

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 14<sup>th</sup> day of July 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 in person: Don Giroux – Highway and Parks Superintendent

Also present by telephone/video conferencing were: **Ron Brand** – Director of Planning and Development, **Adrian Bellis** – Planning Board Member, **Ed Hemminger** – Planning Board Chairman, **Michelle Nicodemus** – Assessor, and **Dan Delpriore** – Code Enforcement Officer, **Bill Allen** -resident, and **Bridgett Callari** – resident.

**PUBLIC HEARINGS- Local Law amending the Farmington Town Code at Chapter 148, Article VI, §148-17 to provide that all energy system exemptions set forth in Real Property Tax Law §487 shall not be applicable within the Town of Farmington**

Supervisor Ingalsbe opened the public hearing at 7:00 p.m. The Town Clerk read the legal notice. The Assessor, Michelle Nicodemus, stated that in April 2017 there was a solar exemption opt out in reference to the Town of Farmington, in 2018, that exemption was amended and some additional energy sources were added and to be consistent the town needs to opt out of all of them overall. Supervisor Ingalsbe asked if anyone would like to speak for or against, hearing none, he closed the public hearing at 7:03 p.m.

**APPROVAL OF MINUTES:**

A motion was made by **Councilman Bowerman** and seconded by **Councilman Casale**, that the minutes of the June 24, 2020, Town Board Meeting, and given to members for review, be approved. All Voting “Aye” ( Holtz, Casale, Herendeen, Bowerman, and Ingalsbe). Motion Carried.

**PRIVILEGE OF THE FLOOR: None.**

**PUBLIC CONCERNS: None.**

**REPORTS OF STANDING COMMITTEES:**

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

1. Discussed Vaughn Chopper Pump Repair.
2. Discussed Sand Filter Bid Controller HOA Switch.
3. Discussed UV tour.
4. Discussed Odor Control Tank Washing.
5. Discussed Belt Press Maintenance.
6. Discussed BIOTower #1 Fan Motor.
7. Discussed new water main on Townline Road.
8. Discussed on calls regarding water pressure issues.
9. Service Leak at 1588 Clovertrail and possibly at 1775 and 1777 Estate Drive.

**Highway & Parks:**

1. Highway- equipment maintenance, oil and stone project completed, crack filling completed, storm water facilities cleaned in Auburn Meadows, town roads mowed, brush and weeds trimmed, signs adjusted, assisting county with accident cleanup and annual crane lift performed.
2. Parks- building and park maintenance, mowing parks, watering trees, preparing for Recreation program.
3. Discussed Town Court opening.

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

1. Discussed resolutions on agenda.
2. Discussed various projects: Auburn Trail-close out inspection has been completed-pedestrian signs will be installed at the crossing on County Road 41, Delaware River Solar public hearing is scheduled for August 5<sup>th</sup>, Lyons National Bank, Beaver Creek Park update, National Fuel Gas Project update.
3. Comprehensive Plan Update Committee will resume meetings.
4. All Town Parks have signs regarding Covid-19 (warnings and regulations).

**Town Personnel Committee: None.**

**Town Finance Committee: Supervisor Ingalsbe reported:**

**Town Public Safety Committee: Councilman Holtz reported:**

**REPORTS OF TOWN OFFICIALS:**

**Supervisor Peter Ingalsbe reported:**

1. Update on Beaver Creek Park Site Bid- have had several contractors have asked to delay the bid opening a few days so they could have more time to prepare bids.
2. Update on the purchase of the remaining light fixtures that RG&E owns. First step in getting the LED lighting installed.

**Highway& Parks Superintendent Giroux reported:**

1. Update on King Hill Drive – fiber mat chip sealing has been completed.
2. New Road Side Mower arrived.
3. Closing of Rt. 96 – heavier traffic flow – installed electronic speed signs on New Michigan Road to make people aware of the speed limit as they come into town.

**Town Clerk Michelle Finley reported:**

1. NYSTCA Conference has been officially cancelled for 2020 due to Covid-19.
2. Busy with building permits, dog licenses, and marriage licenses.

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

**Code Enforcement Officer Dan Delpriore reported:**

1. Reported on total permits issued in June – 121. Total permits through June 30<sup>th</sup> – 369. Total inspections completed in June – 224. Total inspections through June 30<sup>th</sup> – 756.
2. Busy inspecting parks and businesses for compliance of regulations for Covid-19.

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

1. Report available on website and filed with the Town Clerk.
2. Discussed Rt. 96 Roundabout – scheduled to be completed on September 4<sup>th</sup>.
3. Discussed road work on County Road 41 and Rt. 332 – work should be completed mid August.

Supervisor Ingalsbe stated that the town asked NYSDOT for a temporary signal light at County Road 41 and New Michigan and DOT denied the request.

**Assessor Michelle Nicodemus reported:**

1. Informed the Board that due to the Covid-19 pandemic the assessor certification training has been extended.
2. Providing information and answering questions through phone and email, very few in house appointments.
3. Sales are increasing again.
4. Working on organization of documentation, years and years worth, shredding Commercial Expense and Income information, PILOT information, certiorari documents. Shout to Pat Eddy for all her help.

**Town Engineer Bill Davis reported:**

**Fire Chief reported: None.**

**Planning Board Chairman Ed Hemminger reported:**

1. Next Meeting – LOC's, public hearing on subdivision on Herendeen Road, New Energy Works,
2. Delaware River Public Hearing – August 5<sup>th</sup>.

**Planning Board Member Adrian Bellis reported: None.**

**Zoning Board of Appeals Jeremy Marshall reported: None.**

**Recreation Advisory Committee Bryan Meck reported: None.**

**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: None.**

**Agricultural Advisory Committee Chairman Hal Adams: None.**

**COMMUNICATIONS:**

1. Kudos to Town of Farmington Parks Employees for cleaning and trimming of trees in Farmington Grove from Lori and Chuck Martuscello, Residents.
2. Kudos to Town of Farmington Parks Employees for maintenance on fields at Farmington Grove from Bryan Meck, Resident.
3. Letter to the Town Supervisor from Sheryl Robbins of the NYS DOH. Re: Public Water Supply, CFWD, Approval – Mertensia Road Watermain Project.
4. Letter to the Town Supervisor from Kendall Larsen of the NYS DOH. Re: Public Water Supply, CFWD, Partial Approval – Completed Works, Hathaway Corners Watermain.
5. Letter to the Town Supervisor from Rebecca Bellard of the NYS Department of Taxation and Finance. Re: 2020 Final Special Franchise Full Values.
6. Memo to all Department Heads from the Town Supervisor. Re: COVID-19 – employees who have traveled out of state.
7. Letter to the Town Supervisor from Eileen Morgan of Delaware North. Re: COVID-19 impact.
8. Letter to the Town Supervisor from Shaina Souder of Department of the Army Corps of Engineers. Re: Compliance Inspection for Department of the Army Processing No. LRB-2017-00246.
9. Letter to the Town Supervisor from NYS DEC. Re: Pesticide Agency Registration Renewal Reminder Notice.
10. Certified Letter to the Town Supervisor from Penny Piechowiak of Cintas. Re: Service Agreement.
11. Letter to the Town Supervisor from Ernie Harris, Resident. Re: Implement change to allow pools, sheds and fences in Auburn Meadows.
12. Letter to New Hartford Town Board from the Town Supervisor. Re: Conifer Realty and Woods Trail Apartments.
13. NYSEG/RG&E Important safety information regarding natural gas transmission pipelines.
14. Letter to the Town Supervisor from Elizabeth Woos of Nixon Peabody. Re: Ontario County Industrial Development Agency (Swetman Properties LLC Facility).
15. Letter to the Town Supervisor from Elizabeth Woos of Nixon Peabody. Re: Ontario County Industrial Development Agency (Corporate Drive 6B LLC Facility).
16. Certificates of Liability from: New York Electrical Inspection Agency, Inc.; Victor Excavating, Inc.; Patriot Towers, Inc.; Fingerlakes Construction; Halycon, Inc.; North American Roofing Services, LLC; American Equipment, LLC; Ontario Water Tap, LLC; Cellco Partnership dba Verizon Wireless; Master Peace Painting, LLC; MW Controls Service, Inc.; Verizon Wireless, LLC; Joe Burke Contracting.
17. Certificates of Workers' Compensation Insurance from: Patriot Towers, Inc.; Upstate Cellular Network dba Verizon Wireless; Halycon, Inc.; Ontario Water Tap, LLC; Joe Burke Contracting.
18. Certificate of Disability and paid Family leave Benefits from: Ontario Water Tap, LLC.

**REPORTS & MINUTES:**

1. Report to Town Public Works and Town Operations – June 23, 2020.
2. ZBA Meeting Minutes – April 27, 2020.
3. Monthly Report – Judge Gligora – June 2020.
4. Building Department – Permit Report by Type – June 2020.
5. Building Department – Inspection Schedule – June 2020.
6. Monthly Report – Judge Lew – June 2020.
7. Town Board Finance Meeting – July 8, 2020.

**ORDER OF BUSINESS:****RESOLUTION #227-2020:**

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

**ADOPT LOCAL LAW NO. 3 -2020 TO ADOPT A LOCAL LAW AMENDING THE FARMINGTON TOWN CODE AT CHAPTER 148, ARTICLE VI, §148-17 TO PROVIDE THAT ALL ENERGY SYSTEM EXEMPTIONS SET FORTH IN REAL PROPERTY TAX LAW §487 SHALL NOT BE APPLICABLE WITHIN THE TOWN OF FARMINGTON**

**WHEREAS**, Real Property Tax Law (“RPTL”) §487 originally provided that solar or wind energy systems or farm waste energy systems were exempt from real property taxation; and

**WHEREAS**, on October 25, 2016, pursuant to RPTL §487(8)(a), the Town of Farmington (“Town”) adopted a Local Law opting out of the exemption and duly filed the Resolution with the Commissioner of the New York State Department of Taxation and Finance and the President of the New York State Energy Research and Development Authority (“NYSERDA”); and

**WHEREAS**, the legislature subsequently amended RPTL §487 and, as of January 1, 2018, the statute provides that, in addition to solar or wind energy systems and farm waste energy systems, micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, electric energy

storage equipment or electric energy storage systems and fuel-flexible linear generator electric generating systems are also eligible for exemption from real property taxation; and

**WHEREAS**, Real Property Tax Law §487(8)(a) authorizes Towns to adopt a local law opting out of the exemption for solar, wind and farm waste energy systems as well as exemption for micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, electric energy storage equipment or electric energy storage systems and fuel-flexible linear generator electric generating systems; and

**WHEREAS**, the Town Board of the Town of Farmington affirms its determination to opt-out of the exemption for solar, wind and farm waste energy systems set forth in Local Law 2016-3 and now seeks to adopt a Local Law amending the Town Code to provide that none of the exemptions set forth in RPTL §487 shall be applicable in the Town of Farmington; and

**WHEREAS**, a Resolution was duly adopted by the Town Board of the Town of Farmington on the 9<sup>th</sup> day of June 2020, calling for a Public Hearing to be held by the Farmington Town Board on the 14<sup>th</sup> day of July, 2020 at the Farmington Town Hall, located at 1000 County Route 8, Farmington, New York at 7:00 p.m., to hear all interested parties on a proposed Local Law to amend the Farmington Town Code at Part II, “General Legislation,” Chapter 148 “Taxation”, Article VI – “Solar or Wind Energy Systems; Farm Waste Energy Systems”, Section 148-17 “Exemption not Applicable” to provide that all energy system exemptions set forth in Real Property Tax Law §487 shall not be applicable within the Town of Farmington; and

**WHEREAS**, the Notice of said Public Hearing was duly advertised in accordance with law; and

**WHEREAS**, said Public Hearing was duly held at the Farmington Town Hall on the 14<sup>th</sup> day of July, 2020, at 7:00 PM, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any parts thereof; and

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

**RESOLVED**, that the Town Board of the Town of Farmington adopts Local Law 3 of 2020.

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

**RESOLUTION #228-2020:**

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

**RESOLUTION ADOPTING THE EMPLOYEE HANDBOOK**

**WHEREAS**, the Employee Handbook was last updated in 2016, and

**WHEREAS**, Resolution #410-2019 authorized entering into a contract with Public Sector HR Consultants to update the Employee Handbook in order to comply with both state and federal regulations; and

**WHEREAS**, a memo (including a copy of the revised handbook) was sent to all employees on January 21, 2020 per the agreement to give a two-week notice to any proposed changes to the Employee Handbook, now therefore

**BE IT RESOLVED**, that the Town Board of the Town of Farmington hereby adopts the Employee Handbook dated February 11, 2020; and

**BE IT FURTHER RESOLVED**, that the Town Clerk provide a copy of this resolution to all Department Heads; and

**BE IT FINALLY RESOLVED**, that the Confidential Secretary provide electronic copies of the updated Employee Handbook to all employees as well as obtain updated signed acknowledgments from all employees.

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

**RESOLUTION #229-2020:**

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

**RESOLUTION WAIVING THE FEES FOR MERTENSIA LODGE FOR THE ONTARIO COUNTY MUNICIPAL CLERKS ASSOCIATION**

**WHEREAS**, the Ontario County Municipal Clerk’s Association has requested use of the Mertensia Lodge to hold a meeting on July 15, 2020, and have asked to have the fees waived, therefore be it

**RESOLVED**, the Farmington Town Board authorizes the waiving of the fees for the use of the Mertensia Lodge on July 15, 2020 for the Ontario County Municipal Clerk’s Association meeting.

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

**RESOLUTION #230-2020:**

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR JUNE 2020**

**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 June 2020 to the Town Supervisor on July 2, 2020, and

**WHEREAS**, the Town Supervisor approved and executed the Monthly Report of the Supervisor for June 2020 on July 2, 2020,

**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 June 2020, and be it further

**RESOLVED**, that the Town Clerk give a copy of this resolution to the Principal Account Clerk and the Supervisor's Office.

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

**RESOLUTION #231-2020:**

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

**RESOLUTION AUTHORIZING THE RENEWAL OF THE SPECIAL USE PERMIT FOR FARMINGTON MOBILE HOME PARK**

**WHEREAS**, as outlined in the Town of Farmington Code, Chapter 165, Article VI, 165-76, the renewal of the Special Use Permit for the Farmington Mobile Home Park and as required by Section 165-76C, when violations have been cited the application shall appear before the Town Board for a decision on said application; and

**WHEREAS**, this special use permit shall be issued with the following conditions:

1. After the 1st notice of violations has been sent out and prior to the issuance of any special use permit, one meeting must be arranged with the Zoning Enforcement Officer and a representative of the mobile home park to cover any concerns/issues
2. Any remaining open complaints/violations must be completed prior to the next years inspection.

**WHEREAS**, violations, cited in our recent inspections, have been corrected and the Zoning Officer is recommending approval of the renewal application,

**NOW THEREFORE BE IT RESOLVED**, the Farmington Town Board authorizes the Zoning Officer to issue the renewal of the Special Use Permit for the Farmington Mobile Home Park for a period of one year

**AND, further be it RESOLVED**, that a copy of this resolution be forwarded to the Building Department, the Principal Account Clerk, the Confidential Secretary, and Farmington Mobile Home Park, with a certified copy of this resolution.

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

**RESOLUTION #232-2020:**

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

**RESOLUTION AUTHORIZING THE RENEWAL OF THE SPECIAL USE PERMIT FOR HUNT'S MOBILE HOME PARK**

**WHEREAS**, as outlined in the Town of Farmington Code, Chapter 165, Article VI, 165-76, the renewal of the Special Use Permit for the Hunt's Mobile Home Park and as required by Section 165-76C, when violations have been cited the application shall appear before the Town Board for a decision on said application; and

**WHEREAS**, this special use permit shall be issued with the following conditions:

1. After the 1st notice of violations has been sent out and prior to the issuance of any special use permit, one meeting must be arranged with the Zoning Enforcement Officer and a representative of the mobile home park to cover any concerns/issues
2. Any remaining open complaints/violations must be completed prior to the next years inspection.

**WHEREAS**, violations, cited in our recent inspections, have been corrected and the Zoning Officer is recommending approval of the renewal application,

**NOW THEREFORE BE IT RESOLVED**, the Farmington Town Board authorizes the Zoning Officer to issue the renewal of the Special Use Permit for the Hunt’s Mobile Home Park for a period of one year

**AND, further be it RESOLVED**, that a copy of this resolution be forwarded to the Building Department, the Principal Account Clerk, the Confidential Secretary, and Hunt’s Mobile Home Park, with a certified copy of this resolution.

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

**RESOLUTION 233-2020:**

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

**RESOLUTION AUTHORIZING THE RENEWAL OF THE SPECIAL USE PERMIT FOR WOODLAWN COURT MOBILE HOME PARK**

**WHEREAS**, as outlined in the Town of Farmington Code, Chapter 165, Article VI, 165-76, the renewal of the Special Use Permit for the Woodlawn Court Mobile Home Park and as required by Section 165-76C, when violations have been cited the application shall appear before the Town Board for a decision on said application; and

**WHEREAS**, this special use permit shall be issued with the following conditions:

1. After the 1st notice of violations has been sent out and prior to the issuance of any special use permit, one meeting must be arranged with the Zoning Enforcement Officer and a representative of the mobile home park to cover any concerns/issues
2. Any remaining open complaints/violations must be completed prior to the next years inspection.

**WHEREAS**, violations, cited in our recent inspections, have been corrected and the Zoning Officer is recommending approval of the renewal application,

**NOW THEREFORE BE IT RESOLVED**, the Farmington Town Board authorizes the Zoning Officer to issue the renewal of the Special Use Permit for the Woodlawn Court Mobile Home Park for a period of one year

**AND, further be it RESOLVED**, that a copy of this resolution be forwarded to the Building Department, the Principal Account Clerk, the Confidential Secretary, and Woodlawn Court Mobile Home Park, with a certified copy of this resolution.

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

**RESOLUTION #234-2020:**

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

**RESOLUTION AUTHORIZING TOWN CONTRIBUTIONS TO HSAs**

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

**WHEREAS**, the Town will deposit 50% of the 2020 contribution mid-year, and the remaining in Dec of 2020,

**NOW THEREFORE BE IT RESOLVED**, that the Town Board approves the contribution and electronic withdrawals for the following employees:

- John Weidenborner: single plan- \$500 in July, \$500 in Dec
- August Gordner: single plan- \$500 in July, \$500 in Dec
- Asa Hoffman: single plan/union contract- \$500 in July, \$500 in Dec
- Michael Williamson: single plan- \$500 in July, \$500 in Dec
- Charlie Bowe: single plan- \$500 in July, \$500 in Dec
- Jason Phillips: employee plus spouse plan-\$750 in July, \$750 in Dec

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of the Resolution to the Principal Account Clerk and the Supervisor’s Office.

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

**RESOLUTION #235-2020:**

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

**RESOLUTION AUTHORIZING AN INVESTMENT IN THE NYCLASS (NEW YORK COOPERATIVE LIQUID ASSETS SECURITIES SYSTEM)**

**WHEREAS**, resolution 144-2020 authorized several prior year VLT reserves to be invested in NYCLASS

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the 2020 VLT funds totaling \$1,422,058.4 be invested in an account with NYCLASS,

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

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

**RESOLUTION #236-2020:**

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

**LETTER OF CREDIT GLN FARMINGTON REALTY PROPERTY – IN THE TOTAL AMOUNT OF \$23,287.50.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated July 9, 2020, from the Town Engineers, MRB Group, D.P.C., recommending the Town Board take action to approve the establishment of a letter of credit for site clearing to be located within defined portions of the above referenced Project site; and

**WHEREAS**, the Planning Board will be meeting tomorrow night to take action to recommend acceptance of the recommendation from the Town’s Engineers on establishing said Letter of Credit for site clearing purposes; and

**WHEREAS**, the quantities and unit prices identified in the Applicant’s Engineer’s Estimates of Values were found to be consistent with the approved site plan improvements and the private contractor pricing respectively.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby accepts the Town Engineer’s recommendation of accepting a Letter of Credit as surety for partial site clearing.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby approve the establishment of the above referenced letter of credit for this project, in the total amount of \$23,287.50, subject to the Town Planning Board’s recommendation of acceptance which is to be acted upon at tomorrow night’s Town Planning Board meeting.

**BE IT FURTHER RESOLVED**, that the Town Clerk, is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Don Giroux, Town Highway & Parks Superintendent; David Degear, 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 Letter of Credit holders, John R. LeFrois, GLN Farmington Realty, LLC. P.O. Box 230, Henrietta, New York 14467 and Chris Hill, GLN Farmington Realty, LLC. 1020 Lehigh Station Road, Henrietta, New York 14467; and the applicants engineers, BME Associates, 10 Liftbridge Lane East, Fairport, New York 14450.

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

**RESOLUTION #237-2020:**

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

**RESOLUTION AUTHORIZING PUBLIC BIDDING FOR THE MERTENSIA ROAD/NEW YORK STATE ROUTE 96 WATERMAIN PLACEMENT PROJECT**

**WHEREAS**, the Town Board of the Town of Farmington (Town) has identified a need for the replacement of approximately 1,900 lineal feet of existing cast iron water main with PVC pipe, located along the west side of Mertensia Road, south of State Route 96 and along the north side of State Route 96 west of said intersection (hereinafter referred to as Action), and

**WHEREAS**, the Town has issued a resolution dated February 25, 2020 that the Action is classified as a Type II Action, pursuant to the provisions contained in Part 617 of article 8 of the New York State Environmental Conservation Law, the State’s SEQR Regulations; and

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Farmington authorizes the Advertisement of Public Bidding for the Mertensia Road/New York State Route 96 Watermain Replacement Project, contingent upon receipt of five (5) permanent watermain easements, and that bids will be received as per a bidding schedule, to be prepared by MRB Group upon the execution of the five (5) easements and bid documents will be available for review at the office of the Farmington Town Clerk, 1000 County Road 8, Farmington, New York 14425, and

**BE IT FURTHER RESOLVED**, that the Town Board authorizes the Town Supervisor to accept and sign said easements as they are received, and

**BE IT FURTHER RESOLVED**, that funding for the Project will be from the Mertensia Waterline Capital Project,

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

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

**RESOLUTION #238-2020:**

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

**RESOLUTION AUTHORIZING ACCEPTANCE OF WATER AND UTILITY EASEMENT FROM MELODY FINKE-DELFS**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Melody Finke-Delfs ("Owner") regarding the Town's obtaining a water and utility easement over portions of its property known as 6280 New York State Route 96 bearing tax account parcel number 29.00-1-51.100, as shown on Map No. M-2 prepared by MRB Group dated April 2020 and to be filed in the Ontario County Clerk's Office; and

**WHEREAS**, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town these easements over said lands of said Owner; and

**WHEREAS**, said easements have been offered by Owner to the Town of Farmington; and

**WHEREAS**, the Town Board of the Town of Farmington is desirous of accepting said offered easements 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 easements to be fair and reasonable; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Farmington does hereby accept the Easements attached hereto as Exhibit 1 from Owner 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 the Town of Farmington, 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.

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

**RESOLUTION #239-2020:**

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

**RESOLUTION AUTHORIZING ACCEPTANCE OF WATER AND UTILITY EASEMENT FROM JEFFREY D. ROGERS AND DARLENE E. ROGERS**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Jeffrey D. and Darlene E. Rogers ("Owner") regarding the Town's obtaining a water and utility easement over portions of its property known as 6234 New York State Route 96 bearing tax account parcel number 29.00-1-55-100, as shown on Map No. M-3 prepared by MRB Group dated April 2020 and to be filed in the Ontario County Clerk's Office; and

**WHEREAS**, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town these easements over said lands of said Owner; and

**WHEREAS**, said easements have been offered by Owner to the Town of Farmington; and

**WHEREAS**, the Town Board of the Town of Farmington is desirous of accepting said offered easements 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 easements to be fair and reasonable; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Farmington does hereby accept the Easements attached hereto as Exhibit 1 from Owner 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 the Town of Farmington, 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.

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

**RESOLUTION #240-2020:**

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

**RESOLUTION AUTHORIZING THE HIRING OF A PART TIME CODE ENFORCEMENT OFFICER**

**WHEREAS**, Full time employee Jamie Kincaid has submitted his resignation as Fire Marshall and commercial code officer as of July 31, 2020



**WHEREAS**, the Town has a vacancy for a commercial code officer position and John Hargather has shown interest in this position; and

**WHEREAS**, this part time position is classified by Civil Service as Non-Competitive,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board of Farmington authorizes hiring John Hargather as a Part-time Commercial Code Officer at a rate of \$20.00 per hour; and

**MAY IT BE FURTHER RESOLVED**, that the Town Clerk provide a copy of this Resolution to the Confidential Secretary, Principal Account Clerk, Building Department Head, and John Hargather at 7257 Beauchamp Way, Victor, NY 14564.

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

**RESOLUTION #241-2020:**

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

**RESOLUTION CONTINUING THE PUBLIC HEARING AND BOARD DELIBERATIONS UPON THE TOWN BOARD'S ADOPTION OF THE PROPOSED "TOWN OF FARMINGTON STORM WATER MANAGEMENT PROGRAM PLAN," TO THE JULY 28, 2020 MEETING.**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received and is considering the adoption of the document prepared by MRB Group, D.P.C., the Town's Engineering Firm, entitled "Town of Farmington Storm Water Master Plan;" and

**WHEREAS**, the Town Board has scheduled a public hearing that was to have been held prior to tonight's Town Board meeting; and

**WHEREAS**, the Town Board desires to continue the above referenced public hearing and its' public deliberations upon said document to a future date and time when there is no longer restrictions placed upon the public's assembly which are currently imposed by federal and state guidelines.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby agree to continue its' public deliberations upon the adoption of the above referenced Master Plan document.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby agree to continue the public hearing upon this Plan document to the Tuesday, July 28, 2020 meeting commencing at 7:00 p.m. Eastern Daylight Savings time. It is the intent of the Town Board to hear public comments and act upon this matter at that time.

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

**RESOLUTION #242-2020:**

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

**RESOLUTION AUTHORIZING A CHANGE IN TITLE AND PAY INCREASE FOR WATER & SEWER EMPLOYEE MICHAEL ABRAHAM, JR. WHEREAS**, Michael Abraham, Jr. has been employed with the Town of Farmington W&S Department since February, 2006 in the position of Public Works Maintenance Assistant; and **WHEREAS**, due to additional job duties that have been assigned to Michael Abraham, Jr., it is recommended that his title be changed from Public Works Maintenance Assistant to Wastewater Maintenance Assistant with a pay increase of \$.45 per hour; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the change in title from Public Works Maintenance Assistant to Wastewater Maintenance Assistant for Michael Abraham, Jr. with a \$.45 per hour pay increase effective July 12, 2020; and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes an additional pay increase effective January 1, 2021 to \$26.94 per hour; and

**BE IT FINALLY RESOLVED**, that the Town Clerk provide copies of this resolution to the Acting W&S Superintendent, the Confidential Secretary, the Principal Account Clerk and Michael Abraham, Jr.

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

**RESOLUTION #243-2020:**

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

**RESOLUTION AUTHORIZING THE TOWN CLERK'S OFFICE TO WAIVE THE RESERVATION FEE FOR THE MERTENSIA LODGE FOR VICTOR FARMINGTON ROTARY ON JULY 15, 2020**

**WHEREAS**, the Victor Farmington Rotary has requested the use of the Mertensia Lodge on July 15<sup>th</sup>, 2020 for their evening dinner, and

**WHEREAS** they have requested that the reservation fees be waived, and

**WHEREAS** the Town Clerk’s Office has that date available and is agreeable to the fee waiver, and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board hereby authorizes the Town Clerk’s Office to waive the reservation fee for the Victor Farmington Rotary on July 15<sup>th</sup>, 2020, and be it

**FINALLY RESOLVED**, that the Town Clerk keeps a copy of this resolution for her office and provides a copy to Jim Crane.

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

**RESOLUTION #244-2020:**

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

**Abstract 13-2020**

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

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

ABSTRACT NUMBER	<u>13</u>
DATE OF BOARD MEETING	<u>7/14/2020</u>

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	79,267.73	1130-1182,1184,1237,1239
HG	MERTENSIA WATERLINE	16,878.82	1138,1162
DA	HIGHWAY FUND	20,049.52	1146,1178,1183-1197
HA	AUBURN TRAIL PROJ	2,148.87	1152
HB	BEAVER CREEK PARK	20,913.55	1162,1186
HS	PUMPSTATION 2	0	
HM	FUEL STATION CAP PROJ	0	
HN	NORTH RD CAP PROJ	6,385.50	1162
HP	TOWN PARK IMPROVEMENTS	539.00	1162
HQ	LED STREET LIGHTING	90,534.00	1238
HW	WATER TANK REPAIR	34,806.00	1162
HZ	TOWNLINE CAP PROJ	100.00	1162
SD	STORM DRAINAGE	3,191.17	1143,1162,1198,1218
SF	FIRE PROTECTION DISTRICT	0	
SL1	LIGHTING DISTRICT	0	
SM	SIDEWALKS		
SS	SEWER DISTRICT	41,000.81	1143,1150,1162,1181,1198-1219, 1237
SW1	WATER DISTRICT	374,818.39	1143,1150,1162,1181,1187,1198, 1199,1203-1205,1209,1211, 1217-1237
TA93	LETTER OF CREDIT (CASH)		
TA200	<b>PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)</b>	30,685.83	120,1050,1086,1127,1128
	<b>TOTAL ABSTRACT</b>	<b>\$ 721,319.19</b>	

Supervisor Ingalsbe Abstained from Voucher 1156.

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

**TRAINING UNDER \$100: None.**

**WAIVER OF THE RULE:**

**DISCUSSION:**

1. Grange lease extension – Town Attorney stated we can use last years as a draft. Supervisor Ingalsbe will be working on that.
2. Supervisor Ingalsbe thanked Adrian Bellis for collecting bottles and donating the money to AMVETS. Jane Barry has asked if the town would consider having a drop off location for bottle returns. He asked that the board think about it and get back to him on it.
3. Newsletter is available electronically/digitally only due to the cost.

**EXECUTIVE SESSION: None.**

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 7:41 p.m., seconded by **Councilman Bowerman**. Motion **CARRIED**.

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