

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 11th day of May, 2021, at 7:00 PM, there were:

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

Also present in person: **Don Giroux** – Highway and Parks Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Ed Hemminger** – Planning Board Chairman, **Ron Brand**- Director of Planning and Development, and **Bill Davis** – MRB Group, **Robin MacDonald** – Acting Water & Sewer Superintendent.

Also present by telephone/video conferencing were: **None.**

PUBLIC HEARINGS: None.

APPROVAL OF MINUTES:

A motion was made by **Councilman Holtz** and seconded by **Councilman Herendeen**, that the minutes of the April 27, 2021, Town Board Meeting, and given to members for review, be approved. All Voting “Aye” (Holtz, Casale, Herendeen, and Ingalsbe). Motion Carried.

PRIVILEGE OF THE FLOOR: None.

PUBLIC CONCERNS: None.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Herendeen reported:

1. Regular testing and maintenance.
2. Discussed Belt press sludge.
3. Discussed Sand Filter backwash pump replacement.
4. Discussed sludge sample/testing- on going.
5. Discussed routine maintenance on Hydro Dyne.
6. Water main breaks – Yerkes Road.
7. Discussed restoration of lawns.
8. Discussed installation of new watermain at Rt. 96 and Mertensia Road.
9. Discussed flow meters on Loomis Road and East Victor Road – installation this week.
10. One resolution on the agenda.

Highway & Parks:

1. Highway- Equipment Maintenance, binder placed on Empire Drive, Canandaigua-Farmington Townline Road project., roadside mowing, and town cleanup.
2. Parks- mulch completed at Town Court and Mertensia Lodge, mowing at all town buildings and parks, park bathrooms are open, and cement pad for bench at Mertensia Park completed.
3. Carpet installed at town hall.
4. Electronic traffic signed moved to Holtz Road.

Town Operations Committee: Councilman Casale reported:

1. Discussed various projects: Country Max Warehouse Plan, Credit Union Building, Farmington Market Center, Comprehensive Plan Update, Swap Shop, Canandaigua-Farmington Townline Road project, and Route 96 Main Street Corridor/Street Scape Design, and Application Signs.
2. Discussed resolutions on agenda.

Town Personnel Committee: None.

Town Finance Committee: Supervisor Ingalsbe reported:

1. Working on 5-year capital spreadsheet for each department.
2. Solar legal fees to date to defend the Planning Board is \$437,253.07.

Town Public Safety Committee: Councilman Holtz reported: None.

REPORTS OF TOWN OFFICIALS:**Supervisor Peter Ingalsbe reported:**

1. Discussed Victor Fuel Station scare- we set up temporary use of our facility for the Town of Victor and Victor Farmington Ambulance Corp.
2. Mortgage 1st payment was \$448,242.35, last year total of two payments was \$477,335.65.

Highway& Parks Superintendent Giroux reported:

1. Discussed Canandaigua-Farmington Townline Road project- met with a few neighbors to answer questions.
2. Speed Limit lighted sign is on Holtz Road. He added that the speed limit was lowered in 2011 and doesn't feel the state would even consider lowering it again.
3. Discussed Fuel Island issue – during an emergency they can pause accounts to allowing others to use it.

Town Clerk Michelle Finley reported:

1. Took a webinar class put on by NYS Archives entitled “Keeping Up with Covid-19-Maintaining Your Pandemic Records”.
2. Audit were completed for the Town Clerk and Receiver of Taxes Accounts on May 10, 2021.

Water & Sewer Superintendent Robin MacDonald reported:

1. Discussed Route 96 and Mertensia Road project.

Code Enforcement Officer Dan Delpriore reported:

1. Projects keep coming in.
2. 144 Permits issued in April, 363 total permits issued until April 30th, 257 inspections completed in April, 909 total inspections until April 30th, 10 fire inspections in April, 63 zoning inspections in April, and 8 Stormwater/MS4 inspections in April.

Director of Planning and Development Ron Brand reported:

1. Report available on website and filed with the Town Clerk.
2. Article 78 information is filed with Court. Anybody that is interested in looking at the case it is index number 126-079-2019 and the caption is the Concerned Citizens of Farmington and Others. It's an application that has 534 attachments so it will not be able to be placed on the town's website. He encourages everyone to see where their tax dollars have gone.
3. The town has closed out some projects and opened others (38 project right now).
4. Town Board received the Landscape guidelines report for the Corridor, the MTOD and the MSOD final draft. He received comments from the Planning Board and others and the Board will act on it at their next meeting.

Assessor Michelle Nicodemus reported: None.**Town Engineer Bill Davis reported:**

1. Discussed the Brickyard Road tank project, NYSEG electrical services fees (\$37,000), pre-treatment program, and Route 96 and Route 332 Watermain replacement.

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

1. Next Meeting – Public Hearing for Loomis Road Industrial Park, subdivision, and Union Crossing/Blackwood Industrial Project.
2. Planning Board has been working with staff on changing some of the procedures to get through the applications so they can get them on the agenda quicker.

Zoning Board of Appeals Jeremy Marshall reported: None.**Recreation Advisory Committee Bryan Meck reported: None.****Recreation Director Mark Cain reported: None.**

Supervisor Ingalsbe stated that there was some confusion regarding summer recreation registration signups due to the town not having the regulations from the State Dept. of Health yet, so they had to postpone it. He spoke with Mark Cain today and the regulations are stricter this year than last year. He added that unless something changes every kid and staff must wear a mask. He added that even though CDC has guidance out there that says you don't need a mask but the State Department of Health states that you do. Mr. Cain was hoping to expand the number of kids per park, but he cannot do that now. He will also have tell the parents of the new rules. Mr. Delpriore stated that a Covid plan was submitted and just a couple things need to be addressed.

Ontario County Planning Board Member reported: None.

Conservation Board Chairman Hilton reported: None.

Town Historian Donna Herendeen reported: None.

Swap Shop Update: Councilman Holtz reported:

1. Reopening June 5th with covid guidelines in place. Times: Mondays & Wednesdays – 4:30 pm to 7:00 pm and Saturdays from 9 am to 2 pm.

Agricultural Advisory Committee Chairman Hal Adams: None.

COMMUNICATIONS:

1. Letter to the Town Supervisor from Barbara Anderson of College Central Network. Re: SUNY Broome County College Joins the New York Community Colleges Job Consortium.
2. Town of Canandaigua Board Resolution No. 2021-096. Re: Requesting the lowering of the 55 mph posted speed limit on the western portion of the Canandaigua/Farmington Town Line Road, between the intersections of State Route 332 and New Michigan Road, to 40 mph, in conjunction with a similar request from the Town of Farmington.
3. Letter to Erin Allen, resident, from the Town Supervisor. Re: Payment Deferral Forms.
4. Letter to Timothy Robinson, resident, from the Town Supervisor. Re: Payment Deferral Forms.
5. Certificates of Liability Insurance from: Sonbyrne Sales, Inc.; Highland Contractors of Western New York, Inc.; Erie Construction Mid-West, Inc.; Isaac Heating and Air Conditioning, Inc.; Smiths Lawn and Landscape, LLC; Patriot Towers, Inc.
6. Certificate of Workers’ Compensation Insurance from: B&B Builders; Go Splash Pools, Inc.; Isaac Heating and Air Conditioning; Smiths Lawn and Landscape, LLC; Patriot Towers, Inc.
7. Certificate of Disability and Paid Family Leave Benefits Insurance from: Go Splash Pools, Inc.
8. Cancellation/Nonrenewal Notice of Insurance from: Highland Contractors of Western New York, Inc.

REPORTS & MINUTES:

1. Report to Town Public Works and Town Operations Committees for Town Board Meeting – April 27, 2021.
2. Building Department – Inspections Report – April 2021.
3. Building Department – Inspection Search Report – April 2021.
4. Building Department – Inspection Schedule – April 2021.
5. Building Department – Permit Report by Type – April 2021.
6. Judge Gligora – Monthly Report – April 2021.

ORDER OF BUSINESS:

RESOLUTION 184-2021:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT WITHIN THE MERTENSIA ROAD WATERLINE CAPITAL PROJECT

WHEREAS, MRB has communicated to the Town there has been additional engineering expenses incurred on the project for on-site observation and construction administration,

WHEREAS, there will be funding available from the Construction line due to unused allowance allocations,

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

Debit: HG8340.2	Waterline	\$15,000	
Credit: HG1440.2	Engineering		\$15,000

FULLY RESOLVED, that the Town Clerk forward a copy of this resolution to the Principal Account Clerk.

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

RESOLUTION #185-2021:

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

RESOLUTION APPROVING A BUDGET TRANSFER IN THE SEWER DEPARTMENT

WHEREAS, additional funding is needed in the odor control contractual line for the purchase of bioxide at several Victor Sewer lift stations,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington approves the following budget transfer:

From: SS599 Appropriated Fund Balance	\$40,000	
To: SS8120.42V Odor Control-Victor		\$40,000

FULLY RESOLVED, that a copy of the resolution be forwarded to the Principal Account Clerk and the Water and Sewer department.

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

RESOLUTION #186-2021:

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

CONFIRMING RESOLUTION FOR THE EMERGENCY PURCHASE OF TWO LIBERTY PUMPS FOR THE SAND FILTER BUILDING AT THE WWTP

WHEREAS, as discussed at Public Works by the acting Water and Sewer Superintendent, an immediate need was identified for the purchase of two liberty 2LE034M-3 pumps for the sand filter building at the wastewater treatment plant,

WHEREAS, the invoice has been received from Siewert Equipment Company, Inc in the amount of \$6394.00

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington approves the payment of the invoice from the Sewer plant contractual budget,

FULLY RESOLVED, that a copy of the resolution be forwarded to the Principal Account Clerk and the Water and Sewer department.

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

RESOLUTION #187-2021:

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

RESOLUTION ACCEPTING THE FINAL 2020 AUDIT REPORTS FROM RAYMOND F. WAGER, A DIVISION OF MMB & CO FOR THE TOWN OF FARMINGTON, AND THE CANANDAIGUA/FARMINGTON WATER FUND

WHEREAS, representatives from Raymond F. Wager, CPA, a division of Mengel Metzger Barr & Co. presented the reports from the year ended December 31, 2020 audit,

WHEREAS, final reports include, Basic Financial Statements and Communicating Internal Control Related Matters Identified in an Audit

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington accepts the reports and files them with the Town Clerk,

FULLY RESOLVED, that a copy of the resolution be forwarded to the Principal Account Clerk.

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

RESOLUTION 188-2021:

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

RESOLUTION APPROVING CHANGE ORDER GC-02 FOR MRI CONTRACTORS FOR BEAVER CREEK PARK SITE WORK

WHEREAS, change order GC-02 was submitted by MRB for an increase in contract price of \$3853.00 for MRI to install a foundation and bollards for the future car charging station,

NOW, THEREFORE BE IT RESOLVED, that the Town Clerk returns the signed change order to MRB group and forwards a copy of the resolution and change order to the Building Department and the Principal Account Clerk.

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

RESOLUTION 189-2021:

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

RESOLUTION WAIVING THE PARK RESERVATION FOR THE ONTARIO COUNTY MUNICIPAL CLERKS ASSOCIATION

WHEREAS, the Ontario County Municipal Clerk’s Association has requested the use of the Town Park on June 23, 2021, for a meeting/luncheon and have requested a waiver of the park reservation fee, therefore be it

RESOLVED, that the Farmington Town Board authorizes the waiver of the park reservation for the Ontario County Municipal Clerks luncheon/meeting on June 23, 2021.

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

RESOLUTION #190-2021:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO TAKE APPROPRIATE ACTION TO PAY PAUL DAVIS RESTORATION AND TO APPLY CHARGES TO THE PROPERTY AT 5714 BEANPOLE CIRCLE TO THE TAX ROLL

WHEREAS, the Fire Marshal has taken the necessary action to board up an unsafe structure after being called by the Farmington Fire Department on March 16th.

WHEREAS, the Fire Marshal has taken the necessary action to board up an unsafe structure after the Code Enforcement Officer requested the rest of the house to be boarded on April 29, 2021 so that no person was able to reenter the property.

WHEREAS the invoice was sent by certified mail to the property owner for payment of service with no response

NOW LET IT BE RESOLVED, the Farmington Town Board authorizes the Town Supervisor to take appropriate action to pay \$616.40 for March 16th and \$935.00 for April 29th for a total of \$1,551.40 and to apply charges to the property at 5714 Beanpole Circle to the tax roll.

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

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

RESOLUTION #191-2021:

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

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR APRIL 2021

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 April 2021 to the Town Supervisor on May 4, 2021, and

WHEREAS, the Town Supervisor approved and executed the Monthly Report of the Supervisor for April 2021 on May 4, 2021,

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 April 2021, and be it further

RESOLVED, that the Town Clerk give a copy of this resolution to the Principal Account Clerk.

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

RESOLUTION #192-2021:

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

RESOLUTION DESIGNATING MAY 2021 AS MILITARY APPRECIATION MONTH

WHEREAS, Military Appreciation Month was officially designated by Congress in 1999, and

WHEREAS, Military Appreciation Month takes place every year throughout the entire month of May, and

WHEREAS, the entire month is designated to honoring past and present military members and their families, and

WHEREAS, there are several specific military holidays sprinkled throughout Military Appreciation Month itself, including Loyalty Day, VE Day, Military Spouse Appreciation Day, Mother's Day, Armed Forces Day and Memorial Day,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby designates the month of May as Military Appreciation Month.

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

RESOLUTION #193-2021:

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

RESOLUTION APPOINTING JESSICA KING AS CHAIRPERSON OF THE HISTORIC PRESERVATION COMMISSION

WHEREAS, Donna Herendeen has submitted her resignation as Chairperson of the Historic Preservation Commission, and

WHEREAS, Donna Herendeen has recommended that Jessica King fill the vacancy, and

NOW, THEREFORE, BE IT **RESOLVED**, that the Town Board hereby appoints Jessica King as Chairperson of the Historic Preservation Commission for a term ending December 31, 2021; and be it

FURTHER RESOLVED, that the Town Clerk provide copies of this resolution to the Confidential Secretary and Jessica King at jessnellking@gmail.com.

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

RESOLUTION #194-2021:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO COMPLETE AND SIGN A RENEWAL APPLICATION FOR TANK LIABILITY WITH EASTERN SHORE ASSOCIATES

WHEREAS, the Town’s Tank Liability Policy will expire on July 4, 2021, and

WHEREAS, in order to obtain a renewal policy, a completed renewal application is required, now therefore

BE IT **RESOLVED**, that the Town Board hereby authorizes the Town Supervisor to complete and sign the renewal application for tank liability with Eastern Shore Associates.

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

RESOLUTION #195-2021:

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

RESOLUTION ESTABLISHING THE STANDARD WORK DAY AND REPORTING SCHEDULE FOR NYS RETIREMENT

BE IT **RESOLVED**, that the Town of Farmington hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

And, further be it, **RESOLVED**, that a certified copy of this resolution be transmitted by the Town Clerk to the NYS Comptroller and Supervisor’s Office.

TITLE	NAME	SOCIAL SECURITY NUMBER	REGISTRATION NO.	STANDARD WORK DAY	TERM BEGINS/ENDS	PARTICIPATES IN EMPLOYERS TIME KEEPING SYSTEM (Y/N)	RECORD OF ACTIVITIES RESULT
ELECTED OFFICIALS							
Councilman	Ronald Herendeen		39428537	6	1/1/20-12/31/23	N	7.64
Councilman	Nathan Bowerman		43130491	6	1/1/20-12/31/23	N	5.68
Town Justice	Morris Lew		40687188	6	1/1/2019-12/31/2022	N	6.16
APPOINTED OFFICIALS							

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

RESOLUTION #196-2021:

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

Abstract 9-2021

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

TO: MARCY DANIELS

FROM: J. MARCIANO

ABSTRACT NUMBER	9
DATE OF BOARD MEETING	5/11/2021

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	99,243.16	691-722,724-725
HG	MERTENSIA WATERLINE	17,137.48	708
DA	HIGHWAY FUND	45,082.16	691,722,726-734
HA	AUBURN TRAIL PROJ	0	
HB	BEAVER CREEK PARK	6,718.50	708,713,723,782
SF	FIRE PROTECTION DISTRICT	0	
HM	FUEL STATION CAP PROJ	840.00	781
HN	NORTH RD CAP PROJ	0	
HP	TOWN PARK IMPROVEMENTS	0	
HQ	LED STREET LIGHTING	0	
HW	WATER TANK REPAIR	5,480.00	708
HZ	TOWNLINE CAP PROJ	31,557.80	708,727,735
SD	STORM DRAINAGE	2,984.47	708,722,736,764
SL1	LIGHTING DISTRICT	2,119.25	714
SM	SIDEWALKS	0	
SS	SEWER DISTRICT	69,088.30	692,703,708,722,725,736-768
SW1	WATER DISTRICT	15,041.74	692,703,708,722,725,736,738, 744,746,750,751,755,757-759, 764-779
TA93	LETTER OF CREDIT (CASH)	0	
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	117.94	724,766,767,780
	TOTAL ABSTRACT	\$ 295,410.80	

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

RESOLUTION #197-2021:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO TAKE APPROPRIATE ACTION TO SIGN LAWN MOWING CONTRACT AND TO APPLY LAWN MOWING CHARGES TO THE PROPERTY WITHIN THE TOWN, TO THE TAX ROLL

WHEREAS, the Code Enforcement Officer has taken the necessary action to bring property within the Town to compliance per Town Code Chapter 112, and

WHEREAS, the properties have not complied with Town Code Chapter 112, and

WHEREAS, the Code Enforcement Officer has requested bids for the maintenance of these properties, and

WHEREAS, Johnson Equipment, Property Maintenance Division submitted a quote for the lawn care compliance actions and has been determined to be the lowest responsible quotes received as follows:

1. 1236 Hook Rd \$52.00 per hour
2. 5714 Beanpole Cir \$52.00 per hour
3. 765 Wiegert Rd \$52.00 per hour
4. Case Realty - vacant lot to the west of 6132 State Route 96 with parcel ID is 29.00-1-76.100 \$52.00 per hour

NOW THEREFORE BE IT RESOLVED, the Farmington Town Board authorizes the Town Supervisor to take appropriate action to apply mowing charges along with a 50% service charge to the above listed properties,

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 the Town Clerk.

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

TRAINING UNDER \$100: None.

DISCUSSION:

1. Victor Farmington Ambulance sewer penalty waiver. Denied.
2. Beaver Creek Change Orders. Supervisor Ingalsbe stated that he found out late today that there are Change Orders for the Beaver Creek Park project. He added that most of them are credits, but they require his signature, so he would like Board approval, so they don't hold them up. Councilman Holtz asked if they

are ones that they have already gone over, Supervisor Ingalsbe replied only Don Giroux and himself had reviewed them. Supervisor Ingalsbe added that a portion of the credit is for paint. He added that Scott Bova dropped off some paint samples and a rendering of the building for the Board to look at. He stated that it is in the contract to paint the fascia and the gutters, which is an off white/ivory and they said no the white looked good but it was brought to his attention today that there is a lot more of that color on the lodge that is going to be built and the they thought it would not look good on the lodge. He added that there is credit on the maintenance building/bathroom of \$300 and change, \$400 and change on the pavilion for not doing the paint. He said everything is going to be white instead of off white. The Board authorized the Supervisor to sign the change orders and have a confirming resolution at the next board meeting.,

EXECUTIVE SESSION: None.

WAIVER OF THE RULE: None.

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 7:42 p.m., seconded by **Councilman Herendeen**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk: _____