

A regular meeting of the Village of Victor Board of Trustees was held on Monday, July 1, 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
Director of Public Works John Turner
Village Clerk Pamela Hogenes

MEMBERS ABSENT: Attorney Reid Holter

OTHERS PRESENT: Ben Frevent, Roctricity

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

Salute to the flag.

Privilege of the Floor

Mayor Hadden noted he had received a "revised" Municipal Energy Services Agreement (ESA) from Roctricity representing Joule Assets.

Mayor Hadden stated it was an 18 month agreement for Joule to administer the Community Choice Aggregation Program the Village adopted earlier this year.

Mr. Frevert noted the agreement is for Roctricity to secure an energy services agreement with RG&E to get a good rate on electric supply. If no energy services agreement can be made, the agreement is null and void. Mr. Frevert did state there have been struggles getting the ESA agreements.

Mayor Hadden noted Attorney Holter did not have time to review the new agreement, so the board decided to table the resolution until the July 15, 2019 meeting.

Clerk Report

Resolution #63-19

Acceptance of Minutes

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

Resolved to accept the meeting minutes from June 17, 2019

Resolution #64-19

Payment of Bills

Whereas, the Village Board of Trustees has audited and approved invoices for payment, that appear on Abstract #3 using vouchers #126-204; and,

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

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

General	\$ 69,028.93
Water	\$ 8,258.85
Sewer	\$ 15,785.99
HM – MS4 Outfall Mapping	\$ 1,029.00
HG – Glendower/Duxbury	\$ 4,870.61
TOTAL	\$ 98,973.38

Resolution #65-19

CHARTER COMMUNICATIONS/SPECTRUM CABLE PROPERTY TAX WAIVER

On motion of Trustee Michael Crowley, seconded by Trustee Carol Commisso the following resolution was ADOPTED 5 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 14, 2019 in the amount of \$35,477.31, 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 \$477.86 should be cancelled and annulled,

Now therefore, be it resolved as follows:

1. That the real property tax bill in the amount of \$477.86 dated 6/1/19 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 2019 be corrected accordingly

Director of Public Works Report

Mr. Turner read the following resolutions into record.

Resolution #66-19

Resolution of Support from the VILLAGE OF VICTOR for the 2019 New York State Consolidated Funding Application, Water Quality Improvement Project Wastewater Treatment Disinfection Improvements

On motion by Trustee Michael Crowley, seconded by Trustee Robert Kelly the following resolution was ADOPTED 5 AYES 0 NAYS

WHEREAS, the Village of Victor Board of Ontario County, supports the submission of a 2019 Consolidated Funding Application (CFA) on behalf of the Village, for the Water Quality Improvement Project (WQIP) program, for upgrades to the disinfection process at the wastewater treatment facility; and

WHEREAS, the New York State Department of Environmental Conservation (DEC) provides a competitive statewide reimbursement grant program for local governments, administered to directly address documented water quality impairments; and

WHEREAS, the Village has been notified by the DEC of upcoming modifications to their State Pollutant Discharge Elimination System (SPDES) permit, requiring them to provide effluent disinfection at the WWTP; and

WHEREAS, findings in the preliminary engineering study recommended improvements to the WWTP including installation of an ultraviolet disinfection system into existing infrastructure at the WWTP, greatly improving the quality of effluent discharged into the receiving stream;

NOW THEREFORE BE IT RESOLVED, it is anticipated that the Village Board, on behalf of the Village, will complete the necessary actions to authorize expenditures for the proposed project, as well as authorizes Mayor Gary Hadden to execute necessary documents relative to and as required for the application; and

BE IT FURTHER RESOLVED, the Village Board does hereby accept that they shall provide at least 25% match of the total of any grant funding awarded as a local match in

the form of in-kind services or cash contributions hereby appropriated and obligated from Sewer Fund; and

BE IT FURTHER RESOLVED, that the Village of Victor Board of Ontario County, recognizes and fully supports the submission of the 2019 CFA for WQIP on behalf of the Village for improvements to the wastewater treatment plant.

Resolution #67-19

VILLAGE OF VICTOR WATER QUALITY IMPROVEMENT PROJECT - WWTP DISINFECTION IMPROVEMENTS - SEQR RESOLUTION - TYPE II ACTION

On motion by Trustee Carol Commisso, seconded by Trustee Michelle Chalupa the following resolution was ADOPTED 5 AYES 0 NAYS

WHEREAS, the Village of Victor Village Board, (hereinafter referred to as Village Board) is completing an application through the New York State Consolidated Funding Application (CFA) under New York State Department of Environmental Conservation (DEC) for a Water Quality Improvement Project for upgrades to the disinfection process at the Wastewater Treatment Plant located at 1250 Brace Road; and

NOW, THEREFORE, BE IT RESOLVED THAT, the Village Board does hereby classify the above referenced Action to be a Type II Action under 6 N.Y.C.R.R. Section 617.5 [c] [2] of the State Environmental Quality Review (SEQR) Regulations; and

BE IT FURTHER RESOLVED THAT, Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

BE IT FINALLY RESOLVED THAT, the Village Board in making this classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

Resolution #68-19

Sexual Harassment Prevention Certification Form

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

WHEREAS, on June 27, 2019 the Village of Victor received a Sexual Harassment Prevention Certification Form to be submitted with the 2019 Consolidated Funding Application MRB Group is applying for on the Village's behalf for the Wastewater Treatment Disinfection Improvement project; and

NOW BE IT RESOLVED, that the Village Board of Trustees authorize Mayor Gary Hadden to sign Sexual Harassment Prevention Certification Form as presented.

- WWTP Digester Cover project is being put off until we find out about the grant for the disinfection
- Oil and Stone this week on High St., Church St. W. Parkway and Andrews St.
- Half of the gutters are completed on Duxbury and Glendower, second half to be completed on July 22
- July 4 garbage pick up has been changed to July 8
- Now that the Fire District has been formed and no longer falls under the Village of Victor, we need to decide if we are still plowing and mowing the Fire Dept. property.

Trustees Reports

Michael Crowley – For ZBA, the sign variance was granted at Papa Jacks on W. Main St.

Carol Commisso - Carol would like to move forward with the Dadras Plan and offered to form a small committee to meet and try to start implementing portions of the Plan. Victor Business Connection is meeting tonight to discuss the Victor Bash event. At LDC, Ms. Rayburn noted a profit was realized at the Victor Business Awards and are considering giving it to the Victor Business Connection to enhance events. Also at LDC, President Rebecca Melton shared her ideas for the Library relocation.

Michelle Chalupa – Reminded the board that the Tree Board is presenting their Management Plan to the Village board on July 15 @ 6:30. Everyone was asked to forward comments or questions to Gene Pratt in the next few days.

Robert Kelly – Toured 62 School St. with the Library Building and Grounds committee as a possible relocation site.

Mayor Report

Update on 2 E. Main St project. The drainage is complete, a new awning has been designed between the buildings and an easement agreement has been executed between 2 and 10 E. Main St.

Attorney Report

None

Adjournment

Meeting adjourned on motion at 8:35pm.

Pamela Hogenes, Village Clerk