

VICTOR TOWN BOARD MEETING, MONDAY APRIL 12, 2021

Deputy Supervisor Condon pointed out the emergency exits and noted when speaking at the podium for privilege of the floor to please make sure the microphone is on.

RESOLUTION #106 APPROVAL OF MINUTES

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

5 Ayes 0 nays (Marren, Condon, Kahovec, Guinan, Cusimano)

RESOLVED that the minutes for March 22 & March 29, 2021 be adopted as one resolution.

RESOLUTION #107 PAYMENT OF BILLS

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

5 Ayes 0 nays (Marren, Condon, Kahovec, Guinan, Cusimano)

RESOLVED that the bills be approved for Manifest #7 in the amount of \$90,757.61
Documentation for these expenditures can be found on vouchers filed by numbers #20210570-20210691.

Manifest #7	
General Townwide	\$61,006.62
General Outside Village	3,144.40
Highway Townwide	20,881.41
Total of Lighting Districts	5,725.18

Deputy Supervisor Condon reviewed the following expenditures for Manifest #7 that were in the range or exceeded \$10,000.00.

- Rochester Gas & Electric – Town Utilities
- Lehigh Hanson – Stone for Road Repair
- Noco – Diesel Fuel
- Mengel Metzger Barr & Co LLP – Courts audit and interim billing for Town audit
- CDW Government – 11 replacement computers

PRIVILEGE OF THE FLOOR:

➤ **David Riedman** gave an introduction to the Board requesting consideration for modifications to the overlay district for the Southgate Hills Section 2. The property includes the Harold Stryker property on East Victor Road and the property along Boughton Hill Road owned by David Riedman and his sister.

Bob Cantwell explained that there is a total of 58.3 acres, with approximately two thousand feet of frontage on Boughton Hill Road. All the parcels are zoned R2 and are in the A overlay district. Modifying the applicable residential overlay district development standard to overlay district B would allow one lot per two acres, moving from 19 lots under the existing calculations to 29 lots. This proposal is consistent with what is in the 2015

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Comprehensive Plan concept level future land use potential density changes. Also noted, properties immediately to the north on the Victor Hills Golf Course land as well as the parcels along East Victor Road are also recommended to be considered for the residential B overlay district as well. Bob also touched on the 90 acres to the north of the Auburn Trail to go from the least density (A overlay district) to the highest density (C overlay district). This is due to the availability of public sewers in this whole area. The twelve lots on the Riedman property would require individual septic systems because of the elevation and stream crossings. Their proposal does meet the objectives of the smart growth and conservation subdivision design and provides a majority of the two neighborhoods would both be able to be served with public sewer and public water. Two neighborhoods would be dedication town roads. One area of open space along East Victor Road and the Auburn Trail has potential space that would be dedicated to the town to allow users of the trail an area for parking.

David Riedman noted that when they built South Gate the market research study showed this area would be very attractive to young families and it is quite the opposite with mostly empty nesters.

Bob Cantwell looking for the Board's feedback and proceeding to the next step.

Deputy Supervisor Condon asked how many acres would be left on the original parcel that Harold Stryker owns. Approximately 5.2 acres.

Councilman Cusimano raised a question about the bend on East Victor Road and would that be a safety issue with the opposing roads.

- **Mark Tayrien** with LaBella Associates explained that the zoning districts that appear on the official zoning map that designate districts such as commercial, industrial, and residential are supplemented by a second map that delineates the three overlay districts that limit the maximum development density within residential areas. Changes to the density map overlay districts were recommended in the 2015 Comprehensive Plan to increase from the lowest density to intermediate. In the 2016 Victor/Farmington Sewer study areas were identified where the consolidated sewer district might be extended and this relied on the zoning district density overlay maps that existed at the time and not as they were recommended in the Comprehensive Plan. Mark explained this is why the 2021 Sewer Master Plan is being implemented to reconcile the two existing plans and update the discrepancies, also noting there are three versions of the residential map overlays. In summary, not take the maps out of the Comprehensive Plan but note that the density decreases are not viewed very favorably and unlikely to be implemented except in a very exceptional situation. Where increase density should occur this would be unlikely to be implemented as a group and also compared to the density decreases viewed more favorably and may in fact be implemented individually as they come up. The Sewer Master Plan and the Comprehensive Plan should be amended to make clear that it is not the recommendations in the 2015 Comprehensive Plan but the more recent versions as they are presented in the 2021 Sanitary Sewer Master Plan that should be the guiding template or the changes that are being considered in the future.

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- **Barb Cole Finance Director** gave a financial update presentation to recap 2020 as it relates to town finances and fund balance. Fund balance is the equivalent of savings for a homeowner resident. Sales Tax revenue in the Town of Victor accounts for more than 45% of the operating fund revenue. The current town fund balance policy for reserves recommends a balance of 18-22% of appropriations. At the end of 2020 there is excess funds in the A, B, & DB funds with the ability to move the monies into reserves and still maintain the fund balance at the 18-22% of appropriations. Barb explained residents may wonder why an increase in the budget if we have this excess fund balance. Being fiscally responsible and operating with uncertainty with regards to sales tax revenue and mortgage tax, the budget was created based on the information at the time of preparation. Barb is asking the Board to consider moving money into reserves such as retirement, drainage improvement and or sewer infrastructure. Reserves enable the town to reduce costs of known future projects, such as a new highway facility. Barb recommends moving the funds prior to yearend, but is also waiting for clarification from the federal government regarding the potential use of anticipated relief funds.

Deputy Supervisor Condon noted the presentation was very clear and agreed being fiscally conservative and moving the monies to reserves helps to plan better for the future.

Councilman Guinan asked about the money from the American Rescue Plan being specific on how money is used and would this effect how much of the fund balance money would be put into reserves. He agrees with moving the money to reserves.

Councilman Kahovec agrees with staying fiscally conservative and putting the fund balance into reserves until it is needed.

Deputy Supervisor Condon publicly welcomed the new Finance Director Rich O'Donnell who will be taking Barb Cole's position.

PUBLIC COMMENT: None

REPORTS OF TOWN OFFICIALS:

Parks & Recreation	Historian
Finance	Supervisor
Highway	Town Clerk

Councilman Cusimano reported that the ZBA will continue with virtual meetings.

Councilman Kahovec commended all boards for their functionality with meetings.

RESOLUTIONS

Finance

RESOLUTION #108 ACCEPT GRANT - FINGER LAKES MUNICIPAL HEALTH INSURANCE TRUST (FLMHIT)

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Town Wellness Committee works cooperatively with the Finger Lakes Municipal Health Insurance Trust to maintain and enhance employee health through various programs provided through the Wellness Committee; and

WHEREAS, the Wellness Committee will offer a variety of health challenges throughout 2021 with prizes for the successful participants; and

WHEREAS, these challenges have been approved by the Town Supervisor, and funding for these prizes has been given in the form of a grant through the Finger Lakes Municipal Health Insurance Trust; and

WHEREAS, the Finger Lakes Municipal Health Insurance Trust has donated Five Hundred dollars (\$500.00) to the Town of Victor in support of these wellness challenges; and

WHEREAS, the Chairman of the Wellness Committee recommends that we accept and deposit this donation in support of these challenges; now, therefore be it

RESOLVED that the Town Board accepts the Wellness grant in the amount of Five Hundred dollars (\$500.00) from the Finger Lakes Municipal Health Insurance Trust, to be deposited into the 2021 Budget Line item A.2705 Gifts and Donations – with related budget amendments to A.2705 Gifts and Donations and A.1989.420 Other General Government. Contractual to reflect this increase; and further

RESOLVED that a copy of this resolution be forwarded to Chairman Wellness Committee, Finance Director, FLMHIT Liaison, and the Town Clerk.

RESOLUTION #109 SERVICE AGREEMENT - TOSHIBA BUSINESS SOLUTIONS

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Town Board approved Resolution #200-16 Authorization for the Supervisor to enter into a Lease Agreement with Toshiba Business Solutions for Town Hall copiers approving the lease-to-own agreement between Toshiba Business Solutions and the Town which expires on May 10, 2021; and

WHEREAS, upon expiration of the above-mentioned agreement the Town owns the two Toshiba copiers located in the Town Hall; and

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WHEREAS, Toshiba Business Solutions will continue to provide maintenance at a per click charge of \$0.00767 for black and \$0.0549 for color copies; and

WHEREAS, after review of all considerations, the Finance Department recommends entering into a maintenance agreement with Toshiba Business Solutions for a twelve month term beginning May 11, 2021, and ending on May 10, 2022 at a cost of \$0.00767 for black and \$0.0549 for color copies; now, therefore, be it

RESOLVED that the Supervisor be authorized to enter into a maintenance agreement with Toshiba Business Solutions, for the period of May 11, 2021 through May 10, 2022, at a per click charge of \$0.00767 for black and \$0.0549 for color copies and terms as identified in "Schedule A" kept in the subject file in the Town Clerk's office, said funds to be charged to the 2021 Town Budget Line item A.1670.400 Central Mail and Print.Contractual; and further

RESOLVED that a copy of this resolution be forwarded to the Finance Department, Town Clerk, IT, and Don Mongeon, Toshiba Business Solutions.

RESOLUTION #110 BUDGET TRANSFER TO FUND PART-TIME TYPIST - HISTORIAN'S OFFICE

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Town Board approved Resolution #91-21 reappointing Wilma Townsend as the part-time typist in the Historian's Office; and

WHEREAS, the position of part-time typist in the Historian's Office was not funded in the 2021 Budget Line item A.7510.100 Historian.Personal Services; and

WHEREAS, the Finance Director has identified available funds in the 2021 Budget in lines A.7510.400 Historian.Contractual in the amount of Two Thousand dollars (\$2,000.00) and in A.7110.100 Parks.Personal Services in the amount of Three Thousand dollars (\$3,000.00) for the position of part-time typist in the Historian's Office; now, therefore, be it

RESOLVED the Town Board authorize a budget transfer for a total of Five Thousand dollars (\$5,000.00) to fund the position of part-time typist in the Historian's Office to Budget Line item A.7510.100 Historian.Personal Services from budget lines A.7510.400 Historian.Contractual in the amount of Two Thousand dollars (\$2,000.00) and A.7110.100 Parks.Personal Services in the amount of Three Thousand dollars (\$3,000.00); and further

RESOLVED that all entries to achieve the above-mentioned budget transfers be completed upon Town Board approval of this resolution; and further

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RESOLVED that a copy of this resolution be forwarded to the Town Historian, Finance Director, Director Parks & Recreation, and Town Clerk.

RESOLUTION #111 BUDGET TRANSFER - SEWER FUND 2020

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, as a result of the audit of the Town of Victor financial records for 2020, the auditors from Mengel Metzger Barr & Co, LLP, identified a reclassification of expense in the Sewer Budget for 2020 to more accurately reflect interest charges on a Bond Anticipation Note (BAN); and

WHEREAS, upon reclassification of this expense the account showed a negative balance; and

WHEREAS, there are available funds in the SS.9710.700 Serial Bond – Interest line to transfer to the SS.9730.700 BAN – Interest line; now, therefore, be it

RESOLVED that the following 2020 budget transfer be approved in the Sewer Fund as recommended by the Finance Director as listed below:

	TO:			FROM:	
ACCOUNT NO.	DESCRIPTION	AMOUNT	ACCOUNT NO.	DESCRIPTION	AMOUNT
SS.9730.700	BAN – Interest	\$131,982.00	SS.9710.700	Serial Bond – Interest	\$131,982.00

And further

RESOLVED that all entries to achieve the above-mentioned budget transfer be completed upon Town Board approval of this resolution; and further

RESOLVED that a copy of this Resolution be forwarded to the Town Clerk and the Finance Director.

RESOLUTION #112 AMEND RESOLUTION NO. 244-20 - CREATING A TYPE SEWER CAPITAL RESERVE FUND FOR PURPOSES OF CONSTRUCTION AND/OR RECONSTRUCTION OF SEWER INFRASTRUCTURE

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

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WHEREAS, the Town Board approved Resolution #244-20 creating a sewer capital reserve fund for construction and/or reconstruction of sewer infrastructure in the Town of Victor; and

WHEREAS, fees collected to date in the amount of Nine Thousand Five Hundred dollars (\$9,500.00) for the future improvements to infrastructure maintained by the Village of Victor; and

WHEREAS, the Town has since adopted a one-time charge for new connections to the consolidated sewer district; and

WHEREAS, the Town Attorney advised the Finance Director that sewer funds should be separate for village-related improvements and town-outside-village related improvements; now, therefore be it

RESOLVED that the current type sewer capital reserve fund for purposes of construction and/or reconstruction of sewer infrastructure in the Town be retitled as type Sewer Capital Reserve Fund RV6 (Reserve Village 6); and further

RESOLVED that Resolution #244 be amended to read as follows:

CREATION OF A TYPE SEWER CAPITAL RESERVE FUND FOR PURPOSES OF CONSTRUCTION AND/OR RECONSTRUCTION OF SEWER INFRASTRUCTURE

RESOLVED that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as the Sewer Capital Reserve Fund RV6 (Reserve Village 6). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of a type of sewer infrastructure construction or reconstruction; and further

RESOLVED that the chief fiscal officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The chief fiscal officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town of Victor. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year render to the Board a detailed report of the operations and conditions of the Reserve Fund; and further

RESOLVED that except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall

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be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c; and further

RESOLVED that upon Town Board approval the Finance Director will update the name to reflect RV6 to the existing sewer capital reserve fund; and further

RESOLVED that a copy of this resolution be forwarded to the Town Clerk and the Finance Director.

RESOLUTION #113 CREATE A TYPE SEWER CAPITAL RESERVE FUND FOR PURPOSES OF CONSTRUCTION AND/OR RECONSTRUCTION OF SEWER INFRASTRUCTURE IN THE PORTION OF THE TOWN OF VICTOR SERVED BY THE FARMINGTON SEWER DISTRICT

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

RESOLVED that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as the Capital Reserve RT6 (Reserve Town 6) Sewer Infrastructure. The purpose of this Reserve Fund is to accumulate moneys to finance the cost of a type of sewer infrastructure construction or reconstruction served by the Farmington Sewer District; and further

RESOLVED that the chief fiscal officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The chief fiscal officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town of Victor. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year render to the Board a detailed report of the operations and conditions of the Reserve Fund; and further

RESOLVED that except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c; and further

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RESOLVED that a copy of this resolution be forwarded to the Town Clerk and the Finance Director.

Human Resources

RESOLUTION #114 ADOPT TOWN OF VICTOR FORWARD SAFETY AND RE-OPENING PLAN FOR SPORTS AND RECREATION DURING THE COVID-19 PANDEMIC

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Town Board has authorized the Director of Parks & Recreation to offer outdoor seasonal recreation program activities; and

WHEREAS, it is necessary for the Town of Victor to have a COVID-19 safety plan in place for all participants, staff, and spectators for these programs that is in accordance with the New York State mandated safety protocols; and

WHEREAS, the Director of Parks & Recreation has developed the Town of Victor Forward Safety and Re-Opening Plan for Sports and Recreation during the Covid-19 Pandemic; now, therefore be it

RESOLVED that the Town Board approves the Town of Victor Forward Safety and Re-Opening Plan for Sports and Recreation During the Covid-19 Pandemic and authorizes its posting and distribution to all Recreation program participants as well as posting on the Town of Victor Website; and further

RESOLVED that the safety requirements of this plan will fluctuate as more information becomes available on COVID-19 protocols, and that the Town Board authorizes that future amendments to the plan are allowable in order to remain in compliance with New York State required mandates as they become available without additional resolutions necessary; and further

RESOLVED that a copy of this resolution be sent to the Director of Parks & Recreation, the Manager of Technology Support, Town Clerk, and Human Resources.

RESOLUTION #115 CONTRACT - MUTUAL OF OMAHA INSURANCE COMPANY FOR SHORT AND LONG TERM DISABILITY INSURANCE

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

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WHEREAS, the Town currently offers short and long term disability insurance to all full-time employees, per Resolution #108-14 Abolishment of 2001 Town of Victor Employee Sick leave Policy and the Adoption of the 2014 Sick Leave, Short-Term and Long-term Disability Policy; and

WHEREAS, the disability insurance contract with Mutual of Omaha Insurance Company expired on March 31, 2021; and

WHEREAS, Brown & Brown of New York Inc., the Town's health insurance broker, has assisted the Town in the search for competitive quotes regarding sick leave/disability benefits for full-time Town employees; and

WHEREAS, Brown & Brown has identified Mutual of Omaha Insurance Company as having both short term and long term disability policies which would be a benefit to Town, for both employees and Town financials; and; now, therefore be it

RESOLVED that the Town Supervisor be authorized to enter into a two (2) year contract with Mutual of Omaha Insurance Company for **short-term** disability insurance coverage for all full-time Town employees, dated from April 1, 2021 through April 1, 2023 at an estimated cost of One Thousand Two Hundred Nineteen dollars and Ninety Nine cents (\$1,219.99) per month (as a percentage of actual full-time employee salaries) to be charged to the 2021 Town Budget line items A.9055.800 Disability Insurance.Employee Benefits, B.9055.800 Disability Insurance.Employee Benefits, and DB.9055.800 Disability Insurance.Employee Benefits; and further

RESOLVED that the Town Supervisor be authorized to enter into a two (2) year contract with Mutual of Omaha Insurance Company for **long-term** disability insurance coverage for all full-time Town employees, dated from April 1, 2021 through April 1, 2023 at an estimated cost of Seven Hundred Twenty Six dollars and Ninety One cents (\$726.91) per month (as a percentage of actual full-time employee salaries) to be charged to the 2021 Town Budget line items A.9055.800 Disability Insurance.Employee Benefits, B.9055.800 Disability Insurance.Employee Benefits, and DB.9055.800 Disability Insurance.Employee Benefits; and further

RESOLVED that these amounts are estimates, and will fluctuated with the number of full-time benefit-eligible employees and pay rates throughout the term of this contract; and further

RESOLVED that a copy of this resolution be sent to the Finance Manager, Human Resources, Town Clerk, Brown & Brown of New York, Inc., and Mutual of Omaha Insurance Company.

RESOLUTION #116 CONTRACT - CINTAS

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

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WHEREAS, pursuant to New York's Town Law, including Section 64(6) and Section 20(2), the Town Board has the power to approve contracts for Town services, including but not limited to contracts for legal, consulting, accounting, and engineering services prior to the execution of such contracts by the Town Supervisor; and

WHEREAS, pursuant to General Municipal Law 103-b and the Town's Procurement Policy, the Town Board may direct a policy for the acquisition of the Town's professional services; and

WHEREAS, the Town contract was previously held by Doritex which was purchased by Cintas and now Cintas has provided contract pricing for a term of three (3) years, which has; now, therefore be it

RESOLVED that the Town Board authorizes the Supervisor to enter into a three-year agreement with Cintas from April 12, 2021 through April 30, 2024 for uniform supply/rental, floor mats, and wet/dry mops for all Town buildings at the pricing specified in the Cintas agreement, labeled as "Schedule A" and kept in the subject matter file in the Town Clerk's Office, to be charged to the following accounts as appropriate, based on the services received:

- A.1110.400 – Justice.Contractual
- A.1620.400 – Buildings.Contractual
- A.7110.400 – Parks.Contractual
- A.7021.400 – Parks & Rec Dept. Contractual
- A.8160.400 – Refuse & Garbage Contractual
- DB.5110.400 - General Repairs.Contractual; and further

RESOLVED that a copy of this Resolution be forwarded to Cintas, Finance Department, Director of Parks & Recreation, Highway Department, Town Courts, Town Clerk, and Human Resources.

RESOLUTION #117 LICENSE AGREEMENT EXTENSION - TLC ADVENTURES IN CHILDCARE FOR THE SUBLEASE OF THE VICTOR RECREATION BUILDING

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Town Board passed Resolution #268-20 – Authorization to enter into a License Agreement with TLC Adventures in Childcare for the Sublease of the Victor Recreation Building which subleased the Town of Victor Recreation building from September 9, 2020 through June 20, 2021; and

WHEREAS, TLC Adventures in Childcare has approached the Town to extend the lease of the facility through September 3, 2021 in order to provide summer camps/childcare services throughout the summer months; and

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WHEREAS, the Recreation Department will not be running indoor programs during the summer; now, therefore be it

RESOLVED that the Town Board authorizes the extension of the contract with TLC to sublease the Victor Recreation Building located at 7891 Lehigh Crossing, Victor, NY, through September 3, 2021 at a rate of Six Thousand Five Hundred dollars (\$6,500.00) per month, to be credited to the Town Budget Line item A.2410.000 – Real Property Rent; and further

RESOLVED that a copy of this resolution be sent to TLC Adventures in Childcare, Director of Parks & Recreation, Town Clerk, Finance Department, and Human Resources.

RESOLUTION #118 HIRE PARKS AND RECREATION STAFF - SEASONAL POSITIONS

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Town Board ceased all recreation programs effective in March 2020, due to the COVID-19 pandemic, and all recreation staff members were laid-off due to these program cancellations; and

WHEREAS, due to COVID-19 developments in the past year, the Town Board and Director of Parks & Recreation wish to resume limited outdoor recreation programming beginning in May 2021, which will adhere to all COVID-19 required protocols for the safety of both staff members and participants; and

WHEREAS, it is necessary to hire seasonal positions in order to administer the recreation programs and the maintenance of the parks, these positions; now, therefore be it

RESOLVED that the Town Board authorizes the hiring of the following seasonal Parks & Recreation positions:

- 6 – Recreation Specialists
- 6 – Recreation Leaders
- 6 – Recreation Assistants
- 2- Seasonal Laborers
- 1 – Seasonal Motor Equipment Operator – Light; and further

RESOLVED that these positions will be paid in accordance with Resolution #338-20 – Town of Victor Wage/Pay Scale Chart for 2021 and will be charged to the 2021 Budget Line items #A.7020.100 Parks & Rec Dept. Personal Services and #A.7110.100 – Parks. Personal Services; and further

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RESOLVED that a copy of this resolution be sent to the Director of Parks & Recreation, Human Resources, Town Clerk, and the Finance Office.

Parks & Recreation**RESOLUTION #119 PURCHASE FLOWERS AND PLANT MATERIAL**

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Department of Parks and Recreation is responsible for the care and maintenance of the flower and shrub beds at the Town Hall, the Park Maintenance / Highway / Recycle Center Complex, and the intersection of New York State Route 96, County Road 42 and Rowley Road in Victor; and

WHEREAS, the Director of Parks and Recreation and Project Manager from the Victor Garden Club have obtained a written quotation for the purchase of said flowers and plant material from Bundschuh Greenhouses at an anticipated cost of Two Thousand One Hundred Sixty Six dollars (\$2,166.00); now, therefore, be it

RESOLVED that the Town Board authorizes the Director of Parks and Recreation to order and purchase flowers and plant material for the Town Hall, the Park Maintenance / Highway / Recycle Center Complex, and the intersection of New York State Route 96, County Road 42 and Rowley Road in Victor in a total amount not to exceed Two Thousand One Hundred Sixty Six dollars (\$2,166.00) to be charged to the 2021 Budget Line item A7110.400 Parks Contractual; and further

RESOLVED that a copy of this resolution be forwarded to Director of Parks and Recreation, Town Clerk, Finance Director, Victor Garden Club, and Bundschuh Greenhouses.

Supervisor**RESOLUTION #120 SUPPORT THE ONTARIO COUNTY BOARD OF SUPERVISORS TO SOLICIT PROPOSALS FOR A COUNTY-WIDE EMERGENCY SERVICES STUDY**

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, per the 2019 United States Census, the population of Ontario County is estimated at 109,777 people, and encompasses 18 towns/villages/cities; and

WHEREAS, within the towns/villages/cities in Ontario County there are 11 ambulance services, and 28 fire districts/departments; and

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WHEREAS, the 2021 individual town/village/city/district tax rates for these services range from \$0.340 - \$3.464 for fire protection and \$0.280-\$0.420 for ambulance services; and

WHEREAS, towns/villages/cities are seeing dwindling trained/certified volunteers for fire and ambulance services and are moving towards paid career departments and services; and

WHEREAS, the Ontario County Board of Supervisors recognizes the evolving needs of the fire and ambulance services for increases in paid personnel, equipment, and service costs/fees/taxes, and their impact on the taxpayers of Ontario County; and

WHEREAS, the Ontario County Board of Supervisors wishes to solicit proposals from qualified consultants for the evaluation of a County-Wide Plan for Fire and Ambulance services in order to evaluate a potential consolidation of these services with regards to qualified personnel, response times, equipment, and other potential shared services components; now, therefore be it

RESOLVED that the Town of Victor supports the Ontario County Board of Supervisors in the commencement of a study to evaluate the potential for a County-Wide Fire and Ambulance Plan; and further

RESOLVED that each Fire and Ambulance entity in Ontario County be offered the opportunity to review the findings of this study; and further

RESOLVED that a copy of this resolution be sent to the Ontario County Board of Supervisors and the Town Clerk.

RESOLUTION #121 INTERMUNICIPAL COOPERATION AGREEMENT - SHARE COST OF TAX ASSESSMENT LITIGATION- 2020 ASSESSMENT ROLL

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, the Ontario County Board of Supervisors, pursuant to Resolution No. 285-2007, established a policy and program for the County to share in the costs of defending legal challenges to real property tax assessments; and

WHEREAS, pursuant to said program, the Town requested that Ontario County and Victor Central School District share in the cost of defending certain certiorari proceedings pending in the Town of Victor; and

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WHEREAS, the Ontario County Board of Supervisors, pursuant to Resolution No. 83-2021, authorized the County to share in the cost of defending certain certiorari proceedings and authorized the County Attorney to join with the Towns and Cities to defend the cases; and

WHEREAS, these certiorari proceedings contain a total of two (2) parcels located within the Town of Victor and is listed as:

1. Filing Index #127543-2020 – HD Dev of Maryland Inc., petitioner - Tax Id No. 6.00-1-3.210
2. Filing Index #127494-2020 – MSF Eastgate-I LLC, petitioner - Tax Id No. 1.02-1-1.000; and

WHEREAS, the County of Ontario requires an Intermunicipal Cooperation Agreement to be adopted between Ontario County, Victor Central School District, and the Town of Victor authorizing this cost sharing; now, therefore, be it

RESOLVED that the Victor Town Board authorizes the Supervisor to enter into an Intermunicipal Cooperation Agreement between Ontario County, Victor Central School District and the Town of Victor and kept in the subject file in the Town Clerk's Office; and further

RESOLVED that copies of this resolution will be sent to Ontario County Real Property Tax Service, Victor Central School District, Attorney Sheila Chalifoux, Town Assessor, Town Clerk, and Town Finance Office.

Town Clerk

RESOLUTION #122 ACCEPT ESCROW- SCOUT RESERVE SUBDIVISION, PHASE 2

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

5 Ayes 0 Nays (Marren, Condon, Kahovec, Guinan, Cusimano)

WHEREAS, DeHollander Design received Planning Board approval for Scout Reserve Subdivision, Phase 2, with the condition that a form of surety be submitted to cover the cost of infrastructure, some of which may be dedicated to the town; and

WHEREAS, it is the desire of DeHollander Design to enter into an escrow agreement with the Town of Victor in favor of the Town of Victor as a form of surety as prescribed for in Section 184-14 Section C (9)(b)(c) of the Town of Victor Subdivision Regulations in lieu of a letter of credit; and

WHEREAS, the Engineer for the Town reviewed the developer's estimate of construction costs which includes 10% contingencies, 10% developer's assurance and 4% Town Engineer fee and has recommended a surety totaling \$110,860.21; and

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WHEREAS, DeHollander Design has submitted Canandaigua National Bank and Trust Company Escrow Account in favor of the Town of Victor in the amount of \$110,860.21 as recommended by the Town Engineer; now, therefore, be it

RESOLVED that the Town Board hereby authorizes the Town Clerk to execute the Escrow Agreement as described above; and further

RESOLVED that a copy of this resolution be forwarded to Codes & Development, the Engineer for the Town and DeHollander Design.

PUBLIC COMMENT or ANY UNFINISHED BUSINESS: None

ADJOURNMENT:

With no further business to come before the Board tonight, motion was made by Councilman Guinan, seconded by Councilman Cusimano to adjourn the meeting at 8:16PM.

Respectfully submitted,

Karen C. Bodine
Town Clerk