

**A regular meeting of the Victor Local Development Corporation (LDC) was held on Tuesday, December 15, 2009 at the Village Hall, 60 East Main Street.**

**MEMBERS PRESENT:**

President	John Holden
Vice President	Bryan Powers
Secretary/Treasurer	Steve Van Dyke
Director	Thomas Walker
Director	Jack Marren
Attorney	Reid Holter
Executive Director	Kathy Rayburn
Minutes Clerk	Suzanne Paquin

**OTHERS PRESENT:** Sue Stehling

Meeting was called to order by President John Holden at 8:21am.

Salute to the flag.

**Resolution #41-09LDC**

**Acceptance of Minutes**

On a motion made by Jack Marren, seconded by Thomas Walker, the following resolution was ADOPTED 5 AYES 0 NAYS

**Resolved,** that the Local Development Corp (LDC) accepts the minutes from the meeting dated November 17, 2009.

\*\*\*\*\*

**Financial Report**

**Payment of Bills**

Steve Van Dyke read each of the invoices to be paid from Abstract #12. The unpaid invoices on vouchers #147-164 totaled \$33,490.08.

**Resolution #42-09LDC**

**Payment of Bills**

On a motion made by Jack Marren, seconded by Bryan Powers, the following resolution was ADOPTED 5 AYES 0 NAYS

**Resolved,** that the Local Development Corporation has reviewed and approved invoices for payment that appear on Abstract #12, using vouchers #147, 149-161 & 164 in the amount of \$19,540.08.

\*\*\*\*\*

**Resolution #43-09LDC**

**Payment of New York Main Street (NYMS) Grant Funds**

On a motion made by Thomas Walker, seconded by Jack Marren, the following resolution was ADOPTED 5 AYES 0 NAYS

**Resolved**, that the Local Development Corporation approves the following payment: KANDA Properties LLC in the amount of \$10,000.00 from the NYMS Grant Funds, that appear on Abstract #12, using voucher #148.

\*\*\*\*

**Resolution #44-09LDC**

**Payment of Invoices – Nozzolio Grant Fund**

On a motion made by Thomas Walker, seconded by Bryan Powers, the following resolution was ADOPTED 5 AYES 0 NAYS

**Resolved**, that the Local Development Corporation approves the invoices to Stu Brown Associates Inc, for administrative work on the NYMS Grant, that appear on Abstract #12, using vouchers #162 & 163, for a total amount of \$3,950.00 to be paid out of the Nozzolio Grant Fund.

\*\*\*\*

Ms. Rayburn will send an email updating the Board with regards to the total dollar amount committed to Stu Brown Associates, for their administrative work on the NYMS Grant, and the balance amount.

**Public Comment**

Sue Stehling noted that she will present a full report, at the January LDC meeting, regarding the Friends of the Railroad activities for 2009.

**Executive Director Report**

**501 (c) 3** – Ms. Rayburn stated that the LDC’s application, with the IRS, to be reclassified from a 501 (c) 4 to a 501 (c) 3 has been denied. The IRS stated that they felt the Victor LDC should be classified as a 501 (c) 6 instead. The representative assigned to the case noted that the findings would not change, but the classification could remain as a 501 (c) 4. Ms. Rayburn submitted a letter to the IRS withdrawing the application.

Mr. Holden would like to know how other LDC’s are classified. Ms. Rayburn noted that she could have John Wilson, Bristol Consulting, come and give a follow-up report.

Mr. Walker read the description of a 501 (c) 6:

*"The vision of a 501 (c) 6 organization must focus on the advancement of the conditions of a particular trade or the interests of the community. A 501 (c) 6 organization is a business league devoted to the improvement of business conditions of one or more lines of business. It is not engaged in any regular business typically carried on by for-profits."*

Mr. Marren asked Ms. Paquin to research past LDC minutes to find out the payment arrangement for John Wilson, whether he would be paid if the application was denied.

**Shop, Sip & Sample** – Ms. Rayburn stated that on December 11<sup>th</sup> the Shop, Sip & Sample was held downtown in the Village. There were 15 Merchants that participated by extending their hours and providing refreshments. The shopper turn-out was low, but the Merchants appreciated the effort. Ms. Rayburn stated that she would like this to become a tradition. There was some advertising and flyers were passed out at the Tree Lighting Ceremony.

*Bryan Powers exited the meeting at 8:50am.*

**New Business/Publicity** – The LDC has submitted a press release to the local papers regarding the influx of new businesses on Main Street and the retention of four businesses.

**Holiday Promotion** – Ms. Rayburn stated that 20 Merchants with display ads and 10 Service Businesses with a line listing participated in the promotion. There will be a drawing for a \$200 gift certificate to be used at any of the participating Merchants.

**LDC 2010** – Ms. Rayburn stated that she is currently working on the LDC budget for 2010. A tentative budget will be sent to the Board before the January meeting. The LDC will be separating their payroll, cell phone, and benefits from the Town starting in January.

**Kiosk** – The Victor Kiosk is at Eastview Mall by Macy's. The Town's Strategic Plan paid for the kiosk. The kiosk is receiving a lot of activity. Ms. Rayburn has had to restock the Victor Brochure three times.

**LDC Lease, 5 West Main Street** – The lease will stay the same with no increase or changes.

### **President Report**

Mr. Holden noted that he had met with Ms. Rayburn and Mr. Van Dyke regarding the LDC budget. They discussed events, recruitment, retention and the return of the Façade Improvement Program.

Mr. Holden stated that he would like to go into Executive Session to discuss a possible real estate transaction.

**Executive Session**

On a motion made by Steve Van Dyke, seconded by Thomas Walker, the following resolution was ADOPTED 4 AYES 0 NAYS

**Resolved,** that the Local Development Corp will enter into executive session to discuss a possible real estate transaction; Reid Holter, Attorney, and Kathy Rayburn, will remain. No business will be conducted after.

*Suzy Paquin exited the meeting at 9:00am.*

On motion of Jack Marren, seconded by Thomas Walker, the following resolution was ADOPTED 4 AYES 0 NAYS

**Resolved,** that the Local Development Corp will exit out of executive session.

**Adjournment**

Meeting was adjourned on motion at 9:31am.

---

Suzanne Paquin, Minutes Clerk