

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 27TH day of August, 2024, at 7:00 PM, there were:

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

Also present in person: **Tim Ford** – Highway/Parks Superintendent, **Robin MacDonald** – Acting Water & Sewer Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Ron Brand** – Director of Planning & Development, **Bill Davis** – MRB Group, **Ed Hemminger** – Planning Board Chairman, **Adrian Bellis** – Planning Board Member, and **Hal Adams** – Agricultural Advisory Committee Chairman

Also present by telephone/video conferencing was: **Michael Phillips** – resident, and **John Piper** – Consultant

PUBLIC HEARINGS: None.

APPROVAL OF MINUTES:

A motion was made by **Councilman Holtz** and seconded by **Councilman Casale** that the minutes of the August 13, 2024, Town Board Meeting, that were previously given to members for review, be approved. Five Voting “Aye” (Holtz, Herendeen, Casale, Bowerman, and Ingalsbe). Motion **CARRIED**.

PRIVILEGE OF THE FLOOR: None.

PUBLIC CONCERNS: None.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Holtz reported:

Water & Sewer:

1. Discussed North Final Clarifier Panel Replacement.
2. Discussed roof repairs.
3. Discussed UV Bank A has a communication error – ordered driver rack, installation this week.
4. Discussed Lift Stations – routine maintenance.
5. Discussed Muni-link software – can now read 540 meters remotely.
6. Working on lead and copper inventory.
7. Topsoil/blacktop work.
8. Discussed resolutions on agenda.

Highway & Parks:

1. Highway- equipment maintenance, roadside mowing, removed a drive pipe on Payne Road, cut tree limbs that were hanging at 1142 Hook Road, trucks have been helping Canandaigua and Victor with paving, finished topsoil on Canandaigua Farmington Townline Road, topsoiled around catch basins at Hickory Rise, paved Doe Haven Drive, Bridle Path Lane and Belmont Drive and paved Farmington Road, Shortsville Road, and Sand Hill Road (south end).
2. Parks- mowing parks and trails, grooming ball fields, striped ball fields, striping crosswalks and stop lines, fire extinguisher inspections, unloaded new playground equipment for Pumpkin Hook Park, and Dan Ronk helped with flagging on Sandhill Road.
3. Buildings- Nothing.
4. Discussed resolutions on agenda.

Town Operations Committee: Councilman Bowerman reported:

1. Discussed resolutions on agenda.
2. Work continues on the Town’s TAP Sidewalk Grant Project. There was a little delay in the pedestrian/bicycle bridge, has now been approved by the NYS DOT, the bridge has been ordered but they are looking at 6 months for delivery of it. In the meantime, they are pouring the footers and foundation for the bridge to be set on. The contractor is continuing the concrete work, once that is completed, they will start the restoration on all of the lawns and driveways affected.
3. The Town’s Agricultural Advisory Committee is waiting for a draft of the overlay district map, hopefully to have it for their October meeting.
4. Town Staff continues working on updates to Chapter 165 of the Town Code.
5. Parks & Recreation Update Committee – next meeting will be September 9th at 6:30 p.m.
6. Some of the larger projects happening within the town might have to wait due to RG&E stating that they do not have the funds to expand services.

Town Finance Committee: Supervisor Ingalsbe reported: None.

Town Public Safety Committee: Councilman Holtz reported: None.

REPORTS OF TOWN OFFICIALS:

Supervisor Peter Ingalsbe reported:

1. Town budget process is nearly completed, thanked the department heads for their input. Tentative budget should be completed by September 6th and presented to the Town Board on September 10th.
2. Meeting with Town of Victor to discuss future recreation ideas including if they can share a community facility.
3. Reached out to local political leaders to bring their attention to RG&E letters to developers requesting millions of dollars to upgrade gas and electric services to parts of Farmington as RG&E does not have the funds to expand services here.
4. Ontario County – 2025 budget process.

Highway& Parks Superintendent Tim Ford reported:

1. Farmington Grove Park Update – installed light poles and they are operational.
2. Talked with Regional International regarding truck.

Town Clerk Michelle Finley reported: None.

Acting Water & Sewer Superintendent Robin MacDonald reported:

1. Brickyard Road Water Tank Update – scheduled pour for the tank tomorrow morning, spoke with Jim Fletcher about the road.

Code Enforcement Officer Dan Delpriore reported:

1. Busy issuing permits due to the hailstorm. Appreciates all the support from the Town Clerk's Office. As of today, 529 permits issues for the month.
2. Discussion on contractors working on Monday, Labor Day, Town Code does not allow it but since most of the contractors are not from around here or in another state, they probably do not know that it will be hard to get to all of them, suggested waiving that regulation, the Board agreed to waive it.

Director of Planning and Development Ron Brand reported:

1. Town Operations Report available on website and filed with the Town Clerk.
2. Sidewalk project is winding down with the pouring of concrete, they should be out of there this week.
3. Sky Solar project – Planning Board was given some reading material for the weekend.
4. MRB Group continues working on the overlay district.
5. Received notification from the owners of Farmington Commons that they will be paving and restriping the plaza and installing STOP signs, they are trying to address the speed of the traffic in the plaza.

Assessor Donna LaPlant reported: None.

Town Engineer Bill Davis reported:

1. Updated on the following projects: working on updating the Water & Sewer District Map, Brickyard Road Tank project, and still evaluating the lower the bidder qualifications for the Collett Road/Mertensia Road Waterman Replacement project.

Fire Chief reported: None.

Planning Board Chairman Ed Hemminger reported:

1. Next Meeting – September 4th - Fowler Family Trust, Sky Solar, DeHollander lot 4 project, and the Quaker Meeting House/Museum.

Zoning Board of Appeals, Thomas Yourch reported: None.

Recreation Advisory Board, Bryan Meck reported: None.

Recreation Director Mark Cain reported: None.

Ontario County Planning Board Member reported: None.

Conservation Board Chairperson reported: None.

Town Historian Donna Herendeen reported: None.

Swap Shop Update: Councilman Holtz reported: None.

Agricultural Advisory Committee Chairman Hal Adams:

1. Committee has finished the language portion of the overlay district; they have prepared a draft. He stated that this overlay district takes a pretty novel approach, in his opinion, he has not seen anything else like it from around the state that takes quite the same approach to farmland protection. He stated that it basically makes the town a steward of valuable and limited resources, the soils of the town. It takes a logical and limited approach to guiding the conversion of lands through development with the idea of minimizing the damage to farmland. Mr. Adams stated that they do not have a complete consensus on the committee, close but not full. He thinks it will be slightly controversial, there will have to be some good judgement used.

Councilman Bowerman commented that he thought the main purpose of that was for certain classified 1-4 soils, and once the third subdivision of a specific property has started it triggers the review process to see if the board is doing in a way that conserves as much farmland as possible but it is his understanding that the landowner is not held to that decision, they can still subdivide in their propose fashion, this doesn't force them to do that, is there a better way to build another lot to preserve as much farmland as possible, but if the landowner states that they do not want to then lets have the Planning Board look at it, see if there is a way to subdivide the lot and maintain tillable soils. He added that there is no mandate that states the landowner has to follow those guidelines, it just asks for a review to see if there is a better way to do it, he believes that it is his understanding what the conservation district intent is, it is not to put a mandate on the landowners but to take a look at it and see if there is a better way of doing it but ultimately it is the landowners decision. Mr. Adams replied that the mandate is the review of it.

COMMUNICATIONS:

1. Letter to the Town Supervisor from Kendall Larsen of the NYS DOH. Re: Public Water Supply – CFWD Completed Works Approval – Ingleside to Country Max Connection.
2. Letter to the Town Supervisor from Joseph Rulison of three+one. Re: Welcome.
3. Letter to Jay Tawil, Resident, from the Town Supervisor. Re: Final Payment Due.
4. Letter to Thomas Tribunella, Resident, from the Town Supervisor. Re: Final Payment Due.
5. Utica First Insurance Company Notice of Rescission. Re: Rabetoy Construction.
6. Certificates of Liability Insurance from: Buffalo Erie Sign & Lighting, LLC.
7. State Farm Insurance Company Additional insured notice of termination. Re: Spray In Place Solutions.
8. Letter from Berkovitch & Bouskila PLLC. Re: Delre bankruptcy.
9. Email from Niki Orbaker. Re: After hours event at Farmbrook Park.
10. Letter to Planning Board. Re: Sky Solar Project review comments and additional questions.
11. Letter from Town Supervisor to Dylan Falanga. Re: Payment due for meter pit replacement.
12. Letter from Town Supervisor to CFWD Residents. Re: CFWD requirements to meet the water service line inventory as outline by EPA.
13. Letter from Mercy Flight Central. Re: Thank you for financial support.
14. Letter from Assessor Donna LaPlant to Ontario County Real Property Tax Director. Re: Town's fee sharing request with Ontario County for defense costs.
15. Email to Senator Helming from the Town Supervisor. Re: RG&E Natural Gas & Electric Availability

REPORTS & MINUTES:

1. Project Review Committee Meeting Minutes – August 2, 2024.
2. Planning Board Meeting Minutes – August 7, 2024.

ORDER OF BUSINESS:**RESOLUTION #305-2024:**

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

RESOLUTION AUTHORIZING THE CONFIDENTIAL SECRETARY TO REGISTER FOR THE SHRM LEARNING SYSTEM FOR SHRM-CP CERTIFICATION

WHEREAS, the Confidential Secretary has requested to purchase the SHRM Learning System in order to prepare for the SHRM-CP Exam; and

WHEREAS, the SHRM Learning System for SHRM-CP Certification is priced at \$945.00 for SHRM Members; and

WHEREAS, the cost for the SHRM-CP Certification Exam is priced at \$335.00 for SHRM Members; now therefore

BE IT RESOLVED, That the Town Board of Farmington does hereby authorize the Confidential Secretary to purchase the SHRM Learning System in order to prepare for the SHRM-CP Exam at a cost not to exceed \$945.00; and

BE IT FURHER RESOLVED, that the Town Board of Farmington does hereby authorize the Confidential Secretary to register for the SHRM-CUP Certification Exam at a cost not to exceed \$335.00; and

BE IT FINALLY RESOLVED, that the Town Clerk forward copies of this resolution to the Accountant I and the Confidential Secretary.

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

RESOLUTION #306-2024:

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

RESOLUTION AUTHORIZING WAIVING THE BEAVER CREEK PARK PAVILION FEE FOR VICTOR CUB SCOUTS PACK 67

WHEREAS, Victor Cub Scouts Pack 67 is having their family picnic on September 7, 2024, and

WHEREAS, Victor Cub Scouts Pack 67 is requesting the fee for the Beaver Creek Park Pavilion be waived, now therefore be it

RESOLVED, the Farmington Town Board authorizes the waiving of the fee for the use of the Beaver Creek Park Pavilion on September 7, 2024 for the Victor Cub Scouts Pack 67 family picnic, and be it

FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution Adam Bull at awbull@gmail.com and the Accountant I.

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

RESOLUTION 307-2024:

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

ACCEPTING THE PLANNING BOARD'S AUGUST 21, 2024, RECOMMENDATION AND AUTHORIZING THE PARTIAL RELEASE (RELEASE NO. 2) FROM THE LETTER OF CREDIT ESTABLISHED FOR THE PHASE 2A PORTION OF THE HATHAWAY'S CORNERS INCENTIVE ZONING PROJECT

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has been informed by the Town Planning Board, in a memorandum dated August 21, 2024, of their recommendation for the Town Board accepting and approving the above referenced partial release of funds from the established letter of credit for this Phase 2A, the Hathaway's Corners Project, in the total amount of \$250,022.73; and

WHEREAS, the Town Board has also been provided the completed Town Surety Release Forms (Appendices G-1.1 and G-2.0) in accordance with the provisions of §144-32. A. of the Farmington Town Code; and

WHEREAS, the Town Engineers, in a letter dated March 25, 2024, from Lance S. Brabant to Ronald Brand, Town Director of Planning & Development, recommends the Town Board accept the above referenced partial release; and

WHEREAS, the Town Clerk has completed her review of the dollar amounts specified herein for the partial release of funds finding them to be accurate.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept the Planning Board's recommendation and authorizes the partial release of funds, release no. 2, from the Letter of Credit for the Phase 2A portion of the Hathaway's Corners Incentive Zoning Project, in the total amount \$250,022.73; and grants approval thereof.

BE IT FURTHER RESOLVED, that the Town Clerk having verified the total amount for this Letter of Credit is \$1,981,320.31, with \$357,165.82 remaining to complete the project.

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to sign and date the Letter of Credit Release Form G-2.0.

BE IT FURTHER RESOLVED, that the Town Clerk, is to provide copies of this resolution to: Matt Heilmann and David Orians, Town Construction Inspectors; 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 each of the following: Casey Saucke, Vice President, and Shawn Skivington, Applicants, S.B. 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, Holtz, Bowerman, and Casale), the Resolution was **CARRIED**.

RESOLUTION #308-2024:

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

ACCEPTING THE PLANNING BOARD'S AUGUST 21, 2024, RECOMMENDATION AND AUTHORIZING THE PARTIAL RELEASE (RELEASE NO. 3) FROM THE LETTER OF CREDIT ESTABLISHED FOR THE PHASE 2B PORTION OF THE HATHAWAY'S CORNERS INCENTIVE ZONING PROJECT

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has been informed by the Town Planning Board, in a memorandum dated August 21, 2024, of their recommendation for the Town Board accepting and approving the above referenced partial release of funds from the established letter of credit for this Phase 2B, the Hathaway's Corners Apartment Project, in the total amount of \$123,404.47; and

WHEREAS, the Town Board has also been provided the completed Town Surety Release Forms (Appendices G-1.1 and G-2.0) in accordance with the provisions of §144-32. A. of the Farmington Town Code; and

WHEREAS, the Town Engineers, in a letter dated August 7, 2024, from Lance S. Brabant to Ronald Brand, Town Director of Planning & Development, recommends the Town Board accept the above referenced partial release; and

WHEREAS, the Town Clerk has completed her review of the dollar amounts specified hereing for the partial release of funds finding them to be accurate.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept the Planning Board's recommendation and authorizes the partial release of funds, release no. 3, from the Letter of Credit for the Phase 2B portion of the Hathaway's Corners Incentive Zoning Project, in the total amount \$123,404.47; and grants approval thereof.

BE IT FURTHER RESOLVED, that the Town Clerk having verified the total amount for this Letter of Credit is \$537,641.91, with \$86,033.09 remaining to complete the project.

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to sign and date the Letter of Credit Release Form G-2.0.

BE IT FURTHER RESOLVED, that the Town Clerk, is to provide copies of this resolution to: Matt Heilmann and David Orians, Town Construction Inspectors; 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 each of the following: Casey Saucke, Vice President, and Shawn Skivington, Applicants, S.B. 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, Holtz, Bowerman, and Casale), the Resolution was **CARRIED**.

RESOLUTION #309-2024:

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

RESOLUTION AUTHORIZING TOWN CONTRIBUTION TO AN HSA

WHEREAS, the Town of Farmington has committed to contribute to employee HSAs for those enrolled in the Simply Bronze HSA health plan, and

WHEREAS, the Town will deposit 50% of the 2024 contribution mid-year, and the remaining in Dec of 2024, now therefore

BE IT RESOLVED, that the Town Board approves the contribution and electronic withdrawals for the following employee:

Daniel Wasson: single plan- \$1750 in Aug, \$1750 in Dec

BE IT FURTHER RESOLVED, that the Town Clerk forward copies of the Resolution to the Accountant I and the Supervisor's Office.

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

RESOLUTION #310-2024:

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

CONFIRMING RESOLUTION AUTHORIZING A MID-YEAR INCREASE FOR SUSAN SHAFER

WHEREAS, the Highway Superintendent has requested the following increase:

Susan Shafer \$.32/hour

WHEREAS, this increase will begin with Payroll #18 (August 18, 2024), and now therefore

BE IT RESOLVED, that the Town Board hereby grant a \$.32 per hour wage increase to Susan Shafer, and

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

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

RESOLUTION #311-2024:

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

RESOLUTION FOR THE SUPERVISOR TO SIGN THE PROFESSIONAL SERVICES CHANGE ORDER FROM SWBR FOR CONSTRUCTION DOCUMENTS AND BIDDING PHASES FOR THE RENOVATIONS IN THE LOWER LEVEL OF THE TOWN HALL

WHEREAS, resolution 66-2024 approved the proposal from SWBR for a total compensation for professional services for construction documents and bidding and negotiations at a cost not to exceed \$9,950,

WHEREAS, several items were added to the original scoping document including additional design work for mechanical upgrades, revised main entrance, increased size and lighting and door replacement to the existing vault, and replacement of service room door,

NOW, THEREFORE BE IT RESOLVED, that the Town Board approves the Supervisor to sign the professional services change order in the amount of \$6,500,

FULLY RESOLVED, that the Town Clerk forwards a copy of the signed change order to Michael Brown, Project Manager, SWBR, 387 East Main St, Rochester, NY 14604 and provides a copy of the resolution and the change order to the Accountant I, the Highway Department and the Building Department.

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

RESOLUTION #312-2024:

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

RESOLUTION AUTHORIZING THE TOWN BOARD TO APPROVE THE CLOSEOUT PAPERWORK FOR THE NORTH ROAD WATERMAIN REPLACEMENT, PH 4 & 5

WHEREAS, change order GC-01 has been submitted from the contractor for a decrease of \$283 from the original contract due to project quantity under including unused allowance,

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WHEREAS, MRB has provided the Town with the final payment application to Morsch Pipeline, Inc, as well as the closeout documentation including contractor's affidavit of payment of debts and claims, contractor's affidavit of release of liens, consent of surety to final payment, and contractor's affidavit for consent of surety company to final payment,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes change order GC-01, the final payment application and the closeout of the project,

FULLY RESOLVED, that the Town Clerk forwards a copy of the signed change and resolution to Melissa Liberatore, MRB Group, the Accountant I, the Water and Sewer department and the Supervisor of the Town of Canandaigua.

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

RESOLUTION #313-2024:

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

RESOLUTION APPROVING CHANGE ORDER GC-03 FOR ROADTEK, LLC CONTRACTORS FOR THE FARMINGTON GROVE PARK SITE IMPROVEMENT PROJECT

WHEREAS, the proposal for GC-03 was submitted by Roadtek for a cost increase of \$26,371 for remedies of unforeseen conditions including installation of crusher run, additional binder, excavating and hauling of backfill and boulders, and installation of a concrete riser,

NOW, THEREFORE BE IT RESOLVED, that the Town Board approves the cost increase to the project and the Supervisor to sign the GC-03 paperwork,

FURTHER RESOLVED, that the following budget amendment be completed within the capital project:

Debit: HP7110.2 Park Improvements	\$26,371	
Credit: HP 7110.21 Grove Park		\$26,371

FULLY RESOLVED, the Town Clerk forwards a copy of the resolution and the change order to Melissa Liberatore, MRB Group, the Highway Department and the Accountant I.

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

RESOLUTION #314-2024:

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

CONFIRMING RESOLUTION AUTHORIZING AN HOURLY WAGE INCREASE FOR JENNIFER GOODELL

WHEREAS, the Water and Sewer Acting Superintendent has requested that Jennifer Goodell hourly wage be increased to \$26.00/hour,

WHEREAS, this increase will begin with August 25, 2024 which falls during the second week of PR 18, and now therefore

BE IT RESOLVED, that the Town Board hereby grant the wage increase to Jennifer Goodell, and

BE IT FURTHER RESOLVED, that the Town Clerk provides copies of this resolution to the Water and Sewer Department, the Supervisor's Confidential Secretary, and the Accountant I.

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

RESOLUTION #315-2024:

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

ESTABLISHMENT OF A LETTER OF CREDIT – CREEKWOOD TOWNHOUSE PROJECT, PHASE 2, PINTAIL CROSSING - IN THE TOTAL AMOUNT OF \$ 637,399.00

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated August 21, 2024, from Edward Hemminger, the Chairperson of the Town Planning Board, recommending the Town Board take action to approve the establishment of a letter of credit for site improvements for the above referenced Project (hereinafter referred to as Action); and

WHEREAS, the provisions of the Town Code require that both boards (e.g., planning board's review and recommendation and town board's acceptance) actions are to be based upon their reviews and acceptance of the proposed Action from the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineers, which are contained in the Town Engineer's Letter dated April 16, 2024 and the completed Form G-1.0, Letter of Credit/Surety, on establishing said Letter of Credit; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the Planning Board's recommendation and approves the establishment of the above referenced letter of credit for this project, in the total amount of \$ 637,399.00 and directs the filing thereof with the Town Clerk's Office.

BE IT FURTHER RESOLVED, that the Town Clerk, upon receipt of the Letter of Credit from the Applicant's financial institution, is to complete the information missing on Appendix Form G-1.0 and to provide electronic copies thereof to the Town Engineer, the Town Director of Planning and Development, and the Town Code Enforcement Officer.

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BE IT FURTHER RESOLVED, that the Town Clerk, is to provide certified copies of this resolution to: David Orians and Matthew Heilmann, Town Construction Inspectors; 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 the Applicant's Engineer, Matthew Tomlinson, Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614; and to the Applicant, Evan VanEpps, Brickwood Management, 25 Silverlight Way, Rochester, New York 14624.

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

RESOLUTION #316-2024:

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

RESOLUTION AUTHORIZING HIRING OF AN ASSISTANT CODE ENFORCEMENT OFFICER

WHEREAS, the Building Department has identified the need to hire another Assistant Code Enforcement Officer, and

WHEREAS, the NYS Department of Civil Service has developed the Hiring for Emergency Limited Placement (HELP) Program to assist with filling critical positions, and

WHEREAS, the HELP Program removes the NYS Civil Service Exam requirements temporarily, and

WHEREAS, the Town has requested that Ontario County create another code enforcement officer position for the Town, and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the hiring and creating of a code enforcement officer position effective September 1, 2024, at a rate of \$22.00 per hour, and

BE IT FURTHER RESOLVED, that the Town Clerk provide copies of this resolution to the Building Department, the Accountant I, and Confidential Secretary.

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

RESOLUTION #317-2024:

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

RESOLUTION AUTHORIZING WAIVING DEVELOPMENT FEES FOR THE BRIDGES FOR BRAIN INJURY AT 1111 COUNTY ROAD 8.

WHEREAS, Bridges for Brain Injury is located at 1111 County Road 8 which will be submitted an application for a spherical use permit and site plan by the planning board,

WHEREAS, the Bridges for Brain Injury being a non-for-profit organization has requested the fees to be waived for all development applications which would include building permit fees, Highway permit fees, Planning Board fees, and Zoning Board fees, therefore be it

RESOLVED, the Farmington Town Board authorizes the waiving of the development fees for the Bridges for Brain Injury and be it

FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution to Bridges for Brain Injury at 5760 Duke of Gloucester Way Attn: Laura Donaldson, Dan Delpriore, Code Enforcement Officer and the Accountant I.

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

RESOLUTION #318-2024:

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

CONFIRMING RESOLUTION AUTHORIZING PAYMENT TO CINTAS FIRE

WHEREAS, Cintas Fire performed the Annual Emergency and fire extinguisher inspection for the Highway Campus, Salt Barn, Fuel Station, Park Shop, Mertensia Lodge, Town Court, Town Hall and Codes Department, and

WHEREAS, the total invoice is \$4,492.57,

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes the payment of Cintas Fire from the following expense codes:

Town Hall	\$1,039.63	A-1620.4
Town Court	\$ 523.50	A-1620.4
Codes Department	\$ 693.26	A-3620.4
Highway Campus	\$1,656.47	A-5132.4
Park Shop/Mertensia Lodge	\$ 579.71	A-7110.4

BE IT FURTHER RESOLVED, that the Town Clerk forward copies of the Resolution to the Highway/Parks Superintendent, and the Accountant I.

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

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RESOLUTION #319-2024:

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

RESOLUTION AUTHORIZING TIM FORD TO ATTEND 2024 FALL HIGHWAY CONFERENCE SPONSORED BY NEW YORK ASSOCIATION OF TOWN HIGHWAY SUPERINTENDENTS

WHEREAS, the Highway/Parks Superintendent, Tim Ford, will be attending the 2024 Annual Fall Highway Conference to be held at Holiday Valley Resort, in Ellicottville, NY from September 24 – September 27, 2024, and

WHEREAS, the charges will be expended from code A-5010.4 (Highway Admin - Contractual) at a cost not to exceed \$1,500, and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes his attendance at the Fall Highway Conference, and be it further

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

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

RESOLUTION #320-2024:

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

RESOLUTION AUTHORIZING CHANGE OF JOB TITLE IN THE WATER AND SEWER DEPARTMENT

WHEREAS, George Marshall was hired as an MEO in the Town of Farmington Water and Sewer Department on February 20, 2024, and

WHEREAS, George Marshall has applied for the Water Wastewater Maintenance Assistant position and been approved by Ontario County HR, now therefore

BE IT RESOLVED, that the Farmington Town Board acting on behalf of the Water and Sewer Department hereby authorizes the title change to Water Wastewater Maintenance Assistant with a pay increase to \$22.00 beginning on September 01, 2024, the Town's Payroll 19 for 2024, and

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

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

RESOLUTION #321-2024:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND

WHEREAS, the following amendment is needed in the General Fund to cover Engineering expenses,

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

Debit: A2725 VLT	\$35,000	
Credit: A1440.4 Engineering		\$35,000

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

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

RESOLUTION #322-2024:

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

RESOLUTION AUTHORIZING ADVERTISEMENT OF BIDS FOR FARMINGTON TOWN HALL LOWER LEVER RENOVATIONS

WHEREAS, the Farmington Town Hall lower level has been reviewed by Town staff and is need for renovations, and

WHEREAS, the Town has contracted with SWBR which has prepared the advertisement for bids as well as a draft bidding schedule

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes to go to bid for the Farmington Town Hall lower lever renovations with a bid opening on September 25, 2024, at 10 a.m., and

BE IT FURTHER RESOLVED, that the Town Clerk have the advertisement to bid published in the local newspaper and provide copies of this resolution to the Building Department, the Accountant I, Confidential Secretary, and SWBR Attn: Michael Brown 387 East Main Street Suite 500 Rochester NY 14604.

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

RESOLUTION #323-2024:

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

Abstract 16 – 2024

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

TO: MARCY DANIELS

FROM: J. MARCIANO

ABSTRACT NUMBER		<u>16</u>	
DATE OF BOARD MEETING		<u>8/27/2024</u>	
FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	148,787.48	1550-1556,1558-1563,1566,1568-1577,1579,1580,1582,1583,1585-1592,1594-1609
DA	HIGHWAY FUND	109,695.70	1535-1549,1552,1565,1569,1577,1594
HK	SIDEWALK CAP PROJ	1,890.00	1557
HN	NORTH RD CAP PROJ	20,819.04	1584,1585
HP	TOWN PARK IMPROVEMENTS	188,739.25	1578,1593
HV	MERTENSIA WATERLINE	2,625.00	1585
HW	WATER TANK REPAIR	327,928.92	1581,1585
HY	RT 332 & COLLETT	2,625.00	1585
SD	STORM DRAINAGE	3,331.87	1563,1565,1585, 1594
SF	FIRE PROTECTION DISTRICT	222,215.00	1567
SL1	LIGHTING DISTRICT	2,397.86	1588,1597
SS	SEWER DISTRICT	121,392.52	1504-1528,1534,1545,1552,1563,1565,1577,1585,1594
SW1	WATER DISTRICT	39,571.45	1504-1506,1511-1513,1515-1516,1518-1521,1526-1534,1545,1552,1563,1565,1577,1585,1594
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	7,972.26	1552,1564,1594
	TOTAL ABSTRACT	\$ 1,199,991.35	

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

DISCUSSION:

WAIVER OF THE RULE: No objection:

RESOLUTION #324-2024:

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

RESOLUTION AUTHORIZING THE REBUILD OF THE SECOND FINAL PUMP AT THE WASTEWATER TREATMENT PLANT

WHEREAS, the second final pump at the wastewater treatment plant has blown its seal, and

WHEREAS, it is the recommendation of public works to accept the quote from Koester to rebuild the second pump by replacing the seals and wear plate at a cost not to exceed \$9500 plus any additional shipping and handling charges, now therefore

BE IT RESOLVED, that the cost of the rebuild will be expended from account code SS8130.4, and

BE IT FULLY RESOLVED, that a copy of the resolution be supplied to the Water and Sewer department and the Accountant I.

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

TRAINING AT OR UNDER \$100.00: None.

EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Bowerman** offered a motion to adjourn the meeting at 7:30 p.m., seconded by **Councilman Casale**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk