

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Ronald Herendeen</b>				
Councilman <b>Nathan Bowerman</b>				

**September 26, 2023**

**RESOLUTION TO PURCHASE TWO (2) CATERPILLAR EXCAVATING  
BUCKETS FOR A CAT 310 EXCAVATOR**

**WHEREAS,** The Water and Sewer Superintendent has identified the need to purchase two (2) Caterpillar Excavating Buckets for the Cat 310 Excavator; and

**WHEREAS,** The Water and Sewer Superintendent has received one (1) quote with NYS OGS PC69406 advertised discount for said excavating buckets from Milton Cat, 400-Wheeler St., Tonawanda NY at a cost of \$ 6,075.00; now therefore

**BE IT RESOLVED,** that the Farmington Town Board authorizes the Water and Sewer Superintendent to purchase two (2) Caterpillar Excavating Buckets at a cost not to exceed \$6,075.00 from 2023 account codes SS8130.20 and SW1-8340.20; 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.

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor <b>Mr. Ingalsbe</b>				
By _____	Councilman <b>Mr. Holtz</b>				
Sec'd by _____	Councilman <b>Dr. Casale</b>				
Date of Adoption: September 26, 2023	Councilman <b>Mr. Herendeen</b>				
	Councilman <b>Mr. Bowerman</b>				
	Total				

**RE: Resolution Accepting and directing the filing of a two (2) year Maintenance Bond from A&D Real Estate Development Corporation, LLC, for newly install topcoat of asphalt within Section 2, Monarch Manor Incentive Zoning Project, in the total amount of \$3,918.00.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from Lance S. Brabant, CPESC, MRB Group, D.P.C., the Town Engineers, a letter dated September 8, 2023, recommending a two (2) year Maintenance Bond, for the newly installed site improvement [topcoat of asphalt] for Monarch Drive and Brimstone Drive, both located within Section 2 of the above referenced Project, be provided in the total amount of \$3,918.00 prior to authorizing the close out of the Letter of Credit Release for Section 2; and

**WHEREAS**, the Town Board understands that said Maintenance Bond is to be used for making repairs or replacement of any defects that may be found, during a specified two (2) year period, in material and/or workmanship relating to the dedicated item; and

**WHEREAS**, the Town Board further understands that prior to the close out of a condition of approval for the remaining items in the letter of credit for this project, a two (2) year maintenance bond is required to be provided to the Town and filed with the Town Clerk.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby accept the Town Engineer’s recommendation and directs the Applicant to file with the Town Clerk a two (2) year Maintenance Bond, in the total amount specified above herein, for the above referenced project improvements which has been completed as part of Section 2 of said Project.

**BE IT FURTHER RESOLVED** that said Maintenance Bond is to be filed with the Town Clerk prior to the Town Board taking any further action to release funds remaining in the Letter of Credit for this Phase of said Project.

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

**BE IT FINALLY RESOLVED** that a certified copy of this resolution is to be issued to the Applicant, Anthony DiPrima, A&D Real Estate Development Corporation, LLC, 7 Beauclaire Lane, Fairport, New York 14450; Joseph Sortino, President, Sortino Properties, 2015 Maiden Lane, Rochester, New York 14626; and Walter Baker, Project Manager, D.S.B. Engineers & Architects, 2394 Ridgeway Avenue, Rochester, New York 14626.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

**RE: Resolution Accepting and directing the filing of a two (2) year Maintenance Bond from A&D Real Estate Development Corporation, LLC, for newly install topcoat of asphalt within Section 8S, Auburn Meadows Incentive Zoning Project, in the total amount of \$4,308.00.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from Lance S. Brabant, CPESC, MRB Group, D.P.C., the Town Engineers, a letter dated September 8, 2023, recommending a two (2) year Maintenance Bond, for the newly installed site improvement [topcoat of asphalt] for a portion of Ackerman Drive, located within Section 8S of the above referenced Project, be provided in the total amount of \$4,308.00 prior to authorizing the close out of the Letter of Credit Release for this Section; and

**WHEREAS**, the Town Board understands that said Maintenance Bond is to be used for making repairs or replacement of any defects that may be found, during a specified two (2) year period, in material and/or workmanship relating to the dedicated item; and

**WHEREAS**, the Town Board further understands that prior to the close out of a condition of approval for the remaining items in the letter of credit for this project, a two (2) year maintenance bond is required to be provided to the Town and filed with the Town Clerk.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby accept the Town Engineer's recommendation and directs the Applicant to file with the Town Clerk a two (2) year Maintenance Bond, in the total amount specified above herein, for the above referenced project improvements which has been completed as part of Section 8S of said Project.

**BE IT FURTHER RESOLVED** that said Maintenance Bond is to be filed with the Town Clerk prior to the Town Board taking any further action to release funds remaining in the Letter of Credit for this Phase of said Project.

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

**BE IT FINALLY RESOLVED** that a certified copy of this resolution is to be issued to the Applicant, Anthony DiPrima, A&D Real Estate Development Corporation, LLC, 7 Beauclaire Lane, Fairport, New York 14450; Frank Affronti, President, 104 Contractors, Inc., P.O. Box 205, Union Hill, New York 14563; and Walter Baker, Project Manager, D.S.B. Engineers & Architects, 2394 Ridgeway Avenue, Rochester, New York 14626.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

**RE: Resolution Accepting a two (2) year Maintenance Bond from S. B. Ashley Management Corporation, for newly constructed site improvements within Hathaway’s Corners Incentive Zoning Project, Phase 1A (5<sup>th</sup> Phase of Dedication), in the total amount of \$38,324.85.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from Lance S. Brabant, CPESC, MRB Group, D.P.C., the Town Engineers, a letter dated September 8, 2023, recommending a two (2) year Maintenance Bond, for the newly constructed improvements that have been dedicated to the Town, be provided and accepted in the total amount of \$38,324.85 prior to authorizing the next Letter of Credit Release; and

**WHEREAS**, the Town Board understands that said Maintenance Bond is to be used for making repairs or replacement of any defects that may be found, during a specified two (2) year period, in material and/or workmanship relating to the dedicated items; and

**WHEREAS**, the Town Board further understands that prior to the close out of a condition of approval for the remaining items in the letter of credit for this project, a two (2) year maintenance bond is required to be provided to the Town and filed with the Town Clerk.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby directs the Applicant to file with the Town Clerk a two (2) year Maintenance Bond, in the total amount specified above herein, for the above referenced project improvements which has been completed as part of Phase 1 A of said Project.

**BE IT FURTHER RESOLVED** that said Maintenance Bond is to be filed with the Town Clerk prior to the Town Board taking any further action to release funds remaining in the Letter of Credit for this Phase of said Project.

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

**BE IT FINALLY RESOLVED** that a certified copy of this resolution is to be issued to the Applicant, Mark Stevens, S.B. Ashley Management Corporation, 16 West Main Street, Suite 700, Rochester, New York 14614; and Tom Danks, Project Manager, BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor <b>Peter Ingalsbe</b>				
By _____	Councilman <b>Michael Casale</b>				
Sec'd by _____	Councilman <b>Steven Holtz</b>				
Date of Adoption _____	Councilman <b>Ronald Herendeen</b>				
	Councilman <b>Nathan Bowerman</b>				

**RESOLUTION DECLARING MISCELLANEOUS EQUIPMENT  
FROM THE TOWN SUPERVISOR’S OFFICE AS SURPLUS SO IT  
MAY BE DISPOSED OF AT AUCTION OR DISCARDED**

**WHEREAS,** the Confidential Secretary has asked that the following items in the Town Supervisor’s Office be declared surplus so that they may be disposed of and/or discarded

- Two (2) CyberPower Battery Backup
- Two (2) APC Battery Backup
- One (1) HP Officejet Pro 8600 Plus All-in-one Printer
- One (1) Acer Monitor
- Two (2) Microsoft Keyboards
- Three (3) Lenovo Keyboards
- One (1) Jetbook Laptop
- One (1) LG Computer
- One (1) Lenovo ThinkCentre
- One (1) NexLink Computer
- One (1) MinuteMan Pro1500RT
- One (1) Martin Yale 1611 Folding Machine

**NOW THEREFORE BE IT RESOLVED,** that the Town Board hereby authorizes that miscellaneous equipment from the Town Supervisor’s Office be declared surplus and disposed of and/or discarded, and be it further

**RESOLVED,** that the Town Clerk forward copies of this Resolution to the Accountant I.

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Ronald Herendeen</b>				
Councilman <b>Nathan Bowerman</b>				

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

**RE: Resolution Accepting a four (4) year Maintenance Bond from A&D Real Estate Development Corporation, LLC, for topcoat of asphalt installed along Ivory Drive within Section 7N, Auburn Meadows Subdivision, in the total amount of \$3,640.00.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Director of Planning & Development, a letter dated September 20, 2023, from Lance S. Brabant, CPESC, MRB Group, D.P.C., the Town Engineering Firm, recommending establishing a four-year Maintenance Bond in the total amount of \$3,640.00, for topcoat of asphalt installed along Ivory Drive within Section 7N of the Auburn Meadows Subdivision, prior to closing out the Letter of Credit associated with this project; and

**WHEREAS**, the Town Board understands that said Maintenance Bond is to be used for making repairs or replacement of any defects that may be found during the specified four year period of the maintenance bond, in material and/or workmanship, relating to the installation of the above cited topcoat of asphalt within Section 7N of the Auburn Meadows Subdivision Project; and

**WHEREAS**, the site contractor, Frank Affronti, 104 Contractors, has agreed-to the specified four-year period for this maintenance bond; and

**WHEREAS**, the Town Construction Inspector has verified the recommended amount of the maintenance bond and the four-year period for the bond as being correct.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby accept the above referenced recommendation to establish a four-year maintenance bond for the identified site improvements and directs the applicant to file a maintenance bond, in the amount specified herein, with the Town Clerk's Office prior to the Town Board taking action to approve a request for the final release of funds from the Letter of Credit on file for this project.

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

**BE IT FINALLY RESOLVED** that a certified copy of this resolution is to be issued to: Mr. Anthony DiPrima, A&D Real Estate Development Corporation, LLC, 7 Beauclaire Lane, Fairport, New York 14450; Mr. Frank Affronti, President, 104 Contractors, Inc., P.O. Box 205, Union Hill, New York 14563; and Mr. Walter Baker, Project Manager, D.S.B. Engineers & Architects, 2394 Ridgeway Avenue, Rochester, New York 14626.

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor <b>Peter Ingalsbe</b>				
By _____	Councilman <b>Michael Casale</b>				
Sec'd by _____	Councilman <b>Steven Holtz</b>				
Date of Adoption _____	Councilman <b>Ronald Herendeen</b>				
	Councilman <b>Nathan Bowerman</b>				

**RE: Resolution Accepting a four (4) year Maintenance Bond from A&D Real Estate Development Corporation, LLC, for topcoat of asphalt installed along Ivory Drive within Section 8N, Auburn Meadows Subdivision, in the total amount of \$3,920.00.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Director of Planning & Development, a letter dated September 20, 2023, from Lance S. Brabant, CPESC, MRB Group, D.P.C., the Town Engineering Firm, recommending establishing a four-year Maintenance Bond in the total amount of \$3,920.00, for topcoat of asphalt installed along Ivory Drive within Section 8N of the Auburn Meadows Subdivision, prior to closing out the Letter of Credit associated with this project; and

**WHEREAS**, the Town Board understands that said Maintenance Bond is to be used for making repairs or replacement of any defects that may be found during the specified four year period of the maintenance bond, in material and/or workmanship, relating to the installation of the above cited topcoat of asphalt within Section 8N of the Auburn Meadows Subdivision Project; and

**WHEREAS**, the Town Construction Inspector has verified the recommended amount of the maintenance bond is correct.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby accept the above referenced recommendation to establish a four-year maintenance bond for the identified site improvements and directs the applicant to file a maintenance bond, in the amount specified herein, with the Town Clerk’s Office prior to the Town Board taking action to approve a request for the final release of funds from the Letter of Credit on file for this project.

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

**BE IT FINALLY RESOLVED** that a certified copy of this resolution is to be issued to: Mr. Anthony DiPrima, A&D Real Estate Development Corporation, LLC, 7 Beauclaire Lane, Fairport, New York 14450; Mr. Frank Affronti, President, 104 Contractors, Inc., P.O. Box 205, Union Hill, New York 14563; and Mr. Walter Baker, Project Manager, D.S.B. Engineers & Architects, 2394 Ridgeway Avenue, Rochester, New York 14626.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor <b>Peter Ingalsbe</b>				
By _____	Councilman <b>Michael Casale</b>				
Sec'd by _____	Councilman <b>Steven Holtz</b>				
Date of Adoption _____	Councilman <b>Ronald Herendeen</b>				
	Councilman <b>Nathan Bowerman</b>				

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE  
SEWER FUND**

**WHEREAS**, budget amendments are needed in the sewer fund for contractual expenses

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

From: SS599 Appropriated Fund Balance	\$65,000	
To: SS8130.42 Chemicals		\$60,000
To: SS8130.47 UV Contractual		\$5,000

**BE IT RESOLVED** that the Accountant I completes the budget amendments,

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



Resolution No. \_\_\_\_\_ of 2023

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR  
THE GENERAL FUND**

**WHEREAS**, a budget amendment is needed in the Highway Administration Personnel Line for the Construction Inspector hours as well as planning board contractual expense lines,

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

Credit: A2401V22 Interest & Earnings	\$27,000	
Debit: A1910.4 Unallocated Insurance		\$2,500
Debit: A3640.41 Mowing		\$3,000
Debit: A5010.4 Highway Administration		\$1,500
Debit: A1420.4		\$20,000

**BE IT FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Accountant I.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names                      Ayes   Nays   Abstain   Absent

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RESOLUTION APPROVING A BUDGET TRANSFER WITHIN THE  
HIGHWAY FUND**

**WHEREAS**, additional funding is needed within the Highway Fund contractual lines,

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board approves the following budget amendments within the Highway Fund

From: DA599 Appropriated Fund Balance	\$41,000	
To: DA5110.41 Engineering		\$30,000
To: DA5110.2		\$11,000

**BE IT FURTHER RESOLVED**, that the Town Clerk forwards a copy of the resolution to the Accountant I.

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Adoption of Local Law No. 3 of 2023, establishing a new Chapter 38 of the Town Code of the Town of Farmington, entitled "Records Management and Public Records Access."**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has completed its review of the public hearing record and has previously classified the above referenced action as a Type II Action [under 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA) Regulations]; and

**WHEREAS**, Type II Actions are not subject to further review under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby adopt Local Law No. 3 of 2023, dated September 12, 2023, which is hereby made as an attachment to this resolution.

**BE IT FURTHER RESOLVED** that the Town Clerk is to file certified copies of this resolution and the attached final draft of Local Law No. 3 of 2023, dated September 12, 2023, with the: New York State Department of State, Division of Corporations, State Records and Uniform Commercial Code, in Albany, New York.

**FINALLY BE IT RESOLVED** that the Town Clerk, upon receiving the filing notice from the Department of State, is directed to provide a certified copy of said local law to General Code Publishers requesting this new chapter be published and copies thereof be provided to the Town for inserting in their copies of the Town's Code Book.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Adoption of Local Law No. 4 of 2023, repealing Local Law No. 6 of 1995 in its entirety and establishing a new Chapter 9, Article II, entitled "Agricultural Advisory Committee, Duties and Responsibilities."**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has completed its review of the public hearing record and has previously classified the above referenced action as a Type II Action [under 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA) Regulations]; and

**WHEREAS**, Type II Actions are not subject to further review under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby adopt Local Law No. 4 of 2023, dated September 12, 2023, which is hereby made as an attachment to this resolution.

**BE IT FURTHER RESOLVED** that the Town Clerk is to file certified copies of this resolution and the attached final draft of Local Law No. 4 of 2023, dated September 12, 2023, with the: New York State Department of State, Division of Corporations, State Records and Uniform Commercial Code, in Albany, New York.

**FINALLY BE IT RESOLVED** that the Town Clerk, upon receiving the filing notice from the Department of State, is directed to provide a certified copy of said local law to General Code Publishers requesting this new chapter be published and copies thereof be provided to the Town for inserting in their copies of the Town's Code Book.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Adoption of Local Law No. 5 of 2023, a local law amending Chapter 9 of the Town Code of the Town of Farmington, Ontario County, New York, entitled “Boards, Committees and Commissions,” by adding Article III, “Environmental Conservation Board (ECB)”;** amending Chapter 165 of the Town Code, Article II, Terminology, Section 9, entitled “administrative terms,” and Section 10, entitled “Definitions;” and amending Chapter 165 of the Town Code, Article VIII, entitled “Administration and Enforcement,” Section 96, entitled “Appointment of Environmental Conservation Board; powers and duties.”

**WHEREAS,** the Town of Farmington Town Board (hereinafter referred to as Town Board) has completed its review of the public hearing record and has previously classified the above referenced action as a Type II Action [under 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA) Regulations]; and

**WHEREAS,** Type II Actions are not subject to further review under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby adopt Local Law No. 5 of 2023, dated September 12, 2023, which is hereby made as an attachment to this resolution.

**BE IT FURTHER RESOLVED** that the Town Clerk is to file certified copies of this resolution and the attached final draft of Local Law No. 5 of 2023, dated September 12, 2023, with the: New York State Department of State, Division of Corporations, State Records and Uniform Commercial Code, in Albany, New York.

**FINALLY BE IT RESOLVED** that the Town Clerk, upon receiving the filing notice from the Department of State, is directed to provide a certified copy of said local law to General Code Publishers requesting this new chapter be published and copies thereof be provided to the Town for inserting in their copies of the Town’s Code Book.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Adoption of Local Law No. 6 of 2023, a local law amending Chapter 9 of the Town Code of the Town of Farmington, Ontario County, New York, entitled “Boards, Committees and Commissions,” by adding Article IV, “Recreation Advisory Board (RAB)”.**

**WHEREAS,** the Town of Farmington Town Board (hereinafter referred to as Town Board) has completed its review of the public hearing record and has previously classified the above referenced action as a Type II Action [under 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA) Regulations]; and

**WHEREAS,** Type II Actions are not subject to further review under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby adopt Local Law No. 6 of 2023, dated September 12, 2023, which is hereby made as an attachment to this resolution.

**BE IT FURTHER RESOLVED** that the Town Clerk is to file certified copies of this resolution and the attached final draft of Local Law No. 6 of 2023, dated September 12, 2023, with the: New York State Department of State, Division of Corporations, State Records and Uniform Commercial Code, in Albany, New York.

**FINALLY BE IT RESOLVED** that the Town Clerk, upon receiving the filing notice from the Department of State, is directed to provide a certified copy of said local law to General Code Publishers requesting this new chapter be published and copies thereof be provided to the Town for inserting in their copies of the Town’s Code Book.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Adoption of Local Law No. 7 of 2023, a local law amending Chapter 9 of the Town Code of the Town of Farmington, Ontario County, New York, entitled “Boards, Committees and Commissions,” by adding Article V, “Planning Board (PB) Duties and Responsibilities.”**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has completed its review of the public hearing record and has previously classified the above referenced action as a Type II Action [under 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA) Regulations]; and

**WHEREAS**, Type II Actions are not subject to further review under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby adopt Local Law No. 7 of 2023, dated September 12, 2023, which is hereby made as an attachment to this resolution.

**BE IT FURTHER RESOLVED** that the Town Clerk is to file certified copies of this resolution and the attached final draft of Local Law No. 7 of 2023, dated September 12, 2023, with the: New York State Department of State, Division of Corporations, State Records and Uniform Commercial Code, in Albany, New York.

**FINALLY BE IT RESOLVED** that the Town Clerk, upon receiving the filing notice from the Department of State, is directed to provide a certified copy of said local law to General Code Publishers requesting this new chapter be published and copies thereof be provided to the Town for inserting in their copies of the Town’s Code Book.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Adoption of Local Law No. 8 of 2023, a local law amending Chapter 9 of the Town Code of the Town of Farmington, Ontario County, New York, entitled “Boards, Committees and Commissions,” by adding Article VI, “Zoning Board of Appeals (ZBA) Duties and Responsibilities;” and amending Chapter 165 of the Town Code of the Town of Farmington, Ontario County, New York, entitled “Zoning,” Article II, Section 9, Word usage; administrative terms and Section 10, Definitions.**

**WHEREAS,** the Town of Farmington Town Board (hereinafter referred to as Town Board) has completed its review of the public hearing record and has previously classified the above referenced action as a Type II Action [under 6NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA) Regulations]; and

**WHEREAS,** Type II Actions are not subject to further review under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby adopt Local Law No. 8 of 2023, dated September 12, 2023, which is hereby made as an attachment to this resolution.

**BE IT FURTHER RESOLVED** that the Town Clerk is to file certified copies of this resolution and the attached final draft of Local Law No. 8 of 2023, dated September 12, 2023, with the: New York State Department of State, Division of Corporations, State Records and Uniform Commercial Code, in Albany, New York.

**FINALLY BE IT RESOLVED** that the Town Clerk, upon receiving the filing notice from the Department of State, is directed to provide a certified copy of said local law to General Code Publishers requesting this new chapter be published and copies thereof be provided to the Town for inserting in their copies of the Town’s Code Book.



**THE TOWN OF FARMINGTON  
TOWN BOARD**

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Ron Herendeen</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael J. Casale</b>				
Total				

**RESOLUTION AUTHORIZING ACCEPTANCE OF A UTILITY EASEMENT FOR PROPERTY LOCATED AT 1120 HOOK ROAD.**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Curly-Q-link, LLC ("Owner") regarding the Town's obtaining a Utility Easement over portions of its property located at 1120 Hook Road, as shown on a map prepared by MRB Group dated August 2023; 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.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Resolution Accepting a draft Local Law No. 10 of 2023, for amending Local Law No. 5 of 2015, involving the redesign of the remaining lands located within portions of Phase 3 of the Redfield Grove Incentive Rezoning Project and further involving lands fronting along the north side of State Route 96 and the east side of Commercial Drive; classifying the Action under the provisions of 6 NYCRR Parts 617. 4 and . 5 of article 8 of the State Environmental Conservation Law (ECL), as a Type II Action; directing the submission of said action along with attachments thereto to the Ontario County Planning Board for review at its October 11, 2023, meeting; scheduling a public hearing upon said local law to be conducted on Tuesday, October 24, 2023; and directing the publishing and posting of a legal notice for said action.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) tonight received from the Town Director of Planning and Development a draft local law (hereinafter referred to as Action) to be known as Local Law No. 10 of 2023, amending Local Law No. 5 of 2015, affecting the redesign of the remaining portions of land located within Phase 3 of the Overall Site Plan for the Redfield Grove Incentive Zoning Project; and

**WHEREAS**, said draft local law has been prepared in response to the request contained in Town Board Resolution #324 of 2023, dated September 12, 2023; and

**WHEREAS**, the Town Board has reviewed the criteria for classifying Actions under the provisions of 6NYCRR, Part 617.5 of article 8 of the State Environmental Conservation Law (ECL); and

**WHEREAS**, said draft Local Law is based in part upon the Report and Recommendations received by the Town Board from the Town Planning Board, dated September 6, 2023.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby accepts the draft Local Law No. 10 of 2023, dated September 26, 2023.

**BE IT FURTHER RESOLVED** that the Town Board does hereby classify the proposed Action as being a Type II Action, under the provisions of NYCRR Part 617.5 (26), (33) of the State ECL.

**BE IT FURTHER RESOLVED** that the Town Board in making this classification determines Type II Action are not subject to review under Part 617.5 as they have been determined not to have a significant impact upon the environment or are otherwise precluded from environmental review under the ECL.

**BE IT FURTHER RESOLVED** that said draft local law and the attachments thereto are to be referred to the Ontario County Planning Board for its review at their October 11, 2023, meeting.

**BE IT FURTHER RESOLVED** that the Town Board does hereby schedule a public hearing to be held upon said draft local law commencing at 7:00 p.m., on Tuesday October 24, 2023, in the Farmington Town Hall, 1000 County Road 8, Farmington, New York 14425 to receive public comments upon the proposed Local Law and its adoption.

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby directed to publish a legal notice in the Town's Official Newspaper and to post a copy of said Local Law on the Town's Official Website in accordance with adopted procedures.

**BE IT FINALLY RESOLVED** that a copy of said Local Law, including all attachments thereto, shall be made available to the public for review at the Town Clerk's Office during normal business hours, Monday through Friday, commencing on Wednesday, September 27, 2023.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: September 26, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN AN AGREEMENT TO HIRE KENNEDY MECHANICAL CONTRACTORS TO PROVIDE FIRE INSPECTION SERVICES FOR FIVE (5) YEARS AT THE TOWN COURT AND HIGHWAY BUILDINGS**

**WHEREAS**, New York state is now requiring annual testing of forward flow testing, and

**WHEREAS**, the quotes were requested from Kennedy (\$3,200) per yearly inspection, Landry is unable at this time due to no certified technicians, and Davis-Ulmer was unable to provide us with a quote, and

**WHEREAS**, Kennedy Mechanical Contractors will be able to provide the following types of inspections: Wet, Dry, Full FWD Flow and Backflow Testing (which they are currently providing for Farmington’s Court and Highway Buildings, and

**WHEREAS**, the annual cost for Farmington’s Town Court should be expensed to Buildings Contractual (A-1620.4), and

**WHEREAS**, the annual cost for Farmington’s Highway Building should be expensed to Highway Garage Contractual (A-5132.4), and

**WHEREAS**, the Company (Kennedy Mechanical Contractors) requests in advance the sum of \$3,200, now therefore

**BE IT RESOLVED**, that the Town Board authorizes the Town Supervisor to sign an agreement with Kennedy Mechanical Contractors at a cost not to exceed \$3,200 per fiscal year – for the duration for a five (5) year contract, and

**BE IT FURTHER RESOLVED**, that the Town Clerk forward the originals of this Resolution to the Highway/Parks Department and the Accountant I.