

# TOWN OF FARMINGTON

## TOWN BOARD AGENDA

**January 22, 2019**

**PUBLIC HEARINGS:**

Local Law overriding the New York State Property Tax Cap for the 2020 Town Budget

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF MINUTES:**

Town Board Meeting January 8<sup>th</sup>, 2019

**PRIVILEGE OF THE FLOOR:**

Costich Engineers – Application for rezoning a 16-acre site from GB General Business to IZ Incentive Zoning.

Skandex

**PUBLIC CONCERNS:**

**REPORTS OF STANDING COMMITTEES:**

**REPORTS OF TOWN OFFICIALS:**

Supervisor  
Highway/Parks  
Town Clerk  
Water & Sewer  
Building/Zoning  
Planning Board  
Director of Planning & Development  
Town Engineer  
Assessor  
Recreation

**COMMUNICATIONS:**

1. Letter to the Town Board, Zoning Board of Appeals and Planning Board from Residents. Re: Delaware Solar Project.
2. Town of Victor Resolution No. 603-2018. Re: Authorization of payment to the Town of Farmington for Professional Services and upgrades to the Victor Sewer District Lift Stations PS-17 #7251 Gillis and PS-32 #7324 Willow Brook Road.
3. Letter to the Director of Development from Michael Montalto of Costich Engineering. Re: Farmington Market Center Incentive Zoning Application.
4. Ontario County Board of Supervisors Resolution No. 738-2018. Re: Authorizing an extension to the Intermunicipal Agreements with Ontario County Towns and Cities for Solid Waste Management Plan Implementation Projects.
5. NYS DEC confirmation of report submission for 2018 Pest Annual Report.

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6. Letter to Kevin Overton of Harris Beach from Louis D/Amato of Woods Oviatt Gilman. Re: MIII Enterprises, LLC and Carmen Laviano Revocable Trust.
7. Notice Under Mechanic's Lien Law for Account of Public Improvement. Re: Auburn Trail Connector Project.
8. Letter to the Director of Development from Tymothy Parmenter of Bonds Express. Re: Auburn Trail Connector Project.
9. Letter to the Town Clerk from Mary Gates of Ontario County Department of Finance. Re: 2018 Payment Detail Report.
10. Letter to the Town Supervisor from Residents. Re: Delaware Solar Project.
11. Letter to the Town Clerk from Tessa LaBrake of the Farmington Volunteer Fire Association. Re: New Members.
12. 2018 NYSAC Year in Review.
13. NYSAC 2019 Report.
14. Letter to the Town Supervisor from Tammy Luzzi of Ontario County Real Property Tax Services. Re: Senior Citizens; Persons with Disabilities; Alternative Veterans'; Cold War; Cold War Extension; Business Investment; and Solar/Wind Energy Exemption Options for 2019 Assessment Rolls.
15. Letter to the Planning Board from Kathleen and Gary Cook, Residents. Re: Delaware Solar Project.
16. Letter to the Town Clerk from Tessa LaBrake of the Farmington Volunteer Fire Association. Re: New Members.
17. Ontario County Planning Board Findings and Decisions. Re: Route 96 Transformative Corridor Infrastructure Plan, Comprehensive Plan Amendment.
18. Letter to the Town Supervisor from Lance Brabant of MRB Group. Re: Highway Garage Fueling Station Project, Wetland Delineation Report.
19. Article from Fredericksburg.com Re: Commentary: Protect Spotsylvania from mega solar industrial complex.
20. Letter to the Planning Board Chairman from Town Attorney, Jeffrey D. Graff. Re: Farmington Zoning Law Question.
21. NYS Department of Agriculture and Markets – Agriculture Districts Law §305 Notice of Intent to Undertake an Action Within an Agricultural District. Re: Delaware Solar Project.
22. Letter to the Town Board and Zoning Board of Appeals from Jean Parker, Resident. Re: Delaware Solar Project.
23. Letter to Lance Brabant of MRB Group from Travis Money of Diehlux, LLC. Re: Yellow Mills Road Solar Project.
24. Certificate of Liability Insurance from: Systems Development Group, Inc.; Econom Paving Co., Inc.; NVR, Inc.; Patio Enclosures; Integrated Power Systems.
25. Certificate of Workers' Compensation Insurance from: Patio Enclosures; Griffin Construction of New York State, Inc.

### **REPORTS & MINUTES:**

1. Monthly Report – Judge Lew – December 2018.

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2. Monthly Report – Judge Gligora – December 2018.
3. Report to Public Works and Town Operations – January 8, 2019.
4. Manchester Fire Department Incident Run Log – December 2018.
5. Agriculture Advisory Committee Meeting Minutes – December 20, 2018.
6. Planning Board Meeting Minutes – January 2, 2019.
7. Planning Board Organizational Meeting Minutes – January 12, 2019.

**RESOLUTIONS:**

1. Resolution authorizing adoption by the Town Board of the Town of Farmington of Local Law No. 1 of 2019 entitled “A local law to override the tax levy limit established in General Municipal Law §3-c” **ROLL CALL VOTE**
2. Resolution to override the tax levy limit on behalf of the special districts and/or fire protection districts for 2020. **ROLL CALL VOTE**
3. Resolution authorizing the acceptance of the request for a partial release of funds, Release #3, from the Letter of Credit for site improvements Route 332, MIII Incentive Zoning Project, Phase I, in the total amount of \$121,923.40.
4. Resolution authorizing acceptance of a Letter of Credit for approved site improvements Meyer’s RV Superstores of Farmington site, 6186 and 6200 State Route 96, in the total amount of \$357,134.72.
5. Resolution authorizing the Highway/Parks Superintendent to purchase a 2019 6CAM19STT Split Tilt Equipment Trailer at a cost not to exceed \$6,750.00.
6. Resolution authorizing Robin MacDonald and David Degear to attend 4 Hour NYS DEC Erosion and Sediment Control Training at a cost not to exceed \$100.00 each.
7. Resolution authorizing the Water & Sewer Superintendent to purchase run of bank (ROB) gravel for construction of an access road for the maintenance of sewer main and sewer manholes along County Road 41 to Beaver Creek Road behind the Finger Lakes Race Track at a cost not to exceed \$5.90 per ton.
8. Resolution requesting a report and recommendation from the Town Planning Board regarding petition to rezone parcels of land, Tax Map #29.00-01-39, 29.00-01-40 and 29.00-01-41.1, which comprise 18.3 acres of land from GB General Business to IZ Incentive Zoning for development of the Farmington Market Center Incentive Zoning Project.
9. Resolution authorizing the transfer of funds from the 2015 VLT Capital Reserve Account once the public referendum period is complete.

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10. Resolution authorizing the transfer of funds to the Sewer Equipment Building Reserve and the Water Equipment Building Reserve.
11. Resolution authorizing the Water & Sewer Superintendent to purchase one (1) new and unused 2019 6-Ton Cam Model 6CAM820DO Standard Duty 13,800 GVWR Deckover Construction Trailer at a cost not to exceed \$7,541.00.
12. Resolution accepting a two-year maintenance bond from Western Surety Company, on behalf of Victor Excavating, Inc., for a partial surety of the work completed in Phase 1 of the Redfield Grove Incentive Zoning Project; directing Victor Excavating to acquire an additional two-year maintenance bond in the total amount of \$4,184.20 to cover work that has been completed since the original maintenance bond was requested and acquired; and directing the Town Code Enforcement Officer to not issue any additional Certificates of Occupancy on dwelling units now under construction in Phase 1 until the second two-year maintenance bond has been filed with the Town Clerk's Office.
13. Resolution authorizing expending money from the General Fund for the purchase of property at 130 Hook Road at an amount not to exceed \$30,000.00.
14. Resolution authorizing the Building Department to use EBizDocs for converting microphish and Building Department records at a cost not to exceed \$2,500.00.
15. Resolution authorizing the Town Supervisor to sign Change Order #2 with Secor Building Solutions at an increased amount of \$11,322.00 for additional electric and HVAC work for the Swap Shop Pole Barn.
16. Resolution authorizing Code Enforcement Officer, Dan Delpriore to attend the Monroe County Fire Marshals training on October 22<sup>nd</sup> – 25<sup>th</sup> at a cost not to exceed \$176.00.
17. Abstract 2-2019

| <b>FUND</b>      |   | <b>FUND NAME</b> | <b>TOTAL FOR EACH FUND</b> | <b>VOUCHER NUMBERS</b>   |
|------------------|---|------------------|----------------------------|--|
| <b>FUND CODE</b> |   |                  |                            |  |
| A                | GENERAL FUND                                |                  | 92,062.52                  | 30-79,81,137-138   |
| CW               | LOCAL SOLID WASTE MANAGEMENT                |                  | 401.56                     | 35   |
| DA               | HIGHWAY FUND                                |                  | 52,521.94                  | 51,52,64,67,80, 82-93,137-138  |
| HN               | NORTH RD CAP PROJ                           |                  | 240.00                     | 64   |
| HS               | PUMP STATION 2                              |                  | 4,880.00                   | 64   |
| HW               | WATER TANK REPAIR                           |                  | 3,161.00                   | 32,64  |
| HZ               | TOWNLINE CAP PROJ                           |                  | 720.00                     | 64   |
| SD               | STORM DRAINAGE                              |                  | 1,833.86                   | 64,137   |
| SF               | FIRE PROTECTION DISTRICT                    |                  | 253,681.84                 | 40,58,77   |
| SS               | SEWER DISTRICT                              |                  | 47,470.54                  | 32,55,64,80,94-122,137-138   |
| SW1              | WATER DISTRICT                              |                  | 23,206.06                  | 32,55,64,94,97,<br>101,102,104,105,107,108,112,114-<br>117,122-134,136-138 |
| TA200            | PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86) |                  | 7,347.43                   | 40,101,102,135.137-138   |
|                  | <b>TOTAL ABSTRACT</b>                       |                  | \$ 487,526.75              |  |

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**TRAINING UNDER \$100:**

1. Dave Degear, Peter Ingalsbe, Robin MacDonald, Paul Fleig, Tom Parker, Mike Abraham, Jr. and David Orians to attend the Finger Lakes Water Works Conference Annual Meeting on Thursday, February 7, 2019 in Geneva, NY at a cost not to exceed \$32.00 per person.

**DISCUSSION:** 2019 Proposed Legislative Program – Association of Towns.

**EXECUTIVE SESSION:**

1. Discussion regarding proposed, pending or current litigation.
2. Discussion regarding the proposed acquisition, sale or lease of real property.

**WAIVER OF THE RULE**

1. Resolution authorizing the hiring of a Part-time Clerk at a rate of \$14.25 per hour.
2. Resolution authorizing granting of a temporary access easement to Empire Pipeline, Inc.

**ROLL CALL VOTE**

3. Resolution authorizing the Code Enforcement Officer to purchase one (1) new and unused 2019 Ford F-150 Super Crew Cab 4x4 ½ ton pick-up with 5.5' box under the Onondaga County Bid Contract 8771-2019.