

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 13<sup>th</sup> day of September, 2022, at 7:00 PM, there were:

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

Also present in person: **Tim Ford** – Highway and Parks Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Dave Conti** – Water & Sewer Superintendent, **Ron Brand** – Director of Planning and Development, **Ed Hemminger** – Planning Board Chairman, **Adrian Bellis** – Planning Board Member, and **Tim Hannan** – Conservation Board Member, **Larry Potter** – resident, **Tonia Ettinger** – resident

Also present by telephone/video conferencing were: **John Piper** – HR Consultant, **Paul Crandall** – Highway Employee

### **PUBLIC HEARINGS: FARMINGTON MARKET CENTER REZONING**

This public hearing is a continuation from the August 22, 2022, meeting. Mr. Brand stated that he talked with the Engineering Consultants, Fishers Associates, and he was informed that they have been made aware that Farmington Market is revising their traffic study and that new data will be forth coming. He added that he learned today that the consultant for Farmington Market Center, a former employee of SRF Associates, that SRF Associates has sold their entire business to Passero Associates, and this person has been passed over to Passero and has assured Farmington Market Center that they will provide the updated traffic information so they hope to have the updated information within the next couple of weeks.

Supervisor Ingalsbe asked if anyone was online or in person that wanted to make a comment, hearing none, the Public Hearing was continued to the September 27, 2022, Town Board Meeting.

### **APPROVAL OF MINUTES:**

A motion was made by **Councilman Holtz** and seconded by **Councilman Casale**, that the minutes of the August 24, 2022, Town Board Meetings, the special meeting held on September 6, 2022, and given to members for review, be approved. All Voting “Aye”. (Holtz, Casale, Bowerman, Herendeen, and Ingalsbe). Motion Carried.

**PRIVILEGE OF THE FLOOR: None.**

**PUBLIC CONCERNS: None.**

### **REPORTS OF STANDING COMMITTEES:**

#### **Public Works Committee: Councilman Herendeen reported:**

1. Digester #1 wall repair has been completed.
2. Discussed clay valve for influent building has been received, Ross Valve is unable to install, town staff will install.
3. Discussed Bio Screw pilot has been transferred to the NW Facility in Monroe County. Sludge cake was delivered to NW Facility.
4. Discussed Low Left Pump VFD cooling fans need to be replaced.
5. Check Valves at PS-19 and PS-3 have been replaced.
6. The Bell and Gossett pump has been delivered and ready to be installed.
7. Discussed watermain replacement at the intersection of Rt. 332 and Rt. 96.
8. Discussed replacement parts for the UV Disinfection system.
9. Farmington and Canandaigua have started water main replacement on Townline Rd.
10. Watermain breaks – 0.
11. Discussed Flow Testing.
12. Discussed Wangum Road – waiting for parts.
13. Discussed Dakksco – waiting for parts for Wangum Rd PS-25.
14. Waterline flushing was performed on September 7, 2022.
15. Discussed resolutions for meeting.

### **Highway & Parks:**

1. Highway- equipment maintenance, roadside mowing, road striping is completed, cape seal is completed, sidewalks west end of Townline Road, guiderails installed on Amber Drive and Loomis Road.
2. Parks- Building and Park Maintenance, mowing parks and trails, Beaver Creek Park playground and swing set projects are completed, and crosswalks are painted.
3. Flushed waterline at Highway Campus.
4. Repaired roof leak at Town Hall.
5. Discussed AC Unit at Town Hall – installed incorrectly.
6. Discussed resolutions for meeting.

**Town Operations Committee: Councilman Casale reported:**

1. Discussed various projects-TAP (sidewalks) Grant, Ontario County Tourism is working on a report for short term rentals, and report from Building Department.
2. Report filed with Town Clerk and posted on website.

**Town Finance Committee: Supervisor Ingalsbe reported: None.****Town Public Safety Committee: Councilman Holtz reported: None.****REPORTS OF TOWN OFFICIALS:****Supervisor Peter Ingalsbe reported:**

1. Budget workshops have started.

**Highway& Parks Superintendent Tim Ford reported:**

1. Milling done and paved potholes on West Corporate Drive.
2. When time permits, they go around town and take down dead Ash trees.

**Town Clerk Michelle Finley reported:**

1. Ontario County Municipal Clerk Association Meeting next Wednesday – NYS DOH will be our quest speaker.
2. Working on pulling records that have met their retention and getting them ready for destruction.

**Water & Sewer Superintendent Dave Conti reported:**

1. Discussed water tap that blew last Tuesday on TownLine Road, everything went smoothly to repair, no service was interrupted.

**Code Enforcement Officer Dan Delproire reported:**

1. Permits issued for August – 133, to date – 669.
2. Inspections for August – 339, to date – 2248.
3. Fire Inspections completed in August – 18.
4. MS4/Stormwater Inspections for August – 34.
5. Zoning Inspections for August – 36.

**Director of Planning and Development Ron Brand reported:**

1. Report available on website and filed with the Town Clerk.
2. Met with someone who complemented to the Town Board, Staff, and Planning Board for their excellent job that they have done in building a community that is not dependent on the automobile and integrates pedestrian bicycle traffic and the connectivity of those units. This person is very pleased with the Victor School District and he is very excited about the tax rates he is hearing about.

**Assessor reported: None.**

Supervisor Ingalsbe stated that they had met with the Assessor and that he is progressing with the review of property within the town for the reval.

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

1. Next meeting, they will discuss Electric Car Corner (old Create A Scape Building).

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

Supervisor Ingalsbe stated that the Trunk and Treat will be held on October 22<sup>nd</sup> from noon to 2 p.m. at the Town Park.

**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 Adams: None.**

### COMMUNICATIONS:

1. Letter to the Town Supervisor from Jamie Cox of Mercy Flight Central. Re: Donation.
2. Letter to the Town Supervisor from Rusty Hesselschwardt of Advanced Rehabilitation Technology. Re: Proposal for 2022 Manhole Rehab.
3. Letter to the Director of Development from Peter Vars of BME Associates. Re: GLN Farmington Realty – Traffic Engineering Review of Farmington Market Center.
4. Letters to the Town Supervisor from LandOffers, LLC. Re: Purchase of properties located at Hook/Martz Roads and Conservation Easement area of Hickory Rise.
5. Complaint regarding activity at Mertensia Park.
6. Letter to various recipients from the Director of Development. Re: Town of Farmington Sidewalk/Trail Connection – Phase I Improvement Project.
7. EWaste invoice for Spring Cleanup 2022.
8. Certificates of Liability Insurance from: Pride Mark Homes, Inc.; DGA Builders, LLC; FlexLume; Ontario Exteriors, Inc.; Christa Construction, LLC; FSI Acoustical Systems, LLC.
9. Certificates of Workers' Compensation Insurance from: FSI Acoustical Systems, LLC; Christa Construction, LLC.
10. Rescind Notice for Cancellation of Insurance from: Serenity Pool and Spa, LLC.
11. Notice of Reinstatement of Insurance from: Rabetoy Construction.

### REPORTS & MINUTES:

1. Conservation Board Meeting Minutes – July 25, 2022.
2. Project Review Committee Meeting Minutes – August 4, 2022.
3. Conservation Board Meeting Minutes – August 22, 2022.
4. Building Department – Permit Report by Type – August 2022.
5. Building Department – Inspection Schedule – August 2022.
6. Inspections Report – John Weidenborner – August 2022.
7. Inspections Report – August Gordner – August 2022.
8. Monthly Report – Judge Lew – August 2022.
9. WWTP Monthly Report – Camden Groups – August 2022.
10. Victor Fire Department Chief's Report – August 2022.
11. Ontario County Sheriff Traffic Report – August 2022.
12. Planning Board Meeting Minutes – August 17, 2022.
13. Planning Board Workshop – August 30, 2022.
14. Monthly Report – Judge Gligora – August 2022.

### ORDER OF BUSINESS:

#### RESOLUTION 345-2022:

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

#### **RESOLUTION TO RECALL AND AMEND RESOLUTION #245-2022 & RESOLUTION #265-2022 AUTHORIZING THE TOWN SUPERVISOR TO TAKE APPROPRIATE ACTION TO SIGN LAWN MOWING CONTRACT AND TO APPLY LAWN MOWING CHARGES TO THE PROPERTY WITHIN THE TOWN, TO THE TAX ROLL**

**WHEREAS**, the Town Board passed Resolution #245-2022 & Resolution #265-200; which stated that Johnson Equipment Property Maintenance Division had submitted the lowest quote at a rate of \$52.00 per hour which was from 2021 and not from 2022; and

**WHEREAS**, the Code Officer identified that this information was not correct as the low quote for the 2022 mowing season was Kenny Miller with Green Acres at a rate of \$70 per hour; now therefore

**BE IT RESOLVED**, that the Town Board of Farmington authorizes that resolutions #245-2022 & #265-2022 be amended to show that the lowest quote for 2022 mowing season was submitted by Kenny Miller with Green Acres at a rate of \$70 per hour for the following locations 1236 Hook Rd, 5714 Beanpole Cir, 765 Wiegert and 6132 Rt. 96, & 32 Coachlight Circle and;

**LET BE IT FURTHER RESOLVED**, that a copy of this resolution will be supplied from the Town Clerk to the Confidential Secretary, Code Officer Dan Delpriore, and the Accountant I.

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

#### RESOLUTION #346-2022:

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

#### **RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN A SETTLEMENT AND RELEASE AGREEMENT WITH CHARTER COMMUNICATIONS, INC.**

**WHEREAS**, the Town engaged Troy and Banks Consultants to provide a summary of franchise fee compliance for years ended December 31, 2015 through December 31, 2020; and

**WHEREAS**, the examination revealed deficiencies for Franchise Fee Revenue Exclusion and Subscriber Coding Adjustments in the total amount of \$54,727.00; and

**WHEREAS**, Charter Communications, Inc. conducted their own analysis revealing Jurisdictional Coding errors which offset the Franchise Fee deficiency down to \$44,000.00; now therefore

**BE IT RESOLVED**, that the Town Board of Farmington authorizes the Town Supervisor to sign the Settlement and Release Agreement with Charter Communications, Inc. which states that \$44,000.00 in deficiencies are due to the Town; and

**BE IT FURTHER RESOLVED**, that the Town Clerk provide a copy of this resolution Scott Lewis of Troy and Banks at [lewiscable@aol.com](mailto:lewiscable@aol.com) and to the Accountant I.

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

**RESOLUTION #347-2022:**

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

**CONFIRMING RESOLUTION AUTHORIZING PAYMENT TO FW WEBB COMPANY HAGUE STREET ROCHESTER NY 14606 FOR A BELL AND GOSSITE IN LINE PUMP SERIES E-+**

**WHEREAS**, the Water and Sewer Superintendent has recognized the need for a for mentioned pump; and

Whereas, after receiving three quotes from 1-Frank P. Langley Co in the amount of \$3,069.00. 2- from Winsupply 5102 North Road Canandaigua NY in the amount of \$3,079.99. and 3- from F.W. Webb Company in the amount of \$2,779.45 The Water and Sewer Superintendent has determined that quote #3 is the low quote; now therefore

**Be it RESOLVED**, the funds are from budget line SS8130.4; and

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

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

**RESOLUTION #348-2022:**

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

**CONFIRMING RESOLUTION AUTHORIZING THE HIRING OF A LABORER**

**WHEREAS**, the Water and Sewer Department has a vacancy for a Laborer, and

**WHEREAS**, Bryan Teed has applied for the position and been approved through Ontario County, now therefore

**BE IT RESOLVED**, that the Town Board of Farmington acting on behalf of the Water and Sewer Districts, hereby authorizes the Water and Sewer Superintendent to hire Bryan Teed as a Laborer effective September 12, 2022 at a rate of \$18.00 per hour, and

**BE IT FURTHER RESOLVED**, that the Town Clerk provide copies of this resolution to the Water and Sewer Superintendent, the Accountant I and the Confidential Secretary.

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

**RESOLUTION #349-2022:**

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

**RESOLUTION AUTHORIZING ACCEPTANCE OF A STORMWATER CONTROL FACILITY MAINTENANCE AGREEMENT WITH A SAFE PLACE STORAGE**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Paul Gillette and A Safe Place Storage 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 A Safe Place Storage grants to the Town the agreement over said lands of said at 6025 Denny Drive, Farmington NY; and

**WHEREAS**, said agreement have been offered by Paul Gillette owner of A Safe Place Storage 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 A Safe Place Storage 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 Paul Gillette, A Safe Place Storage; 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; and

**MAY IT BE FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to Jeff Graff 26 East Main Street Clifton Springs for filing with the County Clerk's Office, Code Officer Dan Delpriore, the Accountant I, Lance Brabant with MRB and Paul Gillette, A Safe Place Storage at 6025 Denny Drive, Farmington NY 14425.

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

**RESOLUTION #350-2022:**

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

**RESOLUTION AUTHORIZING THE TOWN OF FARMINGTON CODE OFFICER, DAN DELPRIORE TO ATTEND THE NEW YORK STATE BUILDING OFFICIALS CONFERENCE (NYSBOC) ANNUAL BUSINESS MEETING AND TRAINING ON OCTOBER 27<sup>TH</sup>**

**WHEREAS**, The Town Code Enforcement Officers are required to receive 24 hours of annual training and NYSBOC is providing certified training; and

**WHEREAS**, this is a budgeted item; and

**WHEREAS**, The Code Officer, Dan Delpriore, has requested approval to attend said training and annual business meeting which would include training, meals, and lodging at a cost not to exceed \$275.00;

**NOW THEREFORE, BE IT RESOLVED**, That the Town Board of Farmington does herein approve the attendance of Dan Delpriore to the NYSBOC annual business meeting and training at a cost not to exceed \$275.00; and

**BE IT FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Accountant I, Code Officer Dan Delpriore, and Confidential Secretary.

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

**RESOLUTION #351-2022:**

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

**CONFIRMING RESOLUTION AUTHORIZING PAYMENT TO POW-R MOLE SALES LLC 1400 COMMERCE PARKWAY LANCASTER NY 14086 FOR A VLOC3 PRO 5 WATT KIT**

**WHEREAS**, the Water and Sewer Superintendent has recognized the need for the for mentioned Locater; and

Whereas, after trying unsuccessfully to get three quotes we only received one quote from POW-R MOLE LLC in the amount of \$4,564.00The Water and Sewer Superintendent determined that this quote be used for the purchase of the VLOC3-PRO 5 WATT KIT; now therefore

Be it **RESOLVED**, the funds are from budget lines SW18140.20, SS8120.20V, and SS8120.20; and

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

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

**RESOLUTION #352-2022:**

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR AUGUST 2022**

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

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

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

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

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

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

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

**RESOLUTION #353-2022:**

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

**CONFIRMING RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN REQUIRED DOCUMENTS FOR COPIER LEASE WITH XEROX FOR THE HIGHWAY DEPARTMENT**

**WHEREAS**, the copier at the Highway Department needs to be replaced, and

**WHEREAS**, the Town's current copier supplier, Xerox, has given a quote of \$147.03 per month, and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board hereby authorizes the Town Supervisor to sign the required documents for copier lease with Xerox, and be it further

**RESOLVED**, that the Town Clerk provide a copy of this resolution to the Accountant I, the Highway Superintendent, and the Supervisor's Secretary.

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

**RESOLUTION #554-2022:**

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

**RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR COBBLESTONE ARTS CENTER**

**WHEREAS**, the Cobblestone Arts Center has requested use of the Mertensia Lodge to hold their Dayhab Program for adults with disabilities on various dates, 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 various dates for the Cobblestone Arts Center for their Dayhab Program for adults with disabilities, and be it

**FURTHER RESOLVED**, that a copy of this resolution be sent to Vanessa Goodwin at [vanessa@cobblestoneartscenter.com](mailto:vanessa@cobblestoneartscenter.com).

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

**RESOLUTION #355-2022:**

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

**RESOLUTION AUTHORIZING A MID YEAR PAY INCREASE FOR CONSTRUCTION INSPECTOR DAVID ORIANS**

**WHEREAS**, funds were budgeted for mid-year increases for the Construction Inspectors; and

**WHEREAS**, the Town Board passed Resolution 294-2022 authorizing mid-year increases for various employees; now therefore be it

**RESOLVED**, the Farmington Town Board authorizes a mid-year pay increase for David Orians of \$1.00 per hour (from \$27.03 to \$28.03) effective September 18<sup>th</sup>, 2022; and be it

**FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Accountant I, David Orians, the Confidential Secretary and Code Officer Dan Delpriore.

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

**RESOLUTION #356-2022:**

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

**ESTABLISHMENT AND DIRECTING THE FILING A LETTER OF CREDIT FOR APPROVED SITE IMPROVEMENTS FOR HATHAWAY'S CORNERS PHASE 2B APARTMENTS PROJECT, IN THE TOTAL AMOUNT OF \$537,641.91**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has been informed by the Planning Board Chairperson, that the Town Planning Board (hereinafter referred to as Planning Board) has taken Action, at their September 7, 2022 meeting, to recommend approval of accepting a Letter of Credit for the above referenced project in the total amount of \$ 537,641.91; and

**WHEREAS**, the Town Board has also been provided a copy of the Town Engineer's letter dated August 26, 2022, which includes the Town Construction Inspector's recommendation for establishing said letter of credit in the amount specified above herein and the Applicant's Engineer's (BME Associates) Estimate of Value for site improvements to be dedicated to the Town.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby acknowledge the above specified Planning Board's recommendation for establishing a letter of credit for said project and further directs the Applicant to file a letter of credit, in the total amount specified above herein with the Town Clerk's Office prior to the Town Code Enforcement Officer issuing an order to proceed with the project.

**BE IT FURTHER RESOLVED**, that the Town Clerk, is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Tim Ford, Town Highway & Parks Superintendent; David Conti, 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 copy of this resolution is to be issued to the Applicant, Mark Stevens, Ashley Management Corporation, 16 West Main Street, Suite 700, Rochester, New York 14614; the Applicant's Engineer, Ryan Destro, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450; and Tom Danks, Project Manager, BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450.

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

**RESOLUTION #357-2022:**

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

**LETTER OF CREDIT ESTABLISHMENT FOR APPROVED SITE IMPROVEMENTS FOR BLACKWOOD INDUSTRIAL PARK, LOT #R-2 (UNION CROSSING PROJECT) IN THE TOTAL AMOUNT OF \$816,921.92**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated August 26, 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 within the above referenced site located along the west side of County Road 8 and the north side of County Road 41; and

**WHEREAS**, the Town Planning Board, at their meeting on Wednesday, September 7, 2022, recommended approval of the proposed Letter of Credit in the amount specified above herein; and

**WHEREAS**, the quantities and unit prices identified in the Applicant’s Engineer’s Estimates of Values were found, in a letter dated August 25, 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 hereby approves the establishment of the above referenced Letter of Credit for this project, in the total amount of \$816,921.92.

**BE IT FURTHER RESOLVED**, that Karl Schuler, 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 can schedule a Pre-Construction Meeting and then issue a Notice to Proceed 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; 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; John Robortella, Clerk of the Planning Board; and Ronald L. Brand, Town Director of Planning and Development.

**FINALLY, BE IT RESOLVED**, that certified copies of this resolution are to be mailed to: Michael Montalto, Costich Engineering, 217 Lake Avenue, Rochester, N.Y. 14608; and Karl Schuler, Union Crossing Development LLC, 2580 Baird Road, Penfield, N.Y. 14526.

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

**RESOLUTION #358-2022:**

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

**RESOLUTION AUTHORIZING FUNDING IN THE NORTH ROAD CAPITAL PROJECT**

**WHEREAS**, \$300,000 was budgeted in the 2022 water budget to be moved to the North Road Watermain Capital Project,

**NOW, THEREFOR BE IT RESOLVED**, that the Town Board authorizes this transfer from the Water Savings account to the North Road Capital Project account,

**FURTHER RESOLVED**, the Town Board approves the following budget amendments within the capital Project

HN5031 Interfund Transfer	\$300,000	
HN1440.2 Engineering		\$10,000
HN8340.2 Waterline		\$290,000

**FULLY RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Accountant I and the Water and Sewer Department.

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

**RESOLUTION #359-2022:**

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

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS IN THE LIGHTING FUND**

**WHEREAS**, connection fees were incurred in the Creekwood lighting district in the amount of \$181.00, the Redfield lighting district in the amount of \$362.00, and the Pintail lighting district in the amount of \$181.00,

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

From: SL1-5182.58 Creekwood Lighting	\$181	
To: SL1-5182.581 Creekwood Connection Fee		\$181
From: SL1-599 Appropriated Fund Bal	\$362	
To: SL1-5182.602 Redfield Connection Fee		\$362
From: SL1-5182.45 Pintail Lighting	\$181	
To: SL1-5182.451 Pintail Connection Fee		\$181

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

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

**RESOLUTION #360-2022:**

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

**RESOLUTION TO CONTINUE THE PUBLIC HEARING AND FURTHER DELIBERATIONS UPON THE FARMINGTON MARKET CENTER INCENTIVE REZONING ACTION TO TUESDAY EVENING, SEPTEMBER 27, 2022, COMMENCING AT 7:00 P.M. EASTERN DAYLIGHT SAVINGS TIME**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has by adopting Town Board Resolution Number 336 of 2022 (hereinafter referred to as Resolution) dated August 24, 2022, authorized Fisher Associates to review three (3) trip generation and trip distribution reports related to the environmental record under review by the Town Board for the Farmington Market Center (FMC) rezoning project; and

**WHEREAS**, said Resolution also continued the public hearing upon the above referenced Rezoning Action to tonight, Wednesday, September 13, 2022; and

**WHEREAS**, the Town Director of Planning & Development has tonight informed the Town Board that said trip generation and trip distribution report from Fisher Associates is not yet complete.

**NOW, THEREFORE BE IT RESOLVED**, the Town Board does hereby declare it to be in the best interests of the Town to table any further deliberations upon the FMC rezoning project, and does hereby move to continue the public hearing upon the above referenced Action to Tuesday evening, September 27, 2022, commencing at 7:00 p.m. Eastern Day Light Savings Time, in the Farmington Town Hall, 1000 County Road 8, Farmington, New York 14425.

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to provide a certified copy of this resolution to the identified involved agencies under the State Environmental Quality Review (SEQR) regulations thereby keeping them informed of the ongoing deliberations upon the proposed Action and the status of a pending determination of significance to be made under SEQR.

**BE IT FINALLY RESOLVED**, that the Town Clerk is hereby directed to provide certified copies of this resolution and the attachments thereto to the Applicant, the Applicant's Engineer and the Applicant's Attorney.

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

**RESOLUTION #361-2022:**

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

**APPROVAL TO AWARD A QUOTE TO BOBCAT OF THE FINGER LAKES 7216 PITTSFORD-PALMYRA ROAD FAIRPORT NY 14450 FOR ONE PRO TECH 10' RUBBER EDGE BACKHOE SNOW PUSHER PART# SP10B**

**WHEREAS**, The Town of Farmington Water & Sewer Superintendent recommends the award of the quote from Bobcat of the Finger lakes on Aug 31, 2022, for a Snow Pusher for our Cat Backhoe; and

**WHEREAS**, the Water and Sewer Superintendent has received two quotes for snow pushers Quote #1 Milton Cat \$7,485.10, Quote #2 from Bobcat of the Finger Lakes \$4,250.00; and

**WHEREAS**, The Water and Sewer Superintendent seeks to award the quote to Bobcat of the Finger Lakes At a cost not to exceed \$4,250.00 split 50%-50% between SS 8130.2 and SW1 8340.2; no therefore

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

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

**RESOLUTION #362-2022:**

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

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND**

**WHEREAS**, additional funding is needed for expenses in the General Fund,

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

Debit: A2725 VLT funding	\$10,000	
Credit: A6772.4 Program for Aging		\$200
Credit: A6772.41 Program for Aging – Salary		\$250
Credit: A1660.4 Storeroom Contractual		\$3325
Credit: A1430.4 Personnel Contractual		\$6125

**BE IT RESOLVED**, that the Principal Account Clerk performs the budget amendment,

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

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

**RESOLUTION #363-2022:**

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

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

**WHEREAS**, additional funding is needed in the Taxes & Assessments fund and the Sanitary Sewers – CE – Victor fund to cover Victor School invoices and future Victor sewer invoices and,

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

From: SS8120.1	Sanitary Sewer – PS	\$34,000.00
To: SS1950.4	Taxes & Assessments - CE	\$ 9,000.00
To: SS8120.4V	Sanitary Sewers – CE – Victor	\$25,000.00

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

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

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

**RESOLUTION #364-2022:**

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

Abstract 17 – 2022

***TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS***

<i>ABSTRACT NUMBER</i>		<i>17</i>	
<i>DATE OF BOARD MEETING</i>		<i>9/13/2022</i>	
<i>FUND CODE</i>	<i>FUND NAME</i>	<i>TOTAL FOR EACH FUND</i>	<i>VOUCHER NUMBERS</i>
A	GENERAL FUND	57,139.27	1617-1622,1624-1633,1635-1655,1657-1664,1666-1677,1686,1757
DA	HIGHWAY FUND	345,160.59	1643,1652,1669,1678-1685,1687,1689-1693,1695
HD	TOWN SIGNS CAP PROJECT	1,042.00	1658,1688
HB	BEAVER CREEK PARK	26,568.61	1656,1657
HH	ROUTE 332/96 WATERLINE	548.00	1657
HS	SIPP LINING CAPITAL PROJ	83,300.00	1755
HZ	TOWNLINE CAPITAL PROJECT	2,959.14	1694
HT	TOWNHALL CAPITAL PROJ	300.00	1634
HW	WATER TANK REPAIR	4,074.78	1750
SL1	LIGHTING DISTRICT	724.00	1665
SD	STORM DRAINAGE	2,658.80	1632,1652,1657,1734
SS	SEWER DISTRICT	1,044,270.71	1632,1639,1643,1647,1652,1657,1675,1696-1746
SW1	WATER DISTRICT	34,057.35	1632,1639,1643,1647,1652,1657,1675,1697,1707,1709,1710,1712,1715,1717-1719,1721,1725,1729,1730,1733,1734,1736-1741,1743,1746-1754,1756
TA200	PAYROLL DEDUCTIONS	114.80	
	<b>TOTAL ABSTRACT</b>	<b>\$ 1,602,918.05</b>	

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

**TRAINING UNDER \$100:** Dave Conti, Robin MacDonald, and Josh Fagner to attend the Packaged Treatment for Surface for Water Workshop in Avon, NY on September 21, 2022, at no cost.

**DISCUSSION:** Workshop – September 27<sup>th</sup> at 6:30 p.m. with Victor Central School Superintendent to discuss they purchase of the YMCA building.

**WAIVER OF THE RULE: No Objections**

**RESOLUTION #365-2022:**

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

**RESOLUTION ACCEPTING THE INVENTORY OF HIGHWAY MACHINERY, TOOLS AND EQUIPMENT**

**WHEREAS**, the Highway/Parks Superintendent has submitted the Inventory of Highway Machinery, Tools and Equipment as required by Highway Law, Section 142(3), now therefore be it

**RESOLVED**, the Town Board accepts the Inventory of Highway Machinery, Tools and Equipment, and further be it

**RESOLVED**, that the Town Clerk forward a copy of this Resolution to the Highway/Parks Department and the Accountant I.

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

**RESOLUTION #366-2022:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO FILL A POSITION IN THE PARKS DEPARTMENT**

**WHEREAS**, the Highway/Parks Superintendent has asked that he be allowed to fill the open position in the Parks Department at a rate of \$ 17.50 per hour, and

**WHEREAS**, it has been verified that Jeremy Hammond's application has been approved by Ontario County Human Resource Department, and

**RESOLVED**, that the Town Board authorizes the Highway/Parks Superintendent to fill the open position for the Parks Department with Jeremy Hammond and after completion of Town of Farmington Paperwork he will begin his employment, on September 26, 2022, and be it further

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

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

**RESOLUTION #367-2022:**

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

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR**

**FROM:       PARKS - PS – SEASONAL A-7110.11 - \$6,000**  
**TO:           PARKS - PS – OT - A-7110.12 - \$6,000**

**WHEREAS**, a budget transfer for the Parks Department is needed to fund year-end Overtime in the amount of \$6,000, 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:       PARKS - PS – SEASONAL A-7110.11 - \$6,000**  
**TO:           PARKS - PS – OT - A-7110.12 - \$6,000**

**BE IT FURTHER RESOLVED**, that the Account 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 Accountant I and the Highway/Parks Superintendent.

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

**RESOLUTION #368-2022:**

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

**RESOLUTION OF SYMPATHY FOR THE ALDRICH FAMILY**

**WHEREAS**, the Town Board was deeply saddened to learn of the untimely passing of Nathan Aldrich, Jr., on September 10<sup>th</sup>, 2022; and

**WHEREAS**, Nathan served as a member of the Farmington Town Board for 14 years;

**NOW THEREFORE BE IT RESOLVED**, that the Town Board adopts this resolution extending its sincere sympathy to the Aldrich 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 Nathan's family at 4828 Herendeen Road, Farmington, NY 14425.

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

**EXECUTIVE SESSION: None.**

With no further business before the Board, **Councilman Bowerman** offered a motion to adjourn the meeting at 7:33 p.m., seconded by **Councilman Casale**. Motion **CARRIED**.

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Michelle A. Finley, MMC, RMC -Town Clerk