative from the Ontario-Wayne MS4 Coalition; and

WHEREAS, the term of the agreement is from February 1, 2023 through January 31, 2028; and

WHEREAS, each Coalition member (Municipality or Agency) is required to pay a membership fee annually to the Coalition in an amount determined and approved by the full membership of the Stormwater Coalition to fund the implementation of compliance activities which are part of each Coalition member's stormwater management plan; and

WHEREAS, the Town wishes to continue their membership in the Ontario - Wayne Counties Stormwater Coalition, and pay the membership fee of Five Thousand dollars (\$5,000.00) listed on the 2023-2028 Membership Fee Schedule, identified as Appendix 'A' Ontario-Wayne Stormwater Coalition, attached to the agreement and kept in the subject file of the Clerk's Office; and

WHEREAS, said funds are available in the 2023 Budget Line B8140.400 Storm Water Management Contractual; now, therefore, be it

RESOLVED that the Town Board authorizes the Supervisor to enter into an Intermunicipal Agreement to participate in the Ontario - Wayne Counties Stormwater Coalition and pay the membership fee from 2023 Budget line B8140.400 Stormwater Management Contractual in an amount not to exceed Five Thousand dollars (\$5,000.00); and further

RESOLVED that copies be forwarded to the Ontario - Wayne Counties Stormwater Coalition; Stormwater Manager; Highway Superintendent; Town Clerk and the Finance Director.

#14

RESOLUTION NO. APPROVAL OF ACQUISITION OF AN EASEMENT BY THE
MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW
YORK'S PUBLIC AUTHORITIES LAW

WHEREAS, The Monroe County Water Authority ("Authority") intends to provide public water service to 1020 Strong Road, 0 Erica Trail, 71 Victor Heights Parkway and 75 Victor Heights Parkway located in the Town of Victor; and

WHEREAS, the acquisition of the easement is necessary for operation, maintenance and the future replacement of the water main which will allow the Authority to continue to reliably provide potable water supply to the area; and

WHEREAS, the easements are located along the frontage of 1020 Strong Road (Tax Acct. No. 14.0-1-43.0), which is owned by James Draveck, and through the parcels of 0 Erica Trail (Tax Acct. No. 28.36-02-1.0), which is owned by Bella Estates LLC, 71 Victor Heights Parkway (Tax Acct. No. 15.01-1-35.3), which is owned by T-Sport LLC and 75 Victor Heights Parkway (Tact Acct. No. 15.01-1-35.4), which is owned by VHP LLC; and

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

RESOLVED, that the Town hereby approves of the Authority's acquisition of the easements located at 1020 Strong Road, 0 Erica Trail, 71 Victor Heights Parkway and 75 Victor Heights Parkway in accordance with §1096(6-a) of the New York Public Authorities Law and be it further

RESOLVED that a copy of this resolution be provided to the Authority.

#15

RESOLUTION NO. MASS GATHERING PERMIT FESTIVAL OF LIGHTS AT VICTOR HILLS GOLF CLUB

WHEREAS, on October 28, 2022, an application was submitted by Margaret Broker, applicant, seeking the issuance of a Mass Gathering Permit for the Festival of Lights at Victor Hills Golf Club event; and

WHEREAS, the Festival of Lights at Victor Hills Golf Club event is a 1.75 +/- mile long Festival of Lights which will involve the temporary use of land at Victor Hills Golf Club, 1450 Brace Road and would be held from November 25, 2022 through December 30, 2022, 5:00 – 9:00 PM; and

WHEREAS, the proposed use, in addition to being temporary, is also minor in that no permanent structures, facilities, or improvements will be installed, and that the action does not involve grading, earth movement, or modifications to the landscape; and

WHEREAS, residents within 1,000 feet of the event property were notified of the application and the meeting notice was published in the Daily Messenger and posted on the Town website; and

WHEREAS, the Town Board and its consultants have carefully reviewed the supporting documents provided to the Town, now therefore, be it

RESOLVED the Town Board has determined that the proposed action is a Type II action, as defined under SEQRA. The project qualifies as a Type II action as it involves a minor temporary use of land having negligible or no permanent impact on the environment, as described in Section 617.5 (15) of the SEQR regulations (6 NYCRR Part 617) and no further action on SEQRA is necessary by the Town Board, as said classification of Type II action concludes the SEQRA process; and be it further

RESOLVED that the Victor Town Board directs the Victor Town Clerk to issue a Mass Gathering Permit for the Festival of Lights at Victor Hills Golf Club event; and be it further

RESOLVED that copies of this resolution be forwarded to Margaret Broker – applicant, Jack Dianetti – Agent, Town Clerk, and the Building & Planning Department.

#16

RESOLUTION NO. AUTHORIZATION FOR CANANDAIGUA NATIONAL BANK & TRUST TO ACT AS AGENT FOR THE TOWN OF VICTOR TO ACCEPT 2023 TOWN AND COUNTY TAX PAYMENTS

WHEREAS, as a convenience to the residents of the Town of Victor, Canandaigua National Bank & Trust has agreed to act as an agent for the Town of Victor and collect Town and County tax payments for the year 2023 during the month of January; and

WHEREAS, the Canandaigua National Bank & Trust will accept tax payments (full payment only) starting Tuesday, January 3 through Tuesday, January 31, 2023, and will deposit payments received into the Victor Tax Receiver checking account on the following business day and provide an itemized listing of payments received to the Receiver of Taxes. There is no charge to the Town for this service. The Receiver of Taxes will be responsible for any check that is returned for any reason; now, therefore, be it

RESOLVED the Town Board approves Canandaigua National Bank & Trust acting as an agent for the Town to accept tax payments Tuesday, January 3 through Tuesday, January 31, 2023.

#17

RESOLUTION NO. TRANSFER UNPAID TOWN AND VILLAGE SEWER AMOUNTS TO ONTARIO COUNTY - TAX PASS

RESOLVED that the Town Clerk is authorized to transfer the Unpaid Victor Sewer in the amount of Eighty-Five Thousand Eight Hundred Fourteen dollars and Seventy-Six cents (\$85,814.76) and the Unpaid Village Sewer amount of Four Thousand Six Hundred Eighty-Six dollars and Fifteen cents (\$4,686.15) to the Ontario County Real Property Tax Office for inclusion on the January tax roll of the property owners involved; and further

RESOLVED that a copy of this resolution be forwarded to the Town Clerk, the Finance Director, and Ontario County Real Property.