

A regular meeting of the Village of Victor Board of Trustees was held on Monday, June 21, 2021 at the Village Hall, 60 E. Main St, Victor, NY 14564

MEMBERS PRESENT: Mayor Gary Hadden
Deputy Mayor Michael Crowley
Trustee Carol Commisso
Trustee Robert Kelly
Trustee Michelle Chalupa
Village Attorney Reid Holter
Director of Public Works John Turner
Village Clerk Pamela Hogenes

OTHERS PRESENT: Daniel Deutsch, Ben Frevert, Chris West, Jennifer Tipton, Joe Alessi, Babette Huber and Dominic Dardano

Meeting was called to order by Mayor Hadden at 7:00pm.

Salute to the flag.

Privilege of the Floor

Chris West, Daniel Deutsch and Joe Alessi, Victor Music Festival, distributed their proposal for a Music Festival on Sept. 10, 11 and 12th at 60 Maple Ave. Mr. Alessi stated they are here looking for the Village Boards approval before moving forward with plans.

Mr. Alessi noted the following:

- Mr. West owns the property at 60 Maple Ave.
- Proposed hours to be Friday and Saturday 4:00pm to 10:00pm and Sunday 1:00pm to 7:00pm
- Music style will be Bluegrass and Country Rock
- This is a ticketed event with a maximum of 1,000 people per day
- The event organizer will take care of restroom facilities, garbage facilities, security, parking and will secure all necessary liquor licenses they need.
- There will be food trucks and beer/wine vendors

Mr. Alessi has organized several festivals and events in Rochester and Mr. Deutsch has promoted several concerts and charitable events throughout Rochester.

Mr. Alessi, Mr. Deutsch and Mr. West have already met with Todd Smith, Village Code Enforcement Officer regarding the event.

Mr. Dardano, from Bistro 11 attended the meeting to offer his support for the event.

The Board had no objections to the event, reminding them to stay in contact with Mr. Smith to get their permit and address any concerns he may have.

Ben Frevert, Roctricity, came before the Board to clarify any questions they had regarding the Opt-Out Community Solar resolution he would like the board to approve.

Mr. Crowley asked if the people that opted-out of the CCA (electricity) piece, would they have to opt-out again if they want to opt-out of the solar piece. *Yes*

Mayor Hadden noted there are issues with billing. Mr. Frevert is going to look into it.

Mr. Frevert also asked Mayor Hadden to sign a letter to the Public Service Commission opposing taking the Community Solar program out of municipalities hands and giving it solely to NYSERDA and National Grid. The board would like to review the letter prior to Mayor Hadden signing it.

Babette Huber, Town/Village Historian, came before the board asking them to support hiring Labella Assoc. to create a Historic Resources Map. Ms. Huber stated the proposal from Labella is \$1,600 to color code a map of Historic homes in the Village based on Historic value, (High, Med or Low). Mayor Hadden asked how often the map would be updated. *Every 10 years*

Ms. Huber also discussed the upcoming Cemetery Tour in October, mainly regarding liability and responsibility. It was determined that the Cemetery is owned by the Town and the Tour is being conducted by the Town Cemetery Committee.

Clerk Report

Resolution #43-21

Acceptance of Minutes

On motion of Trustee Carol Commisso, seconded by Trustee Michelle Chalupa the following resolution was APPROVED 5 AYES 0 NAYS

Resolved to accept the meeting minutes from June 7, 2021.

Resolution #44-21

Payment of Bills

Whereas, the Village Board of Trustees has audited and approved invoices for payment, that appear on Abstract #2 using vouchers #60-?? and,

NOW, therefore on a motion made by Trustee Robert Kelly, seconded by Trustee Michelle Chalupa, the following resolution was ADOPTED 5 AYES 0 NAYS

Resolved to authorize the Treasurer to pay invoices from Abstract #2 in the following amounts:

General	\$ 10,376.32
Water	\$ 15,722.26
Sewer	\$ 1,891.29
HB – Moore, Webster, Dryer Recon	\$ <u>32,325.94</u>
TOTAL	\$ 60,315.81

Resolution #45-21

CHARTER COMMUNICATIONS/SPECTRUM CABLE PROPERTY TAX WAIVER

On motion of Trustee Michael Crowley, seconded by Trustee Carol Commisso the following resolution was ADOPTED 5 AYES 0 NAYS

Whereas, the Village of Victor, hereinafter referred to as "Village", assessed poles, lines, and public right-of-way all located within the limits of the Village and owned by Charter Communications/Spectrum; and,

Whereas, it was later determined that pursuant to the provisions of an agreement dated October 17, 1978 between the Village and Cablevision, now Charter Communications, that Charter Communications has made payment to the Village on or about February 16, 2021 in the amount of \$33,679.82, representing the franchise fee due under the terms of the aforesaid agreement; and,

Whereas, Section 626 of the Real Property Tax Law in the State of New York provides that payment of a franchise fee shall reduce the real property tax; and,

Whereas, Reid Holter, Village Attorney, has advised that the real property tax bill in the amount of \$380.60 should be cancelled and annulled,

Now therefore, be it resolved as follows:

1. That the real property tax bill in the amount of \$380.60 dated 6/1/21 and rendered by the Village to Time Warner Cable is hereby annulled and cancelled; and,
2. It is hereby directed that the Village Tax Roll for the year 2021 be corrected accordingly

Director of Public Works Report

Mr. Turner reported:

- Curbing is done on Moore Ave

- Binder down June 30
- Repaired W. Main manhole
- Minor accident with our plow truck on Glendower last Feb., asking for the board to approve reimbursing the resident for the \$1,200 repair bill.
- Met with RG&E about the double utility poles. They won't take the extra ones down unless the Mayor writes a complaint letter

Trustees Reports

Carol Commisso – With the resignation from Jason Shelton on the URA, they are now down 2 members. If one of the remaining 3 can't attend a meeting, they will not have a quorum and will have to cancel. A Town resident has expressed interest in joining the Urban Renewal Agency. Ms. Commisso has checked the URA By-laws and could not see where the members had to be a Village resident. After discussing with Mr. Holter, the Village Board approved the following resolution.

Resolution #46-21

Resolution to allow up to Two Members of the Urban Renewal Agency to Reside Outside the Village of Victor

On motion by Trustee Carol Commisso, seconded by Trustee Michelle Chalupa the following resolution was ADOPTED 5 AYES 0 NAYS

Resolved, that the Village Board of Trustees approves a resolution to allow up to two (2) members of the Urban Renewal Agency to reside outside of the Village of Victor, but resides within Ontario County.

Note: After the Village Board meeting, Ms. Commisso received a message from member Daniel O'Brien stating he was resigning from the URA, leaving only two members.

Ms. Commisso stated the Downtown Revitalization Initiative Grant committee met and they are expanding the committee members.

Michelle Chalupa – Next Library Board meeting June 22.

Robert Kelly – Attended committee meeting regarding the proposed Dog Park in Harlan Fisher Park. It looks to be at least 2 years away.

Michael Crowley – None

Mayor Report

Mayor Hadden stated Mr. Smith, Village CEO is working on Village encroachment issues on Woodworth St.

Lengthy discussion on next steps forward with the Cannabis Dispensary. A straw poll of the board resulted in approving the project. Meaning a public hearing resulting in a local law allowing Cannabis Dispensaries in the Village of Victor with restrictions.

Attorney Report

None

Adjournment

Meeting adjourned on motion at 9:45pm.

Pamela Hogenes, Village Clerk