

At the Farmington Town Board Meeting, held in the Town Hall on the 28<sup>th</sup> day of January 2020, 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 were: **Don Giroux** – Highway/Parks Superintendent, **Dan Delpriore**- Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, **Adrian Bellis** – Planning Board Member, **Ed Hemminger** – Planning Board Chairman, **Bill Davis** – MRB Group, and **Michelle Nicodemus** - Assessor.

Also the following residents were in attendance: Bonnie Lew, Helen Crown, Gary and Susan Ball, Bill Allen, Elizabeth Mitchell, Jon Streber, Harlan Wetherby, Anthony and Roena Carter, Paul Barclay, Susan and John Leisenring, Jeff Jakubowski, Andrea Francis, Karen Kasprzak, Jane Barry, Clint Stevens, Jon Potter, John S., Dorine Gautey, Denice Deters, David Younis, Sara Hall, Terry B., Chris Callari, Brian and Karen Byrne, Michael Dixon, Chris Godly, and Connor Shevlin.

### **PUBLIC HEARINGS- Tax Cap Override**

Supervisor Ingalsbe opened the public hearing at 7:00 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe stated that at the last meeting the Town Board approved the setting of a public hearing for tonight to override the tax cap which was long before the Governor announced his budget. Supervisor Ingalsbe started out with a little history regarding the tax cap override. He stated that June 24, 2011, Chapter 97 of the Laws of 2011 was signed into law by Governor Cuomo, the tax limitation applies to all towns and villages, counties and schools (editorial in the Nov/Dec 2011 Associations of Towns magazine) and it also implies to all improvement districts as apparent in the town tax levy. He added that part of that history, because of the new law, the very first resolution the Town Board did was back in October 2011 for fiscal year 2012. He added that every year after that, the town has done the same resolution in January or February for every preceding year. Supervisor Ingalsbe stated that this local law will be for 2021 budget year. He added that the formula is very complicated and there is a whole page of criteria that the Account Clerk has to fill in in order to get to a bottom line number. He added that over the last six years the budgets have been three years over the tax cap and three years under the tax cap. He added that the town tax rate in the General and Highway Funds for 2013 was \$1.10 per thousand, 2014 went up a penny to \$1.11 per thousand, 2015 through the current year 2020 the tax rate had stayed the same at \$1.10 per thousand. Supervisor Ingalsbe stated that the resolution that they have done in the past and right now to override the tax cap really doesn't a whole lot to do with the tax rate. He added that the highest tax rate he could find was \$1.45 per thousand, in 2002 it was \$1.40, and now we are at a \$1.10. He stated that the water tax rate in 2002 was \$1.03 per thousand and now they are at \$.75 per thousand; fire protection is 2002 was 73 ½ cents per thousand, last year was \$.64 and for 2020 it is down to \$.60 per thousand. Supervisor Ingalsbe stated that the budget tracks 38 separate funds. The budget process starts in June or July and has to be adopted by November 20<sup>th</sup> of every year. The town has never rescinded the tax cap resolution in all these years because they never know when the State Comptrollers office will want to come in and do an audit. He added that every town and even the county does this resolution this time of year.

Councilman Bowerman stated that what he has heard is that many think this is a law to raise property taxes and that is not the case, it is merely a resolution the Town Board has done for many years just in case they do go over the tax cap and in three of those past six years when they have gone over the tax cap, the tax rate changed maybe by a penny or two.

Supervisor Ingalsbe asked if anyone want to speak for or against this proposed local law. Mr. Dave Younis, resident, commented on the Governor's news that the 2021 budget will exclude VLT monies and in this particular incidence he is a little more sensitive to a resolution than in previous years. He is curious to see if any analysis has been done at this point regarding the loss of this revenue. Supervisor Ingalsbe responded that it is too new and that this budget came out before that news and the board hasn't study it yet but he does have a meeting Friday with Finger Lakes Gaming and Racing and the County Administrator, Victor Town Supervisor Marren who is the Chairman of the Board of Supervisors for Ontario County and Senator Pam Helming to discuss fighting the VLT and putting it back in the Governor's budget. He added that the Governor has until February 20<sup>th</sup> to put anything back in the budget but if it's not put back in by then it will be up to the legislator to put it back in. He said what they have going for them is this affects 8 counties and 15 municipalities and everyone of them will be reaching out to their state legislators or assembly asking for this money to be put back in.

Supervisor Ingalsbe stated that some of the communities put that money as part of their operating expense in their budget, the town does not do that, the town sets that money aside for special projects then if the town needs a little bit to offset the tax rate they can use it. He added that they town still has part of 2017, all of 2018 and 2019 money that they haven't spent yet. He added that they haven't spent all of 2016 but it is in capital projects and half of 2017 is in capital projects. He explained that capital projects are highway funds to rebuild Townline Road which the cost is shared with Canandaigua, Beaver Creek Park, Mertensia Lodge, Highway Campus, Town Court Facility, and the Town Hall Expansion and Renovation project. No tax increase due to using VLT monies. He added that with the existing money the town has they are not going to spend it foolishly, they are going to put it towards capital projects, if they money dries up then they do less capital projects, and if they have to raise the tax down the road to put more money into the highway and parks, safety things, they are diligent on the budget, staff is all involved in the process.

Supervisor Ingalsbe closed the public hearing at 7:17 p.m.

Supervisor Ingalsbe stated that there is a short survey online for the Comprehensive Plan update.

**APPROVAL OF MINUTES:**

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz**, that the minutes of the January 14, 2020, Town Board Meeting, and given to members for review, be approved.

All Voting “Aye” (Herendeen, Holtz, Bowerman, Casale, and Ingalsbe). Motion Carried.

**PRIVILEGE OF THE FLOOR:**

**PUBLIC CONCERNS: None.**

**REPORTS OF STANDING COMMITTEES:**

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

1. Discussed North Gate Install.
2. Discussed Lockport UV tour.
3. Discussed Plant Generator.
4. Discussed Boiler.
5. Discussed SCADA work.
6. Discussed UV Replacement.
7. Discussed Vaughn Pump Conduit Box.
8. Discussed RG&E lighting contractors.
9. Watermain breaks – none.
10. Discussed Beaver Creek Park.
11. Discussed ongoing water main replacement.
12. Discussed repairs for pressure reducing valve #6.
13. PS-2 work started.
14. Discussed resolutions on agenda.

**Highway & Parks:**

1. Highway- plowing roads, salting roads, equipment maintenance, trimming trees and brush in road right of ways, truck maintenance, and inventory of signs.
2. Parks- building and park maintenance, plowing and salting of roads, equipment maintenance, inspected the Auburn Trail.

**Town Operations Committee: Councilman Bowerman reported:**

1. Discussed resolutions on agenda.
2. Discussed Delaware River Solar, Lyons National Bank, Beaver Creek Park Project, and Hathaways Corners project.

**Town Personnel Committee: None.**

**Town Finance Committee: Supervisor Ingalsbe reported: None.**

**Town Public Safety Committee: Councilman Holtz reported: None.**

**REPORTS OF TOWN OFFICIALS:**

**Supervisor Peter Ingalsbe reported:**

1. Serves on the County Taskforce Committee for Open Space and Security.
2. Discussed Youth Court using our Town Court Facility.
3. Working on closing out 2019 books.
4. Discussed the 284 Agreement.

**Highway& Parks Superintendent Giroux reported:**

1. Discussed busy with plowing and salting and maintenance of equipment.

**Town Clerk Michelle Finley reported:**

1. Update on taxes collected to date: little over 4.4 million.

**Water & Sewer Superintendent Robin MacDonald reported: None.**

**Code Enforcement Officer Dan Delpriore reported:**

1. Busy updating commercial files.
2. Scanning grant update – Application deadline is March 13<sup>th</sup>.
3. Submitted Part 1203 report to State.

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

1. Report on file and on the website. 32 projects.

Doreen Gaurlty., resident, asked if the town was getting a benefit for the RG&E substation or is it solely for the town. Mr. Brand replied that the improvements that are happening now are specifically to benefit the pumping station.

**Assessor Michelle Nicodemus reported:**

1. Busy collecting exemptions and answering questions.

**Town Engineer reported: Bill Davis reported:**

1. Update on projects: Manhole Rehab Project, Beaver Creek Park design, ADA improvements at the parks, Sewer Study at pumpstation #1, Mertensia Road Sewers, Brickyard Road Tank Project, Boiler upgrades, water improvements at Mertensia and Rt. 96.

**Fire Chief reported: None.****Planning Board Chairman Ed Hemminger reported:**

1. Next Meeting –Feb. 5<sup>th</sup> – Loomis Road Self Storage, LOC Releases
2. Feb 19<sup>th</sup> meeting – Delaware River Solar.

**Zoning Board of Appeals Tim Delucia reported: None.****Recreation Advisory Committee Bryan Meck 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: None.****Agricultural Advisory Committee Chairman Hal Adams: None.****COMMUNICATIONS:**

1. Letter to the Town Supervisor from Guardian Asset Management. Re: Foreclosure on 6194 Creekview Trail.
2. Letter to the Town Supervisor from Sheryl Robbins of the NYS DOH. Re: Finger Lakes Water Works Conference.
3. Crown Castle Payment Direction Form.
4. Letter to the Town Supervisor from Sheryl Robbins of the NYS DOH. Re: Public Water Supply, Community Water Systems, Non-Community Non-Transient Water Systems – 2020 Sampling Requirements.
5. Email from the Town Supervisor to Jeff Graff. Re: Engineering Report and drawing for the Collett Road access to Town Highway Campus.
6. Letter to the Town Supervisor from the US Census Bureau. Re: Boundary Validation Program (BVP).
7. Certification of Administrative Records. Re: Concerned Citizens of Farmington v. Town of Farmington, Town of Farmington Planning Board, Delaware River Solar.
8. Letter to the Planning Board from Ken Walton, President, of the Farmington Volunteer Fire Association, Inc. Re: Proposed donation of land to the Fire Association for future station #3.
9. Highway Department Run Report for January 16<sup>th</sup> – January 17<sup>th</sup>, 2020.
10. NYS DOL Public Work Construction Project Article 8 Section 2020. Private and Public work payroll records.
11. Email from the Code Enforcement Officer to Resident, Bryan Adams. Re: Always Locked Self Storage.
12. Letter to the Town Supervisor from Edward Hampston of the NYS DEC Division of Water. Re: NY-Alert for the collection Farmington (T) STP, POSS/POTW ID – NY0023531.
13. Letter to the Town Supervisor from Mary Krause, County Administrator. Re: Ontario County Youth Court.
14. Genesee Finger Lakes Regional Planning Council Meeting Minutes – Thursday, December 12, 2019.
15. Letter to the Town Supervisor from Sue Mook of Ontario County Public Health. Re: Ontario County Rabies Program.
16. Letter to DiFelice Developemtn, Inc. from Michael Bojko of RG&E. Re: Natural gas availability for Redfield Grove Section 2A.
17. Letter to the Town Clerk from Tess LaBrake of the Farmington Volunteer Fire Association. Re: New Member(s).
18. Certificates of Liability Insurance from: NVR, Inc.; Chrisantha Construction Corporation; Iversen Construction Corp.; Anh Le Construction, Inc.

**REPORTS & MINUTES:**

1. 2020 Farmington Planning Board Rules of Procedure.
2. Report to Town Public Works and Town Operations for Town Board Meeting on January 14, 2020.
3. Planning Board Organizational Meeting Minutes – January 8, 2020.
4. Planning Board Meeting Minutes – December 18, 2019.
5. Farmington Senior Citizens Meeting Minutes – January 6, 2020.

**ORDER OF BUSINESS:****RESOLUTION #68-2020:**

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

**RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF FARMINGTON OF LOCAL LAW NO. 1 OF 2020**

**WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Farmington for a public hearing to be held by said Town Board on January 28, 2020, at 7:00 p.m. at Farmington Town Hall, 1000 County Road 8, Farmington, New York, to hear all interested parties on a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

**WHEREAS**, notice of said public hearing was duly advertised in the official newspaper of the Town of Farmington, on January 17, 2020 and all other notices required by law to be given were properly served, posted or given; and

**WHEREAS**, said public hearing was duly held on January 28, 2020, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

**WHEREAS**, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interest of the Town of Farmington to adopt said Local Law.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Farmington hereby adopts said Local Law No. 1 of 2020, entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c", a copy of which is attached hereto and made a part of this resolution, and be it further

**RESOLVED**, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Farmington, and to give due notice of the adoption of said local law to the Secretary of State of New York.

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

**RESOLUTION #69-2020:**

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

**RESOLUTION- SPECIAL DISTRICTS AND/OR FIRE PROTECTION DISTRICTS – TAX CAP OVERRIDE**

**WHEREAS**, the Town Board of the Town of Farmington is the governing body of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof; and

**WHEREAS**, it is the intent of this resolution to override the limit on the amount of real property taxes that may be levied by the Town of Farmington, on behalf of the aforesaid special districts and/or fire protection districts, pursuant to General Municipal Law §3-c, and to allow the Town of Farmington, on behalf of the aforesaid special districts and/or fire protection districts, to adopt a budget for the fiscal year 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c; and

**WHEREAS**, this resolution is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Farmington, County of Ontario, is hereby authorized to adopt a budget for the fiscal year 2021 on behalf of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

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

**RESOLUTION #70-2020:**

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

**RESOLUTION AUTHORIZING TOWN HALL AND HIGHWAY/PARKS COMPUTER UPGRADES FOR 2020**

**WHEREAS**, the 2020 budget has identified the need to replace five computers at the Town Hall and up to five computers for the Highway/Parks Department; and

**WHEREAS**, Keyser Computer Services provided the lowest quotes (Estimates #649 and #657), now therefore be it

**RESOLVED**, that the Town Board authorizes the purchase of five computers for the Town Hall and up to five computers for the Highway/Parks Department at a cost not to exceed \$5,600.00 for the Town Hall and \$6,800.00 for the Highway/Parks Department, and

**BE IT FURTHER RESOLVED**, that the Town Clerk provide a copy of this resolution to the Principal Account Clerk, Highway Superintendent and Shane Keyser of Keyser Computer Services.

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

**RESOLUTION #71-2020:**

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

**A RESOLUTION ACCEPTING A LETTER OF CREDIT IN THE TOTAL AMOUNT OF \$48,542.00 AND DIRECTING THE FILING OF SAID SURETY WITH THE TOWN CLERK'S OFFICE; AND REQUESTING THE PLANNING BOARD'S RECOMMENDATION THEREON FOR THE APPROVED SITE IMPROVEMENTS WITHIN THE MICROTEL INDUS GROUP PROJECT LOCATED AT 1290 STATE ROUTE 332**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a request from Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C., the Town Engineers, dated January 13, 2020, to accept a Letter of Credit Estimate for certain site improvements to be dedicated to the Town, that are to be located upon property that is being developed as the Microtel Indus Group Project; and

**WHEREAS**, Town Code, Chapter 165, Section 33. C., requires a form of surety to be established for all proposed site improvements that are to be offered to the Town for dedication.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby accept the amount of the above referenced Letter of Credit, in the total amount of \$48,542.00.

**BE IT FURTHER RESOLVED**, that the Town Board requests the Town Planning Board's review and recommendation upon this proposed Letter of Credit to be conducted at their next meeting on Wednesday, January 15, 2020.

**BE IT FURTHER RESOLVED**, that said Letter of Credit is to be filed in the Office of the Town Clerk prior to the scheduling of a Pre-Construction Meeting by the Town Code Enforcement Officer.

**BE IT FINALLY RESOLVED**, that the Town Clerk is hereby directed to provide certified copies of this resolution to the following parties: Farmington Town Board; Farmington Town Clerk; Farmington Town Principal Account Clerk; Farmington Town Code Enforcement Officer; Farmington Construction Inspector; Farmington Town Engineers, MRB Group, D.P.C., Attn: Lance S. Brabant, 145 Culver Road, Suite 160, Rochester, New York 14620; Matt Bucci, Indus Hospitality Group, 950 Panorama Trail South, Rochester, New York 14625; John Ott, Indus Hospitality Group, 950 Panorama Trail South, Rochester, New York 143625; and Matt Tomlinson, P.E., Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614.

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

**RESOLUTION #72-2020:**

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

**RESOLUTION WAIVING THE RESERVATION FEE FOR 1816 FARMINGTON QUAKER MEETINGHOUSE**

**WHEREAS**, the 1816 Farmington Quaker Meetinghouse has requested the use of Mertensia Lodge on September 12<sup>th</sup>, 2020 for an event, and

**WHEREAS**, they have asked that the reservation fee be waived, therefore be it

**RESOLVED**, that the Farmington Town Board waives reservation fee for the Mertensia Lodge on September 12<sup>th</sup>, 2020 for the Farmington 1816 Quaker Meetinghouse for an event, and be it

**FURTHER RESOLVED**, that the Town Clerk provide copies of this resolution to Kathy Hendrix at kbhendrix@aol.com.

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

**RESOLUTION #73-2020:**

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

**AUTHORIZATION TO PURCHASE NEW, ITRON 100W+ PIT ERT MOLDULE FOR VARIOUS LOCATIONS WITHIN THE CANANDAUGUA-FARMINGTON WATER DISTRICT**

**WHEREAS**, in 1998 the Farmington Water and Sewer Department was authorized by Board Resolution #153-98 and #154-98 to make improvements to its billing and meter-reading capabilities, and

**WHEREAS**, the Water and Sewer Department has purchased and installed New Billing Software including the Itron Automated Meter Reading System for usage of the CFWD, and

**WHEREAS**, in 1998 the Water and Sewer Superintendent was authorized by Resolution #201-98 to begin a CFWD Meter Replacement Program with standardization of the purchase of the Badger and Itron AMR System, and

**WHEREAS** written quote #7827 dated January 13, 2020 has been received from Gottogo Electric who is now the Area Representative for Itron for the following readers:

72 each ITRON 100W+ PIT ERT MOLDULE DUAL PORT #ERW-1300-402 at a cost of \$78.00 each for a total cost of \$5,616.00

1 Freight Plus UPS for a total cost of \$75.00

**NOW, THEREFORE BE IT RESOLVED**, that the Farmington Town Board acting on behalf of the Canandaigua–Farmington Water District (CFWD) hereby authorizes the Water and Sewer Superintendent to purchase ITRON 100W Modules from Gottogo Electric Inc. 7865 East Main Road Leroy, New York for at a total cost not to exceed \$5,691.00, and

**BE IT FURTHER RESOLVED**, that funding for the purchase of ITRON 100W Modules is appropriated in the approved 2020 Budget under expense line SW1-8340.41 (Contractual Meters), and

**LASTLY LET BE IT FURTHER RESOLVED**, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, and the Principal Account Clerk.

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

**RESOLUTION 74-2020:**

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

**AUTHORIZATION TO PURCHASE NEW BADGER WATER METERS, ITRON METER READER ENCODERS WITH INLINE CONNECTORS FOR VARIOUS LOCATIONS WITHIN THE CANANDAUGUA-FARMINGTON WATER DISTRICT**

**WHEREAS**, in 1998 the Farmington Water and Sewer Department was authorized by Board Resolution #153-98 and #154-98 to make improvements to its billing and meter-reading capabilities, and

**WHEREAS**, the Water and Sewer Department has purchased and installed New Billing Software including the Itron Automated Meter Reading System for usage of the CFWD, and

**WHEREAS**, in 1998 the Water and Sewer Superintendent was authorized by Resolution #201-98 to begin a CFWD Meter Replacement Program with standardization of the purchase of the Badger and Itron AMR System, and

**WHEREAS** written quote #Q130037 dated January 9, 2020 has been received from Schmidt’s Wholesale, Inc. who is now the Area Representative for Badger and Itron for the following water meters and readers as follows:

48 each Badger 25, 5/8x3/4” bare meters less encoder at a cost of \$57.2917 each for a total cost of \$2,750.00

80 each Badger 55, 1” bare meters less encoder at a cost of \$140.25 each for a total cost of \$11,220.00

48 each Badger RCDL25 HR-E Encoder at a cost of \$87.5417 each for a total cost of \$4,202.00

40 each Badger RCDL55 HR-E Encoder at a cost of \$87.5417 each for a total cost of \$3,501.00

**NOW, THEREFORE BE IT RESOLVED**, that the Farmington Town Board acting on behalf of the Canandaigua–Farmington Water District (CFWD) hereby authorizes the Water and Sewer Superintendent to purchase various Badger/Itron water meters from Schmidt’s Wholesale, Inc. Post Office Box 5100, Monticello, New York for at a total cost not to exceed \$22,673.67, and

**BE IT FURTHER RESOLVED**, that funding for the purchase of water meters is appropriated in the approved 2019 Budget under expense line SW1-8340.41 (Contractual Meters), and

**LASTLY LET BE IT FURTHER RESOLVED**, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, and the Principal Account Clerk.

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

**RESOLUTION #75-2020:**

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

**RESOLUTION AUTHORIZING THE TOWN OF FARMINGTON ZONING OFFICER, JOHN WEIDENBORNER TO ATTEND THE MONROE COUNTY FIRE MARSHALS & INSPECTOR SEMINAR AT WEST WEBSTER FIRE DEPARTMENT ON MAY. 19th THROUGH THE 21st**

**WHEREAS**, The Town Code Enforcement Officers are required to receive 24 hours of annual training and Monroe County Fire Marshals and Inspectors Association is providing certified training; and

**WHEREAS**, The Zoning officer, John Weidenborner, has requested approval to attend said training at a cost not to exceed \$175.00 per person for the 3-day conference;

**NOW THEREFORE, BE IT RESOLVED**, That the Town Board of Farmington does herein approve the attendance of John Weidenborner to the Monroe County Fire Marshals & Inspectors Seminar at a cost not to exceed \$175.00.

**BE IT FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk and the Building Department.

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

**RESOLUTION 76-2020:**

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

**RESOLUTION AUTHORIZING THE TOWN OF FARMINGTON CODE ENFORCEMENT OFFICERS, DANIEL DELPRIORE AND AUGUST GORDNER TO ATTEND THE FIRE MARSHALS & INSPECTOR SEMINAR AT THE FIRE ACADEMY ON OCT. 27th THROUGH THE 30th**

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

**WHEREAS**, The Code Enforcement officers, Daniel Delpriore & August Gordner has requested approval to attend said training at a cost not to exceed \$176.00 each person which will include all meals and lodging at the fire academy for the 3.5-day conference;

**NOW THEREFORE, BE IT RESOLVED**, That the Town Board of Farmington does herein approve the attendance of Daniel Delpriore and August Gordner to the State Fire Marshals Seminar at a cost not to exceed \$176.00 per person.

**BE IT FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk and the Building Department.

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

**RESOLUTION #77-2020:**

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

**RESOLUTION AUTHORIZING THE ABANDONMENT OF A STORM DRAINAGE EASEMENT TO THORNVIEW, INC.**

**WHEREAS**, the Town of Farmington was granted a storm drainage easement by Thornview, Inc., which was recorded in the Ontario County Clerk's Office on October 1, 1987 in Liber 868 of Deeds at page 134 (hereinafter, the "Easement"); and

**WHEREAS**, Farmington Gardens II Associates LLC ("Owner") has identified itself to the Town as the successor owner to Thornview, Inc. of the property that is burdened by the Easement; and

**WHEREAS**, the Owner, through its agents, has requested that the Town abandon the Easement due to the fact that the Easement is no longer needed because the work that the Easement was intended to be used for never proceeded; and

**WHEREAS**, Town of Farmington officials have confirmed that the Town no longer needs the Easement because the work that the Easement was intended to be used for never proceeded and, therefore, have recommended to the Town Board that the Town release and abandon all rights of the Town in the Easement.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Farmington does hereby approve the release and abandonment of the Easement; and be it further

**RESOLVED**, that the Town Supervisor shall be and hereby is authorized to execute the attached Abandonment of Easement Declaration, effectively and wholly releasing and abandoning the Easement; and be it further

**RESOLVED**, that the Abandonment of Easement Declaration be forwarded to the Attorney for the Town to be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by Town, and be it further

**RESOLVED**, that the Town Supervisor 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 record the Abandonment of Easement Declaration referenced herein.

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

**RESOLUTION #78-2020:**

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

**RESOLUTION AUTHORIZING THE BUILDING DEPARTMENT TO PURCHASE WEB PORTAL & SERVICE REQUEST SYSTEMS MODULE FROM BAS (BUSINESS AUTOMATION SERVICE) FOR THE IPS SOFTWARE**

**WHEREAS**, the Building Department Head budgeted for this upgrade to the existing IPS software for the building department

**WHEREAS**, in compliance with the current purchasing policy for the Town, this software and training to be at a cost not to exceed \$3,800.00, now therefore be it

**RESOLVED**, that the Town Board authorizes the Building Department to purchase Web Portal & Service Request System module for the IPS system per the approved 2020 budget,

**BE IT FURTHER RESOLVED**, that the Town Clerk provide a copy of this resolution and original signed quote to BAS and copies of this resolution to the Principal Account Clerk and the Building Department.

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

**RESOLUTION #79-2020:**

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

**RESOLUTION APPROVING THE 2020 WAGE FOR ROBIN MACDONALD**

**WHEREAS**, the 2020 wagelist does not properly reflect the 2019 and 2020 hourly rate for Robin MacDonald,

**WHEREAS**, his 2019 rate was \$27.40 and his 2020 rate with the 2% increase will be \$27.95

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the Confidential Secretary to input the 2020 rate of \$27.95 into the Payroll processing system,

**FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Water and Sewer Supervisor, the Confidential Secretary and the Principal Account Clerk.

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

**RESOLUTION #80-2020:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN PROFESSIONAL SERVICES CONTRACT WITH BME ASSOCIATES FOR STORMWATER INSPECTION SERVICES**

**WHEREAS**, BME Associates has provided a Professional Services Contract for Stormwater Inspection Services at a cost not to exceed \$70.00 per hour, now

**THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the Town Supervisor to sign Professional Services Contract with BME Associates for Stormwater Inspection Services at a cost not to exceed \$70.00 per hour, and be it

**FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk, the Building Department, the Highway Superintendent, the acting W&S Superintendent and Kim Boyd of BME Associates.

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

**RESOLUTION #81-2020:**

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

**RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING**

**WHEREAS**, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law entitled, "A Local Law Amending Chapter 153 (Vehicles and Traffic) of the Code of the Town of Farmington"; and



**WHEREAS**, the Town Board of the Town of Farmington has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Town of Farmington to proceed in accordance with the Code of the Town of Farmington and the Laws of the State of New York in adopting said Local Law,

**WHEREAS**, this action by the Town Board is a "Type 2" action under the regulations promulgated by authority contained in the State Environmental Quality Review Act (SEQRA), which appear in 6 NYCRR Part 617.5 (20) and (27), thereby requiring no further action by the Town Board.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on February 11, 2020, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York; and be it further

**RESOLVED**, that the Town Clerk, be and hereby is, authorized to forward to the official newspaper(s) of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

**RESOLVED**, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Farmington sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Farmington for its consideration; and be it further

**RESOLVED**, that the Town Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

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

**RESOLUTION #82-2020:**

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

Abstract 2-2020

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

**TO: MARCY DANIELS** **FROM: J. MARCIANO**

ABSTRACT NUMBER	2
DATE OF BOARD MEETING	1/28/2020

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	67,441.07	51-92,94,141,142,144
HG	MERTENSIA WATERLINE	0	
DA	HIGHWAY FUND	53,868.10	58,59,63,73,78,80,87,90,95-107,143
HA	AUBURN TRAIL PROJ	714.00	60
HB	BEAVER CREEK PARK	0	
HM	FUEL STATION CAP PROJ	0	
HN	NORTH RD CAP PROJ	0	
HP	TOWN PARK IMPROVEMENTS	0	
HS	PUMP STATION 2	0	
HW	WATER TANK REPAIR	0	
HZ	TOWNLINE CAP PROJ	0	
SD	STORM DRAINAGE	6,942.46	58,59,83
SF	FIRE PROTECTION DISTRICT	224,755.67	62,75,88
SL1	LIGHTING DISTRICT	6,953.26	144
SM	SIDEWALKS	0.00	
SS	SEWER DISTRICT	51,089.75	58,59,64,78,108-130,140
SW1	WATER DISTRICT	61,550.03	58,59,64,78,108,112-116,118,124,126,129,131-140
TA93	LETTER OF CREDIT (CASH)		
TA200	<b>PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)</b>	7,035.13	57-59,78,92,93,113-114
	<b>TOTAL ABSTRACT</b>	<b>\$ 480,349.47</b>	

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

**TRAINING UNDER \$100:**

1. Dan Delpriore to attend the Western New York Stormwater Conference & Tradeshow at the Buffalo Niagara Convention Center on March 31, 2020 at a cost not to exceed \$90.00.
2. John Weidenborner to attend Fire Inspector 1 on April 6-10, 2020 at the NYS Fire Academy in Montour Falls, NY at a cost not to exceed \$65.00.
3. Peter Ingalsbe, Robin MacDonald, Josh Fagner, and Tom Simonds to attend the Finger Lakes Water Works Conference on February 6, 2020 at a cost not to exceed \$40.00 per person.

**WAIVER OF THE RULE: No Objections**

**RESOLUTION #83-2020:**

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

**RESOLUTION AUTHORIZING THE ELECTRONIC WITHDRAWAL OF MONTHLY HSA FEES**

**WHEREAS**, HSA BANK withdraws a monthly electronic payment out of the Town of Farmington's General Checking account to cover administration costs

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the Principal Account Clerk to complete the monthly Journal Entries to record the electronic withdrawals

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

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

**DISCUSSION: None.**

**EXECUTIVE SESSION: None.**

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 8:10 p.m., seconded by **Councilman Bowerman**. Motion Carried.

Michelle A. Finley, MMC, RMC -Town Clerk: \_\_\_\_\_