

VILLAGE OF MOUNT MORRIS
REGULAR BOARD MEETING
July 08, 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 July 08, 2025, at 6:30 PM.

PRESENT:

Kelly Bacon	Mayor
Elizabeth Shea	Trustee
Tim Bryant	Trustee
Mark Torcello	Trustee
Lisa Torcello	Clerk/Treasurer
Eli McWhinney	Village Attorney

ABSENT: Kelly Richardson

ALSO PRESENT: Lillian Bacon, Josh Bacon, Chris & Jennifer Young, Joe Rawleigh, Randy & Rebecca Johnson, Supervisor David DiSalvo, Tracy Kenney, Grethen Saunders, Jeff Wilcox

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

RESOLUTION 176.25

APPROVAL OF ABSTRACT

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

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

Resolve to approve the following abstract:

ABSTRACT # 4

GENERAL	18851.55	53-69
WATER	\$8633.09	29-35
SEWER	2064.05	21-23

ABSTRACT # 5

GENERAL	\$6507.62	70-76
WATER	\$3131.12	36-42
SEWER	\$5573.50	24-29

ABSTRACT # 6

GENERAL	\$20,362.53	77-80
WATER	\$7024.94	44-48
SEWER	\$9217.61	30-33
Capital Project- water		

RESOLUTION 177.25

APPROVAL OF MINUTES

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

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

Resolve to approval the minutes from 6-16-25.

RESOLUTION 178.25

APPROVAL OF VOIDING CHECK

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

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

Resolve to void check number 20557 dated 1-16-2025 to the Commissioner of Motor Vehicles in the amount of \$51.00.

RESOLUTION 179.25

APPROVAL OF HIRING EMPLOYEE

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

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

Resolved to hire Tim Dunham as the Full Time Code Officer effective 7-9-2025 at a rate of pay of \$50,000/yr.

RESOLUTION 180.25

APPROVAL OF HIRING EMPLOYEE

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

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

Resolved to hire Jeff Wilcox as the Part Time Police Chief effective 7-9-2025 at a rate of pay of \$35,000/yr.

Attorney McWhinney spoke on the proposed law regarding moratorium prohibiting establishment of Tobacco Stores.

RESOLUTION 181.25

VILLAGE OF MOUNT MORRIS

RESOLUTION TO SCHEDULE PUBLIC HEARING AND

MAKE 239(M) REFERRAL TO COUNTY PLANNING BOARD

REGARDING LOCAL LAW NO. A OF 2025 ENTITLED

“ESTABLISHING A TEMPORARY LAND USE MORATORIUM PROHIBITING THE ESTABLISHMENT OF TOBACCO STORES WITHIN THE VILLAGE OF MOUNT MORRIS”

Adopted: July 8, 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 8th day of July, 2025, commencing at 6:30 P.M., at which time and place the following members were:

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

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, tobacco stores are currently a permitted principle use pursuant to the Village Code in the Village’s B-1 Local Business District (§ 232-18(A)(14)) and in the B-2 Central Business District (§ 232-19(A)(r)); and

WHEREAS, the Village has recently become aware of the increasing frequency of violations of the Adolescent Tobacco Use Prevention Act by tobacco and smoke shops both locally in Livingston County, and across New York State; and

WHEREAS, the Village has also recently become aware of the increasing frequency of tobacco and smoke shops engaging in the unauthorized and/or illegal sale of cannabis products, and the increasing frequency at which tobacco and smoke shops are being targeted in robberies and burglaries; and

WHEREAS, in order to protect health, safety, and welfare of the Village’s residents, and the general character of the Village community, the Village Board wishes to enact a temporary land use moratorium to prohibit the establishment of any new tobacco stores within the Village while the Village Board works to revise the provisions of the Village Code which govern the establishment and operation of tobacco stores and smoke shops; and

WHEREAS, the Village Board of the Village of Mount Morris has considered a proposed local law drafted by the Village’s Attorney entitled “Establishing a Temporary Land Use Moratorium Prohibiting the Establishment of Tobacco Stores within the Village of Mount Morris,” to temporarily halt the establishment of new tobacco stores for a period of up to six (6) months, while the Village considers comprehensive zoning changes and the enactment of zoning measures to specifically address the establishment and operation of tobacco stores within the Village; and

WHEREAS, pursuant to Section 239-M of the General Municipal Law, said local law with all supporting documents must be submitted to the Livingston County Planning Board for its comments prior to adoption; 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 of the Village of Mount Morris finds it to be in the best interest of the Village of Mount Morris to hold a public hearing on the adoption of said local law; and

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

RESOLVED, by the Village Board of the Village of Mount Morris that a public hearing shall be held on the proposed local law on the 12th day of August 2025, at 6:30 P.M., at which time and place all interested parties and citizens for or against the proposed law will be heard; and be it further

RESOLVED, that the proposed local law and all supporting documents shall be submitted to the Livingston County Planning Board for comments and recommendations in accordance with Section 239-M of the General Municipal Law.

Ayes: 4

Nays: ____

Quorum Present: ☒ Yes ☐ No

Dated: 7-8-2025

Lisa Torcello, Village Clerk

Village of Mount Morris

[SEAL]

RESOLUTION 182.25

APPROVAL OF SMART GROWTH COMMUNITY APPLICATION

On a motion from Mayor Bacon second by Trustee Shea the following application was approved:

RESOLUTION SUPPORTING APPLICATION FOR SMART GROWTH COMMUNITY PLANNING PROGRAM 2025

BE IT RESOLVED, that the Village of Mount Morris hereby formally supports the application by the Livingston County Planning Department for funding under the New York State Consolidated Funding Application for the program known as "Smart Growth Community Planning Program 2025".

BE IT FURTHER RESOLVED, that the Village of Mount Morris believes that the program will bring significant benefits to our community, to include the updating of our village comprehensive plan with professional input and consultation, outlining our community vision, providing policies to guide local land use and development decisions, integrating smart growth principles to support our vision for revitalization and future resiliency.

BE IT FURTHER RESOLVED, that the Village of Mount Morris is committed to collaborating with the Livingston County Planning Department to ensure the successful implementation of this program.

ADOPTED THIS July 8th, 2025

Mayor Kelly Bacon

Deputy Mayor Tim Bryant

Trustee Kelly Richardson

Trustee Elizabeth Shea

Trustee Mark Torcello

RESOLUTION 183.25

APPROVAL OF AGE FRIENDLY COMMUNITY

On a motion from Trustee Bryant second by Trustee Torcello the following application was approved:

WHEREAS, A significant portion of the Village of Mount Morris population is aging and the citizens of our village recognize that an aging population affects us all- as individuals and as a civil society; and

WHEREAS, the Village of Mount Morris is committed to our goal of being an age-friendly community, encouraging active aging by optimizing opportunities for health for residents of all ages; and supporting the changes that make communities more livable for older adults; and

WHEREAS, where we choose to live, our physical, social, and cultural environment, greatly impact how we live and our village community plays a critical role in helping residents live longer and better; and

WHEREAS, all communities must ask how businesses, governments, nonprofits, and individuals will respond to changing needs for health care, housing, transportation, food and other essentials; and

WHEREAS, the Village of Mount Morris is committed to promoting policies and programs needed to foster innovation to create a community for all ages,

IT IS HEREBY RESOLVED that the Village of Mount Morris endeavors to becoming an age-friendly community and participating in the AARP Network of Age-Friendly States and Communities.

RESOLUTION 184.25

APPROVAL OF CONTRACT

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

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

Resolved to allow Mayor Bacon to the contract with Spring Sheet Metal for a new roof at the sewer plant.

Department of Public Works- report

RESOLUTION 185.25

APPROVAL OF CHIPS PROJECT

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

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

Resolved CHIPS funds for the project on Conlon Avenue from the quote from Spallina in the amount of \$55,894.58.

RESOLUTION 186.25

APPROVAL OF CREATING OF NEW POSITION

ADOPTED Ayes 4 Bacon, Bryant, Torcello, Shea

ABSENT Richardson

On a motion from Trustee Bryant second by Mayor Bacon to approve the creation of Clerk Position. This will be a noncompetitive position for part- time.

Public Comments:

Tracy Kenney – ask question on the following:

- Going with the Livingston County Water Authority regarding water
- If the police department's budget is on the budget, she couldn't find it on line.

Grethen Saunders-

- If the village was going to have a farmers market again.
- Comp. plan and the committee
- Is parking allowed on residents front yard

Joe Rawleigh-

- asked about the debt for the fire hall plans and take out the part about who is going to pay it.
-

RESOLUTION 187.25

APPROVAL OF EXECUTIVE SESSION

ADOPTED Ayes 4 Bacon, Bryant, Shea, Torcello

ABSENT Richardson

Resolved by Mayor Bacon, second by Deputy Mayor Bryant to go into executive session to discuss matters of personal issue regarding an employee.

RESOLUTION 188.25

APPROVAL OF EXITING EXECUTIVE SESSION

ADOPTED 4 Shea, Bryant, Torcello, Bacon

ABSENT Richardson

Resolve by Deputy Mayor Bryant second by Trustee Torcello to come out of executive session.

ADJOURNMENT

With no more business, motion by Deputy Mayor Bryant, second by Mayor Bacon to adjourn at 8:30 pm