

A regular meeting of the Village of Victor Board of Trustees was held on Tuesday, July 5, 2022 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
Village Attorney Reid Holter
Director of Public works John Turner
Village Clerk Pamela Hogenes

MEMBERS ABSENT: Trustee Michelle Chalupa

OTHERS PRESENT: Tim Hay

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

Salute to the flag.

Open Discussion

Tim Hay, Finger Lakes Cannabis Co. came before the board to let them know he and Mark Byassee are opening the business tomorrow, July 6. Mr. Hay presented a special event application for a grand opening event on August 20, 2022.

Although, Mr. Hay and Mr. Byassee have not secured a license to sell cannabis yet, the store has gifts and cannabis related material for sale.

Mr. Hay stated it is their intention to close Rail Road St. during the August 20 event. They are anticipating about 100 participants along with food vendors and music.

The Board is concerned about the closing of the street and parking. Mayor Hadden asked Mr. Hay to submit, in writing, permission from the owner of 14 Rail Road St, 10 Rail Road St. and Victor Insulators to utilize their parking lots during the event.

Mr. Hay was directed to contact Todd Smith, Village CEO and the neighboring businesses, secure the approvals for parking, submit the other required paperwork for the event and the board will revisit this on July 18.

Clerk Report

Resolution #60-22
Acceptance of Minutes

On motion of Trustee Michael Crowley, seconded by Trustee Carol Commisso the following resolution was APPROVED 4 AYES 0 NAYS 1 ABSTAIN Bob Kelly

Resolved to accept the meeting minutes from June 21, 2022.

Resolution #61-22
Payment of Bills

Whereas, the Village Board of Trustees has audited and approved invoices for payment, that appear on Abstract #3 using vouchers #125-192 and,

NOW, therefore on a motion made by Trustee Carol Commisso, seconded by Trustee Robert Kelly, the following resolution was ADOPTED 4 AYES 0 NAYS

Resolved to authorize the Treasurer to pay invoices from Abstract #3 in the following amounts:

General	\$141,693.46
Water	\$ 20,525.03
Sewer	\$ 53,399.78
HH – High St. Improv.	\$ 6,125.30
HL – Lynaugh Rd Drainage	\$ 1,300.18
HT – Veteran’s Memorial	\$ 1,599.71
HP – WWTP UV Upgrade	\$ 2,264.55
TOTAL	\$226,908.01

Resolution #62-22
CHARTER COMMUNICATIONS/SPECTRUM CABLE PROPERTY TAX WAIVER

On motion of Trustee Michael Crowley, seconded by Trustee Robert Kelly the following resolution was ADOPTED 4 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 15, 2022 in the amount of \$32,818.24, 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 \$403.17 should be cancelled and annulled,

Now therefore, be it resolved as follows:

1. That the real property tax bill in the amount of \$403.17 dated 6/1/22 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 2022 be corrected accordingly

Director of Public Works Report

- Poured concrete today for Veterans memorial, sidewalk repair and a manhole cover on Church St.
- Micro sealing in the Drumlins
- Chip sealing on Huxley
- Started drainage project on Lynaugh

Trustees Reports

Carol Commisso – Ms. Commisso read the following resolution into record:

Resolution #63-22

Resolution by the Village Board approving and endorsing Village of Victor in its application to NYS Homes and Community Renewal for funding under the NYMS program.

On motion by Trustee Robert Kelly, seconded by Trustee Michael Crowley, the following resolution was ADOPTED 4 AYES 0 NAYS

WHEREAS, the Village desires to apply for \$500,000 in financial assistance through the 2022 Consolidated Funding Application (CFA) under the NYMS program; and

WHEREAS, the application proposes funding to assist property owners to complete building renovations to downtown “main street” buildings on Main Street between the Western Village Boundary and Plastermill Rd to the East and appropriate connecting side streets.

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Victor approves and endorses the 2022 NYMS application for assistance prepared and to be submitted by Village of Victor.

Michelle Chalupa – None

Robert Kelly – None

Michael Crowley – None

Mayor Report

Mayor Hadden has been in conversations with Joule regarding the settlement with Source Power. There are calls every Thursday with the Town of Brighton and City of Canandaigua for updates.

Mayor Hadden and Mr. Kelly have been meeting to put a noise ordinance in place. At this point, they would like to use the Town of Victor's ordinance and tailor it for the Village's purposes.

Mr. Crowley still feels a noise ordinance will be difficult to enforce. A conversation with the Sheriff's Office might be warranted to see if they would enforce a noise violation.

Mayor Hadden asked to enter into executive session for advice from the Village Attorney.

Executive Session

On a motion made by Trustee Michael Crowley, seconded by Trustee Robert Kelly, the following resolution was ADOPTED 4 AYES 0 NAYS

Resolved, that the Village Board of Trustees will enter into executive session to get legal advice. No business will be conducted after.

Mr. Turner and Ms. Hogenes exited at 8:00pm

On motion of Trustee Robert Kelly, seconded by Trustee Michael Crowley, the following resolution was ADOPTED 4 AYES 0 NAYS

Resolved, that the Village Board of Trustees will exit out of executive session.

Attorney Report

None

Adjournment

Meeting adjourned on motion at 8:30pm.

Pamela Hogenes, Village Clerk