

RESOLUTION No. 369

**ESTABLISHMENT OF MODOCK SPRINGS CITIZENS' ADVISORY COMMITTEE,
APPOINTING ATTY. RICHARD PALUMBO, LEGAL ADVISOR, AND SOLICITING
REQUEST FOR PROPOSALS FOR A CONSULTANT/FACILITATOR**

On motion of Councilman Wright, seconded by Councilman Cody, the following resolution was

ADOPTED AYES 5 NAYS 0

WHEREAS, after receiving input from Victor citizens and the agencies/offices involved with the Modock Springs investigation (NYSDEC, NYSDOH, NYS Attorney General's Office and Senator Nozzolio's Office), it was recommended by Paul Lytle and Atty. Richard Palumbo, Town Special Counsel (environmental), that a Modock Springs Citizens' Advisory Committee be formed to report routinely to the Town Board considering a first draft listed below of Draft Work Plan Action Items:

- 1. Strengthen Communications Strategy that provides effective, efficient, two-way communications among Town citizens, Town elected officials, and the NYSDEC/NYSDOH program managers.**
- 2. Broaden citizen outreach process to keep Town of Victor citizens informed.**
- 3. Analyze existing "Homeowner Letter" process with NYSDOH and identify potential improvements.**
- 4. Investigate funding options and potential grants to supply funds to support public water hook ups and home ventilation systems in concert with citizen stakeholders and all involved State agencies.**
- 5. Appropriately monitor and support the NYSDOH cancer study (evaluate referrals from professional, experienced resources).**
- 6. Appropriately monitor and support the NYSDEC in the Potentially Responsible Party investigation.**
- 7. Investigate Home Value Protection Plan Options.**
- 8. Review and comment on Town of Victor's property assessment analysis.**
- 9. Appropriately support and communicate with local Real Estate professionals**
- 10. Coordinate Joint NYSDEC and /NYSDOH Public Availability Session in November, and all necessary public presentations in the future.**
- 11. Review and comment on the South West Water District Extension Survey.**

and

WHEREAS, committee members will include seven (7) citizen representatives, technical advisors, and Town representatives, with Atty. Richard Palumbo, as legal advisor; and

WHEREAS, the Town Board is requesting that a consultant/facilitator be contacted to form the Modock Springs Citizens' Advisory Committee, and to facilitate, consult, and routinely report to the Town Board on the progress of the draft Work Plan Action Items; now, therefore, be it

RESOLVED that the Town Board hereby approve the establishment of a Modock Springs Citizens' Advisory Committee and Draft Work Plan Action Items; and, further

RESOLVED that a Request for Proposals be solicited for a consultant/facilitator to form the Modock Springs Citizens' Advisory Committee; and, further

RESOLVED that Atty. Richard Palumbo, be appointed legal advisor, to the Modock Springs Citizens' Advisory Committee; and further

RESOLVED that a copy of this resolution be forwarded to Richard Palumbo, Esq., and Paul Lytle.

State of New York)
County of Ontario)

I do hereby certify that I have compared the preceding with the original thereof, on file in the Office of the Clerk of the Town of Victor, New York, and that the same is a correct transcript therefrom and of the whole of said original; and that said original was duly adopted at a meeting of the Town Board of the Town of Victor, New York on October 22, 2007.

Given under my hand and official seal

*Debra J. Denz, Town Clerk of the
Town of Victor, New York*