

REGULAR BOARD MEETING
December 9, 2025

The Regular Meeting of the Village Board of the Village of Mount Morris, County of Livingston and the State of New York was held at the Village Hall 117 Main Street, Mount Morris, New York on December 9, 2025 at 6:30 PM.

PRESENT:

Kelly Bacon	Mayor
Elizabeth Shea	Trustee
Tim Bryant	Trustee
Kelly Richardson	Trustee at 7:00 PM
Mark Torcello	Trustee
Lisa Torrcello	Clerk/Treasurer

ALSO PRESENT: Chief of Police Jeff Wilcox, Street Superintendent Chris Young, Ann Hunt, Gretchen Saunders, Jen Young, Amanda Coniglio, Tracy Kenney, Cathie Gehrig, Randy Johnson, Josh Bacon, Danny Brewer, David DiPasquale, Bob Brill, Terry Soto

Mayor Bacon called the meeting to order and asked everyone to rise for the pledge of allegiance.

Mayor Bacon stated that the meeting was going to be live streamed, she stated that the link hadn't been sent out yet but they are trying this out.

Mayor Bacon provided the following information:

A board meeting is a meeting of the Board of Trustees that is held in public. It is a meeting of the Board members to discuss and enact village business. All discussions are held in the open with the exception of items that require an executive session. It is not the same as a town hall or a question/answer, and it is not a debate, a deposition, or a panel discussion. A public hearing is different than a board meeting and allows for comment from the public on the matter that is the subject of the public hearing.

Public Comment at board meetings-

The Board welcomes comments from the public and during many meetings will designate time to allow for public comment. Anyone desiring to speak will be permitted an opportunity to address the Board during that time. Speakers must give their name and address and must limit their comments to 3 minutes or less. Speakers must observe the commonly accepted rules of courtesy, decorum and respect for all in attendance. All remarks must be addressed to the Board as a body and not to individual Board members. The Board will listen to your comments but will refrain from commenting until they have had an opportunity to thoughtfully reflect on what has

been said. If your comments require follow-up or a response from the Board, appropriate action or follow-up will be taken.

Mayor Bacon followed up on questions from last meeting:

- When was the last time that Clerk Torcello attended training- she went to State training over the summer in Geneva.
- Someone had asked the last time the village was audited. Mayor Bacon provided information on past audits regarding the Village. The OSC did an audit during Mayor Long's term 2010-2013 and several areas of recommendation were provided. During Mayor Provo's term there was a firm hired to do a review for the year prior to him taking office covering financial operations, board policies, compliance, and contracts. Findings were reviewed at the time and addressed.

Mayor Bacon explained that the village is required by law to file an Annual Financial Report to the Office of the State Comptroller yearly.

Trustee Torcello asked about the mayor's report and when it becomes available each month and Mayor Bacon stated that we receive it from the accountant as soon as it's prepared.

Mayor Bacon stated that if anyone ever has any concerns to please contact the board because we want to be sure things are being done right.

Public comments:

- Bob Brill - questions regarding the budget process and mayor's report
- Gretchen Saunders – suggest village consider timeclocks, asked if village received EDF money, how much audits are, commented that Mayor Provo said mayors should have audit. Clerk Torcello stated what Mayor Provo had done was a review not an audit and those cost around \$35,000.
- Dave DiPasquale – commented that there is a lot of nonsense on Facebook and the board is not responsible for that nonsense. Reminded all not to believe everything that you see or read.
- Tracy- presented hard copies of a petition for an external forensic audit for the village finances and requested on behalf of the signatures that this audit be done.
- Josh Bacon - wanted to thank everyone who worked hard for Christmas Magic in Mount Morris this past weekend stating it was a great event.

Mayor Bacon thanked the DPW, PD and all the community members who contributed to the Christmas Magic in Mount Morris event.

Department Head reports:

Chris Young stated that they are still doing leaf pick-up.

Trustee Shea asked Mr. Young if water employees are getting paid out of streets when working on streets. Mr. Young said that's how it's always been done and is something the board has to decide. Mayor Bacon stated that she has contacted civil service regarding this and they are getting back to her with an answer.

Trustee Shea asked why the expenses are higher than revenue in water and what the budget appropriations are for services, contractual, and others. Mr. Young stated that cost of everything has been going up. Mayor Bacon stated that is why the rate increase is necessary.

Clerk Torcello stated the water rates haven't been increased other than \$5 since 2013.

Trustee Torcello stated this was the whole intention of reviewing our rates and increasing them.

Chief Jeff Wilcox- stated that everything went very well this past weekend

RESOLUTION 251.25

VILLAGE OF MOUNT MORRIS

RESOLUTION TO SET A PUBLIC HEARING

TO DISCUSS PROPOSED LOCAL LAW NO. 1 OF 2026

ENTITLED: "AMENDING CHAPTER 59 ('ANIMALS'), ARTICLE III ('DOGS')

SECTION 59-15 ('PENALTIES FOR OFFENSES')

OF THE VILLAGE OF MOUNT MORRIS CODE"

Adopted: December 13, 2025

WHEREAS, the Village Board of the Village of Mount Morris met at a regular board meeting at the Village Office of the Village of Mount Morris, State of New York, on the 13th day of December, 2025, commencing at 6:30 p.m., at which time and place the following members were:

Present: Mayor Kelly Bacon
Trustee Tim Bryant
Trustee Kelly Richardson
Trustee Mark Torcello
Trustee Elizabeth Shea

Absent:

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Village Board of the Village of Mount Morris, New York (the “Board”) desires to amend the Village Code of the Village of Mount Morris (the “Code”) in order to update the penalties for offenses proscribed under Chapter 59 (“Animals”), Article III (“Dogs”), Section 59-15 (“Penalties for Offenses”) in order to update the same to provide appropriate deterrence and a revised fine structure for second and subsequent offenses of such Article; and

WHEREAS, the Village Attorney has provided the Board with a draft local law entitled “AMENDING CHAPTER 59 (‘ANIMALS’), ARTICLE III (‘DOGS’), SECTION 59-15 (‘PENALTIES FOR OFFENSES’), OF THE VILLAGE OF MOUNT MORRIS CODE” which would revise the Village Code as follows:

The following provisions of Section 59-15 shall be stricken from the Village Code:

A violation of this article shall be deemed an offense against the within article and shall be punishable by a fine not exceeding \$50 and not less than \$5. Each separate offense shall constitute a separate additional violation. The provisions hereof are in addition to the regulations, restrictions, requirements and penalties as contained in the Agriculture and Markets Law of the State of New York pertaining to dogs.

The following provision shall be added to the Village Code as Section 59-15:

A violation of this Article shall be deemed an offense against the within article and shall be punishable as follows:

1. For a first offense: by a fine of not less than \$50.00 and not exceeding \$100.00; and

2. For a second offense: by a fine of not less than \$100.00 and not exceeding \$200.00; for the purposes of this section a "second offense" shall be considered a second conviction of the same provision of this Article within the twelve (12) month period immediately preceding the date of second conviction; and

3. For third and subsequent offenses: by a fine of not less than \$200.00 and not exceeding \$300.00; for purposes of this section, "third and subsequent offenses" shall be considered as third and subsequent convictions of the same provision of this Article within the twelve (12) month period immediately preceding the date of the third or subsequent conviction.

The provisions hereof are in addition to the regulations, restrictions, requirements and penalties as contained in the Agriculture and Markets Law of the State of New York pertaining to dogs; and

WHEREAS, the draft local law and proposed amendments to the Code considered under the draft local law have been reviewed by the Board; and

WHEREAS, prior to the passing and adoption of aforesaid local law, a Public Hearing must be ordered, the date and time of which, with description of the matter being considered, to be duly published and posted; and

WHEREAS, the Board desires to hold a public hearing on the proposed local law for the purpose of receiving public comment on the proposed local law at the regular board meeting scheduled on the 13th day of January, 2026

NOW ON MOTION OF Trustee Bryant which has been duly seconded by Trustee Richardson, be it therefore,

ORDERED, that a public hearing shall be held in regard to the proposed local law entitled “AMENDING CHAPTER 59 (‘ANIMALS’), ARTICLE III (‘DOGS’), SECTION 59-15 (‘PENALTIES FOR OFFENSES’), OF THE VILLAGE OF MOUNT MORRIS CODE” on the 13th day of January , 2026, at which time all persons for against the adoption of such proposed local law shall be entitled to be heard; and be it further

ORDERED, that the Village Clerk shall publish a Notice of Public Hearing calling for said Public Hearing on the 13th day of January , 2026, as well as posting the proposed Local Laws in the Clerk’s Office of the Village of Mount Morris not less than ten (10) days before the date of such public hearing; and be it

FURTHER ORDERED, that a copy of the Notice of Public Hearing and proposed Local Laws be made available in the Village Clerk’s Office and on the Village website during regular office hours; and be it

Ayes: 5

Nays: 0

Quorum Present: X Yes Y No

Dated: December 9, 2025

RESOLUTION 252.25

APPROVAL OF BOARD MINUTES

On a motion from Trustee Bryant second by Trustee Richardson the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolve to approve the following minutes – November 25, 2025

RESOLUTION 253.25

APPROVAL OF ABSTRACTS

On a motion from Trustee Torcello second by Trustee Richardson the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolve to approve the following abstracts:

ABSTRACT # 20

GENERAL	\$21,502.61	356-369
WATER	\$6544.16	184-190
SEWER	\$21,990.85	141-145

ABSTRACT # 21

GENERAL	\$50.00	370
WATER		
SEWER		
CAPITAL- WATER	\$230,185.00	20

ABSTRACT # 22

GENERAL	\$14,823.45	371-388
WATER	\$9440.51	191-201
SEWER	\$7438.48	146-157

ABSTRACT # 23

GENERAL	\$97.95	389
WATER	\$1469.59	202-204
SEWER	\$4045	158

RESOLUTION 254.25

APPROVAL OF TRANSFERS

On a motion from Trustee Richardson second by Trustee Bryant the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolve to approve the following budget transfer:

Budget transfer proposal related to police grant:

Increase A3089 State Aid, other by \$17,317.48

Increase A3120. Police equipment by \$17,317.48

RESOLUTION 255.25

APPROVAL OF PAYMENT

On a motion from Trustee Torcello second by Trustee Bryant the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolved to approve the payment for the water treatment to STC construction in the amount of \$230,185.00

RESOLUTION 256.25

APPROVAL OF VOIDING OF CHECKS

On a motion from Trustee Bryant second by Trustee Torcello the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolved to approve to void the following checks:

FUND	CHECK NUMBER	DATE	AMOUNT
General	20592	2-5-25	\$16.88- Laurie Button
General	20702	4-10-25	\$524.46- Sedam tire
Water	5625	4-10-25	\$524.49- Sedam tire

Clerk Torcello spoke on the following topics:

-Mayor report sent out on Monday Dec. 15th.

-Under general, the debt principal was over due to the sale of the police vehicle, and it being paid off. The money received will be transferred into that line.

- stated that the mayor's report is available for anybody who would like a copy.
- Capital fund – this is the expense is from the water project with funds coming out of the BAN.
- took time to explain to Mr. Brill the details of the mayor report

RESOLUTION 257.25

APPROVAL OF RESOLUTION TO ADOPT LOCAL LAW #1-2026

VILLAGE OF MOUNT MORRIS

RESOLUTION TO ADOPT LOCAL LAW NO. 1 OF 2026 ENTITLED “AMENDING CHAPTER 59 (‘ANIMALS’), ARTICLE III (‘DOGS’) SECTION 59-15 (‘PENALTIES FOR OFFENSES’) OF THE VILLAGE OF MOUNT MORRIS CODE”

Adopted: December 9, 2025

The Village Board of the Village of Mount Morris met at a regular board meeting at the Village Offices of the Village of Mount Morris located at 117 Main Street, Mount Morris, New York on the 9th day of December , 2025, commencing at 6:30 P.M., at which time and place the following members were:

Present: Mayor Kelly Bacon
 Trustee Tim Bryant
 Trustee Elizabeth Shea
 Trustee Kelly Richardson
 Trustee Mark Torcello

Absent:

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Village Board is considering the adoption of Local Law No. ___ of 2025 entitled “AMENDING CHAPTER 59 (‘ANIMALS’), ARTICLE III (‘DOGS’), SECTION 59-15 (‘PENALTIES FOR OFFENSES’) OF THE VILLAGE OF MOUNT MORRIS CODE” in order to update the penalties for offenses for violations of Chapter 59, Article III of the Village Code to provide appropriate deterrence and a revised fine structure for second and subsequent offenses of such Article; and

WHEREAS, the Village Board of the Village of Mount Morris held a public hearing on the proposed adoption of said local law on the ___ day of _____ 2025 at ___ P.M., at which time all interested parties and citizens for or against the proposed law were heard and due deliberation having been had; and

WHEREAS, the Village Board of the Village of Mount Morris recognizes that this local law is a Type II Action pursuant to 6 NYCRR § 617.5(c)(36), and therefore SEQR review will not be required as there are no adverse environmental impacts; and

WHEREAS, the Village Board believes it to be in the public interest to adopt Local Law No. 2 of 2025 to amend Chapter 59, Article III, Section 59-15 of the Village Code; and

NOW ON MOTION OF Mayor Bacon which has been duly seconded by Trustee Bryant, be it

RESOLVED, by the Village Board of the Village of Mount Morris, that it is in the best interests of the Village to adopt the proposed Local Law entitled “AMENDING CHAPTER 59 (‘ANIMALS’), ARTICLE III (‘DOGS’) SECTION 59-15 (‘PENALTIES FOR OFFENSES’) OF THE VILLAGE OF MOUNT MORRIS CODE”, and the same is hereby adopted; and be it further

FURTHER RESOLVED, that the Village Clerk is hereby directed to enter the adoption of said Local Law in the minutes of this meeting, to file the law in the Office of the Village Clerk, and to file the law with the Secretary of the State of New York pursuant to Section 27 (L) of the Municipal Home Rule Law.

Ayes: 5

Nays: 0

Quorum Present: Yes No

Dated: December 9, 2025

RESOLUTION 258.25

APPROVAL OF AMENDING MOTION #185.25

On a motion from Trustee Richardson second by Trustee Bryant the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolved to amend the motion #258.25 from the cost for Spallina from \$55,894.58 to \$65,383.75 using funds from Pave New York Chips program.

RESOLUTION 259.25

APPROVAL TO SEND OUT RFQ FOR THE TAP GRANT

On a motion from Trustee Bryant second by Trustee Torcello the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Shea, Richardson, Torcello

Resolved to send out RFQ for the Tap Grant for sidewalk project.

Mayor Bacon reminded that the next board meeting would be January 13, 2026.

RESOLUTION 260.25

APPROVAL OF EXECUTIVE SESSION

On a motion from Trustee Bryant second by Trustee Richardson the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Torcello, Shea, Richardson

Resolved to go into executive session for potential hiring of an employee.

RESOLUTION 261.25

APPROVAL OF EXECUTIVE SESSION

On a motion from Mayor Bacon second by Trustee Bryant the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Torcello, Shea, Richardson

Resolved to come out of executive session.

RESOLUTION 262.25

APPROVAL OF HIRING OF CLERK

On a motion from Mayor Bacon second by Trustee Torcello the following resolution was

ADOPTED Ayes 5 Bacon, Bryant, Torcello, Shea, Richardson

Resolve to hire Ellen Deahl as a part time clerk effective December 11, 2025 at a rate of \$20.00/per hour.

With no additional village business motion by Trustee Bryant and second by Trustee Richardson to adjourn at 9:00 PM.

Lisa Torcello

Clerk/Treasurer

