

VICTOR TOWN BOARD MEETING MONDAY February 14, 2022

Supervisor Marren called the regular Town Board meeting to order @ 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.

Flag Salute

PRESENT: Supervisor Jack Marren Councilman Drew Cusimano
Councilman Guinan Councilman Kahovec
ABSENT: Councilman Dave Condon

ALSO IN ATTENDANCE: Karen Bodine - Town Clerk; Kevin Overton- Attorney; Mark Years-Highway Superintendent; Steve Metzger - LaBella Associates; Rich O'Donnell – Finance Director; Suzy Mandrino – IT; David Nankin; Carole and Larry Fisher; Mac Warner; Ken Warner; Amber Downs; Joseph Zimmerman; Kurt Dillman.

SUPERVISOR’S ANNOUNCEMENTS:

- Supervisor Marren declared Councilman Condon necessarily absent

RESOLUTION NO.73-2022 APPROVAL OF MINUTES

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

4 Ayes 0 Nays (Marren, Kahovec, Cusimano, Guinan)
1 Abstain - Councilman Cusimano for the 1-24-2022 Meeting

RESOLVED that the January 24, 2022 Regular Town board meeting and the February 8, 2022 Special Town Board meeting minutes be accepted as presented to the Board by the Town Clerk.

RESOLUTION NO.74 -2022 PAYMENT OF BILLS

On motion of Councilman Guinan, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

RESOLVED that the bills be approved for Manifest #3 in the amount of \$5,912,058.84 Documentation for these expenditures can be found on vouchers filed by numbers #20220174-20220350.

General Townwide	\$5,519,710.24
General Outside Village	42,387.59
Park Land Trust Fund	5,430.08
Highway Townwide	222,375.72
Sanitary Conveyance Capital Project	250.00
Total of Lighting Districts	5,902.35

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SS Consolidated Sewer Fund	93,383.42
Trust & Agency	22,619.21

Supervisor Marren reviewed the following expenditures for Manifest #3 that were in the range or exceeded \$5,000.00.

- American Rock Salt – Road salt for winter - \$99,049.19
- B & M International LLC – February Courts Rental - \$10,275.00
- Bayer Landscape – Final Plans for Dog Park - \$5,347.00
- Fishers Fire District – 2022 Tax Levy - \$3,966,263.00
- Guardian Insurance – Dental for January and February - \$9,598.85
- Harris Beach – January Legal Services - \$31,315.97
(chargeback \$22,351.50 - cost to the Town \$8,964.47)
- Labella Associates PC – Professional Services for January – \$58,601.25
(Chargeback to developers \$14,157.50, cost to the Town \$44,443.75)
- MVP Health – Jan/Feb. Healthcare employees/retirees - \$150,627.32
- Nocco Energy – Diesel Fuel for January - \$9,126.60
- Ontario County – (Oct.–Dec.) Sherriff Patrol/Court Security - \$6,367.47
- Precision Trenchless LLC – Fieldcrest Lane Storm line repair - \$35,330.05
- RG&E – January Electric - \$6,640.57
- Victor Fire District – 2022 Tax Levy - \$1,373,919.12
- Victor Sewer District – 2021 Delinquent Taxes (re-levied) - \$70,143.42

No Privilege of the Floor

Public Comments:

Carole Fisher addressed the Board about pickleball. She expressed they are very pleased with the removal of the banner. This affirms that our town parks are for all residents not just one organization and thanked the Board. She noted that at the last Town Board meeting she played an audio clip of the sound of pickleball and the noise of the game where people are having a really good time. She expressed the concern that these courts should not be near residential homes. One group's fun should not be another group's frustration and irritation. Carole noted that pickleball is now the fastest growing sport in America. She expressed concerns about Spring and a greater demand for this sport. She feels the Town should look at the other parks such as Dryer and Pappone which are away from residential homes to establish courts for this game.

Ken Warner also addressed the Board with comments about the noise of pickleball being played at Fishers Tennis Courts. He understood that the Parks Department received a quote to add sound reducing curtains to the courts. Being an environmental health and safety manager involved in sound mitigation projects, he explained there is a great deal more to reducing noise than just hanging sound curtains. He also expressed his disappointment in the Parks Department continuing their efforts to facilitate the playing of the game that creates excessive noise disturbance for nearby residents and other park users. He commented that

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the use of sound curtains, a reservation process and fee schedules will not make the game of pickleball any more tolerable for those residents living near the courts.

Mac Warner addressed the Board about the noise from the pickleball courts. For years they enjoyed visiting his son Ken Warner and the peace and quiet of the home in the Fishers Hamlet. Now when they go over to his son's house, they hear the noise of pickleball puck, puck, and yelling that was played at the last meeting. He commented that residents living close to the courts are inundated with the noise from dawn to dusk. He noted that the Town has a noise ordinance and pickleball is clearly in violation. He expressed concern for the value of the homes in the area. Mr. Warner formally requested that the Board request the ordinance be enforced against noise and the enforcement officer be required to enforce the code.

Reports of Town Officials

- Court
- Finance – facility use fee included for the rectangular field; box rink, & tennis/pickleball courts. Cost per hour for resident use and cost per hour for non-resident use. Board had no objection to the fees.
- Fishers Fire District
- Historian
- Parks & Recreation
- Supervisor
- Victor Fire District

Supervisor Verbal Report

- Monthly Victor/Farmington Ambulance Report
- Mercy Flight thank you letter
- Sanitary Sewer Pump Station Project – Bids were opened for pump station 11 which is part of the sewer consent order with the DEC as well as the Town of Farmington. Bids came in about 85% higher than projected. The Town is looking at bundling pump station 11, 7, and 5 for cost savings taking advantage of the rate the town has for bonding.

Steve Metzger explained the bid for pump station 11 did come in 85% higher than money budgeted for this project a few years ago. He noted they looked at the bid and felt it is not an outrageous bid. He feels there would likely be savings by bundling the three pump stations together with mobilization, bonding, and coordination of having multiple things to work on at the same time. Emergency generators are about a year out when ordering. LaBella is working on a timeline for this.

Councilman Cusimano asked if this will hold up any of the projects on East Victor Road. Steve noted they have checked with the pump manufacturer, Flygt. They feel it is possible to get the pump station constructed as early as by the end of this year.

Councilman Kahovec asked if the backup generators should be ordered now.

- 1st Meeting in March will probably be a zoom meeting to pay bills only due to Board Members being away. The second meeting in March 28th will be in person.

Councilman Cusimano noted that he had a nice opportunity to meet with the Highway Superintendent and guys this week. He has scheduled times to meet with them again and get

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the pulse of what is going on in the facility. As the town looks at the prospect of a new highway facility or highway upgrades over the next couple of years, there is certainly a lot of good input and good ideas that can be gathered for this process. Supervisor Marren thanked Councilman Cusimano for going on Friday and he mentioned he had also stopped over and watched how the salt was unloaded by conveyer systems.

Resolutions:

RESOLUTION NO.75-2022 PURCHASE 2022 FORD ESCAPE S

On motion of Councilman Cusimano, seconded by Councilman Kahovec, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, the Planning & Building Department has the need to purchase a 2022 Ford Escape S for Building Inspector operations; and

WHEREAS, this vehicle is available for purchase under NYS Office of General Services Vehicle Marketplace Mini-Bid #9018, Contract #PC69260SB through Genesee Valley Ford Avon; now therefore be it

RESOLVED that the Town Board authorizes the Planning & Building Department to purchase a 2022 Ford Escape S from the NYS Office of General Services Vehicle Marketplace Mini-Bid #9018, Contract #PC69260SB through Genesee Valley Ford Avon at a cost of Twenty-Two Thousand Six Hundred dollars (\$22,600.00) to be paid from the 2022 Budget Line item B.3620.200 Building-Safety Inspection.Equipment; and further

RESOLVED, that a copy of this resolution be forwarded to the Project Coordinator, Town Clerk, Finance Department, and Louann Cimino, Genesee Valley Ford Avon.

RESOLUTION NO. 76-2022 ACCEPT RESIGNATION - ADAM BLANC - MOTOR EQUIPMENT OPERATOR

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

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, Adam Blanc has been a Motor Equipment Operator for the Highway Department for the past 5 years; and

WHEREAS, Adam Blanc has qualified for the position of Heavy-Duty Equipment Mechanic, but must resign from his current position in order to be appointed to his new title and responsibilities; now, therefore be it

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RESOLVED that the Town Board accepts the resignation of Adam Blanc from the position of Motor Equipment Operator for the Highway Department effective February 15, 2022; and be it further

RESOLVED that a copy of this resolution be sent to Adam Blanc, Highway Superintendent, Finance Department, Town Clerk, and Human Resources.

RESOLUTION NO. 77-2022 APPOINT ADAM BLANC - HEAVY DUTY MECHANIC

On motion of Councilman Cusimano, seconded by Councilman Kahovec, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, on December 27, 2021 the Town Board passed Resolution No. 362 – Creation of A Heavy-Duty Mechanic Position; and

WHEREAS, Adam Blanc, who is currently a Motor Equipment Operator for the Highway Department, possesses the skills identified for the Heavy-Duty Mechanic position, and is being recommended for this position; and

WHEREAS, there is no exam required for this position; and

WHEREAS, Adam Blanc has applied for the position and has been approved by Ontario County Human Resources as having the qualifications necessary for this position; now, therefore be it

RESOLVED that Adam Blanc be appointed to the position of Heavy-Duty Mechanic for the Town of Victor Highway Department at a Grade 6, step C hourly rate salary of Twenty-Eight dollars and Sixteen cents (\$28.16) to be paid from the 2022 Budget Line Item #DB.5130.100 Machinery. Personal Services, with a starting date of February 15, 2022; and be it further

RESOLVED that a copy of this resolution be forwarded to Adam Blanc, Highway Superintendent, Human Resources, Town Clerk, and the Finance Office.

RESOLUTION NO.78-2022 ACCEPT RESIGNATION - KIMBERLY REESE - SECRETARY TO THE ZONING BOARD OF APPEALS

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, Kimberly Reese has been the Secretary to the Zoning Board of Appeals for the Town of Victor for the past 2 years; and

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WHEREAS, Kimberly Reese has qualified for the position of Deputy Town Clerk, but must resign from her current position in order to be appointed to her new title and responsibilities; now, therefore be it

RESOLVED that Kimberly Reese resigns from her position of Secretary to the Zoning Board of Appeals effective February 28, 2022; and be it further

RESOLVED that a copy of this resolution be sent to Kimberly Reese, Planning & Building Department, Zoning Board of Appeals Chair, Conservation Board Chair, Finance Department, Town Clerk, and Human Resources.

RESOLUTION NO. 79-2022 APPOINT KIMBERLY REESE - DEPUTY TOWN CLERK

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, due to the upcoming retirement of Deputy Town Clerk Renee McConnell, the Town Clerk wishes to appoint a new Deputy Town Clerk in order to train with Renee McConnell for several months prior to her retirement; and

WHEREAS, Kimberly Reese has expressed an interest in the Deputy Town Clerk's position and has been approved by the Town Clerk as a direct appointment; now, therefore be it

RESOLVED that Kimberly Reese be appointed to the position of Deputy Town Clerk effective February 28, 2022, at a 2022 Grade 3, Step B salary of Twenty-Two dollars and Forty six cents (\$22.46)/ hour to be paid from the 2022 Budget Line Item # A.1410.100 Town Clerk.Personal Services; and be it further

RESOLVED that a copy of this resolution be sent to Kimberly Reese, Town Clerk, Finance Department, and Human Resources.

RESOLUTION NO. 80-2022 APPOINT AMBER DOWNS - SECRETARY TO THE ZONING BOARD OF APPEALS

On motion of Councilman Cusimano, seconded by Councilman Guinan, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, a vacancy exists in the Planning & Building Office for the position of Secretary to the Zoning Board of Appeals; and

WHEREAS, the interview committee has found that Amber Downs is an acceptable candidate for this appointed position; now, therefore be it

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RESOLVED that Amber Downs be appointed to the position of Secretary to the Zoning Board of Appeals effective February 28, 2022, at a 2022 Grade 3, Step A salary of Twenty One dollars and Sixty Nine cents (\$21.69)/hour to be evenly split between the 2022 Budget Line Items # B.8010.100 Zoning.Personal Services and A.8710.100 Conservation.Personal Services; and be it further

RESOLVED that a copy of this resolution be sent to Amber Downs, Zoning Board of Appeals Chair, Conservation Board Chair, Finance Department, Town Clerk, and Human Resources

RESOLUTION NO.81-2022 SALARY ADJUSTMENT - LISA BOUGHTON - SECRETARY TO THE PLANNING BOARD

On motion of Councilman Kahovec, seconded by Councilman guinan, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, the 2022 Town Budgeted pay rate for Lisa Boughton, Secretary to the Planning Board, is currently at a Grade 3, Step A rate of Twenty-One dollars and Sixty-Nine cents (\$21.69)/hour; now, therefore be it

RESOLVED that due to Lisa Boughton's increase in responsibilities with regards to training the new Secretary to the Zoning Board of Appeals in her new duties for the Planning & Building Department, it is requested that Lisa Boughton's 2022 pay rate be adjusted to a Grade 3, Step B rate of Twenty Two dollars and Forty Six cents (\$22.46)/hour effective February 28, 2022 to be paid from the 2022 Budget Line item B.8020.100 Planning.Personal Services; and be it further

RESOLVED that a copy of this resolution be sent to Lisa Boughton, Planning & Building Department, Finance Department, Town Clerk, and Human resources.

RESOLUTION NO.82-2022 REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVERS

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

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

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

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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>
Bob Stokes	Pickleball Instruction	Victor Recreation Center	70% / 30%	December 31, 2022	Insufficient Coverage
Richard Driscoll (Midnight Storm)	Summer Concert	Victor Municipal Park	\$550.00	December 31, 2022	Insufficient Coverage
Your Day Music	DJ & Sound	Victor Municipal Park	\$275.00	December 31, 2022	Insufficient Coverage
Victor Music Experience	Music Instruction	Victor Music Experience	70% / 30%	December 31, 2022	Insufficient Coverage
Mike Speranza (Shades of Grey)	Summer Concert	Victor Municipal Park	\$700.00	December 31, 2022	Insufficient Coverage
Michael Cosco (Mr. Mustard)	Summer Concert	Victor Municipal Park	\$1,100.00	December 31, 2022	Insufficient Coverage
Alyssa Trahan	Summer Concert	Victor Municipal Park	\$1,000.00	December 31, 2022	Insufficient Coverage
Old Skull	Skateboarding Instruction	Victor Recreation Center	70% / 30%	December 31, 2022	Insufficient Coverage

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Skateboards					
Vera Forster	Community Chorus Director	Varies	\$2,000.00	December 31, 2022	Insufficient Coverage
Epic Training	Babysitting / Home Alone / First Aid Training for Youth	Victor Recreation Center	Varies	December 31, 2022	Insufficient Coverage
Brian Petty	Cartooning / Drawing Instruction	Victor Recreation Center	\$160.00 / per four-week session	December 31, 2022	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>
Bob Stokes	Pickleball Instruction	Victor Recreation Center	70% / 30%	December 31, 2022	Insufficient Coverage
Richard Driscoll (Midnight Storm)	Summer Concert	Victor Municipal Park	\$550.00	December 31, 2022	Insufficient Coverage
Your Day Music	DJ & Sound	Victor Municipal Park	\$275.00	December 31, 2022	Insufficient Coverage
Victor Music Experience	Music Instruction	Victor Music Experience	70% / 30%	December 31, 2022	Insufficient Coverage

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Mike Speranza (Shades of Grey)	Summer Concert	Victor Municipal Park	\$700.00	December 31, 2022	Insufficient Coverage
Michael Cosco (Mr. Mustard)	Summer Concert	Victor Municipal Park	\$1,100.00	December 31, 2022	Insufficient Coverage
Alyssa Trahan	Summer Concert	Victor Municipal Park	\$1,000.00	December 31, 2022	Insufficient Coverage
Old Skull Skateboards	Skateboarding Instruction	Victor Recreation Center	70% / 30%	December 31, 2022	Insufficient Coverage
Vera Forster	Community Chorus Director	Varies	\$2,000.00	December 31, 2022	Insufficient Coverage
Epic Training	Babysitting / Home Alone / First Aid Training for Youth	Victor Recreation Center	Varies	December 31, 2022	Insufficient Coverage
Brian Petty	Cartooning / Drawing Instruction	Victor Recreation Center	\$160.00 / per four-week session	December 31, 2022	Insufficient Coverage

And be it further

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RESOLVED that a copy of this resolution be sent to the Director of Parks and Recreation, Town Clerk, Bob Stokes, Richard Driscoll, Wade Coleman, Kim Barnes, Mike Speranza, Michael Cosco, Alyssa Trahan, Erik Miller, Vera Forster, Lynn Fulmore, and Brian Petty .

RESOLUTION NO.83-2022 AGREEMENT - BOB STOKES

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Bob Stokes to provide instruction in pickleball for adults; 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 Bob Stokes under the terms and conditions as provided for in the 2022 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 (30%) of the recreation program revenues allocated 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 Bob Stokes.

RESOLUTION NO. 84-2022 AGREEMENT - BRIAN PETTY

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Brian Petty to provide instruction in cartooning / comic book art and drawing for youth and adults; and

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

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RESOLVED, that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Brian Petty under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a sum of One Hundred Sixty dollars (\$160.00) per four-week session / per program to be paid from the 2022 Budget Line item A.7020.400 Rec 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 Brian Petty.

RESOLUTION NO. 85-2022 AGREEMENT - RICHARD DRISCOLL (MIDNIGHT STORM)

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Richard Driscoll (Midnight Storm) for a Summer Concert; 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 Richard Driscoll (Midnight Storm) under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a fixed fee of Five Hundred Fifty Dollars (\$550.00) to be paid from the 2022 Budget Line item A.7550.400 Celebrations 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 Richard Driscoll.

RESOLUTION NO.86-2022 AGREEMENT - YOUR DAY MUSIC

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

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WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Your Day Music to provide a DJ and sound system for a variety of recreation programs and special events; 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 Your Day Music under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office at a cost of Two Hundred Seventy Five dollars (\$275.00) per program or event to be paid from the 2022 Budget Line item A.7020.400 Rec 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 Wade Coleman, Your Day Music.

RESOLUTION NO. 87-2022 AGREEMENT - VICTOR MUSIC EXPERIENCE

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Victor Music Experience to provide instruction in guitar and ukulele for youth; 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 Victor Music Experience to provide instruction in guitar and ukulele under the terms and conditions as provided for in the 2022 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 (30%) of the recreation program revenues allocated to the Town to be paid from the 2022 Budget Line item A.7020.400 Rec 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

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RESOLVED that a copy will be forwarded to the Director of Parks and Recreation, Finance Director, Town Clerk, and Kim Barnes, Victor Music Experience.

RESOLUTION NO. 88-2022 AGREEMENT - MIKE SPERANZA (SHADES OF GREY)

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Mike Speranza (Shades of Grey) to provide music and a sound system for a concert; 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 Mike Speranza (Shades of Grey) under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a fixed fee of Seven Hundred dollars (\$700.00) to be paid from the 2022 Budget Line item A.7550.400 Celebrations.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 Mike Speranza.

RESOLUTION NO. 89-2022 AGREEMENT - MICHAEL COSCO (MR.MUSTARD)

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Michael Cosco (Mr. Mustard) to provide music and a sound system for a concert; 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 Michael Cosco (Mr. Mustard) under the terms and

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conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a fixed fee of One-Thousand One Hundred dollars (\$1,100.00) to be paid from the 2022 Budget Line item A.7550.400 Celebrations - 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 Michael Cosco.

RESOLUTION NO. 90-2022 AGREEMENT - OLD SKULL SKATEBOARDS

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Old Skull Skateboards to provide instruction in skateboarding for youth; and

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

RESOLVED that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Old Skull Skateboards under the terms and conditions as provided for in the 2022 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 (30%) of the recreation program revenues allocated to the Town to be paid from the 2022 Budget Line item A.7020.400 Rec 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 Erik Miller, Old Skull Skateboards.

RESOLUTION NO. 91-2022 AGREEMENT - VERA FORSTER

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

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WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Vera Forster to manage and direct 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 Vera Forster under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a sum of Two Thousand dollars on an annual basis 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 Vera Forster.

RESOLUTION NO. 92-2022 AGREEMENT - ALYSSA TRAHAN

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Alyssa Trahan Entertainment LLC to provide music and a sound system for a concert; 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 Alyssa Trahan Entertainment LLC under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a fixed fee of One Thousand dollars (\$1,000.00) to be paid from the 2022 Budget Line item A.7550.400 Celebrations.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 Alyssa Trahan.

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RESOLUTION NO. 93-2022 AGREEMENT - EPIC TRAININGS

On motion of Councilman Kahovec, seconded by Councilman Cusimano, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Epic Trainings to provide training in babysitting, home alone and first aid; and

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

RESOLVED that the Town Board authorizes the Town Supervisor and the Director of Parks and Recreation to enter into agreement with Epic Trainings to provide training in babysitting, home alone and first aid for under the terms and conditions as provided for in the 2022 contract kept in the subject matter file in the Town Clerk's Office for a fee of Babysitting Training \$48.00 (in-person), \$32.00 (virtual); Home Alone Training \$28.00 (in person), \$25.00 (virtual); and First Aid for Kids \$25.00 (in person), \$20.00 (virtual) to be paid from the 2022 Budget Line item A.7020.400 Rec 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 Lynn Fulmore, Epic Trainings.

RESOLUTION NO. 94-2022 ACCEPT LETTER OF CREDIT – SOUTHGATE HILLS 2 SUBDIVISION – GRADING ONLY

On motion of Councilman Cusimano, seconded by Councilman Guinan, the following resolution was adopted:

4 Ayes 0 Nays (Marren, Cusimano, Kahovec, Guinan)

WHEREAS, Reidman Acquisitions LLC (BRW of Greece LLC) received Planning Board approval for Southgate Hills 2 with the condition that a form of surety be submitted to cover the cost of improvements and infrastructure for grading only; and

WHEREAS, the Town Engineer reviewed the developer's estimate of construction costs which includes contingencies, developer's assurance, and Town Engineering fees, and in his letter dated February 1, 2022, recommends a surety in the amount of Two Hundred Fifty Seven Thousand One Hundred Thirty Seven dollars and Nine cents (\$257,137.09); now, therefore, be it

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RESOLVED that the Town Board accepts the Tompkins Community Bank Irrevocable Letter of Credit in the amount of Two Hundred Fifty Seven Thousand One Hundred Thirty Seven dollars and Nine cents (\$257,137.09), with the condition that should this Letter of Credit not be renewed at least ten (10) days prior to the expiration date of February 3, 2023 the Town Clerk is authorized to draw the balance of the Letter of Credit and place said funds in an Escrow Account until such time as the Town Engineer recommends dedication of the infrastructure and release of the remaining funds; and, be it further

RESOLVED that a copy of this resolution be forwarded to Planning and Building, LaBella, Town Clerk, and BRW of Greece LLC.

ADJOURNMENT:

With no further business to come before the Board tonight, motion was made by Councilman Guinan, seconded by Councilman Cusimano to adjourn the regular Town Board meeting at 7:33PM.

Respectfully submitted,

Karen C. Bodine
Town Clerk