REGULAR BOARD MEETING
Village of Mount Morris
September 8, 2026

The Regular Meeting of the Village Board of the Village of Mount Morris, County of Livingston, State of New York, was held at Village Hall, 117 Main Street, Mount Morris, New York, on September 8, 2026, at 6:30 PM

PRESENT:
Mayor Kelly Bacon
Trustee Tim Bryant
Trustee Kelly Richardson
Trustee Beth Shea
Trustee Mark Torcello
Clerk/Treasurer Lisa Torcello
Superintendent Chris Young
Police Chief Jeff Wilcox

ALSO PRESENT:
Tracy Kenney, Ed Phillips, Bob Young, Teresa Young, Gretchen Saunders, Mark Regatuso, Ann Hunt, Jen Young, Joshua Bacon, Tammy DiSalvo

Mayor Bacon called the meeting to order at 6:30 PM and led the Pledge of Allegiance.

Mayor Bacon opened the Public Hearing on Local Law #3 "AMENDING CHAPTER 59 OF THE VILLAGE CODE OF THE VILLAGE OF MOUNT MORRIS TO MODIFY THE RESPONSIBILITY FOR DOG CARE AND MEDICAL EXPENSES"

Mayor Bacon opened the Public Hearing regarding granting a cable television franchise agreement between the Village of Mount Morris and Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications.

Public comment-

Mark Regatuso asked where the dogs were going to be housed. Mayor Bacon answered that the Livingston County Sheriff's Office now oversees Dog Control. She explained this amendment will change the responsibility for the dog care and medical expenses.

Mayor Bacon stated the Franchise agreement is a standard agreement that the Village has had in place for years, but it expired.

No other comment was offered regarding the public hearings.

Mayor Bacon left both public hearings open.

Mayor Bacon updated that the Sidewalk and Streetscape Inventory Team has met and the Grow LivCo Downtown Transformation Strategy Committee has met and both groups are going well.

RESOLUTION 156.26

APPROVAL OF ACCEPTING PROPOSAL FOR FINANCIAL REVIEW

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

ADOPTED – AYE 5

Resolved to accept the proposal from Lumsden McCormick to conduct a financial review for the Village.

RESOLUTION 157.26

APPROVAL OF GRANT APPROVAL

On a motion from Trustee Bryant second Trustee Richardson the following was:

ADOPTED – AYE 5

"WHEREAS" the Village Board of Mount Morris authorizes the Mount Morris Village Court to file an application for grant funding in the 2025-2026 grant cycle up to $30,0000 from the State of New York Justice Court Assistance Program, which grant would enable the Village Court to acquire additional record retention space now,

RESOLVED, the Board of the Village of Mount Morris authorizes the Mount Morris Village Court to apply for a JCAP grant in the 2025-2026 grant cycle up to $30,000.00.

RESOLUTION 158.26

RESOLUTION TO SCHEDULE PUBLIC HEARING AND MAKE 239(M) REFERRALS TO COUNTY PLANNING BOARD REGARDING LOCAL LAW NO. C OF 2026 ENTITLED "ESTABLISHING RULES AND REGULATIONS FOR THE SITING AND OPERATION OF SMOKE & VAPE SHOPS WITHIN THE VILLAGE OF MOUNT MORRIS"

On a motion from Trustee Bryant second by Trustee Richardson:

ADOPTED – AYE 5

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 rules and regulations regarding the siting and operation of Smoke & Vape Shops which will protect the public health, safety, and welfare of the Village and its residents; and

WHEREAS, the Village Board of the Village of Mount Morris has received draft Local Law No. C from the Village Attorney entitled "Establishing Rules and Regulations for the Siting and Operation of Smoke & Vape Shops within the Village of Mount Morris" and

WHEREAS, the Village Board of the Village of Mount Morris wishes to hold a public hearing on draft Local Law No. C of 2026 and afford residents both for an against said law to have an opportunity to be heard regarding the same; 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

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 13TH day of October 2026, 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.

RESOLUTION 159.26

APPROVAL OF SENDING UNPAID TAXES TO LIVINGSTON COUNTY FOR COLLECTION AS OF OCTOBER 1, 2026

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

ADOPTED – AYE 5

Resolved that the Village of Mount Morris request the County of Livingston to collect delinquent Village taxes after September 30, 2026, in accordance with Section 1442 of the Real Property tax law of the State of New York.

RESOLUTION 160.26

APPROVAL OF TRANSFER
- deposit received from worker's compensation when officer was injured.

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

ADOPTED – AYE 5

Resolved to increase A2770 misc. in the amount of $847.44 Increase and increase A3120.1 police service $847.44.

RESOLUTION 161.26

APPROVAL OF TRANSFER
-deposit from Share the Sun Fund for summer recreation program

On a motion from Trustee Bryant second Trustee Richardson the following was:

ADOPTED – AYE 5

Resolved to increase A2705 donations in the amount of $2280.00 and increase A7310.4 youth program $2280.00.

RESOLUTION 162.26

APPROVAL OF BUDGET ADJUSTMENT
-added a budget line for dog control

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

ADOPTED – AYE 5

Resolved to decrease A3120.4 police cont. $1680.00 and increase A3510.4 dog control $1680.00.

RESOLUTION 163.26

APPROVAL OF ACCEPTING ANNUAL FINANCIAL REPORT

On a motion from Trustee Torcello second Trustee Richardson the following was:

ADOPTED – AYE 5

Resolve to accept the Annual Financial Report for the year ending May 31, 2026

RESOLUTION 164.26

APPROVAL OF ACCEPTING JUNE 2026 TREASURER'S REPORT

On a motion from Trustee Bryant second Trustee Richardson the following was:

ADOPTED – AYE 5

Resolve to accept the June 2026 treasurer's report.

RESOLUTION 165.26

APPROVAL OF ACCEPTING JULY 2026 TREASURER'S REPORT

On a motion from Trustee Torcello second Trustee Richardson the following was:

ADOPTED – AYE 5

Resolve to accept the July 2026 treasurer's report.

RESOLUTION 166.26

APPROVAL OF ABSTRACT

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

ADOPTED – AYE 5

Resolve to approve the following abstracts:

Abstract #9

General	$24,403.97	131-137
Water	$7800.41	67-72
Sewer	$3631.93	38-41
capital		

Abstract #10

General	$2179.14	139-141
Water	$252.46	73-74
Sewer	$360.34	42-43
Capital water		

Abstract # 11

General	$23010.35	142-169
Water	$8636.45	75-83
Sewer	$1947.72	44-48

Abstract #12

General	$39,570.39	170-197
Water	$25,795.62	84-96
Sewer	$9777.90	49-54

RESOLUTION 168.26

APPROVAL OF JOB TITLE APPOINTMENT
-David Constantino has completed his training for WTP Operator

On a motion from Trustee Torcello second Trustee Byrant the following was:

ADOPTED – AYE 5

Resolved to appoint David Constantino to Water Treatment Plant Operator effective 8-25-2026.

RESOLUTION 169.26

APPROVAL OF PARTICIPATION IN EAP THROUGH LIVINGSTON COUNTY

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

ADOPTED – AYE 5

Resolved that the Village of Mount Morris will participate in the Employee Assistance Plan (EAP) that is offered through Livingston County.

Mayor Bacon asked if there were any additional comments on Local Law #3 amending chapter 59 of the Village Code of the Village of Mount Morris to modify the responsibility for dog care and medical expenses.

Mr. Edward Phillips stated that this is a great idea.

RESOLUTION 170.26

APPROVAL OF CLOSING OF PUBLIC HEARING

On a motion from Trustee Shea second Trustee Richardson the following was:

ADOPTED – AYE 5

Resolved to close the public hearing on Local Law #3 "AMENDING CHAPTER 59 OF THE VILLAGE CODE OF THE VILLAGE OF MOUNT MORRIS TO MODIFY THE RESPONSIBILITY FOR DOG CARE AND MEDICAL EXPENSES"

RESOLUTION 171.26

APPROVAL TO ADOPT LOCAL LAW NO. 3 OF 2026

ENTITLED: "AMENDING CHAPTER 59 OF THE VILLAGE CODE OF THE VILLAGE OF MOUNT MORRIS TO MODIFY THE RESPONSIBILITY FOR DOG CARE AND MEDICAL EXPENSES"

WHEREAS, all Village Board Members, having due notice of said meeting, and that pursuant to Article 7, Section 104 of the Public Officers Law (Public Meetings 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 desires to amend the Village Code of the Village of Mount Morris such that any expenses incurred by the Village to care and treat any seized dog are ultimately the responsibility of the owner of said dog, and to provide a method whereby the Village may collect such expenses; and

WHEREAS, the Village Attorney provided the Village Board with a draft local law entitled "Amending Chapter 59 of the Village Code of the Village of Mount Morris to Modify the Responsibility for Dog Care and Medical Expenses" to revise the Village Code in accordance with the desires of the Village Board; and

WHEREAS, the Village Board, having reviewed the draft local law and proposed amendments to the Code, seeks to adopt such local law; and

WHEREAS, pursuant to 6 NYCRR § 617.2(b), this local law does not constitute a SEQR action as it will not have an environmental impact; and

WHEREAS, a Notice of Public Hearing regard the Local Law was duly published in the Village's Official Newspaper, and said public hearing was held on September 8, 2026 at which time all parties in attendance were provided an opportunity to speak or provided written comment in favor of or in opposition to the proposed Local Law; and

WHEREAS, that the Village Board of the Village of Mount Morris feels it is in the best interest of the Village of Mount Morris to adopt said Local Law.

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

RESOLVED, that the Village Board of the Village of Mount Morris feels it is in the best interest of the Village of Mount Morris to adopt Local Law No. 3 of 2026 entitled, "Amending Chapter 59 of the Village Code of the Village of Mount Morris to Modify the Responsibility for Dog Care and Medical Expenses;" and be it further

RESOLVED, that the Village Clerk is hereby directed to enter the adoption of said local law in the minutes of this meeting and give due notice of the adoption of said local law to the Secretary of the State of New York.

Mayor Bacon asked if there were any more comments regarding the cable television franchise agreement between the Village of Mount Morris and Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications.

With no more comments-

RESOLUTION 172.26

APPROVAL OF CLOSING OF PUBLIC HEARING

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

ADOPTED – AYE 5

Resolved to close public hearing on cable television franchise agreement between the Village of Mount Morris and Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications.

RESOLUTION 173.26

APPROVAL OF FRANCHISE AGREEMENT

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

ADOPTED – AYE 5

Resolved in the Matter of the Granting of a Cable Television Franchise Held by **Spectrum Northeast, LLC** in the **Village of Mt. Morris, County of Livingston,** New York

An application has been duly made to the Board of the **Village of Mt. Morris, County of Livingston,** New York, by **Spectrum Northeast, LLC**, an indirect subsidiary of Charter Communications, Inc. ("Charter"), a limited liability company organized and existing in good standing under the laws of State of Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission.

The franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Village of Mt. Morris, New York on September 8, 2026 at 6:30 P.M.

NOW, THEREFORE, the Board of the Village of Mt. Morris finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and

2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and

3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Board of the **Village of Mt. Morris** hereby grants the cable television franchise of Spectrum Northeast, LLC and the **Village of Mt. Morris** for fifteen (15) years commencing with the date of approval by the Public Service Commission and expiring fifteen (15) years hence.

BE IT FURTHER RESOLVED that the Board of the **Village of Mt. Morris** hereby confirms acceptance of this franchise renewal agreement.

RESOLUTION 174.26

APPROVAL OF PURCHASING EQUIPMENT
-upon review of 3 quotes for comparable equipment

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

ADOPTED – AYE 5

Resolve to accept the quote from Kelly's Garage in the amount of $11,900 for the purchase of a ISX2200 zero turn 28 hp Briggs/ Vanguard EFI with oil gaurel system & 60" deck.

Superintendent Young reported on the progress of the WTP project and filter testing.
Chief Wilcox reported on the summer activity and use of speed trailer. He described some of the electronic bikes and enforcing the new state law, in addition to adopting a local law for those under age 16.

Mayor Bacon gave details of the upcoming 9/11 memorial service at the Veterans Park and the event by the Mount Morris Historical Society at the Mills Mansion commemorating William Tallchief, and all are invited to both.

RESOLUTION 175.26

APPROVAL OF EXECUTIVE SESSION

On a motion by Trustee Torcello seconded by Trustee Richardson the following resolution was

ADOPTED – AYE 5

Resolved to enter Executive Session regarding contract negotiations for Collective Bargaining Agreements.

RESOLUTION 176.26

APPROVAL TO EXIT EXECUTIVE SESSION

On a motion by Trustee Torcello seconded by Trustee Richardson the following resolution was

ADOPTED – AYE 5

Resolved to exit Executive Session.

With no further business, a motion was made by Trustee Bryant and seconded by Trustee Richardson to adjourn the meeting at **9:05 PM**.