

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

<https://www.youtube.com/c/townofvictornewyork>

**Victor Town Board Meeting Agenda
Monday, February 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 – Call to Order

Flag Salute

Public Hearings start at 7:00 PM

Approval of the January 24, 2022 Regular Town Board meeting and February 8, 2022 Special Town Board meeting minutes.

Payment of Bills

Privilege of the Floor-

Public Comments and Concerns

Reports of Town Officials

- ❖ Court
- ❖ Finance
- ❖ Fishers Fire District
- ❖ Historian
- ❖ Parks & Recreation
- ❖ Supervisor
- ❖ Victor Fire District

Resolutions

Building & Planning

1. Purchase 2022 Ford Escape S

Human Resources

2. Accept Resignation - Adam Blanc - Motor Equipment Operator
3. Appoint Adam Blanc - Heavy Duty Mechanic
4. Accept Resignation - Kimberly Reese - Secretary to the Zoning Board of Appeals
5. Appoint Kimberly Reese - Deputy Town Clerk

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6. Appoint Amber Downs - Secretary to the Zoning Board of Appeals

7. Salary Adjustment - Lisa Boughton - Secretary to the Planning Board

Parks & Recreation

8. Request for Certificate of Liability Insurance Waivers

9. Agreement - Bob Stokes

10. Agreement - Brian Petty

11. Agreement - Richard Driscoll (Midnight Storm)

12. Agreement - Your Day Music

13. Agreement - Victor Music Experience

14. Agreement - Mike Speranza (Shades of Grey)

15. Agreement - Michael Cosco (Mr. Mustard)

16. Agreement - Old Skull Skateboards

17. Agreement - Vera Forster

18. Agreement - Alyssa Trahan Entertainment LLC

19. Agreement - Epic Trainings

Town Clerk

20. Accept Letter of Credit – Southgate Hills 2 Subdivision – Grading Only

PUBLIC COMMENT

ADJOURN

#1

RESOLUTION NO. PURCHASE 2022 FORD ESCAPE S

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.

#2

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

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

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.

#3

RESOLUTION NO. _____ APPOINT ADAM BLANC - HEAVY DUTY MECHANIC

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.

#4

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

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

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.

#5

RESOLUTION NO. APPOINT KIMBERLY REESE - DEPUTY TOWN CLERK

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.

#6

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

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

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.

#7

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

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.

#8

RESOLUTION NO. REQUEST FOR CERTIFICATE OF LIABILITY INSURANCE WAIVERS

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

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 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

Now, therefore be it

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

#8

<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
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

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 .

#9

RESOLUTION NO. AGREEMENT - BOB STOKES

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.

#10

RESOLUTION NO. AGREEMENT - BRIAN PETTY

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

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.

#11

RESOLUTION NO. AGREEMENT - RICHARD DRISCOLL (MIDNIGHT STORM)

WHEREAS, it is the intention of the Department of Parks and Recreation to enter into agreement with Richard Driscoll (Midnight Storm); 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.

#12

RESOLUTION NO. AGREEMENT - YOUR DAY MUSIC

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.

#13

RESOLUTION NO. AGREEMENT - VICTOR MUSIC EXPERIENCE

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

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

#14

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

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.

#15

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

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 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.

#16

RESOLUTION NO. AGREEMENT - OLD SKULL SKATEBOARDS

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.

#17

RESOLUTION NO. AGREEMENT - VERA FORSTER

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.

#18

RESOLUTION NO. AGREEMENT - ALYSSA TRAHAN

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.

#19

RESOLUTION # AGREEMENT - EPIC TRAININGS

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.

#20

RESOLUTION # ACCEPT LETTER OF CREDIT – SOUTHGATE HILLS 2 SUBDIVISION – GRADING ONLY

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

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.