

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 9th day of August, 2022, at 7:00 PM, there were:

PRESENT: Peter Ingalsbe – Supervisor
Mike Casale – Councilman
Steven Holtz – Councilman
Nate Bowerman – Councilman
Ron Herendeen – Councilman
Michelle Finley – Town Clerk

Also present in person: **Tim Ford** – Highway and Parks Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Dave Conti** – Water & Sewer Superintendent, **Ron Brand** – Director of Planning and Development, **Bill Davis** – MRB Group, **Ed Hemminger** – Planning Board Chairman, **Adrian Bellis** – Planning Board Member, and **Tim Hannan** - resident, **David Gracen** and **James Phillips** – Faith Baptist Church, Members from the Democratic Committee that spoke – **Christopher Godly, Jim and Mary Campbell, Tonia Ettinger and Denise Kasper.**

Also present by telephone/video conferencing were: **Mike Montalto**- Costich Engineering, **Jerry Goldman** – Attorney/Agent for GLN Farmington LLC, **Corey Auerbach** – Barclay Damon

PUBLIC HEARINGS: FARMINGTON MARKET CENTER REZONING

This public hearing is a continuation from the July 26, 2022, meeting. Supervisor Ingalsbe stated that there were two resolutions on the agenda tonight for this project and intends to keep the public hearing open until the August 24, 2022, meeting. Mr. Montalto stated that they are in receipt of correspondence from the Town from BME Associates, Jerry Goldman, and they recently received traffic information from GNA and they are in the process of looking at that information and they will be getting back to the town with supplemental information regarding all the information they have received. Mr. Goldman (GLN LeFrois) thanked the Board, Mr. Montalto, Mr. Auerbach and look forward to continuing their dialog with the Town as well as the Farmington Market Center Team and in accordance with the letter they had sent in, they understand that this will be continued at the August 24th meeting.

Public Hearing was continued to the August 24, 2022, Town Board Meeting.

APPROVAL OF MINUTES:

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz**, that the minutes of the July 26, 2022 Town Board Meetings, and given to members for review, be approved. All Voting “Aye”. (Holtz, Casale, Bowerman, Herendeen, and Ingalsbe). Motion Carried.

PRIVILEGE OF THE FLOOR: Joel VanNorman, Faith Baptist Church – Fire Inspection Fee

Mr. VanNorman stated that August Gordner, Fire Marshall, completed a fire inspection of the Church a few weeks ago and was told there was a \$100 inspection fee. He stated that the exit signs were inspected by someone else, and he had a copy of that inspection with him. He stated that August suggested that he meet with the Board to see if the fee can be rescinded and then they would have to come back every year to request a waiver of the fee. He added that a number of years ago it was \$50.00 then \$25.00 then \$75 and now it is \$100, and he isn't questioning that but would like to know if they can get it rescinded. Mr. Delpriore stated that every year the Board approves the fee schedule and churches fall under assembly's get inspected every year and the Board has never waived fire inspection fees except for the fire department. He added that it may be a consideration as a not for profits organizations to look at a reduction in the fee in a future fee schedule. He added that not for profits get inspected at least every other year, churches get inspected every year because they fall under the category of assembly's due to the size and what they can hold. Mr. Delpriore stated that there are other churches in town than have not asked for a waiver of the fee. He added that the town doesn't get many requests for waiver of fees, but it is something to consider.

Supervisor Ingalsbe stated that he really doesn't want to waive it this year because it is on their fee schedule but would consider it at a lower fee when they do the fee schedule for 2023. Councilman Holtz stated he had no problem looking at a reduction on the fee schedule for next year but all the not for profits have been paying the same fee for this year. Mr. VanNorman stated that for a number of years he questioned the Assessor, Donna LaPlant, why the church assessment kept increasing and then he approached the Supervisor a few years ago about the development of the corner and then waited for a tax bill that never came and he called and questioned that and someone in his office said they were exempt from that and that they didn't have to pay a sewer tax anymore. He added that they paid a sewer tax between \$600-\$700 per year for the last 15-20 years. Supervisor Ingalsbe stated that it had to be some other tax because there is not a sewer tax in the town. Mr. VanNorman stated then it was the water tax. Supervisor Ingalsbe replied that on the water side it is a usage fee that is paid quarterly and a tax that shows annually on your Town and County Tax Bill. Mr. VanNorman asked since they were exempt from paying taxes then why can't they get exempted from paying the inspection fee. Supervisor Ingalsbe replied that they will look into the history of the church address (860 Hook Road) and see why on the water side it changed. Supervisor Ingalsbe stated that they will look into it and that they do not have to make a decision now on his request to waive but it sounds like the board wants to wait and look at the fee schedule for 2023 to consider for all not for profits a reduced fee. Mr. VanNorman stated that he has a bill that is due now, and if he pays the \$100 now, will he get it back in January or whenever the town is going to make that decision. Supervisor Ingalsbe replied no because that fee is for this year. Mr. VanNorman asked if they would get some sort of communication in the mail about the board's decision. Councilman Holtz replied that the fee schedule is part of their organizational minutes so he can check there or he can call the Building Department to get the fee.

PUBLIC CONCERNS: Farmington Democratic Committee

Jim Campbell spoke on behalf of the committee. He stated that when they participated in the Pumpkin Hook Festival they were informed that the organization did not want to be political, they allowed them to wear their t-shirts but they were not asked to join in the parade, which was fine since that was the policy of it but they did see some campaigning going on. He stated some of that involved some of the board and some with another political organizations, they were wondering if the board had the same understanding as they did that there wasn't supposed to be any campaigning. Supervisor Ingalsbe replied that as far as the Town Board and the Town Clerk, he did not know what he meant by political campaigning. Mr. Campbell replied that the elected leaders of the Town Board definitely should be in the parade but there was campaigning going on, they saw signs for one candidate in particular and not just for Farmington but another Judge. He said they had people ask them if they could be in the parade and when they asked the answer was no because it is a non-partisan sort of thing going on. Supervisor Ingalsbe stated that he received two phone calls the week of the parade wanting to know how to get into the parade and he told them that the can't and the person did not like the answer the first time he was told so a businessman called to ask the same thing and he was told he could not be in the parade. He added that he was surprised as they walked through the parade to see some yard signs, he does not know the person and he didn't know if it was within the window that signs are allowed up. Supervisor Ingalsbe stated that the town allows 30 days before an election for signs to go out. Mr. Delproire stated that his department will look into it. Mary Campbell stated that the signs were for Judge Lazzana for Supreme Court Judge and there is early voting so that is why the signs are out now. She added that they are a community group and there were signs campaigning for local officials and they feel that they want to be seen in the community as well as the Republican side, and she wanted to know how a republican candidate was able to put signs on his car. She just wants it to be fair and have the same opportunities to show off who their candidates are and give people a choice in Farmington. She added that Farmington is growing and the number of republicans versus the number of democrats are starting to equal out, and maybe a parade isn't the right place, but it shouldn't be okay for certain groups and not others. Supervisor Ingalsbe stated that he can only speak for the Town Board and they knew they could not have signs and he didn't realize they were on the vehicle as he was riding in the car. Councilman Bowerman stated that the fire department decided not to have political candidates. Supervisor Ingalsbe stated that the only two signs that he saw was his sign and the Town Boards. Ms. Ettinger replied that there were three signs on that car and to claim that he did not see them is insulting. Supervisor Ingalsbe stated that he was picked up at his house prior to any signs being on the car as he had ankle surgery and could not walk in the parade. Ms. Ettinger continued by saying that none of the board saw those signs even though they knew they were not allowed. Supervisor Ingalsbe stated that he cannot speak for everyone else, but he did not see those signs on the car. Ms. Ettinger stated that Bonnie Lew was also wearing a campaign shirt, Supervisor Ingalsbe stated that he did see that and that the rules are the fire departments not the Town Boards, and it is not the Republican Committees. Councilman Holtz stated that there were no Town Board Members campaigning during the parade, he was handing out candy, the parade is handled by the fire department. Councilman Bowerman stated they have no control over what another elected official did, they march as the Town Board and they had another elected official walking with them, but he does not answer to them, he is an elected official and what himself and his wife do they have no control over. He added that no one on the Town Board campaigned or wore t-shirts, and no one wore t-shirts when they served at the Chicken BBQ either, nothing was political the whole day they served because they don't bring politics to the carnival. Supervisor Ingalsbe added that they have in the past on years that one of them our running then they would wear a t-shirt but if not then they don't. Supervisor Ingalsbe stated that they could go and complain to the fire department. Ms. Kasper stated that there are plenty of people in the room that knew the rules but that they had no control on who is walking with them. She added that nobody on the board or the fire department couldn't tell them that they were not allowed in the parade as it is a rule. Town Clerk Finley stated that she is a Board Trustee for the Fire Department and Bonnie was told that she could not make it political and still showed up wearing a t-shirt and placed signs on a car, the department will have to address this in the future. Ms. Kasper stated then what are the supposed to do. Supervisor Ingalsbe stated that this is not a Town Board problem and that they would need to go talk to the Fire Department.

Mr. Godly asked members of the Town Board if any of them said anything to Mrs. Lew when they saw her walking with a t-shirt on. Town Clerk Finley stated that she had spoken to Bonnie an hour before the parade and reminded her that we could not campaign per Scott Parker when she asked if she would wear a t-shirt, she still choose to show up wearing the t-shirt, and as for the signs on the car, Ms. Finley honestly thought that the person who owned the car wouldn't allow those taped to the car and they were on when she arrived. Mr. Campbell asked who owned the car, Supervisor Ingalsbe replied the gentleman sitting in front of him. The gentleman stated that he did not know it wasn't supposed to be political, he was just supplying a car. Supervisor Ingalsbe stated that Councilman Holtz didn't want to use his truck as they have in the past because it's beat up. Ms. Kasper stated that if next year they showed up with signs after the board tells them not to come with signs...the board interjected that comment and said that it is a fire department problem and they never told Bonnie it was okay to put them on the car, it is a private vehicle. She then asked if she could put her sign on the board's car, Councilman Holtz replied that the car was for elected officials, she again asked if she would be allowed to put her signs on the car, Supervisor Ingalsbe replied no, and Councilman Bowerman replied that it was a personal vehicle that was provided because the Supervisor could not walk in the parade and he did not know the signs were on the car as he was in the car the whole time. She then asked if there was a town board policy. Councilman Bowerman stated that it was the fire departments parade and if they are unhappy about how it was conducted then they need to speak with them. Ms. Kasper stated it was a Town Board event, and the Board stated that it was not. She then asked if the next time the Town Board represents can they come with them or is it just for Republicans, Councilman Casale replied that if the fire department permits it but right now, they don't know if the fire department will allow anyone next year.

Mr. Godly asked if the Town has a policy that when engaged in official functions representing themselves as the town government have any policies about inappropriate behavior not disorderly conduct or anything like that. Supervisor Ingalsbe stated no they do not, Councilman Holtz stated that there is an Ethics Committee. Mr. Godly

asked if there were any published policies available for public review, Supervisor Ingalsbe replied that it is in the Town's Code Book and that he is three months behind in updating it. Ms. Kasper asked who the head of the Ethics Board was, Town Clerk Finley raised her hand.

Mr. Campbell stated that the parade gave the impression that there was only one candidate when really there were two and he doesn't think necessarily that there was an intent to set that out and on the boards behalf to allow it to happen that way and perhaps Bonnie Lew insisted walking in it and the board is not in a position in policing that and he doesn't think the fire department is in the position of policing it either. He added that now the public has gotten one side of a campaign in the middle of a public event which is really not fair to voters who may not have heard that Tonia Ettinger is running, and it gave the impression that there is only one person to vote for. Town Clerk Finley stated that was not true because they (the Democrat Committee and Tonia Ettinger) were at the BBQ wearing her t-shirts so she still got exposure. Mr. Campbell stated that a lot of people were observing the parade not them necessarily showing up at the Chicken BBQ. Town Clerk Finley added that the observers were not all Farmington residents either.

Mr. Godly stated that there were candidates that did not comply with the request of the fire department and was disrespectful to an organization that serves this town very well for several years. He is just disappointed, Supervisor Ingalsbe stated that he understood that. Ms. Kasper stated that the fire department has some responsibility here but her point was when your looking for people who are going to follow the rules who are representing the fire department, our town and the people beyond our town that they would be somewhat following the rules, and to her it just looks very unflattering of the Town of Farmington that their board members are participating in something they knew they were not supposed to be doing, Supervisor Ingalsbe stopped Ms. Kasper and stated that not one board member participated politically, you are talking about the Judge and his wife. She felt that the signs should have been pulled off. Mr. Godly asked all members of the town board to raise their hand if they did not see the signs until after the parade was over. Councilman Bowerman stated that he saw them once they started walking and he wasn't going to rip them off the car as they parade was already underway. Councilman Holtz stated that he was not there when the signs were put on. Councilman Holtz reiterated that no Town Board members were campaigning during the parade.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Herendeen reported:

1. Digester #1 wall repair has been completed.
2. Discussed Low Left Pump VFD cooling fans need to be replaced.
3. Discussed replacement of Check Valves PS-19, PS-3 Hook Rd, and PS-22 Fishers Run.
4. Discussed watermain replacement at the intersection of Rt. 332 and Rt. 96.
5. Farmington and Canandaigua have started water main replacement on Townline Rd.
6. Watermain breaks – 0.
7. Discussed Flow Testing.
8. Discussed Wangum Road – waiting for parts.
9. Discussed resolutions for meeting.

Highway & Parks:

1. Highway- equipment maintenance, roadside mowing, ditch work on Payne Road and State Route 96, removed more dead ash trees, and milling and paving in Auburn Meadows.
2. Parks- Building and Park Maintenance, mowing parks and trails, and removing dead ash trees. Started installing swing set at Beaver Creek Park.
3. Discussed resolutions for meeting.

Town Operations Committee: Councilman Casale reported:

1. Discussed various projects-TAP Grant, Beaver Creek Park.
2. Report filed with Town Clerk and posted on website.

Town Finance Committee: Supervisor Ingalsbe reported: None.

Town Public Safety Committee: Councilman Holtz reported: None.

REPORTS OF TOWN OFFICIALS:

Supervisor Peter Ingalsbe reported:

1. Reminder next Board meeting is August 24th not the 23rd due to election.
2. Meeting at Ontario County to go over grant to assist small businesses in County. Amounts range from \$20,000 to \$60,000.
3. Discussed Town Budget- has received most budget sheets from staff, will be reviewing the next week. Tentative Budget is scheduled to be available at their September 13th meeting. Budget sessions are scheduled for September 14-22, 2022.

Highway & Parks Superintendent Tim Ford reported:

1. Paving – Auburn Meadows and Shortsville Road.

Town Clerk Michelle Finley reported: None.**Water & Sewer Superintendent Dave Conti reported:**

1. Discussed Route 332 and 96 Waterline replacement.

Code Enforcement Officer Dan Delproire reported:

1. Permits for July – 92, to date-537, inspections for July – 341, to date – 1907, fire inspections for July – 26.
2. Files will be back- uploaded and 100% digital. Another grant to finish building record and start water and sewer records.

Director of Planning and Development Ron Brand reported:

1. Report available on website and filed with the Town Clerk.
2. Discussed new ice cream/beauty shop.
3. TAP letters were sent.
4. Final traffic study received today, will compare to the other one.

Assessor reported: None.**Town Engineer Bill Davis reported:**

1. Soil samples at park, looking at manhole information, and WIAA grant application.

Fire Chief reported: None.**Planning Board Chairman Ed Hemminger reported:**

1. Next Meeting – Loomis Road Industrial project, Chiropractic Office, and Farmington Implant Dentistry.

Zoning Board of Appeals reported: None.**Recreation Advisory Committee Bryan Meck reported: None.****Recreation Director Mark Cain reported: None.**

Supervisor Ingalsbe reported that summer recreation went well, no broken bones.

Ontario County Planning Board Member reported: None.**Conservation Board Chairman Hilton reported: None.****Town Historian Donna Herendeen reported: None.****Swap Shop Update: Councilman Holtz reported: None.****Agricultural Advisory Committee Chairman Adams: None.****COMMUNICATIONS:**

1. Letter to the Town Supervisor from Don Houser of BHE GT&S. Re: Underground natural gas pipeline(s) in Ontario County.
2. NYS Supreme Court Notice of Electronic Filing. Re: Pintail Crossing, LLC et al v. Assessor for the Town of Farmington et al.
3. Letter to the Town Board from Stacey Dicksall, Director of the Macedon Public Library.
4. Letter to Erik Kulleseid, Commissioner of the NYS Office of Parks, Recreation and Historic Preservation from the Town Supervisor. Re: Letter of support for and endorsement of the South Farmington Friends Cemetery Restoration Project, 2022 Consolidated Fund Application (CFA) Number 107073.
5. Letter to David Baker, Chairman Ways and Means Committee from Mary Burnett, Manager of Audit. Re: 2nd Quarter Sales Tax Distribution.
6. Letter to Girl Scout of NYPENN Pathways from the Town Supervisor. Re: Recognition of Elizabeth Komara as the recipient of the Girl Scout Gold Award.
7. Letter to the Town from a resident. Re: Festivals.
8. NYS Supreme Court Notice of Electronic Filing. Re: 5829 County Road, LLC and Buckingham Properties, LLC v. Town of Farmington Board of Assessment Review, Assessor of the Town of Farmington and the Town of Farmington.
9. NYSEG/RG&E Organization Contact Verification.
10. Letter to the Town Supervisor from Donna LaPlant of Ontario County Real Property Tax Services. Re: 2023 Tax Levy Process.

11. Letter to the Town Supervisor from Alicia Sullivan of the NYS Department of Public Service. Re: Case 22-M-0430 – In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR, Parts 11, 14 and 609 – Use of Preferred Name and Pronouns.
12. Letter to James Stack, Director of the Genesee Transportation Council from the Town Supervisor. Re: Federal Highway Funding – Intersection Project, State Route 96 and Mercier Boulevard.
13. State Farm Additional Insure Notice of Coverage – Spray in Place Solutions, LLC.
14. Memo to the Town Board and Accountant I from the Town Supervisor. Re: Finance Committee meeting July 19, 2022.
15. Letter to the Town Board from Corey Auerbach of Barclay Damon. Re: Farmington Market Center.
16. Letter to Matt Tomlinson of Marathon Engineering from Adam Frosino of McFarland Johnson. Re: Farmington Commons TIS.
17. Certificates of Liability Insurance from: Penfield Plumbing & Heating; Securitas Electronic Security, Inc.; Heberle Plumbing, Inc.
18. Certificate of Workers' Compensation Insurance from: Ferrellgas LP/Blue Rhino; Heberle Plumbing, Inc.
19. Cancellation of Workers' Compensation Insurance from: Rabetoy Construction.

REPORTS & MINUTES:

1. Zoning Board Meeting Minutes – June 27, 2022.
2. Municipal Shelter Inspection Report – July 14, 2022.
3. Dog Control Officer Inspection Report – July 14, 2022.
4. Building Department – Permit Report by Type – July 2022.
5. Building Department – Inspection Schedule – July 2022.
6. Building Department – Inspections Report – August Gordner – July 2022.
7. Building Department – Inspections Report – John Weidenborner – July 2022.
8. Farmington Senior Citizens Meeting Minutes – July 18, 2022.
9. Victor-Farmington Volunteer Ambulance Corp., Inc. Audited Financial Statements and Independent Auditor's Report – December 31, 2021 and 2020.
10. Ontario County Sheriff Traffic Report – July 2022.
11. Planning Board Meeting Minutes – July 6, 2022.
12. Judge Lew – Monthly Report – July 2022.
13. Chief's Report – Victor Fire Department – July 2022.
14. Manchester Fire Department Incident Run Log – July 2022.

ORDER OF BUSINESS:

RESOLUTION 300-2022:

Councilmen Bowerman, Casale, Herendeen, Holtz and Supervisor Ingalsbe offered the following Resolution, seconded by **Councilmen Holtz, Bowerman, Casale, Herendeen and Supervisor Ingalsbe**:

RESOLUTION OF SYMPATHY FOR THE WHIPPLE FAMILY

WHEREAS, the Town Board was deeply saddened to learn of the untimely passing of Linda Whipple, on August 1st, 2022; and

WHEREAS, Linda worked as an Account Clerk/Typist in the Highway Department for 15 years;

NOW THEREFORE BE IT RESOLVED, that the Town Board adopts this resolution extending its sincere sympathy to the Whipple family and spreading her memory upon the minutes of this board meeting, and be it

FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Linda's family at 57 Lored Road, Farmington, NY 14425.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #301-2022:

Councilmen Herendeen, Bowerman, Casale, Holtz and Supervisor Ingalsbe offered the following Resolution, seconded by **Councilmen Casale, Holtz, Herendeen, Bowerman and Supervisor Ingalsbe**:

RESOLUTION OF SYMPATHY FOR THE STRAIGHT FAMILY

WHEREAS, the Town Board was deeply saddened to learn of the untimely passing of Steven Straight, on August 4th, 2022; and

WHEREAS, Steven worked as a Motor Equipment Operator in the Highway Department for 20 years;

NOW THEREFORE BE IT RESOLVED, that the Town Board adopts this resolution extending its sincere sympathy to the Straight family and spreading his memory upon the minutes of this board meeting, and be it

FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Steven's wife, Patricia and family at 7479 Dryer Road, Victor, NY 14564.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #302-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR THE FINGER LAKES BUILDING OFFICIAL'S ASSOCIATION

WHEREAS, the Town of Farmington Building Department is hosting the Finger Lakes Building Official's Association (FLBOA) summer picnic on Friday, September 30, 2022, and

WHEREAS, the Town of Farmington Building Department is requesting the fees be waived, therefore be it

RESOLVED, the Farmington Town Board authorizes the waiving of the fees for the use of the Mertensia Lodge on Friday, September 30, 2022, for the Finger Lakes Building Official's Association summer picnic, and be it

FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution to Dan Delpriore, Code Enforcement Officer and Accountant I.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #303-2022:

Councilman Holtz offered the following Resolution, seconded by **Councilman Herendeen**:

ESTABLISHMENT OF A LETTER OF CREDIT A SAFE PLACE STORAGE PROJECT – IN THE TOTAL AMOUNT OF \$305,294.91

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated July 27, 2022 from the Town Director of Planning & Development (hereinafter referred to as Director), recommending the Town Board take action to approve the establishment of a letter of credit for site improvements to be dedicate to the Town which are part of the approved final site plan for A Safe Place Storage Project site at 6025 Denny Drive (hereinafter referred to as Action); and

WHEREAS, the Planning Board, at their meeting on Wednesday, August 3, 2022, reviewed the proposed Action and has recommended the Town Board accept a letter of credit in the total amount specified above herein; and

WHEREAS, the provisions of the Town Code require that both boards (e.g., planning board's review and recommendation and town board's acceptance) actions are to be based upon their reviews and acceptance of the proposed Action from the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineers, which are contained in the Town Engineer's Letter dated July 26, 2022 on establishing said Letter of Credit; and

WHEREAS, the quantities and unit prices identified in the Applicant's Engineer's Estimate of Values were found to be consistent, by the above referenced town staff and officials, with the approved site plan improvements and the private contractor pricing respectively.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the Planning Board's recommendation and approves the establishment of the above referenced letter of credit for this project, in the total amount of \$305,294.91.

BE IT FURTHER RESOLVED, that the Applicant is hereby instructed to file a letter of credit, in the amount specified above herein, with the Town Clerk's Office; and then upon said filing the Town Code Enforcement Officer is to schedule a pre-construction meeting for this project.

BE IT FURTHER RESOLVED, that the Town Clerk, is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Tim Ford, Town Highway & Parks Superintendent; David Conti, Superintendent, Town Water & Sewer; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C.; Dan Delpriore, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

FINALLY BE IT RESOLVED, that a certified copy of this resolution is to be issued to the Applicant's Engineer, Donald Lewis, P.E., D.H. Lewis Engineering, PLLC, and the Applicant, Paul Gillette.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #304-2022:

Councilman Bowerman offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION AUTHORIZING ACCEPTANCE OF SIGN AND UTILITY EASEMENT FOR PROPERTY LOCATED ON STATE ROUTE 96 WITH A TAX ACCOUNT PARCEL NUMBER 31.00-1-19.00

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with David & JoAnn Fish ("Owner") regarding the Town's obtaining a Sign and Utility Easement over portions of its property located on State Route 96 with a tax account parcel number 31.00-1-19.00, as shown on a map prepared by MRB Group dated July 2022; and

WHEREAS, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town the easement over said land of said Owner; and

WHEREAS, said easement has been offered by Owner to the Town of Farmington; and

WHEREAS, the Town Board of the Town of Farmington is desirous of accepting said offered easement on behalf of said Town; and

WHEREAS, the Town Board of the Town of Farmington has examined said instrument and finds the consideration described in said easement to be fair and reasonable.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington does hereby accept the Easement attached hereto as Exhibit 1 from Owner in accordance with the terms and conditions contained in said instrument and directs that the same be recorded in the Office of the Clerk of the County of Ontario by Town Attorney, the fees for said recording to be borne by the Town, and

BE IT FURTHER RESOLVED, that the Town Supervisor shall be and hereby is authorized to take any and all further action necessary to carry forth the intent of this resolution, including but not limited to the execution of all documents necessary to complete the conveyance of the premises referenced herein.

MAY IT BE FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Jeff Graff 26 East Main Street Clifton Springs for filing with the County Clerk's Office, Code Officer Dan Delpriore, Confidential Secretary, Lance Brabant with MRB and the property owners David & JoAnn Fish at 4435 Kyte Road, Shortsville NY.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #305-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION APPROVING SETTLEMENT OF PENDING TAX ASSESSMENT LITIGATION WITH 5829 COUNTY ROAD, LLC AND BUCKINGHAM PROPERTIES, LLC

WHEREAS, there is currently tax assessment litigation pending between 5829 County Road, LLC and Buckingham Properties, LLC (collectively, Petitioner") and the Town of Farmington Board of Assessment Review, Assessor of the Town of Farmington, and the Town of Farmington (collectively, "Respondents") claiming that property owned by Petitioner and located at 5829 County Road 41 (SBL 29.00-2-23.144) ("Property") in the Town of Farmington in the County of Ontario is not properly assessed in actions filed in 2020, 2021 and 2022 (Index Numbers 127483-2020, 129953-2021 and 133320-2022)("pending actions"); and

WHEREAS, the assessor and the attorney handling assessment litigation for the Town have obtained discovery, worked with an appraiser from Ontario County to analyze Petitioner's claims, reviewed sales of comparable properties and Petitioner's income and expense information, evaluated the cost of obtaining a formal appraisal, considered Petitioner's willingness to discontinue prior actions and assessed the cost and risks of litigation and, based on this information, the Town Board has determined that a settlement of these actions is in the best interest of the Town; and

WHEREAS, the 2020 and 2021 actions will be discontinued, and the assessment will remain at \$1,670,000 ("Original Assessment") for these years and no refunds will be paid to Petitioner; and

WHEREAS, the 2022 assessment shall be reduced to \$1,420,000 ("Revised Assessment") and in the event that the proposed Order discontinuing the actions and reducing the 2022 assessment is not approved prior to the issuance of the 2022 School Tax Bills and Petitioner has paid taxes on the Original Assessment, Petitioner shall be entitled to a refund for any taxes paid in excess of the taxes due on the Revised Assessment; and it is therefore

RESOLVED, that the Town Board approves the discontinuance of the Pending Actions relating to the 2020 and 2021 assessments with no changes or reductions to these assessments; and it is further

RESOLVED, that the 2022 assessment shall be reduced to the Revised Assessment; and it is further

RESOLVED, that the assessment will hold for 3 years, pursuant to RPTL §727 and the Town also agrees not to increase the Revised Assessment in 2023 even if there is a revaluation, waiving the exceptions set forth in RPTL §727 (2) (a) and (b) for 2023; and it is further

RESOLVED, that the Town may adjust the Revised Assessment pursuant to RPTL §727 subsequent to 2023; and it is further

RESOLVED, that the Town Supervisor and attorneys for the Town are authorized to execute all documents necessary to effectuate the referenced settlement and the attorneys for the Town may seek Court approval for the settlement authorized herein; and be it further

RESOLVED, that a copy of this Resolution be forwarded to the Town of Farmington Assessor, the Victor Central School District, the Ontario County Department of Real Property Tax Services and the Town Clerk.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #306-2022:

Councilman Herendeen offered the following Resolution, seconded by **Councilman Bowerman**:

CONFIRMING RESOLUTION AUTHORIZING PAYMENT FOR REPAIRS FOR W-16 – 2017 INTERNATIONAL VAC/ JETTER TRUCK BY JOE JOHNSON EQUIPMENT 62 LAGRANGE AVE. ROCHESTER NY 14614

WHEREAS, the Water and Sewer Superintendent has asked that these repairs be completed; now therefore

Be it **RESOLVED**, the Farmington Town Board authorizes the Water and Sewer Superintendent to pay Joe Johnson Equipment \$11,933.80; and

Be it further **RESOLVED**, the funds are from budget lines SWI-8340.4-\$5,966.90 and SS8130.4-\$2,983.45 and SS8120.4V-\$2,237.58 and SS8120.4- \$745.87; and

Be it further **RESOLVED**, that the Town Clerk provides a copy of this resolution to the Water/Sewer Superintendent, the Supervisor's Secretary, and the Accountant I.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #307-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION AUTHORIZING THE REFUND OF THE LODGE RESERVATION FEE TO VICTOR FARMINGTON ROTARY

WHEREAS, Victor Farmington Rotary reserved the Mertensia Lodge on July 20, 2022, and paid the reservation fee of \$150.00 and

WHEREAS, a request to waive the fee was received August 3, 2022, and

WHEREAS, the Farmington Town Board has in the past waived the fee, therefore be it

RESOLVED, the Farmington Town Board authorizes the refund of the reservation fee of \$150.00 to Victor Farmington Rotary.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #308-2022:

Councilman Herendeen offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION OF SUPPORT AND AUTHORIZATION TO SUBMIT A CLEAN WATER GRANT APPLICATION UNDER THE PROVISIONS OF THE NEW YORK STATE WATER INFRASTRUCTURE IMPROVEMENT ACT

WHEREAS, the Town of Farmington, Ontario County, supports the submission of a New York State Water Infrastructure Improvement Act (WIIA) application (hereinafter referred to as The Town of Farmington 2022 WIIA Grant Application), on behalf of the Town for a Sewer System Project, hereinafter referred to as the "Project"; and

WHEREAS, the New York State Environmental Facilities Corporation (EFC) administers grants to assist municipalities in funding water quality infrastructure projects, such as the one being proposed, that protect public health and improve water quality; and

WHEREAS, an Engineering Report entitled "Preliminary Engineering Report for the Town of Farmington Sanitary Sewer Capacity Improvements", dated November 2021 and updated July 2022, recommends implementing the Project to help improve water quality and protect public health.

NOW, THEREFORE BE IT RESOLVED, the Town of Farmington Board identifies the Town Supervisor as the authorized representative of the Town to submit such grant application on behalf of the Town and execute all associated documents relative to and as required for the grant application, financial application and funding agreement, as applicable.

BE IT FURTHER RESOLVED, that the Town acknowledges its' obligation to provide local matching funds totaling at least 75% of the Project Costs in the form of in-kind services or cash contributions appropriated through State Revolving Fund (SRF) or other approved financing or funds, in accordance with the Bond Resolution.

BE IT FINALLY RESOLVED, that the Town Board of the Town of Farmington fully supports the Project and submission of the 2022 WIIA grant application by MRB Group on behalf of the Town to improve water quality and protect public health.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #309-2022:

Councilman Holtz offered the following Resolution, seconded by **Councilman Casale**:

ERIC FRITZ SUCCEFULL COMPLETION OF PROBATIONARY PERIOD

WHEREAS, Eric Fritz was hired by the Highway/Parks Superintendent in the winter of 2022, with a start date of January 31, 2022 and on July 31, 2022 the Highway Superintendent has deemed that Eric has successfully completed the required six-month probationary period, now therefore be it

RESOLVED that the Town Board hereby grants a \$.50 per hour wage increase to \$20.47 for Eric Fritz effective beginning with Payroll # 17, and be it

FURTHER RESOLVED, that the Town Clerk provides copies of this resolution to the Highway/Parks Department, the Supervisor's Confidential Secretary and the Accountant I.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #310-2022:

Councilman Herendeen offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO APPROVE BACKFLOW REPAIRS AT PUMPKIN HOOK PARK SHOP, COURT BUILDING AND HIGHWAY BUILDING TO BE COMPLETED BY KENNEDY MECHANICAL CONTRACTORS

WHEREAS, the Highway/Parks Superintendent has a proposal from Kennedy Mechanical Contractors, and

WHEREAS, the Highway Building needs repairs to the backflow system (\$2,889) and Pumpkin Hook Park Backflow requires repairs (\$750), and the Court Building needs repairs of (\$750), and

WHEREAS, the total cost of the repairs \$4,389 **will not exceed \$4,500**, and

RESOLVED, that the Town Board authorizes the Highway/Parks Superintendent to move forward with the necessary backflow repairs, and be it further

RESOLVED, that the Town Clerk forward copies of this Resolution to the Highway/Parks Superintendent, Accountant I, and the Supervisor’s Office.

All Voting “Aye” (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #311-2022:

Councilman Bowerman offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR JULY 2022

WHEREAS, Town Law states the Town Board must approve/reject the Supervisor’s Monthly Report, and

WHEREAS, the Principal Account Clerk submitted the Monthly Report of the Supervisor for July 2022 to the Town Supervisor on August 2, 2022, and

WHEREAS, the Town Supervisor approved and executed the Monthly Report of the Supervisor for July 2022 on August 2, 2022,

WHEREAS, the Town Supervisor submitted said Monthly Report to the Town Board for approval via email,

NOW, THEREFORE, BE IT **RESOLVED**, that the Town Board hereby accepts the Monthly Report of the Supervisor for July 2022, and be it further

RESOLVED, that the Town Clerk give a copy of this resolution to the Accountant I.

All Voting “Aye” (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #312-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Herendeen**:

RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE SEWER FUND

WHEREAS, a budget amendment is needed in the sewer fund for plant contractual expenses

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the following budget amendment:

From: SS599	Appropriated Fund Balance	\$50,000	
To: SS8130.4	Sewage Treatment Contractual		\$50,000

BE IT RESOLVED, that the Accountant I completes the budget amendment,

FURTHER RESOLVED, that the Town Clerk submits a copy of the resolution to the Accountant I and the Water and Sewer Department.

All Voting “Aye” (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #313-2022:

Councilman Holtz offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION AUTHORIZING ACCEPTANCE OF CHANGE ORDER 1 FROM SPRAY IN PLACE SOLUTIONS

WHEREAS Resolution #216-2022 was approved at the May 24th, 2022 Town Board meeting awarding contract to Spray in Place Solutions for watermain lining; and

WHEREAS, After the contractor cleaned and inspected the pipe it was determined that 3 areas needed to be pre patched at a cost of \$14,000 as detailed in Change Order 1; and

WHEREAS, funding for the Water Main Lining is appropriated under expense line Water Distribution Outlay HS8340.2 with the following budget amendment:

From: HS5031	Interfund Transfers	\$14,000	
To: HS8340.2	Water Distribution Outlay		\$14,000

NOW THEREFORE BE IT FINALLY RESOLVED, that the Town Board approves the Supervisor to sign Change Order 1 from Spray in Place Solutions; and

LET IT BE FURTHER RESOLVED, that the total cost of the project will not exceed \$83,000; and

LASTLY LET IT BE FURTHER RESOLVED, that a copy of this Resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent and the Accountant I.

All Voting “Aye” (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #314-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Holtz**:

ACCEPTING PARTS 2 & 3 OF THE FULL ENVIRONMENTAL ASSESSMENT FORM (FEAF), UNDER THE PROVISIONS OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) REGULATIONS, FOR REZONING LAND (TAX MAP ACCOUNT NUMBERS 29.00-01-39, 29.00-01-40 AND 29.00-01-41.1) FROM GB GENERAL BUSINESS TO IZ INCENTIVE ZONING FOR THE FARMINGTON MARKET CENTER PROJECT (ACTION)

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board), on July 12, 2022 was designated as the Lead Agency for making the required determination of significance, under the provisions of the State Environmental Quality Review Act (SEQRA) upon the above referenced Action; and

WHEREAS, the Town Board, has requested, received and reviewed Parts 2 & 3 of the FEAF for this Action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby move to accept the above referenced Parts 2 & 3 of the FEAF, dated July 22, 2022, for this Action as being complete and accurate.

BE IT FURTHER RESOLVED, that said Parts 2 & 3 are hereby attached to and made part of this resolution.

BE IT FURTHER RESOLVED, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution, along with the above referenced Parts 2 & 3 of the FEAF, to the identified involved agencies.

BE IT FURTHER RESOLVED, that certified copies of this resolution, along with the Parts 2 & 3 of the FEAF, are to be provide to: the Applicant, Angelo Ingrassia, Farmington Market Center, LLC, 550 Latona Road, Building E, Suite 501, Rochester, New York 14626; Corey A. Auerbach, Partner, Barclay Damon, LLP, The Avant Building, 200 Delaware Avenue, Suite 1200, Buffalo, New York 14202; and Michael Montalto, Project Manager, Costich Engineers, 217 Lake Avenue, Rochester, New York 14608.

BE IT FINALLY RESOLVED, that a certified copy of this resolution is to be provided to the Town Director of Planning and Development.

All Voting "NAY" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **DEFEATED**.

RESOLUTION #315-2022:

Councilman Holtz offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION TO PURCHASE ONE NEW AND UNUSED INTEGRINEX PUMPSTATION LIQUID LEVEL CONTROL 27781-048 INTEGRINEX STANDARD ELECTRONIC PRESSURE SWITCH FOR PS-13

WHEREAS, The Water and Sewer Superintendent has identified the need to replace the pressure switch at PS-13 Springdale Court; and

WHEREAS, The Water and Sewer Superintendent has received Proposal # 62001 from Siewert Equipment at a cost of \$4,202.00; now

THEREFORE BE IT RESOLVED, that the Farmington Town Board authorizes the Water and Sewer Superintendent to accept Service Proposal #62001 from Siewert Equipment at a cost not to exceed \$4,202.00; and

BE IT FURTHER RESOLVED, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent and the Accountant I.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #316-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Herendeen**:

RESOLUTION RESCHEDULING A TOWN BOARD MEETING

WHEREAS, the Primary Election will be held on a normally scheduled Town Board meeting date, August 23rd, 2022, now therefore

BE IT RESOLVED, that the meeting of August 23rd, 2022 at the Town Hall is rescheduled to Wednesday, August 24th, 2022 at the same location and time, and be it

FINALLY RESOLVED, that the Town Clerk provide copies of this resolution to Town Department Heads the Town's legal newspaper.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #317-2022:

Councilman Casale offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING TO CONSIDER PROPOSED INCREASES AND IMPROVEMENTS TO THE TOWN OF FARMINGTON SEWER DISTRICT

WHEREAS, the Town of Farmington, on behalf of the Farmington Sewer District, owns and operates sewer facilities and has become aware that improvements, consisting of (i) increasing the capacity of a portion of the sanitary sewer along Mertensia Road south of Route 96 and (ii) the realignment of the Race Track Pump Station force main from the Route 96 sewers running along the east side

of Beaver Creek Road to the Interceptor Sewer Line crossing located on Beaver Creek that will relieve the capacity strain experienced by the existing line along State Route, which are improvements beyond the original scope of the project, are now necessary, and that the estimated cost for these additional improvements is \$999,999.00, such estimated costs to be the responsibility of the Farmington Sewer District; and

WHEREAS, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon this increased cost for the proposed improvements to the Town of Farmington Sewer District pursuant to Section 202-b of the New York State Town Law; and

WHEREAS, the Engineer to the Town, MRB Group, has prepared a Preliminary Engineering Report for the Town of Farmington Sanitary Sewer Capacity Improvements dated November 2021 and updated July 2022 estimating the costs of these 202-b improvements to be \$999,999.00, such estimated costs to be the responsibility of the Farmington Sewer District. The Town intends to apply for an EFC grant through the Water Infrastructure Improvement Act (WIIA) program to pay for part of the cost of these improvements. Any remaining amount owing for these improvements will be financed and repaid by the owners of property within the Farmington Sewer District.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing on these 202-b improvements to be held on August 24, 2022, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, directed to forward to the official newspaper of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "1", such notice to be published not less than ten nor more than twenty days before the day set herein for the public hearing; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the Notice of Public Hearing on the Town of Farmington sign board, not less than ten nor more than twenty days before the day set herein for the public hearing.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #318-2022:

Councilman Herendeen offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION AUTHORIZING A CHANGE IN TITLE FOR WATER AND SEWER EMPLOYEE, HUNTER RUTHVEN FROM LABORER TO WATER/WASTEWATER MAINTENANCE ASSISTANT

WHEREAS, Water & Sewer Employee Hunter Ruthven has been employed as a Laborer since his hire date of December 30, 2019; and

WHEREAS, Hunter has expressed interest in expanding his duties and responsibilities; and

WHEREAS, Hunter has submitted his request for a leave of absence from his Laborer position to be effective until successful completion of probation in the Water/Wastewater Maintenance Assistant position; now

THEREFORE BE IT RESOLVED, that the Town Board, authorizes the change in title for Water and Sewer Employee, Hunter Ruthven, from Laborer to Water/Wastewater Maintenance Assistant effective with Payroll #18 on August 21st, 2022 with a pay increase of \$3.25 per hour from \$18.75 to \$22.00 per hour in accordance with the current Agreement with the International Brotherhood of Teamsters Local 118; and

BE IT FURTHER RESOLVED, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, the Confidential Secretary, and the Accountant I.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #319-2022:

Councilman Bowerman offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION AUTHORIZING THE ACCEPTANCE OF DONATIONS

WHEREAS, a donation was made by Kona Ice, Dar's Delight, 546 Food Truck, K & P Kettle Corn and J&S Fried Dough vendors to the Town of Farmington Recreation Department from the Fourth of July celebration in the total amount of \$938.00.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington accepts the donations,

RESOLVED, that the Town Clerk forward copies of this resolution to the Director of Recreation and the Accountant I.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #320-2022:

Councilman Holtz offered the following Resolution, seconded by Councilman Herendeen:

Abstract 15 – 2022

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

ABSTRACT NUMBER		15	
DATE OF BOARD MEETING		8/9/2022	
FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	41,750.32	1455-1458,1460-1504,1509
DA	HIGHWAY FUND	3,729.62	1468,1477,1479,1505-1507
HD	TOWN SIGNS CAP PROJECT	9.98	1468
HS	SIPP LINING CAP PROJECT	1,800.00	1479
HH	ROUTE 332/96 WATERLINE	1,978.00	1479
SF	FIRE PROTECTION DISTRICTS	0	
HZ	TOWNLINER CAPITAL PROJECT		
HW	WATER TANK REPAIR	126,214.17	1447
SL1	LIGHTING DISTRICT	0	
SD	STORM DRAINAGE	3,581.88	1459,1479
SS	SEWER DISTRICT	278,327.69	1415-1445,1454,1458,1471,1477,1479,1498,1508
SW1	WATER DISTRICT	91,067.22	1417,1421,1422,1428,1430-1432,1436,1437,1439,1442-1446,1448-1453,1458,1471,1477,1479,1498
TA200	PAYROLL DEDUCTIONS	24.18	1444,1495
	TOTAL ABSTRACT	\$ 548,483.06	

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.
TRAINING UNDER \$100: None.

DISCUSSION: None.

WAIVER OF THE RULE: No Objections

RESOLUTION #321-2022:

Councilman Bowerman offered the following Resolution, seconded by Councilman Casale:

RESOLUTION DIRECTING AMENDMENTS TO PARTS 2 & 3 OF THE FEAF FOR THE ACTION IDENTIFIED AS THE FARMINGTON MARKET CENTER INCENTIVE REZONING TO BE PREPARED AND SUBMITTED TO THE TOWN BOARD FOR REVIEW AND ACCEPTANCE; ESTABLISHING A DEADLINE OF NOON ON WEDNESDAY, AUGUST 17, 2022 FOR THE SUBMISSION OF ANY ADDITIONAL PUBLIC COMMENTS; AND CONTINUING THE PUBLIC HEARING UPON THE ABOVE REFERENCED ACTION TO WEDNESDAY, AUGUST 24, 2022

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) having rejected earlier tonight a laid over resolution from the July 26, 2022, meeting, to accept Parts 2 & 3 of the above referenced FEAF; and

WHEREAS, the Town Board has since the July 26th meeting, received new information relating to the environmental record on the proposed rezoning action from Jerry Goldman, Esquire, Woods, Oviatt and Goldman; Peter Vars, BME Associates, P.C.; Matthew Tomlinson, CPESC, Marathon Engineering; and Corey Auerbach, Esquire, Barclay Damon Attorneys; and

WHEREAS, the Town Board based upon its initial review of this new information finds that the previously prepared Parts 2 & 3 are now outdated and in need of revisions to incorporate the Town Board's consideration of this new information.

NOW, THEREFORE BE IT RESOLVED, that the Town Board directs the Town Director of Planning and Development to amend Parts 2 & 3 of the FEAF incorporating any necessary changes thereto and to submit said revised Parts to the Town Board for its review and posting on the next draft Town Board Agenda, on Friday, August 19, 2022;

BE IT FURTHER RESOLVED, that the Town Board does hereby declare its intent to complete its review and to take action to accept the revised Parts 2 & 3 of the FEAF, at the next Town Board Meeting scheduled for Wednesday, August 24, 2022.

BE IT FURTHER RESOLVED, that the Town Board does hereby establish a deadline of noon, on Wednesday, August 17, 2022, for the submission of any additional public comments to the Farmington Town Clerk that are to be considered by the Town Board upon the environmental record on the above referenced rezoning Action.

BE IT FINALLY RESOLVED, that the Town Board does hereby move to table further discussion upon the proposed Action and to continue its deliberations at the next Town Board meeting scheduled for Wednesday evening, August 24, 2022, commencing at 7:01 p.m. Eastern Day Light Savings Time, in the Farmington Town Hall, 1000 County Road 8, Farmington, New York 14425.

All Voting "Aye" (Ingalsbe, Bowerman, Casale, Herendeen, and Holtz), the Resolution was **CARRIED**.

EXECUTIVE SESSION: None.

With no further business before the Board, Councilman Casale offered a motion to adjourn the meeting at 8:08 p.m., seconded by Councilman Bowerman. Motion **CARRIED**.