

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 17th day of November, 2021, at 3:30 PM, there were:

PRESENT: Peter Ingalsbe – Supervisor
Mike Casale – Councilman-Necessarily Absent
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 and **Dan Delpriore** – Code Enforcement Officer.

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

PUBLIC HEARINGS: Hathaway's Corners Sidewalk and Lighting Districts

Supervisor Ingalsbe opened the public hearing at 3:32 p.m. Councilman Holtz made a motion to waiver the reading of the legal notice, Councilman Herendeen seconded the motion, motion carried. Supervisor Ingalsbe asked if anyone wanted to speak for or against the proposed districts, hearing none, he closed the public hearing at 3:34 p.m.

APPROVAL OF MINUTES:

PRIVILEGE OF THE FLOOR:

PUBLIC CONCERNS: None.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Holtz reported:

Highway & Parks:

Town Operations Committee: Councilman Casale reported:

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:

Highway& Parks Superintendent Don Giroux reported:

Town Clerk Michelle Finley reported: None.

Water & Sewer Superintendent Robin MacDonald reported:

Code Enforcement Officer Dan Delpriore reported:

Director of Planning and Development Ron Brand reported:

Assessor reported: None.

Town Engineer Bill Davis reported:

Fire Chief reported: None.

Planning Board Chairman Ed Hemminger reported:

Zoning Board of Appeals 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 reported: None.

Agricultural Advisory Committee Chairman Hal Adams: None.

COMMUNICATIONS:

REPORTS & MINUTES:

ORDER OF BUSINESS:

RESOLUTION 409-2021:

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

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF FARMINGTON, ONTARIO COUNTY, NEW YORK, DETERMINATION OF SIGNIFICANCE, THE HATHAWAY’S CORNERS SIDEWALK DISTRICT

WHEREAS, the Town of Farmington Town Board, hereinafter referred to as Town Board, has determined the above referenced action to be an Unlisted Action under the State Environmental Quality Review (SEQR) Regulations, and,

WHEREAS, the Town Board has reviewed and accepted the Environmental Record prepared on said action, and

WHEREAS, the Town Board has considered the potential impacts associated with said action.

NOW, THEREFORE, BE IT RESOLVED THAT the Town Board makes this Determination of Non-Significance based upon: the map and plan prepared by BME Associates; the Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action.

BE IT FURTHER RESOLVED THAT, the Town Board makes this Determination of Non-Significance based on the following reasons supporting this determination:

1. The Town Board considered the action as defined in subdivisions 617.2(b) and 617.3(g) of Part 617 of the SEQR Regulations; and,
2. The Town Board did review the EAF, the criteria contained in subdivision (c) of 617.7 and other supporting information to identify the relevant areas of environmental concern; and,
3. The Town Board did thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have significant adverse impact on the environment; and
4. The Town Board did set forth its determination of significance in written form containing a reasoned elaboration and providing reference to all supporting documentation.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the Town Board of the Town of Farmington adopted the aforementioned resolution on November 17, 2021, by the following vote:

| | <u>Aye</u> | <u>Nay</u> |
|------------------|------------|------------|
| Peter Ingalsbe | X | |
| Michael Casale | Absent | |
| Steven Holtz | X | |
| Ronald Herendeen | X | |
| Nathan Bowerman | Absent | |

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

RESOLUTION #410-2021:

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

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF FARMINGTON-APPROVING CREATION OF THE HATHAWAY’S CORNERS SIDEWALK DISTRICT

WHEREAS, a written Petition dated October 28, 2021 has been presented and filed with the Town Clerk of the Town of Farmington, Ontario County, New York, requesting establishment of the Hathaway’s Corners Sidewalk District (“District”) with boundaries as described in a Map and Plan relating to the establishment of the District, attached hereto as Exhibit 1, prepared by BME Associates in a manner and such detail as has been determined by this Town Board to be sufficient and has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on November 9, 2021, reciting the filing of said Map and Plan, the improvements proposed, the boundaries of the proposed District, the fact that the Map and Plan describing the same were on file in the Town Clerk’s Office for public inspection, and stating all other matters required by law to be stated, and specifying November 17, 2021, at 7:00 p.m., at the Town of Farmington Town Hall, 1000 County Road 8, Farmington, New York, as the place where this Town Board would meet and consider said Map and Plan and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, the hearing on said matter was duly held by said Town Board on November 17, 2021, at the Farmington Town Hall, at which all interested persons desiring to be heard were heard; and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law it has been determined by the Town Board that approval of this District would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR; and

NOW, THEREFORE, upon the evidence given at said public hearing, be it RESOLVED as follows:

1. That said Petition is signed, acknowledged or proved as required by law and is otherwise sufficient;
2. The Order Calling Public Hearing was duly published in the Town’s official newspaper on November 21, 2021 and duly posted on the Town’s official sign board on November 12, 2021, all as required by law and is otherwise sufficient;
3. All of the property owners within the proposed District are benefited thereby;
4. All of the property and property owners benefited are included within the limits of the proposed District;
5. It is in the public interest to establish said District;
6. The proposed expenses for on-going maintenance and capital improvements, as set forth in the Petition referred to herein, be and are hereby approved;
7. The costs and expenses of the proposed on-going construction and on-going maintenance and improvements associated with said District be assessed, levied and collected from the several lots and parcels of land within said District for such purpose in the same manner and at the same time as other Town charges, except as otherwise provided by law, all pursuant to Section 202(3) of the Town Law and in accordance with the ad valorem charge basis;
8. That the establishment of the District, as set forth in said Map and Plan, be and hereby is approved; that the improvements therein mentioned be constructed by the Petitioner; and such District shall be bounded and described as set forth in Exhibit 1 attached hereto and made a part hereof;
9. That the Town Board members execute the Order Establishing this District and that the Town Clerk be, and hereby is, authorized and directed to file a certified copy of the Order Establishing the District in the Office of the Clerk of the County of Ontario and in the office of the State Department of Audit and Control at Albany, New York.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the Town Board of the Town of Farmington adopted the aforementioned resolution on November 17, 2021, by the following vote:

| | <u>Aye</u> | <u>Nay</u> |
|------------------|------------|------------|
| Peter Ingalsbe | X | |
| Michael Casale | Absent | |
| Steven Holtz | X | |
| Ronald Herendeen | X | |
| Nathan Bowerman | Absent | |

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

RESOLUTION #411-2021:

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF FARMINGTON
ONTARIO COUNTY, NEW YORK, DETERMINATION OF SIGNIFICANCE THE HATHAWAY’S CORNERS
LIGHTING DISTRICT**

WHEREAS, the Town of Farmington Town Board, hereinafter referred to as Town Board, has determined the above referenced action to be an Unlisted Action under the State Environmental Quality Review (SEQR) Regulations, and,

WHEREAS, the Town Board has reviewed and accepted the Environmental Record prepared on said action, and

WHEREAS, the Town Board has considered the potential impacts associated with said action.

NOW, THEREFORE, BE IT RESOLVED THAT the Town Board makes this Determination of Non-Significance based upon: the map and plan prepared by BME Associates; the Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action.

BE IT FURTHER RESOLVED THAT, the Town Board makes this Determination of Non-Significance based on the following reasons supporting this determination:

1. The Town Board considered the action as defined in subdivisions 617.2(b) and 617.3(g) of Part 617 of the SEQR Regulations; and,
2. The Town Board did review the EAF, the criteria contained in subdivision (c) of 617.7 and other supporting information to identify the relevant areas of environmental concern; and,
3. The Town Board did thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have significant adverse impact on the environment; and
4. The Town Board did set forth its determination of significance in written form containing a reasoned elaboration and providing reference to all supporting documentation.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the Town Board of the Town of Farmington adopted the aforementioned resolution on November 17, 2021, by the following vote:

| | <u>Aye</u> | <u>Nay</u> |
|------------------|------------|------------|
| Peter Ingalsbe | X | |
| Michael Casale | Absent | |
| Steven Holtz | X | |
| Ronald Herendeen | X | |
| Nathan Bowerman | Absent | |

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

RESOLUTION #412-2021:

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

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF FARMINGTON APPROVING CREATION OF THE HATHAWAY'S CORNERS LIGHTING DISTRICT

WHEREAS, a written Petition dated October 28, 2021 has been presented and filed with the Town Clerk of the Town of Farmington, Ontario County, New York, requesting establishment of the Hathaway's Corners Lighting District ("District") with boundaries as described in a Map and Plan relating to the establishment of the District, attached hereto as Exhibit 1, prepared by BME Associates in a manner and such detail as has been determined by this Town Board to be sufficient and has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on November 9, 2021, reciting the filing of said Map and Plan, the improvements proposed, the boundaries of the proposed District, the fact that the Map and Plan describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying November 17, 2021, at 7:00 p.m., at the Town of Farmington Town Hall, 1000 County Road 8, Farmington, New York, as the place where this Town Board would meet and consider said Map and Plan and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, the hearing on said matter was duly held by said Town Board on November 17, 2021, at the Farmington Town Hall, at which all interested persons desiring to be heard were heard; and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law it has been determined by the Town Board that approval of this District would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR; and

NOW, THEREFORE, upon the evidence given at said public hearing, be it **RESOLVED** as follows:

1. That said Petition is signed, acknowledged or proved as required by law and is otherwise sufficient;
2. The Order Calling Public Hearing was duly published in the Town's official newspaper on November 21, 2021 and duly posted on the Town's official sign board on November 12, 2021, all as required by law and is otherwise sufficient;
3. All of the property owners within the proposed District are benefited thereby;
4. All of the property and property owners benefited are included within the limits of the proposed District;
5. It is in the public interest to establish said District;
6. The proposed expenses for on-going maintenance and capital improvements, as set forth in the Petition referred to herein, be and are hereby approved;
7. The costs and expenses of the proposed on-going construction and on-going maintenance and improvements associated with said District be assessed, levied and collected from the several lots and parcels of land within said District for such purpose in the same manner and at the same time as other Town charges, except as otherwise provided by law, all pursuant to Section 202(3) of the Town Law and in accordance with the ad valorem charge basis;
8. That the establishment of the District, as set forth in said Map and Plan, be and hereby is approved; that the improvements therein mentioned be constructed by the Petitioner; and such District shall be bounded and described as set forth in Exhibit 1 attached hereto and made a part hereof;
9. That the Town Board members execute the Order Establishing this District and that the Town Clerk be, and hereby is, authorized and directed to file a certified copy of the Order Establishing the District in the Office of the Clerk of the County of Ontario and in the office of the State Department of Audit and Control at Albany, New York.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the Town Board of the Town of Farmington adopted the aforementioned resolution on November 17, 2021, by the following vote:

| | <u>Aye</u> | <u>Nay</u> |
|------------------|------------|------------|
| Peter Ingalsbe | X | |
| Michael Casale | Absent | |
| Steven Holtz | X | |
| Ronald Herendeen | X | |
| Nathan Bowerman | Absent | |

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

TRAINING UNDER \$100: None.

DISCUSSION: None.

EXECUTIVE SESSION: None.

WAIVER OF THE RULE: None.

DISCUSSION: None.

EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Holtz** offered a motion to adjourn the meeting at 3:36 p.m., seconded by **Councilman Herendeen**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk