

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 28th day of December, 2021, 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: **Don Giroux**- Highway and Parks Superintendent, **Dan Delpriore** – Code Enforcement, **Robin MacDonald** – Water & Sewer Superintendent, and **Bill Davis** – MRB Group, and **Adrian Bellis**-Planning Board Member, and **Ron Brand** – Director of Planning and Development, **Ed Hemminger** – Planning Board Chairman, **Tracey Curry** – Court Clerk, **Rosalind Giroux** – resident, **Morris Lew** – Town Justice, **Bonnie Lew**-Farmington Republican Chairwoman, and **Tonia Ettinger** – resident, **Mr. & Mrs. Ed Holtz** – residents, **Lyndsey Holtz (and children)**-residents.

Also present by telephone/video conferencing were: **John Piper**- HR Consultant

PUBLIC HEARINGS:

APPROVAL OF MINUTES:

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz**, that the minutes of the December 14, 2021, Town Board Meeting, and given to members for review, be approved. All Voting “Aye”, (Casale, Herendeen, Bowerman, Holtz, and Ingalsbe), Motion Carried.

SWEARING IN CEREMONY – Michelle Finley-Town Clerk, Don Giroux – Highway Superintendent, Michael Casale-Town Councilman, Steven Holtz – Town Councilman, and Peter Ingalsbe-Town Supervisor

Judge Morris Lew swore in the elected officials. Judge Lew stated that it is by no accident that everybody he just sworn in was elected to office without opposition, and that there is a group of people trying to offer choices to the voters and the voters made a very loud and clear statement about the people he just sworn in and that is because they work hard and do a really good job and it is an honor to work with everyone. He added that along with Justice Gligora, they are grateful for everyone’s support.

Republican Chairwoman Bonnie Lew stated that she is proud of all of them and thought that they do an excellent job and that they are rated the highest best town in the county.

Judge Lew presented Tracey Curry with a certificate of appreciation for ten years of service from NYS Magistrates Court Clerk Association. Supervisor Ingalsbe presented her with a certificate as well for her ten years of service.

PRIVILEGE OF THE FLOOR:

PUBLIC CONCERNS: None.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Holtz reported:

1. Discussed Wangum Road force main.
2. Discussed New Sanitary Flow Meter.
3. Discussed Flushing Trickling Filters.
4. Winterized building and grounds.
5. Wet Well Cleaning – on-going.
6. Discussed dewatering digester 1.
7. Discussed repair of Pump Station 1 check valve.
8. Watermain Breaks – 0.
9. MRB is working on design to replace some of the old main on Rt. 332.
10. Discussed sewer main along a section of Collett Road.
11. Discussed new F-450 Cab and Chassis- ordered.
12. Discussed replacement of fire hydrant on Bowerman Road across from Green Road.
13. Discussed resolutions for meeting.

Highway & Parks:

1. Highway- Brush clean up on roadsides, installation of light poles and cameras at Farmbrook Park and Pumpkin Hook Park, plowing and salting, and equipment maintenance.
2. Parks- plowing, salting, and shoveling sidewalks, sander and plow attached to trucks, mower maintenance, cleaning park shop, and general maintenance on Auburn Trail.
3. Building/Parks – Carpet cleaning, circular pump at Highway, and Transfer Station schedule for approval for 2022.
4. Discussed resolutions on agenda.

Town Operations Committee: Councilman Bowerman reported:

1. Discussed various projects: Comprehensive Plan update, Solar Law, Delaware River Solar.
2. Discussed resolutions on agenda.
3. Report filed with Town Clerk and posted on website.

Town Personnel Committee: None.

Town Finance Committee: Supervisor Ingalsbe reported:

1. Board will meet in Executive Session tonight to discuss wages of non-union employees.

Town Public Safety Committee: Councilman Holtz reported: None.

REPORTS OF TOWN OFFICIALS:

Supervisor Peter Ingalsbe reported:

1. Discussed Brickyard Road Water Tank and Transmission Line bids – came in very high, looking at financing \$8,000,000 now instead of the projected \$4,000,000. Vendors indicate that steel prices will go up again in early 2022 so a rebid is out of the question.
2. WWTP Digester bids were much better, and they will award the contract at the January 11, 2022, meeting.
3. Resolution to hire three more people for the Water & Sewer Department. Still looking for a Grade 4 plant operator.
4. Clerk vacancy in the building department and Assessor vacancy.
5. Attended a forum on PTSD and how can NYS make it a priority to help Veterans and 1st responders.
6. Next 209 Investigation Committee meeting – Thursday, they try to meet every two weeks.
7. Reviewed recent home sales versus assessments.

Highway& Parks Superintendent Don Giroux reported:

1. Discussed equipment maintenance on trucks.
2. Scheduling employees vacation time- kudos to his staff for always being there and fully staffed.

Town Clerk Michelle Finley reported:

1. Picked up 2022 Town and County Taxes from county.

Water & Sewer Superintendent Robin MacDonald reported:

1. Discussed waterline on 332 (County Road 41 to KFC). Working with MRB.

Code Enforcement Officer Dan Delproire reported:

1. Kudos to his guys, short staffed due to vacations.

Director of Planning and Development Ron Brand reported:

1. Report available on website and filed with the Town Clerk.
2. Update on Comprehensive Plan Update draft.
3. Solar Law was sent to County.

Assessor reported: None.

Town Engineer Bill Davis reported:

1. Updates on Wangum Road, Rt. 96/Rt.332 Watermain, Digester Cleaning bids, and Brickyard Road Water Tank bids.

Fire Chief reported: None.

Planning Board Chairman Ed Hemminger reported:

1. Next Meeting –January 5th, first meeting of the year. Will discuss Falanga Final, Credit Union next to Burger King, RG&E, and MIII Incentive Zoning modifications.

Zoning Board of Appeals reported: None.

Recreation Advisory Committee Bryan Meck reported: None.

Recreation Director Mark Cain reported: None.

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 Hal Adams: None.

COMMUNICATIONS:

1. Letter to the Town from Adrienne Levendusky, Resident. Re: Mertensia Lodge reservation.
2. Letter to the Town Supervisor from Tim Davis of the Cornell Cooperative Extension of Ontario County. Re: 2021 Annual Report.
3. Letter to the Town Supervisor from Sheryl Robbins of the NYS DOH. Re: Public Water Supply – CFWD Approval – Villas at Hathaway’s Corners Ph 1C Watermain.
4. Letter to the Town Supervisor from Michelle Leroux of NYMIR. Re: Recommendations for the Town of Farmington.
5. Certificates of Liability Insurance from: CP Ward, Inc.; B&B Builders.
6. Certificates of Workers Compensation Insurance from: Greenspark Solar; Van Scott Builders, Inc.; Geotherm, Inc.
7. Certificate of NYS Disability and Paid Family Leave Benefits Insurance from: B&B Builders.

REPORTS & MINUTES:

1. Report to Town Public Works and Town Operations Committees – December 14, 2021.
2. Manchester Fire Department Incident Run Log – November 2021.
3. Farmington Senior Citizens Meeting Minutes – November 15, 2021.
4. Planning Board Meeting Minutes – December 1, 2021.
5. Farmington Solar Committee Meeting Minutes – December 6, 2021.

ORDER OF BUSINESS:

RESOLUTION 456-2021:

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

RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN CONTRACT WITH WILLIAMSON LAW BOOK CO. FOR 2022

WHEREAS, the Williamson Law Book Co. of Victor has forwarded the Town a contract for 2022 for software support for the Municipal Accounting program used by the Principal Account Clerk, and

WHEREAS, the contract costs \$1,188.00 for the year and includes support as well as notice of all program enhancements and state mandated changes,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the contract, and be it further

RESOLVED, that the Town Clerk give a copy of this resolution to the Principal Account Clerk and mail the signed copy to Williamson Law Book Co at 790 Canning Parkway, Victor, NY 14564.

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

RESOLUTION #457-2021:

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A STORMWATER MAINTENANCE AGREEMENT AFFECTING CREEKWOOD TOWNHOMES

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with Creekwood Townhomes LLC (“Facility Owner”) regarding the Town’s obtaining a Stormwater Maintenance Agreement (“Agreement”) affecting the stormwater control facilities located in the Creekwood Townhomes Subdivision, as shown on maps prepared by Passero Assoc. last dated June 2014; and

WHEREAS, Town of Farmington officials have recommended to the Town Board that said Facility Owner grant to the Town the Agreement affecting the stormwater control facilities of said Facility Owner; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington does hereby accept the Agreement attached hereto as Exhibit 1 from the Facility Owner in accordance with the terms and conditions contained in said instrument and directs that the same be filed in the Office of the Town Clerk, 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 the Agreement.

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

RESOLUTION #458-2021:

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

RESOLUTION WAIVING THE PARK RESERVATION FEE FOR AMVETS 332

WHEREAS, Amvets Post 332 has scheduled their 2022 meetings and have requested the use of the Mertensia Lodge for Veterans Luncheons on the 2nd Wednesday of every month; Mertensia Lodge for Women Veterans dinners on March 30th, July 27th and November 16th, and the Town Park for Post Picnic on August 13th, and

WHEREAS, they have asked that the reservation fees be waived, therefore be it

RESOLVED, that the Farmington Town Board waives reservation fees to Amvets 332 for use of Mertensia Lodge for Veterans Luncheons 2nd Wednesday of every month; Mertensia Lodge for Women Veterans dinners on March 30th, July 27th and November 16th, and the Town Park for Post Picnic on August 13th, and be it

FURTHER RESOLVED, that the Town Clerk provide copies of this resolution to Edward Hemminger at 5900 King Hill Drive, Farmington, NY 14425.

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

RESOLUTION #459-2021:

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

TOWN SUPERVISOR TO SIGN QUOTE FOR 15 SUPER SACKS OF TERRA COTTA RUBBER MULCH FROM MIRACLE RECREATION EQUIPMENT

WHEREAS, Rubber Mulch will be utilized to replace wood mulch at the Mertensia Park Swings, and

WHEREAS, NYS Contract PC #67834 for Rubber Mulch – 15 Super Sacks Terra Cotta, and

WHEREAS, the price is at a cost not to exceed \$11,000, and

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the quote to be funded from A-7110.4 -Parks – Contractual , and be it further

RESOLVED, that the Town Clerk forward the originals with signatures copies of this Resolution to the Highway/Parks Department and the Principal Account Clerk.

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

RESOLUTION #460-2021:

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

AED'S UPDATED MACHINES & PADS FOR TOWN BUILDINGS IS ATTACHED WITH A QUOTE FOR THE TOWN BOARD TO APPROVE

WHEREAS, 4 Zoll Semi-Automatic AED are needed at a cost of \$1,295 per machine for a total of (\$5,180), and

WHEREAS, 4 AED plus Pediatric electrode pads (\$396) and 2 Zoll Adult Pads are (\$118), and

WHEREAS, we will also be receiving Trade In credits for 4 of our machines at \$275 per machine, (Once rebate has been completed and returned \$1,100), and

WHEREAS, the quote is at a cost not to exceed \$6,000, and

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Highway Superintendent to order the quote to be funded from A-1620.4 -Buildings– Contractual (\$1,000), A-3310.4 – Traffic Control – Contractual (\$3,000) and A-5132 – Garage – Contractual (\$2,000), and be it further

RESOLVED, that the Town Clerk forward the originals of this Resolution to the Highway/Parks Department and the Principal Account Clerk.

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

RESOLUTION #461-2021:

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

RESOLUTION AUTHORIZING THE CARRYOVER OF VACATION TIME FOR SARAH CERNIGLIA AND JENNIFER GOODELL

WHEREAS, due to a scheduled vacation day that could not be used due to illness, a request was made to carryover 8 hours of vacation time to 2022 for Sarah Cerniglia, and

WHEREAS, due to coworker out with illness, 3.5 hours of vacation time could not be used, therefore be it

RESOLVED, the Farmington Town Board authorizes the carryover of 8 hours of vacation time for Sarah Cerniglia, and 3.5 hours vacation time for Jennifer Goodell, to be used by March 31, 2022.

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

RESOLUTION #462-2021:

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

CONFIRMING RESOLUTION FOR ADDED STOP SIGN TO EAST INTERSECTION OF AMBER DRIVE AND IVORY DRIVE TO CREATE A THREE-WAY STOP

WHEREAS, the Highway Superintendent has added a stop sign to the East Intersection of Amber and Ivory Drive, and

WHEREAS, the subdivision requires 3 way stop signs to accommodate the cross-walk a on Ivory Drive, and

WHEREAS, the stop sign will serve the purpose for traffic calming thru the subdivision as well as crosswalk safety, and

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Highway Superintendent to place the necessary signage in Auburn Meadows, and be it further

RESOLVED, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Principal Account Clerk.

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

RESOLUTION #463-2021:

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

RESOLUTION SUPPORTING A TOWN GRANT APPLICATION TO THE NEW YORK STATE ARCHIVES' LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND PROGRAM IN THE AMOUNT OF \$25,822.50

WHEREAS, the Farmington Town Board fully supports the submission of a Local Government Records Management Improvement Fund grant application to New York State Archives through the category of Document Conversion and Access for improved management of Town Building Department records, and

WHEREAS, this competitive grant program provides funds to help local governments enhance records management programs, a priority for the Town of Farmington, which will assume primary responsibility for the ongoing implementation of the improved records management program on a long-term continuing basis, and

WHEREAS, the Town of Farmington recognizes and maintains Town Clerk Michelle Finley as the Records Management Officer and Records Access Officer, as resolved at the January 2, 2019 Organizational Town Board Meeting, with anticipated re-appointment of Michelle Finley as the Records Management Officer and Records Access Officer for 2020 at the Organizational Town Board Meeting in January 2020, and

WHEREAS, the Town of Farmington previously utilized and formally adopted Records Retention and Disposition Schedule MU-1, and

WHEREAS, the Town of Farmington has since formally adopted Records Retention and Disposition Schedule LGS-1 on August 12, 2020, and

WHEREAS, the Town will contract with a consultant to perform a scanning and indexing of paper records and integration of those records into the existing online records management system, as well as to develop and document records management policies and procedures for the Town, now therefore be it

RESOLVED, that Supervisor Peter Ingalsbe is hereby authorized and directed to file an application with New York State Archives for a Local Government Records Management Improvement Fund grant, is directed to fulfill agency requirements with the State, implement the records management improvement project, and maintain the results of the grant project over the long term by allocating Town resources for continued comprehensive management of such records, and

BE IT FURTHER RESOLVED, that the Consultant will provide document preparation, scanning and indexing of large format map and plan documents at a cost of \$25,822.50, and

BE IT FURTHER RESOLVED, that the Town Board recognizes and fully supports the submission of a Local Government Records Management Improvement Fund grant application.

MAY IT BE FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk, Code Officer Dan Delpriore and Laurie Fox, Grant Administrator MRB Group 145 Culver Road Suite 160 Rochester NY 14620.

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

RESOLUTION #464-2021:

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

RESOLUTION SUPPORTING A TOWN GRANT APPLICATION TO THE NEW YORK STATE ARCHIVES' LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND PROGRAM IN THE AMOUNT OF \$44,660.00

WHEREAS, the Farmington Town Board fully supports the submission of a Local Government Records Management Improvement Fund grant application to New York State Archives through the category of Document Conversion and Access for improved management of Town Building Department records, and

WHEREAS, this competitive grant program provides funds to help local governments enhance records management programs, a priority for the Town of Farmington, which will assume primary responsibility for the ongoing implementation of the improved records management program on a long-term continuing basis, and

WHEREAS, the Town of Farmington recognizes and maintains Town Clerk Michelle Finley as the Records Management Officer and Records Access Officer, as resolved at the January 2, 2019 Organizational Town Board Meeting, with anticipated re-appointment of Michelle Finley as the Records Management Officer and Records Access Officer for 2020 at the Organizational Town Board Meeting in January 2020, and

WHEREAS, the Town of Farmington utilizes and has formally adopted Records Retention and Disposition Schedule MU-1, and

WHEREAS, the Town of Farmington has since formally adopted Records Retention and Disposition Schedule LGS-1 on August 12, 2020, and

WHEREAS, the Town will contract with a consultant to perform a scanning and indexing of paper records and integration of those records into the existing online records management system, as well as to develop and document records management policies and procedures for the Town, now therefore be it

RESOLVED, that Supervisor Peter Ingalsbe is hereby authorized and directed to file an application with New York State Archives for a Local Government Records Management Improvement Fund grant, is directed to fulfill agency requirements with the State, implement the records management improvement project, and maintain the results of the grant project over the long term by allocating Town resources for continued comprehensive management of such records, and

BE IT FURTHER RESOLVED, that the Consultant will provide document preparation, scanning and indexing of small format documents at a cost of \$44,660, and

BE IT FURTHER RESOLVED, that the Town Board recognizes and fully supports the submission of a Local Government Records Management Improvement Fund grant application.

MAY IT BE FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk, Code Officer Dan Delpriore and Laurie Fox, Grant Administrator MRB Group 145 Culver Road Suite 160 Rochester NY 14620.

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

RESOLUTION #465-2021:

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

RESOLUTION ESTABLISHING THE PENALTY DATE FOR ALL UNPAID 2021 FORTH QUARTER ACCOUNTS LOCATED WITHIN THE CANANDAIGUA-FARMINGTON (CFWD) WATER AND VICTOR SEWER DISTRICTS

WHEREAS, payment for the 4TH Quarter 2021 CFWD water and sewer bills and Victor Sewer District sewer bills are due on Monday January 31, 2022.

NOW THEREFORE BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Canandaigua-Farmington Water and Victor Sewer Districts hereby authorizes those payments must be received at the Town Clerk's office prior to 8 am, Tuesday, February 1, 2022, including on line payments. Payments with US mail postmarks as of 12:00 AM February 1, 2022 will be accepted without penalty,

FURTHER RESOLVED, a 20% late fee will be applied on Tuesday, February 1, 2022 with no water shutoff date established for this quarter,

FURTHER RESOLVED, special payment arrangements for residential water accounts are continuing to be set up in response to payment deferral request forms received,

FULLY RESOLVED, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Department and the Principal Account Clerk.

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

RESOLUTION #466-2021:

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

RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN AMBULANCE AGREEMENT

WHEREAS, the Farmington Town Board budget monies for general ambulance services for 2022, therefore be it

RESOLVED, the Farmington Town Board authorizes the Supervisor to sign the Ambulance Agreement with Victor-Farmington Volunteer Ambulance Corps. at a cost not to exceed \$150,000.00, and further be it

RESOLVED, that the Town Clerk forward a copy of the agreement to the Ambulance Corps. at 1321 East Victor Road, Victor, NY 14564 and to the Principal Account Clerk.

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

RESOLUTION #467-2021:

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

RESOLUTION APPROVING THE SUPERVISOR TO SIGN THE NYS DEC CONSENT ORDER

WHEREAS, the NYS DEC has submitted a consent order to both the Town of Farmington and the Town of Victor with terms and conditions for the discharge of waste water,

WHEREAS, the terms and conditions of the consent order have been reviewed by both Towns as well as the Town attorney,

WHEREAS, a penalty payment of \$50,000 was issued with the consent order which will be split over the two towns,

NOW, THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the consent order and that the payment of \$25,000 be approved for the Farmington portion of the penalty,

FULLY RESOLVED, that the signed consent order along with the check be sent to the attention of Frank Pavia, Harris Beach Attorneys at Law, 99 Garnsey Road, Pittsford, NY 14534. Mr Pavia will then coordinate the delivery to the NYS DEC.

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

RESOLUTION #468-2021:

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

RESOLUTION APPROVING CHANGE ORDER GC-03 FOR MRI CONTRACTORS FOR BEAVER CREEK PARK SITE WORK

WHEREAS, change order GC-03 was submitted by MRB for a decrease in contract price of \$12,160.80 for MRI due to the remaining allowance credit,

NOW, THEREFORE BE IT RESOLVED, that the Town Clerk returns the signed change order to MRB group and forwards a copy of the resolution and change order to the Building Department and the Principal Account Clerk.

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

RESOLUTION #469-2021:

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

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE RT 332&96 WATERLINE CAPITAL PROJECT

WHEREAS, \$680,000 was budgeted in the 2021 fiscal year for the waterline replacement located at Route 332 and Route 96,

WHEREAS, design has been completed and the Town anticipates going out to bid for this project in early 2022,

NOW, THEREFOR BE IT RESOLVED, that the Town Board of Farmington District hereby authorizes the establishment of a capital project named "Route 332&96 Waterline Capital Project," moving the unencumbered balance of the budgeted amount from the water savings as well as the remaining balance currently in the Mertensia Waterline capital project,

FURTHER RESOLVED, the Town Board approves the following budget amendments:

	Debit	Credit
SW1-8340.47 District Imp-Route 332/96	\$660,876	
SW1-9950.9 Transfer to Capital Funds		\$660,876
HG599 Appropriated Fund Balance	\$7997.42	
HG9950.9 Transfer to Capital Funds		\$7997.42
HH5031 Interfund Transfer	\$668,873.42	
HH1440.2 Engineering		\$25,000
HH8340.2 Waterline		\$643,873.42

FULLY RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk, the Acting Water and Sewer Superintendent.

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

RESOLUTION 470-2021:

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

RESOLUTION UPDATING THE ESTIMATED TAX RATE SUMMARY WHICH WILL BE COLLECTED ON THE 2022 TAX BILLS

WHEREAS, updated assessed taxable values for the Special Districts have been received from Ontario County, and some of the tax rates/thousand for 2022 have decreased,

NOW THEREFORE BE IT RESOLVED that the Tax rate schedule summary from the 2022 budget has been updated to reflect the assessed taxable values that will be placed on the 2022 tax bills,

FULLY RESOLVED, that a copy of this resolution will be supplied from the Town Clerk the Principal Account Clerk and the Supervisor. All Voting "Aye" (Ingalsbe, Casale, Herendeen, Bowerman, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #471-2021:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN THE UNION CONTRACT FOR WATER & SEWER EMPLOYEES REPRESENTED BY INTERNATIONAL BROTHERHOOD OF TEAMSTERS LOCAL 118

WHEREAS, Councilman Holtz and Supervisor Ingalsbe representing the Farmington Town Board have been in negotiations since May 2021 with Teamsters Local 118, and

WHEREAS, an agreement has been reached on a contract for Town Water & Sewer employees, and

WHEREAS, the following job titles are covered by this agreement: Water/Wastewater Maintenance Assistant (WWMA), Motor Equipment Operator (MEO), Motor Equipment Operator – Light (MEO Light), Wastewater Treatment Plant Operator Trainee, Waste Water Treatment Plant Operator and Laborer, now therefore be it

RESOLVED, that the Town Board of Farmington hereby authorizes the Town Supervisor to sign said labor agreement, and be it further

RESOLVED, that the Town Clerk forward two original copies of the agreement be signed by both parties with one original copy for the Town of Farmington and the other original for David Weilert of Teamsters Local 118, 130 Metro Park, Rochester, NY 14623.

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

RESOLUTION #472-2021:

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

SEQR RESOLUTION ACCEPTING THE PARTS 1 AND 2 OF THE FULL ENVIRONMENTAL ASSESSMENT FORMS (FEAF) FOR THE ADOPTION OF THE 2021 EDITION OF THE TOWN OF FARMINGTON COMPREHENSIVE PLAN

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received and reviewed the attached Parts 1 & 2 of the Full Environmental Assessment Form, for the above referenced Action, as was previously directed by the Town Board to be prepared by Ronald L. Brand, Town Director of Planning & Development (hereinafter referred to as Action); and

WHEREAS, the Town Board is the only involved agency for the above described Action that has been previously identified as a Type I Action not subject to a Coordinated Review under the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Town Board further understands that it is obligated to provide a reasoned elaboration of the anticipated impacts upon the environment for the above described action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept the draft Parts 1 & 2 of the Full Environmental Assessment Form prepared by Ronald L. Brand, the Town’s Director of Planning & Development, dated December 23, 2021 as being a reasoned elaboration of the anticipated impacts upon the environment likely to result from the adoption of the 2021 Edition of the Town of Farmington Comprehensive Plan.

BE IT FURTHER RESOLVED, that the Town Board does hereby identify the January 25, 2022 version of the 2021 Edition of the Town of Farmington Comprehensive Plan as being a Draft Environmental Impact Document which sets forth both constraints and opportunities for continued growth and development during the next nine year planning period.

BE IT FURTHER RESOLVED, that the Town Board does hereby directs the Town Supervisor to sign the Part 1 of the FEAF that copies of the accepted Parts 1 & 2 be placed in the public review copies of the Plan document, posted on the Town’s website, filed with the Ontario County Planning Board and with the Town Clerk.

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

RESOLUTION #473-2021:

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

AUTHORIZATION TO ROLL OVER VACATION TIME INTO 2022 FOR SHERYL SMITH, FINANCE CLERK II AND JANE KOBRIN, ACCOUNT CLERK/TYPIST

WHEREAS, vacation has to be exhausted by the end of the year per the Employee Policy, and

WHEREAS, Sheryl Smith and Jane Kobrin are asking the Supervisor and Town Board to allow her to roll unused vacation days into 2022 with the understanding that the time be used before March 31, 2022 because it would prove a hardship for the time to be used before the end of 2021.

- Sheryl Smith, One (1) day
- Jane Kobrin, Five (5) days

THEREFORE, BE IT RESOLVED, that the Farmington Town Board hereby authorizes the above Water and Sewer employees to roll over their vacation time to be used no later than March 31, 2022, and

BE IT FURTHER RESOLVED, that the Town Clerk provides a copy of this resolution to the Water/Sewer Supervisor, the Principal Account Clerk, and the Supervisor’s Confidential Secretary.

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

RESOLUTION #474-2021:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE WATER FUND

WHEREAS, additional funding is needed in water fund for overtime expenses and,

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

From: SW1-8340.1	Personal	\$8,000.00
To: SW1-8340.12	Personal OT	\$8,000.00
From: SW1-8340.42	PRV	\$3,000.00
To: SW1-8340.44	Fuel	\$3,000.00

BE IT RESOLVED, that the Principal Account Clerk completes the budget amendment,

FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk and the Water and Sewer Superintendent.

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

RESOLUTION #475-2021:

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

RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR THE HIGHWAY DEPARTMENT

WHEREAS, a budget transfer for the Highway Department is needed to fund a grinding job performed by Green Renewable of Manchester, NY, Inc., and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Farmington Highway/Parks Department hereby authorizes the following budget amendment:

From: DA-5110.4	HWY – GEN. REPAIRS - CONT	\$ 3,000
To: DA-5140.4	HWY – BRUSH & WEED - CONT	\$ 3,000
From: DA-5142.1	HWY – SNOW	\$20,000.00
To: DA-5110.1	HWY – GENERAL REPAIR	\$20,000.00

BE IT FURTHER RESOLVED, that the principal account clerk transfers money from the above-mentioned accounts, and

BE IT FINALLY RESOLVED, that copies of this resolution be submitted by the Town Clerk, to the Principal Account Clerk and the Highway/Parks Superintendent.

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

RESOLUTION #476-2021:

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

RESOLUTION APPROVING A BUDGET AMENDMENT IN THE SEWER DEPARTMENT

WHEREAS, additional funding is needed in the Sanitary Sewer engineering contractual line,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington approves the following budget transfer:

From: SS8130.41 Utilities	\$9200	
To: SS8120.44 Engineering		\$3500
To: SS8130.2 Equipment		\$5200
To: SS8130.463 Fencing		\$500
From: SS8130.464 Asphalt/Paving	\$20000	
From: SS8120.1 Sanitary Sewer	\$25000	
To: SS8120.4 Sanitary Sewer - Contractual		\$45000

FULLY RESOLVED, that a copy of the resolution be forwarded to the Principal Account Clerk and the Water and Sewer department.

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

RESOLUTION #477-2021:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL AND LIGHTING FUNDS

WHEREAS, additional funding is needed in following expense lines in the General and Lighting Funds

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

Debit: A3005 Mortgage Tax Revenue	\$11375.00	
Credit: A7510.1 Historian Personnel		\$175.00
Credit: A1410.1 Town Clerk Personnel		\$1000.00
Credit: A7110.1 Parks Personnel		\$8700.00
Credit: A3989.4 Public Safety Contractual		\$1500.00
Debit: A8020.49 Town Comprehensive Plan	\$500.00	
Credit: A8020.41 Planning Salary		\$500.00
Debit: SL1-599 Appropriated Fund Balance	\$50.00	
Credit: SL1-5182.55 Mercier Lighting		\$50.00

BE IT RESOLVED, that the Principal Account Clerk performs the budget amendments,

FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk. All Voting "Aye" (Ingalsbe, Casale, Herendeen, Bowerman, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #478-2021:

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

CLASSIFYING, UNDER THE PROVISIONS OF ARTICLE 8 OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW, PART 617.5 STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) REGULATIONS, THE ACTION INVOLVING THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 165, ZONING LAW, ARTICLE II, TERMINOLOGY & DEFINITIONS, ARTICLE IV, DISTRICT REGULATIONS, ARTICLE VI, SPECIAL PERMIT USES, AND ARTICLE VIII, ADMINISTRATION AND ENFORCEMENT; DIRECTING THE SUBMISSION OF THE FINAL DRAFT OF SAID LOCAL LAW DATED DECEMBER 28, 2021 TO THE ONTARIO COUNTY PLANNING BOARD FOR REVIEW AND RECOMMENDATION UNDER THE PROVISIONS OF THE NEW YORK STATE GENERAL MUNICIPAL LAW; AND SCHEDULING A PUBLIC HEARING UPON SAID DRAFT LOCAL LAW TO BE HELD ON TUESDAY, JANUARY 25, 2022

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has, by adopting Resolution # 280 of 2021, dated August 10, 2021, enacted a six month moratorium (Local Law No. 15 of 2021) prohibiting the Town from receiving applications for large scale ground mounted solar (PV) Photovoltaic systems; and

WHEREAS, said Local Law expires on February 10, 2022; and

WHEREAS, the Town Board has since created a Town Solar Advisory Committee which over the past three (3) months has been publicly reviewing proposed amendments to the above referenced Articles of Chapter 165 of the Farmington Town Code; and

WHEREAS, the above referenced Committee completed its review and submitted a draft local law to the Farmington Town Board on Tuesday, December 14, 2021 for review and comment; and

WHEREAS, the Town Board has tonight completed its review of said draft local law and has made additional amendments thereto which is reflected in the draft local law having a final draft date of December 28, 2021; and

WHEREAS, the Action involves a local legislative decision, involving the adoption of a Local Law, to determine compliance with technical requirements for regulating Solar Photovoltaic (PV) Systems, certain new definitions, clarifying restrictions upon limited industrial use within a Commercial Plaza setting within an existing GB General Business District, and clarifying the powers and duties of the Planning Board, all of which are to be amended within Chapter 165 of the Farmington Town Code; and

WHEREAS, a decision by the Town Board upon this Action does not entitle or permit an applicant to commence an action involving the development of land that is otherwise first subject to all requirements contained within New York State Town Law and the Laws of the Town of Farmington until all requirements have been fulfilled and approvals have been granted.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby designate itself as the Lead Agency for making the Determination of Significance upon the above referenced Action.

BE IT FURTHER RESOLVED, that the Town Board does classify the proposed Action as a Type II Action as further set forth within Section 617.5 (c) (24), (26), (27), (33) and (34) of the State's SEQR Regulations.

BE IT FURTHER RESOLVED, that Type II Actions have been determined not to have a significant impact upon the environment or are otherwise precluded from environmental review under article 8 of the New York State Environmental Conservation Law.

BE IT FURTHER RESOLVED, that the Town Board does hereby direct the submission of the final draft of the above referenced local law, dated December 28, 2021 to the Ontario County Planning Board for its review and recommendation, under the provisions of Sections 239-1 and -m of the New York State General Municipal Law, at their January 12, 2022 meeting.

BE IT FURTHER RESOLVED, that the Town Board does hereby schedule a public hearing to be held on Tuesday, January 25, 2022, starting at 7:00 p.m., in the Main Meeting Room, at the Farmington Town Hall, upon the above referenced Action.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to cause to be published in the Town's Official Newspaper a legal notice of this scheduled public hearing, to post a copy of said legal notice on the Town Hall Bulletin Board and to post a copy of said notice on the Town's Official Website.

BE IT FURTHER RESOLVED, that copies of this resolution are to be provided to the Town Director of Planning and Development, the Town Code Enforcement Officer and Town Zoning Inspector

BE IT FINALLY RESOLVED, that the Town Board directs a copy of this resolution is to be filed as provided for under the State's SEQR Regulations.

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

RESOLUTION #479-2021:

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

Abstract 24-2021

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

TO: MARCY DANIELS FROM: J. MARCIANO

ABSTRACT NUMBER	24
DATE OF BOARD MEETING	12/28/2021

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	87,688.42	2277-2304,2307-2321,2323,2324,2376
HG	MERTENSIA WATERLINE	0	
DA	HIGHWAY FUND	40,985.15	2278,2288,2297,2304,2307,2308,2310,2325-2337,2376
HA	AUBURN TRAIL PROJECT	0	
HB	BEAVER CREEK PARK	70,151.85	2283,2305,2338
HM	FUEL STATION CAP PROJECT	425.00	2377
HW	WATER TANK REPAIR	12,817.00	2304
HZ	TOWNLINE CAP PROJ	15,686.83	2304,2317
SD	STORM DRAINAGE	8,212.39	2288,2304,2310,2376
SL1	LIGHTING DISTRICT	2,584.63	2311
SS	SEWER DISTRICT	100,455.38	2280,2288,2304,2307,2308,2310,2324,2339-2369,2376
SW1	WATER DISTRICT	26,949.36	2288,2304,2307,2308,2310,2324,2339,2340,2342,2343,2346,2349-2352,2355,2358,2364,2365,2367-2376
TA93	LETTER OF CREDIT (CASH)	0	
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	7,236.74	2288,2289,2307,2310,2319,2367,2368
	TOTAL ABSTRACT	\$ 373,192.75	

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

TRAINING UNDER \$100: None.

DISCUSSION: Received a request to waive late fees from the Atwood's on Shortsville Road, they showed proof that they never got the bill from the post office. Board granted the waiver of the late fees.

WAIVER OF THE RULE: No Objections

RESOLUTION #480-2021:

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

RESOLUTION AUTHORIZING THE HIRING OF 2 WASTEWATER MAINTENANCE ASSISTANTS AND ONE MOTOR EQUIPMENT OPERATOR (MEO) FOR THE WATER & SEWER DEPARTMENT

WHEREAS, the Water & Sewer Department has several vacancies; and

WHEREAS, interviews were conducted for qualified candidates; now therefore be it

RESOLVED, that the Town Board of the Town of Farmington authorizes the hiring of the following qualified candidates effective January 9th, 2022:

- Christopher VanOrden (WWMA) at a rate of \$22.00 per hour
- Scott Karge (WWMA) at a rate of \$22.00 per hour
- Sabrena Parsons (MEO) at a rate of \$20.00 per hour

BE IT FURTHER RESOLVED, that the Town Clerk provide copies of this resolution to the Water & Sewer Department, the Principal Account Clerk and the Confidential Secretary.

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

RESOLUTION #481-2021:

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

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING TO CONSIDER A REVISED COST ESTIMATE FOR IMPROVEMENTS TO THE CANANDAIGUA-FARMINGTON CONSOLIDATED WATER DISTRICT

WHEREAS, the Town Board of the Town of Farmington, by Resolution No. 278-2017, previously approved increases and improvements of the facilities of the Canandaigua-Farmington Consolidated Water District, consisting of the replacement of the existing Brickyard Road water storage tank, located on Brickyard Road in the Town of Canandaigua, New York, with an elevated storage tank that includes a mixing system and the construction of a dedicated transmission main and valve vaults that connect the new tank to hydraulic grade Zone 2A at a total estimated cost to said district of \$9,036,000; and

WHEREAS, bids were received for this project and the total bids of the lowest bidders are in excess of \$9,036,000; and

WHEREAS, MRB Group, the Town’s Engineer, had previously prepared a map, plan and cost estimate, dated July 2016, showing the proposed improvements consisting of the replacement of the existing Brickyard Road water storage tank, located on Brickyard Road in the Town of Canandaigua, New York, with an elevated storage tank that includes a mixing system and the construction of a dedicated transmission main and valve vaults that connect the new tank to hydraulic grade Zone 2A; and

WHEREAS, MRB Group has now prepared a revised cost estimate, dated December 2021, taking into account the higher bids and various reasons given for such higher costs, namely:

- Steel prices have increased substantially (cost for plate steel has increased by 250% since August 2020);
- Elevated costs for concrete and steel (rebar);
- Subcontractor quotes for site work were very high, specifically citing the work to install the watermain under the access drive and concern over tree protection;
- MWBE participation goal was challenging to meet and quotes from MWBE subcontractors were very high; and

WHEREAS, the revised cost estimate shows the revised estimated costs of these 202-b improvements to be \$13,000,000; 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 these same proposed improvements to the Canandaigua-Farmington Consolidated Water District pursuant to Section 202-b of the New York State Town Law at the revised estimated cost of \$13,000,000.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing, to be held on January 11, 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 newspapers 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.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the Town Board of the Town of Farmington on December 28, 2021 adopted this resolution by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	X	
Michael Casale	X	
Steven Holtz	X	
Ronald Herendeen	X	
Nathan Bowerman	X	

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

EXECUTIVE SESSION:

Councilman Bowerman motioned to enter into executive session at 7:45 p.m., to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation, **Councilman Casale** seconded the motion, Motion **CARRIED**.

Councilman Casale motioned to exit executive session at 9:21 p.m., **Councilman Bowerman** seconded the motion, Motion **CARRIED**.

With no further business before the Board, **Councilman Herendeen** offered a motion to adjourn the meeting at 9:22 p.m., seconded by **Councilman Holtz**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk