

**A regular meeting of the Village of Victor Board of Trustees was held on Monday, August 19, 2019 at the Village Hall, 60 East Main Street.**

**MEMBERS PRESENT:** Mayor Gary Hadden  
Deputy Mayor Michael Crowley  
Trustee Carol Commisso  
Trustee Robert Kelly  
Trustee Michelle Chalupa  
Attorney Reid Holter  
Village Clerk Pamela Hogenes

**MEMBERS ABSENT:** Director of Public Works John Turner

**OTHERS PRESENT:** Evelyn Esch, Lorenzo Rotoli, Tom Harvey, Randy Shea, Robert Senn, David Kaiser, Ira Knickerbocker, Barbara Knickerbocker, Cheryl Olson, J. Chris Hausler, Sue Stehling, Pat Palomaki, Bruce Habberfield, Bernard Beikirch, Samuel Ferrara, Joel Richter, Patricia DeClercq, Lou Behan, Olita Povero and Dana Fuellhart

Meeting was called to order by Mayor Hadden at 7:10pm.

**Public Hearing**

**Adopt Chapter 40, Access Management, Amend Chapter 133, Site Plan Review, Amend Chapter 170, Zoning and Amend Chapter 174 Subdivision of Land**

Pamela Hogenes read the following legal notice into the record:

***Notice is hereby given** that a public hearing before the Victor Village Board is hereby scheduled for 7 p.m. on August 19, 2019 at the Village Hall, 60 East Main St., Victor, NY 14564 to hear comment on the proposed Access Management component of the Village of Victor's Comprehensive Plan, Local Law 3-2019 to adopt Chapter 40 Access Management of the Village Code, Local Law 4-2019 to amend Chapter 133 Site Plan Review, Local Law 5-2019 to amend Chapter 170 Zoning, Local Law 6-2019 to amend Chapter 174 Subdivision of Land, adoption of the Official Map of the Village of Victor, and the environmental review being conducted on said plan, local laws, and official map.*

*A draft proposal of the chapter is on file at the office of the Village Clerk, Village of Victor.*

*By Order of the  
Village of Victor  
Board of Trustees*

*Date: August 5, 2019*

***Open Public Hearing***

On a motion made by Trustee Carol Commisso, seconded by Trustee Robert Kelly, the following resolution was ADOPTED 5 AYES 0 NAYS

**Resolved,** that the Village Board of Trustees will open the Public Hearing.

Mayor Hadden introduced Tom Harvey, Ontario County Planning and Lorenzo Rotoli from Labella Associates who coordinated the task force to develop the Victor Access Management Plan. Mayor Hadden provided background of the project over the last year and a half.

Mr. Harvey explained how an access management plan works to evaluate and accommodate growth and efficiencies for Towns and Villages.

Mayor Hadden is concerned that most of the documents reference the Village Comprehensive Plan. There is no one document that is called the Village Comprehensive Plan. There have been several plans adopted over the years, including the Saratoga Plan and more recently the Dadras Main Street Revitalization Plan and soon the Access Management Plan. All these plans make up the components of the Village Comprehensive Plan.

Mr. Harvey the local laws and the access management plan are meant to help the Planning Board make decisions on access points on particular new projects.

*Mayor Hadden asked for comments from the Board.*

No comments from the Board

*Mayor Hadden asked for comments from the Public.*

**Ira Knickerbocker, Victor Insulators,** if this plan doesn't relate to the RT 96 corridor plan, when will that plan be implemented? *Mr. Harvey noted the official map that shows a proposed access road parallel to Rt 96, it does not make any changes to rail access. Any changes with the rails would be between the County and the Railroad.*

**Randy Shea, 50 W. Main St.,** stated he has read all of the plans Mayor Hadden mentioned that are component of the Village Comprehensive Plan and feels they conflict with each other. Mr. Shea attended the informational meetings on the Access management Plan and feels Labella Associates has benefitted from all the development in the Town of Victor. Mr. Shea expressed concerns years ago that all this development would eventually, create a traffic problem. Mr. Shea felt it would fair to hold off on

adopting all these (6) resolutions for a month, so the residents can take a look at the new plan and the other code chapters it will affect.

**Joel Richter, 125 Church St.,** also feels the board decision should be tabled for a month. Mr. Richter distributed a draft of the Access Management Plan dated May 29, 2019 and highlighted some areas of confusion. Mr. Richter is very concerned regarding the railroad and how it would affect Mr. Knickerbocker's business. Mr. Richter feels the railroad crossings are a public safety issue and the plan should reference state and federal guidelines since this is a planning document. On the map, are Railroad Ave. and Adams St. the same?

Mayor Hadden stated it has been no secret that the Town and Village are interested in pursuing a parallel road down the railroad tracks. The railroad has been involved the whole time in those discussions. *Mr. Richter "that's incorrect, I went to a Town meeting in November of 2017 when we found out".* Mayor Hadden went on to state "there have been discussion between Supervisor Marren, Finger Lakes Railway and Ontario County that are still ongoing. As far as the Village is concerned, we would like that proposed road put in, but as far as the rails go, that is up to the railroad."

**Bruce Habberfield, Finger Lakes Railroad,** stated the railroad is in negotiations with the County. The rail is owned by the County, the County is going to tell Finger Lakes Railway how they can use the rail if the rail is lifted. " Our proposal is, if the rail is lifted, to use the rest of the rail system to strengthen the Canandaigua and Geneva area."

Mayor Hadden started to speak and was interrupted by Mr. Richter. Mr. Richter stated the railroad is under the thumb of the County and the County is under the thumb of the Service Transportation Board.

Mr. Crowley reminded Mr. Richter that the Village of Victor cannot do anything with the railroad. Mr. Crowley stated the Village is not hiding anything, we are just trying to create an access plan to make the Village better.

Mayor Hadden stated the Town and the Village are in agreement with the access management plan. If the railroad decides to abandon the rail, that is their decision. Currently, we are focusing on Rt 251 to School St., not including the rails that service Victor Insulators. Mayor Hadden noted he has not been part of the discussions between Finger Lakes Railroad and Ontario County. Although there have been talks about abandoning the rails further East, that's not the focus right now. The goal of the proposed road is to enhance safety and efficiency in the Village.

Mr. Harvey stated if there is public investment in the access management plan it will make sure it performs in the future by controlling access. Mr. Harvey noted the the Town of Farmington's is currently working on updating their access management plan along the RT 332 corridor.

**Evelyn Esch, 136 E. Main St.,** noted if the access road does continue further east, it will be in her backyard. Ms. Esch feels the real problem is that New York State is still charging a toll between exits 44 & 45. Ms. Esch feels when the developments were being built in the Village, ie. Victorwood in the 60's, an access road should have been put in then towards Farmington. Now, everyone has to use Rt. 96. Ms. Esch doesn't feel continuing the access road is going to solve the traffic problem.

**Sue Stehling, 930 Raccoon Run,** stated she worked with David Kuhn in 1997 to try and eliminate the tolls between exits 44 & 45. In 2004 Mr. Kuhn worked with Randy Kuhl and it didn't pass then, either. Former Town Director of Development, Katie Evans has extensive information regarding the elimination of the tolls. Ms. Stehling feels the Town and Village Boards should encourage residents to embrace the Railroad initiatives.

**Randy Shea, 50 W. Main St,** again asked to hold off on approving the resolutions until interested residents can review the Plan and the anticipated Village Code changes.

**Ira Knickerbocker, Victor Insulators,** clarified the conversation between himself and Mayor Hadden earlier in the day regarding which rails were looking to be removed. Mayor Hadden agreed that the rails between Rt. 251 and Schools St. were intended to be removed and that will not affect Mr. Knickerbocker's business. And, possibly in the future more rails will be removed heading east, if that happens, that would require involvement from the Victor Insulators, the Railroad and approval by the Federal Surface Transportation Board.

Mr. Rotoli presented a power point of the Victor Access Management Plan explaining the definition of access management and managing access including:

- Methods used to manage access
- Benefits of access management
- Access management goals
- How to develop the Plan
- Tasks needed to accomplish the goals

**Randy Shea,** asked if the plan was prioritized, for example, if the access road is not built wouldn't that change the rest of the plan. Mr. Rotoli stated the plan was a guide for future planning, in the case that the access road didn't go in a stub road would be left.

The public hearing will be left open for written comments until September 16, 2019.

### **Privilege of the Floor**

**Joel Richter, Friends of the Railroad,** came before the board to share that the Friends of the Railroad are honoring Fred Locke, Founder of Victor Insulators. They have made a banner to be displayed at Victor Insulator. The Friends of the Railroad will be starting tours of the rail cars at the Insulator.

**Theresa SanSouci**, has bought Giovanni's Lunch Cart starting Sept. 1. Carl SanSouci is renovating the back of his business as a prep kitchen for the cart. She is keeping the same hours Giovanni had and same location. Mr. and Mrs. SanSouci are working with Doug Scarson on the permits, insurance issues and inspections.

**Clerk Report**

**Resolution #79-19**

**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 Michelle Chalupa

**Resolved** to accept the meeting minutes from August 5, 2019

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**Resolution #80-19**

**Payment of Bills**

**Whereas**, the Village Board of Trustees has audited and approved invoices for payment, that appear on Abstract #6 using vouchers #313-384; and,

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

**Resolved** to authorize the Treasurer to pay invoices from Abstract #6 in the following amounts:

General	\$ 43,928.92
Water	\$ 19,378.62
Sewer	\$ 8,311.95
HG – Glendower Reconstruction	<u>\$ 13,603.57</u>
<b>TOTAL</b>	<b>\$ 85,223.06</b>

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**Director of Public Works Report**

None

**Trustees Reports**

**Michael Crowley** – None

**Carol Commisso** – None

***Michelle Chalupa*** – None

***Robert Kelly*** - None

**Mayor Report**

Mayor Hadden noted the following:

- Roctricity is holding 2 seminars at the Library on September 18 & 25 to educate residents on the program. Roctricity has also asked Mayor Hadden to submit a letter to the PSC requesting single billing for community solar and electricity bills.
- Issues continue between 2 & 10 E. Main.
- Mayor Hadden asked Ms. Chalupa for help with the CCA and community solar initiative.

**Attorney Report**

None

**Adjournment**

Meeting adjourned on motion at 9:15pm.

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Pamela Hogenes, Village Clerk