

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 22nd day of February, 2022, at 7:00 PM, there were:

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

Also present in person: **Don Giroux**- resident, **Tim Ford** – Deputy Highway and Parks Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, **Adrian Bellis** – Planning Board Member, and **Tonia Ettinger**-resident

Also present by telephone/video conferencing were: **John Piper**- HR Consultant and Martin Avila-resident

PUBLIC HEARINGS: None.

APPROVAL OF MINUTES:

A motion was made by **Councilman Holtz** and seconded by **Councilman Herendeen**, that the minutes of the February 8, 2022, Town Board Meeting, and given to members for review, be approved. All Voting “Aye”, (Herendeen, Holtz, and Ingalsbe), Motion Carried.

PRIVILEGE OF THE FLOOR: None.

PUBLIC CONCERNS: None.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Holtz reported:

1. Discussed everyday sampling and maintenance.
2. Discussed weekly sludge hauling to the landfill.
3. Discussed the replacement of 2 valves at the Plastermill Pump Station.
4. Discussed on-going maintenance – inventory and ordering parts.
5. Discussed UV unit.
6. Rt. 332 and Rt. 96 watermain replacement bid.
7. Discussed Dog-House Manhole for Collett Road Sewer.
8. Started to replace old fire hydrants, weather permitting.
9. Went over preliminary drawings for the Rt. 332 watermain project with Dave Herman (MRB).
10. Watermain Breaks – 1 – County Road 8 at Rt. 96. 1 sewer backup at Rt. 332 and Mr. Ash Drive.
11. Discussed new heater for belt press room.
12. Discussed resolution for meeting.

Highway & Parks:

1. Highway- equipment maintenance, salted and plowed roads and sidewalks, AED’s returned for credit, and Neo Gov Training has started.
2. Parks- Building and Park Maintenance, salting parking lots, aluminum picnic tables have been delivered and assembly has started, playground installed at Beaver Creek and Neo Training has started.
3. Discussed resolution on agenda.

Town Operations Committee: Councilman Holtz reported:

1. Discussed various projects: Delaware River Solar LOC.
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: None.

Town Public Safety Committee: Councilman Holtz reported: None.

REPORTS OF TOWN OFFICIALS:

Supervisor Peter Ingalsbe reported:

1. Assessor interviews are ongoing.
2. Town Board is reviewing two insurance proposals for consideration.
3. Met with Assemblywoman Marjorie Burns and Farmington Seniors.

4. Town Board is looking at applicants for the Chief Plant Operator position.
5. Conference call today – looking at Energy Saving ideas.
5. Auditors are back in the office.
6. Sign Committee met to discuss sizes, locations, and what the signs will say.
7. Thanked the Farmington Volunteer Fire Association and Manchester Fire Department for the house burn on Collett Road.

Deputy Highway & Parks Superintendent Tim Ford reported:

1. Cleaned up around house on Collett Road.
2. Fence is back around playground equipment.
3. Discussed the Mechanic position – no call back.

Town Clerk Michelle Finley reported:

1. Taxes are 94% collected.
2. New Deputy Town Clerk starts March 3rd.

Water & Sewer Superintendent Robin MacDonald reported:

1. Thanked the City of Canandaigua and the Village of Victor for assistance while our flusher truck is being worked on.

Code Enforcement Officer Dan Delproire reported:

1. Discussed code update for new 1203 requirements.
2. Update on Records Management Grant proposal for 2022.
3. Resolutions on agenda.

Director of Planning and Development Ron Brand reported:

1. Report available on website and filed with the Town Clerk.
2. Update on Auburn Conjunction Plaza project (west side of Rt. 332, south of Carmens Way and opposite Farmbrook Drive).
3. Discussed draft local law Temporary Use Permits.

Assessor reported: None.**Town Engineer Bill Davis reported: None.****Fire Chief reported: None.****Planning Board Chairman Ed Hemminger reported:**

1. Next Meeting- Safe Place Storage, Mandrino 2 lot subdivision, Estate of Shirley Bowerman, and LOC for Blackwood.

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

Supervisor Ingalsbe stated that Mr. Cain is working on gathering vendors for July 3rd Fireworks Celebration.

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. Rochester Business Journal ICON Success and Leadership Award 2021.
2. Letter to the Assessor from Edward Martorana, Manager Valuation Services Bureau, NYS Department of Taxation and Finance. Re: Notice of 2022 Assessment Roll Tentative Oil and Gas Unit of Production Values.
3. Letter to the Town Supervisor from Janene Sweet, Assessment Control Clerk, Ontario County Real Property Tax Services. Re: Annual Ontario County Schedule of Taxes for the year 2021.
4. Letter to Girl Scout of NYPENN Pathways from the Town Supervisor. Re: Recognition of Veronica Tavolette as the recipient of the Girl Scout Silver Award.
5. NYMIR Notice of Policy Conditional Renewal.

6. Archive Files for 2021 Comprehensive Plan Update.
7. Certificates of Liability Insurance from: Harvey Strassner Contracting, LLC; Serenity Pool and Spa, LLC
8. Certificate of Workers' Compensation Insurance from: Serenity Pool and Spa, LLC
9. Certificate of NYS Disability and Paid Family Leave Benefits from: Chamberlain Septic Tank Service, Inc.

REPORTS & MINUTES:

1. Genesee/Finger Lakes Regional Planning Council 2021 Land Use Monitoring Report – Survey.
2. Victor-Farmington Volunteer Ambulance – Annual Covered Calls – 2021.
3. Project Review Committee Meeting Minutes – February 4, 2022.
4. Recreation Board Meeting Minutes – January 18, 2022.
5. Conservation Board Meeting Minutes – January 24, 2022.
6. Monthly Report – Judge Lew – January 2022.
7. Planning Board Meeting Minutes – February 2, 2022.

ORDER OF BUSINESS:**RESOLUTION 111-2022:**

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

CONFIRMING RESOLUTION ACKNOWLEDGING THE MEMBERSHIP OF FARMINGTON VOLUNTEER FIRE ASSOCIATION MEMBERS

WHEREAS, the Farmington Volunteer Fire Association has notified the Town of two new active members, Stephen Thaine and Robbert Leddick, therefore be it

RESOLVED, the Farmington Town Board acknowledges and approves the membership of Stephen Thaine and Robbert Leddick and further be it

RESOLVED, that the Farmington Town Clerk forward a certified copy of this resolution to the Farmington Volunteer Fire Association.

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

RESOLUTION #112-2022:

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

RESOLUTION OF SYMPATHY FOR THE HILL/HERENDEEN FAMILY

WHEREAS, the Town Board was deeply saddened to learn of the untimely passing of Gordon Hill, on February 17th, 2022; and

WHEREAS, Gordon was the Father of Town Historian Donna Herendeen, Father-in-law of Town Board Member, Ron Herendeen, and a long time resident of the Town of Farmington;

NOW THEREFORE BE IT RESOLVED, that the Town Board adopts this resolution extending its sincere sympathy to the Hill/Herendeen 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 Gordon's daughter (and family), Donna Herendeen at 877 County Road 8, Farmington, NY 14425.

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

RESOLUTION #113-2022:

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

RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR SOUTH FARMINGTON FRIENDS CEMETERY FOUNDATION

WHEREAS, the South Farmington Friends Cemetery Foundation has requested use of the Mertensia Lodge to hold their Pancake Breakfast Fundraiser on Saturday, April 23rd, 2022, and have asked to have the fees waived, now therefore be it

RESOLVED, the Farmington Town Board authorizes the waiving of the fees for the use of the Mertensia Lodge on Saturday, April 23rd, 2022 for the South Farmington Friends Cemetery Foundation Pancake Breakfast Fundraiser, and be it

FURTHER RESOLVED, that a copy of this resolution be sent to Dave Plante at plante29@gmail.com.

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

RESOLUTION #114-2022:

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A STORMWATER CONTROL FACILITY MAINTENANCE AGREEMENT FOR THE SWETMAN PROPETIES

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with Swetman Properties regarding the Town's obtaining a Stormwater Control Facility Maintenance Agreement; and

WHEREAS Town of Farmington officials have recommended to the Town Board that said Swetman Properties grant to the Town the

agreement over said lands of said Swetman Properties; and

WHEREAS, said agreement have been offered by Swetman Properties 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 said instruments 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 Swetman Properties in accordance with the terms and conditions contained in said instruments and directs that the same be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by Swetman, and be it further

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, Code Officer Dan Delpriore and Confidential Secretary.

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

RESOLUTION #115-2022:

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

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE 2017 VLT AND 2018 VLT CAPITAL RESERVE ACCOUNTS ONCE THE PUBLIC REFERENDUM PERIOD IS COMPLETE.

WHEREAS, the following funding transfer utilizing the 2017 VLT reserve fund was allocated in the 2022 budget:

\$471,284.66 plus interest earned to the Parks Building Renovation Capital Project

WHEREAS, the following funding transfers utilizing the 2018 VLT reserve fund were allocated in the 2022 budget:

- \$275,000 to the General Fund for the Victor Farmington Ambulance
- \$400,000 to the Townline Road Capital Project
- \$600,000 to the Beaver Creek Park Capital Project
- \$500,000 to the HW Equipment Reserve
- \$50,000 to the Town Signs Capital Project
- \$13,529.16 plus interest earned to the Highway Fund for equipment purchases

Now therefore be it RESOLVED, that the Town Clerk publish the public notice for the withdrawal from the VLT reserves,

Further RESOLVED, that the Principal Account Clerk, of the Town of Farmington, is hereby authorized and directed to transfer the funding from the VLT reserve funds once the permissive referendum period is complete,

Further RESOLVED, that a new capital project for the Town of Farmington Sign Improvement be established with the following budget amendments:

A962 Budgetary Provisions	\$50,000	
A9950.9VLT Transfer to Cap Project		\$50,000
A962 Budgetary Provisions	\$500,000	
A9901.96VLT Transfer to Other Funds		\$500,000

Further RESOLVED, that the Principal Account Clerk completes the following budget transfers within the capital projects:

HR5031 Interfund Transfer	\$471,284.66 plus interest	
HR1620.2 Building Capital Outlay		\$471,284.66 plus interest
HZ5031 Interfund Transfer	\$400,000	
HZ5197.21 Engineering		\$5,000
HZ5197.22 Construction		\$395,000
HB5031 Interfund Transfer	\$600,000	
HB7110.26 Lodge		\$600,000
HD5031 Interfund Transfer	\$50,000	
HD1989.4 Town Signs		\$50,000

Be it finally RESOLVED, that the Town Clerk, of the Town of Farmington, is to forward a copy of this resolution as well as the public notice to the Principal Account Clerk.

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

RESOLUTION #116-2022:

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

RESOLUTION TO RECALL AND AMEND RESOLUTION 427 OF 2021 FOR THE PURCHASE OF FLOW METERS AND MOUNTING BANDS

WHEREAS, The Water and Sewer Superintendent has identified the need to purchase said Sewer Flow Meters and Mounting Bands to expand our testing to be able to test in larger areas, and this purchase was approved by resolution 427 of 2021,

WHEREAS, an updated quote was received by the Water and Sewer Department prior to the order placement (quote 407808),

NOW, THEREFORE BE IT RESOLVED, that the Farmington Town Board authorizes the Water and Sewer Superintendent to purchase said flow meters and mounting bands for a cost not to exceed \$11,172.34 from account codes SS-8120.2 and SS8120.2V and SS8120.4 and SS8120.4V

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 Principal Account Clerk.

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

RESOLUTION #117-2022:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE TOWN HALL RENOVATION CAPITAL PROJECT

WHEREAS, \$5,000 was received by the Town as part of a NYSERDA grant to be used for the building upgrades at the Town Hall,

WHEREAS, resolution 420-2021 accepted the proposal from Fisher Associates for the preparation of asbestos abatement plans and specifications for the lower level of the Town Hall

NOW, THEREFOR BE IT RESOLVED, that the Town Board of Farmington District hereby authorizes the following budget amendment to put the revenue toward engineering expenses:

HT 3097 State Aid	\$5,000	
HT 1440.2 Engineering		\$5,000

FULLY RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk.

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

RESOLUTION #118-2022:

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

RESOLUTION TO RECALL AND AMEND RESOLUTION NUMBER 54 OF 2022 TO DECREASE THE WHOLESALE RATES FOR THE TOWN/VILLAGE OF MANCHESTER IN THE 2022 FEE SCHEDULE

WHEREAS, the Town Board recalled and amended the 2022 Fee Schedule at the January 11, 2022 Organizational Meeting (Resolution #54-2022), and

WHEREAS, the Town has received the 2022 final water rate from the City of Canandaigua, and

WHEREAS, the Town/Village of Manchester rates will decrease from \$2.52 to \$2.46 for first 40,000,000 gallons and from \$2.45 to \$2.38 per additional 1,000 gallons now therefore be it

RESOLVED, that the Town Board of the Town of Farmington does hereby recall and amend Resolution #54-2022 with the updates to the 2022 Town Fee Schedule; and be it

FURTHER RESOLVED, that the Town Clerk forward copies of this Resolution to all Department Heads and the Confidential Secretary forward electronic copies of the updated 2022 Town Fee Schedule to all Department Heads and post the updated 2022 Town Fee Schedule on the website.

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

RESOLUTION #119-2022:

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

LETTER OF CREDIT FOR APPROVED SITE IMPROVEMENTS FOR THE ROUTE 332, MIII ENTERPRISES, LLC, PHASE 3A PROJECT – IN THE TOTAL AMOUNT OF \$97,304.74

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated February 15, 2022 from the Town Director of Planning and Development, recommending both the Town Planning Board and Town Board take actions to respectively accept and approve the establishment of a letter of credit for site improvements to be located upon the Phase 3A portion of the above referenced site located along the west side of New York State Route 332 and south of Carmens Way; and

WHEREAS, the Town Board has also received the Town Planning Board’s resolution, dated February 16, 2022, recommending approval for establishing the letter of credit; and

WHEREAS, the quantities and unit prices identified in the Applicant’s Engineer’s Estimates of Values were found, in a letter dated February 15, 2022, from the Town’s Engineers, MRB Group, D.P.C. to the Town Director of Planning and Development, to be consistent with the approved site plan improvements and the private contractor pricing respectively, and that said letter also cites the Town’s Construction Inspector’s agreement with the estimate of value.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the Director of Planning and Development’s recommendation, the recommendations of the Town Engineers and the Town Construction Inspector, and the Planning Board’s acceptance of the Engineer’s Estimate of Value for this project, and hereby approves the establishment of the above referenced Letter of Credit for this project, in the total amount of \$97,304.74.

BE IT FURTHER RESOLVED, that Mr. Michael Cerrone, Applicant, is directed to file a letter of credit, in the total amount specified above herein, with the Town Clerk’s Office before the Town Code Enforcement Officer shall schedule a pre-construction meeting for this project.

BE IT FURTHER RESOLVED, that the Town Clerk, is to provide copies of this resolution to: Matt Heilmann, Town Construction Inspector; Tim Ford, Town Highway & Parks Superintendent; Robin MacDonald, Acting Town Water & Sewer Superintendent; 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 Michael Cerrone, MIII Enterprises, LLC, 6061 Carmens Way, Farmington, New York 14425; Ryan Destro, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450; and John LeFrois, LeFois Builders & Developers, 1020 Lehigh Station Road, Henrietta, New York 14467.

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

RESOLUTION #120-2022:

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

APPROVAL OF A REQUEST FOR THE FINAL RELEASE OF FUNDS FROM THE LETTER OF CREDIT, AMERICAN EQUIPMENT PROJECT, 6112 COLLETT ROAD, IN THE TOTAL AMOUNT OF \$ 72,811.55

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a resolution from the Town Planning Board (hereinafter referred to as Planning Board), dated February 16, 2022, recommending the Town Board take action to approve the request for the final release of funds in the above referenced Letter of Credit for this action; and

WHEREAS, the Planning Board’s recommendation is based upon their review and acceptance of the recommendations received from the Town Construction Inspector, Town Department Heads and the Town’s Engineers, and the signed Town Surety Release Forms (G-2.0) and (G-1.1); and

WHEREAS, the total amount of this letter of credit is \$ 75,811.55; and

WHEREAS, with this final release of funds there will be a zero balance remaining in the Letter of Credit; and

WHEREAS, the Town Clerk has reviewed this requested final release of funds finding the amounts contained herein to be accurate.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the Planning Board’s recommendation and approves the final release of funds from the Letter of Credit for the above referenced project, in the total amount of \$ 72,811.55.

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to sign and date Form G-2.0, Town Letter of Credit Final Release Form.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to notify tomorrow, by U.S. Mailing, certified copies of this resolution to: Timothy O. Lawless, American Equipment, 6112 Collett Road, Farmington, New York 14425; Linc Swedrock, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450; and Tom Danks, BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450.

BE IT FINALLY RESOLVED, that certified copies of this resolution are also to be provided to the Town Highway & Parks Superintendent, the Acting Town Water & Sewer Superintendent, the Town Code Enforcement Officer, the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineer.

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

RESOLUTION #121-2022:

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

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 AND ARTICLE VI, SPECIAL PERMIT USES BY ESTABLISHING CRITERIA FOR ISSUING A SPECIAL USE PERMIT TO ALLOW FOR AGRICULTURAL/CONSTRUCTION EQUIPMENT REPAIRS AND PAINTING OPERATIONS, AS BEING A TYPE II ACTION; DIRECTING THE SUBMISSION OF THE DRAFT OF SAID LOCAL LAW DATED MARCH 22, 2022 TO THE ONTARIO COUNTY PLANNING BOARD FOR REVIEW AND RECOMMENDATION UNDER THE PROVISIONS OF THE NEW YORK STATE GENERAL MUNICIPAL LAW; PUBLISHING A LEGAL NOTICE FOR A PUBLIC HEARING TO BE HELD UPON SAID DRAFT LOCAL LAW ON TUESDAY, MARCH 22, 2022; AND DIRECTING THE POSTING OF SAID DRAFT LOCAL LAW ON THE TOWN’S WEBSITE

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Director of Planning and Development a draft local law to amend portions of Chapter 165 of the Town Code; and

WHEREAS, said draft local law has been reviewed by the Town Code Enforcement Officer, the Town Zoning Enforcement Officer, the Town Fire Marshal, the Town Planning Board (hereinafter referred to as PB) and the Town Zoning Board of Appeals (hereinafter referred to as ZBA), all of whom have deemed the draft local law acceptable for public review and comment, and ultimately adoption by the Town Board; and

WHEREAS, the need for taking action upon said local law is the result of the past seven (7) year period during which an agricultural/construction equipment repairs and painting operation has been successfully conducted, in compliance with conditions of approval for two Temporary Use Permits granted by the ZBA and an approved final site plan granted by the PB; and

WHEREAS, the Town Board finds the proposed special permitted use criteria contained in the draft local law is applicable to sites zoned GI General Industrial, LI Limited Industrial, A-80 Agricultural and RR-80 Rural Residential where agricultural/construction equipment repairs and painting would be acceptable with the issuing of a special use permit and site plan approval by the PB; and

WHEREAS, the Town Board has tonight completed its review of said draft local law; and

WHEREAS, the Action involves a local legislative decision, involving the adoption of a local law, to determine compliance with the technical requirements for regulating agricultural/construction equipment repairs and painting as contained in the proposed criteria for issuing a Special Use Permit; 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 for agricultural/construction equipment repairs and painting that is otherwise first subject to all requirements contained within New York State Town Law, article 8 of the New York State Environmental Conservation 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, under the State's SEQR Regulations, 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 March 22, 2022, to the Ontario County Planning Board for its review and recommendation, under the provisions of Sections 239-l and -m of the New York State General Municipal Law, at their March 9, 2022, meeting.

BE IT FURTHER RESOLVED, that the Town Board does hereby schedule a public hearing to be held on Tuesday, March 22, 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 along with a copy of the draft local law 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, the Town Zoning Enforcement Officer, and the Town Fire Marshal.

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, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #122-2022:

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

RESOLUTION AUTHORIZING TIM FORD, LOREN LAPLANT, RICK WOLACK AND SHANE QUANCE TO ATTEND 4 HOUR EROSION AND SEDIMENT CONTROL REQUIRED TRAINING ENDORSED BY N.Y.S D.E.C.

WHEREAS, It is mandatory for Tim Ford, Loren Laplant, Rick Wolack and Shane Quance to attend the 4 (four) hour Erosion and Sediment Control required Training, and Ontario County Soil and Water is offering the training class on Thursday, April 14, 2022 at a cost not to exceed \$100.00 per person, and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the above-mentioned Highway Staff to attend the aforementioned Erosion and Sediment Control at a cost not to exceed \$100.00 per person, and be it further

RESOLVED, that the Town Clerk provide a copy of this Resolution to the Principal Account Clerk and the Highway/Parks Department.

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

RESOLUTION #123-2022:

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

Abstract 4 – 2022

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

ABSTRACT NUMBER		4	
DATE OF BOARD MEETING		2/22/2022	
FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	225,532.72	227-233,235-238,240-245, 247-278,343-347
DA	HIGHWAY FUND	72,452.12	235,245,253,254,268,272, 247-292,344-346
HB	BEAVER CREEK PARK	37,140.99	264,294,295
HH	ROUTE332/96 WATERLINE	1,996.00	249
HM	FUEL STATION CAP PROJECT	2,900.00	246
HT	TOWN HALL CAP PROJECT	1,562.50	239
HW	WATER TANK REPAIR	13,710.00	249
SL1	LIGHTING DISTRICT	1,100.00	259
SD	STORM DRAINAGE	2,693.47	249,293,344,346
			233,243,249,258,266,268, 272,277,293,296-334,342, 344-346
SS	SEWER DISTRICT	88,687.62	
			233,243,249,258,266,268, 272,277,293,296,297,299, 305,306,308,310-315,321- 322,324,327,329-341,344- 346
SW1	WATER DISTRICT	37,435.42	
TA200	PAYROLL DEDUCTIONS	8,497.82	234,271,329,330,344-346
	TOTAL ABSTRACT	\$ 493,708.66	

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

TRAINING UNDER \$100: None.

DISCUSSION:

1. Request to waive late fee – Supervisor Ingalsbe stated that Rita Santos requested to have the late fees waived due to her and her husband having COVID and their employers did not pay them for the time lost from work. Supervisor Ingalsbe and Councilman Holtz agreed to split the late fees and pay with their personal money.
2. Upgrade to AV web conferencing system in the board room at the Town Hall. Mr. Delpriore stated that the upgrade will be to the microphones, cameras, and equipment to enhance what we can do virtually. Town Clerk Finley inquired about upgrading the Town’s Website. Councilman Holtz replied that he had seen an email a few weeks ago.
3. Update on Assessor interviews.

WAIVER OF THE RULE: No Objection

RESOLUTION #124-2022:

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

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF 1 NEW NOMINAL 200 MBH NATURAL GAS UNIT HEATER FOR THE BELT PRESS BUILDING AT SEWER TREATMENT PLANT

WHEREAS, the existing heater quit working and cannot be repaired., and

WHEREAS, in accordance with the Town of Farmington Purchasing Policy, the Water and Sewer Supt. has requested written quotes for the removal of the existing heater and replace with a new nominal 200 MBH natural gas unit heater at the Farmington Sewer Department 1216 McMahon Rd Victor NY Victor NY., and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Farmington acting on behalf of the Farmington/Victor Sewer Districts hereby authorizes the quote from Isaac HVACR not to exceed \$4,000.00 and

BE IT FURTHER RESOLVED, that funding for this project will be from Budget Code SS-8120.4, and

LASTLY 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 Principal Account Clerk.

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

EXECUTIVE SESSION:

Councilman Holtz made a motion to enter into executive session at 7:30 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 Herendeen** seconded the motion. Motion **CARRIED**.

Councilman Holtz made a motion to exit executive session at 7:39 p.m., the motion was seconded by **Councilman Herendeen**, Motion **CARRIED**.

With no further business before the Board, **Councilman Holtz** offered a motion to adjourn the meeting at 7:40 p.m., seconded by **Councilman Herendeen**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk