

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 12<sup>th</sup> day of October, 2021, 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, **Dan Delpriore** – Code Enforcement, **Robin MacDonald** – Water & Sewer Superintendent, and **Ed Hemminger** – Planning Board Chairman, **Bill Davis** – MRB Group, and **Adrian Bellis**-Planning Board Member, and **Ron Brand** – Director of Planning and Development, Cathy Post – resident, and Jody Binnix – ZBA Member.

Also present by telephone/video conferencing were: **John Piper**-HR Consultant

### **PUBLIC HEARINGS: 2022 Town Budget**

Supervisor Ingalsbe opened the public hearing at 7:00 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe stated that the revenues are down which allows the tax rate to decrease from \$1.10 per thousand to \$1.02 per thousand. Drainage District is flat this year at \$.21 per thousand, Fire Districts is down 4.7%, Water tax rate will increase 6%, Four Sidewalk Districts – one tax rate is up, two are down, and one is a new sidewalk district.

Supervisor Ingalsbe stated new in the budget next year is a separate line for the Victor Farmington Volunteer Ambulance Corp. He added that in the preliminary budget they put \$150,000, which is new tax rate of \$.14 per assessed thousand in the general fund. He added that the overall good news is that the Town Staff worked very hard on the 2022 Budget which made the process successful.

Supervisor Ingalsbe asked if there were any questions or comments. Hearing None. He added that he does not see any major changes between now and the adoption of the final budget, the only thing that the board could discuss is the funds for the Ambulance Corp., which is a new tax rate of \$.14 per assessed thousand. He stated that if the board wanted to reduce the tax burden, they could use some VLT money. Councilman Holtz stated that he would like them to use half of the VLT money, \$75,000 from VLT and \$75,000 tax rate. Councilman Casale stated he would recommend adding VLT to the \$150,000. Councilman Bowerman was in favor of using \$75,000 of the VLT money. Councilman Herendeen stated to use the same. Supervisor Ingalsbe stated that by using \$75,000 of the VLT money the tax rate would go down to about \$.07 per assessed thousand. He will make the change in the budget and notify the board if anything else comes up, they still are waiting to hear from the Water & Sewer Union on the contract as they rejected the contract, so he is waiting for some feedback.

Supervisor Ingalsbe asked if there were any more comments or questions, hearing none he closed the public hearing at 7:07 p.m.

### **APPROVAL OF MINUTES:**

A motion was made by **Councilman Casale** and seconded by **Councilman Herendeen**, that the minutes of the October 12, 2021, 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:**

### **PUBLIC CONCERNS:**

### **REPORTS OF STANDING COMMITTEES:**

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

1. Discussed Wangum Road force main.
2. Removed flow meters in the Grove Subdivision and installed in the Doe Haven Subdivision.
3. Discussed Belt Press VFD.
4. Discussed UV Disinfection.
5. Working on getting quotes for Digester 1 clean out.
6. Watermain Breaks – None.
7. MRB is working on design to replace some of the old main on Rt. 332.
8. Discussed sewer main along a section of Collett Road.
9. Paving at sewer plant has been completed
10. Advanced Rehabilitation Technology is continuing to spray lining manholes.
11. Discussed resolution for meeting.

### **Highway & Parks:**

1. Highway- Equipment Maintenance, CFTL Road paving, wedging, paving, mowing, and road crossing pipe flushing.
2. Parks- building and park maintenance, mowing and trimming of all parks, plumbing job at the Highway Department, and Fall Cleanup in parks.
3. Discussed resolution on agenda.

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

1. Discussed various projects: Comprehensive Plan Update, Auburn Meadows Sections 7N & 8N, Auburn Meadows Section 8S, Monarch Manor Section 2, Farmington Market Center, and the Delaware River Solar project.
2. Discussed resolutions on agenda.
3. Report filed with Town Clerk and posted on website.

**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. Attended monthly meeting with County Economic Development Committee.
2. Working on Water & Sewer Union Agreement with Councilman Holtz. Union rejected agreement, will get some details and try to move forward.
3. Working on residents' concerns. Auburn Meadows water pressure issues.

**Highway & Parks Superintendent Don Giroux reported:**

1. Discussed Townline Road paving and binding – completed.
2. Wedging continues on roads.
3. Fall Clean-Up this Friday and Saturday.
4. Townline Road- last drop inlet-discussed alternate solution.
5. Parks Department is busy with mowing.

**Town Clerk Michelle Finley reported:**

1. Continue working on records management of maps.
2. Busy collecting water and sewer payments and dog licenses.

**Water & Sewer Superintendent Robin MacDonald reported:**

1. Crews started sucking out wet wells.
2. Discussed manhole linings.

**Code Enforcement Officer Dan Delproire reported:**

1. Assisted Fire Department at Terrace Apartments for two units that had their ceiling collapse.
2. Discussed permits issued for September – 69, inspections for September- 292, fire inspections for September – 19, stormwater/MS4 inspections for September – 15, and zoning inspections for September – 50.

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

1. Report available on website and filed with the Town Clerk.
2. Discussed Comprehensive Plan Update – Public Hearing on October 28, 2021, make changes if necessary, then turn it over to the town board, then the board has 90 days to have a public hearing on it, also needs to go through the County Planning Board for SEQR, and then in late January or February for adoption.
3. Discussed changes in the Site plan and development criteria – Rt. 96/Commercial Drive Ice Cream place and hair salon, lights fall within the right of way of the State DOT so they have been asked to work on design guidelines for break aways.
4. Discussed Delaware River Solar.
5. Discussed Farmington Market Center (TOPS Plaza) – applicant resubmitted application.

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

1. Update on Brickyard Road Water Tank project – bidding through the course of November and award in December.
2. Discussed Collett Road Sewer.
3. Discussed Rt. 332/Rt. 96 Watermain Replacement project.
4. Discussed Pumpstation 1.

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

1. Next Meeting – Loomis Road Industrial project, Storage unit and Falanga two lot subdivision and a storage unit.

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

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

**Recreation Director Mark Cain reported: None.**

Reminder – Trunk and Treat – October 23<sup>rd</sup> Noon-2 p.m. at the Town Park

**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:**

1. Letter to the Town Supervisor from Steve Gladding of the NYS DOH. Re: Water Supply Cybersecurity Plan Violation rescinded.
2. Soil & Groundwater Management Plan from LaBella. Re: NYS DEC Spill #2008577.
3. Letter to the Town Supervisor from Mark McIntyre of Merchant McIntyre Associates. Re: Federal funding of common municipal projects.
4. Ontario County Real Property Tax Services Cable Television Questionnaire/Information Sheet.
5. Letter to the Town Supervisor from Debra LaBelle of NYS Department of Public Service. Re: Comprehensive Broadband Connectivity Act.
6. Charge Ready NY Charing Equipment Installer Certification. Re: Beaver Creek Park.
7. Town of Farmington Decommissioning Plan Signature Pages for: NY Farmington I, LLC; NY Farmington II, LLC; and NY Farmington III, LLC.
8. Right of Way Ecnroachment Agreement between the Town of Farmington and Ontario County. Re: Sidewalks along and within County Road 41 in the Town of Farmington.
9. Letter to the Acting W&S Superintendent from Peter Virkler of City of Canandaigua Department of Public Works. Re: Lead & Copper Testing and Compliance.
10. Letter to Sean of Ontario County IT Department from the Town Supervisor. Re: Computer Policy and Disaster Recovery Plan and Cyber Security Policy.
11. Certificates of Liability Insurance from: Walworth Hardware Services, LLC; Pooler Enterprises, Inc.; Betlem Service Corporation dba Emcor Services; T Bell Construction Corp.

### **REPORTS & MINUTES:**

1. Ontario County Sheriff Traffic Report – September 2021.
2. ZBA Meeting Minutes – August 23, 2021.
3. Building Department – Permit Report by Type – September 2021.
4. Building Department – Inspection Schedule – September 2021.
5. Building Department – Inspections Report – Stormwater – September 2021.
6. Building Department – Inspections Report – Fire Inspections – September 2021.
7. Farmington Senior Citizens Meeting Minutes – September 20, 2021.
8. Monthly Report – Judge Lew – September 2021.
9. Monthly Report – Judge Gligora – September 2021.
10. Manchester Fire Department Incident Run Log – September 2021.
11. Planning Board Meeting Minutes – September 15, 2021.

### **ORDER OF BUSINESS:**

#### **RESOLUTION 351-2021:**

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

#### **RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR SEPTEMBER 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 September 2021 to the Town Supervisor on October 4, 2021, and

**WHEREAS**, the Town Supervisor approved and executed the Monthly Report of the Supervisor for September 2021 on October 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 September 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, Bowerman, and Holtz), the Resolution was **CARRIED**.

**RESOLUTION #352-2021:**

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

**RESOLUTION INTRODUCING LOCAL LAW AND CALLING A PUBLIC HEARING - CANNABIS**

**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 to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Farmington that would otherwise be allowed under Article 4 of the Cannabis Law; 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 II" action under the regulations promulgated by authority contained in the State Environmental Quality Review Act (SEQRA), which appear in 6 NYCRR Part 617.5, thereby requiring no further action by the Town Board, in that Part 617.5 (c) states that actions that are not subject to review under SEQRA include, "(33) adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list" and subsection (26) on this list includes "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment". This action involves routine or continuing agency administration and management in that it will enact a law specifically permitted by the New York State Cannabis Law that does not include any new programs or a major reordering of priorities that may affect the environment.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on October 26, 2021, 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 newspapers 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 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" (Ingalsbe, Casale, Herendeen, Bowerman, and Holtz), the Resolution was **CARRIED**.

**RESOLUTION #353-2021:**

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

**RESOLUTION AUTHORIZING THE PERMANENT HIRING AS A RESULT OF SCORING IN THE TOP 3 IN A COMPETITIVE EXAMINATION FOR CODE ENFORCEMENT OFFICER AND TRANSITIONING FROM PROVISIONAL TO PERMANENT APPOINTMENT**

**WHEREAS**, James Morse resigned effective February 2, 2019 leaving a vacant Code Enforcement Officer position; and

**WHEREAS**, by Resolution 200 of 2019 dated May 13, 2019, August Gordner was appointed provisionally to fill said vacancy until completion of the Code Enforcement Officer Civil Service Exam, and

**WHEREAS**, the Town Code Enforcement Officer is classified as a competitive position, and

**WHEREAS**, by notification email dated October 5, 2021, the Ontario County Department of Human Resources has informed us that August Gordner, Code Enforcement Officer, has successfully passed the Code Enforcement Officer Civil Service Exam and scored with a rank of #1 on the Certification of Eligibles, and

**WHEREAS**, August Gordner has completed extensive training since hired on May 13, 2019.

**WHEREAS**, on November 30, 2021, August Gordner will have also successfully completed the 8-week probationary period and will be recommended satisfactory by the Building Department Head, and

**NOW THEREFORE BE IT RESOLVED**, that the Farmington Town Board authorizes the transitioning from provisional (potentially qualified) to permanent (qualified) appointment, and

**FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Supervisor's Secretary and the Building Department.

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

**RESOLUTION #354-2021:**

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

**RESOLUTION AUTHORIZING THE PROBATIONARY HIRING AS A RESULT OF SCORING IN THE TOP 3 IN A COMPETITIVE EXAMINATION FOR CODE ENFORCEMENT OFFICER AND TRANSITIONING FROM PROVISIONAL TO PROBATIONARY APPOINTMENT**

**WHEREAS**, by Resolution 357 of 2020, the Town of Farmington created a third Code Enforcement Officer position; and

**WHEREAS**, by Resolution 74 of 2021 dated January 26, 2021, Leland Cody was appointed provisionally to fill the third Code Enforcement Officer position until completion of the Code Enforcement Officer Civil Service Exam, and

**WHEREAS**, the Town Code Enforcement Officer is classified as a competitive position, and

**WHEREAS**, by notification email dated October 5, 2021, the Ontario County Department of Human Resources has informed us that Leland Cody, Code Enforcement Officer, has successfully passed the Code Enforcement Officer Civil Service Exam and scored with a rank of #3 on the Certification of Eligibles, and

**WHEREAS**, Leland Cody has completed a great deal of training since hired on February 1, 2021.

**NOW THEREFORE BE IT RESOLVED**, that the Farmington Town Board authorizes the transitioning from provisional (potentially qualified) to probationary (qualified) appointment, and

**FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Supervisor's Secretary and the Building Department.

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

**RESOLUTION #355-2021:**

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

**APPROVAL OF A REQUEST FOR THE PARTIAL RELEASE OF FUNDS (RELEASE #5) FROM THE LETTER OF CREDIT FOR UTILITY SITE IMPROVEMENTS PHASE 1 OF THE HATHAWAY'S CORNERS INCENTIVE ZONING PROJECT – IN THE TOTAL AMOUNT OF \$ 984,820.58**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a resolution from the Town Planning Board (hereinafter referred to as Planning Board), dated October 6, 2021, recommending the Town Board take action to accept the request for the fifth partial release of funds in the letter of credit for this action; and

**WHEREAS**, the Planning Board's recommendation is based upon their review and acceptance of the recommendations received from the Town Construction Inspector, Town Department Heads and the Town's Engineers, and the signed Town Surety Release Form (G-2.0); and

**WHEREAS**, the total amount of this letter of credit is \$ 4,860,086.66; and

**WHEREAS**, this release of funds is in the total amount of \$ 984,820.58; and

**WHEREAS**, there will be a balance of \$1,679,937.24 remaining in this letter of credit; and

**WHEREAS**, the Town Clerk has reviewed this requested partial release of funds finding the amounts contained herein to be accurate.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby accepts the Planning Board's recommendation and approves the release of funds from the letter of credit for the above referenced project, in the total amount of \$ 984,820.58.

**BE IT FURTHER RESOLVED**, that the Town Board authorizes the Town Supervisor to sign and date Form G-2.0, Town Letter of Credit Partial Release Form.

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed not to release the partial amount in the subject letter of credit until the Town Supervisor's signature has been affixed to Town Form G-2.0.

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to notify tomorrow, by U.S. Mailing, certified copies of this resolution to: Ryan Destro, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450; Mark Stevens, Hathaway's Corners, LLC, 16 W. Main Street, Suite 700, Rochester, New York 14614.

**BE IT FINALLY RESOLVED**, that certified copies of this resolution are also to be provided to the Town Highway Superintendent, Acting Town Water & Sewer Superintendent, Town Code Enforcement Officer, the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineer.

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

**RESOLUTION #356-2021:**

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

**RESOLUTION APPOINTING JODY BINNIX TO THE ZONING BOARD OF APPEALS**

**WHEREAS**, Aaron Sweeney resigned his seat on the Zoning Board of Appeals leaving a vacancy, and

**WHEREAS**, Jody Binnix is interested in filling this vacancy and is supported by the Zoning Board of Appeals Chairman, Jeremy Marshall, now therefore

**BE IT RESOLVED**, that the Farmington Town Board hereby authorizes the appointment of Jody Binnix to the Zoning Board of Appeals to fulfill the rest of Aaron Sweeney's term which expires on December 31, 2022, and

**BE IT FURTHER RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Supervisor's Secretary, the Principal Account Clerk, Jeremy Marshall, Chairman of the Zoning Board of Appeals and Jody Binnix at 1728 Beechwood Drive, Farmington, NY 14425.

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

**RESOLUTION #357-2021:**

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

**RESOLUTION AUTHORIZING THE HIRING OF HOLTZ FOREST AND SHADE TREE, LLC FOR REMOVAL OF 12 ADDITIONAL TREES FROM POWER CEMETERY**

**WHEREAS**, the Historic Preservation Commission is requesting approval to spend money for removing an additional 12 trees from the Power Cemetery and grinding of the remaining stumps. Removing the trees will lessen further damage to the burial remains and headstones; and

**WHEREAS**, an invoice was received from Holtz for \$3,725.00 for the removal of 11 trees and grinding 8 stumps; and

**WHEREAS**, a quote was received in the amount of \$4,500.00 from Holtz Forest and Shade Tree; and

**THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the hiring of Holtz Forest and Shade Tree, LLC for removal of 12 additional trees from Power Cemetery and stump grinding at a cost not to exceed \$4,500.00 with a budget transfer from Historian (A7510.4) to Historical Property (A7520.4) in the amount of \$600.00; and

**BE IT FURTHER RESOLVED**, that funding for these two invoices be paid from the Historical Property line; and

**BE IT FINALLY RESOLVED**, that the Town Clerk provide copies of this resolution to the Town Historian and the Principal Account Clerk.

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

**RESOLUTION #358-2021:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN AGREEMENT WITH GREEN RENEWABLE, INC. FOR GRINDING OF BRUSH PILE AT 420 HOOK ROAD**

**WHEREAS**, Green Renewable, Inc. has provided the Town of Farmington with an Agreement for grinding of brush pile located at 420 Hook Road; and

**WHEREAS**, said Agreement has two (2) Contract Options;

**THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the Town Supervisor to sign a One-Year Contract Agreement with Green Renewable, Inc. for grinding of brush pile located at 420 Hook Road at a cost not to exceed \$7,300.00; and

**BE IT FURTHER RESOLVED**, that funding for this Agreement come from Brush & Weeds (DA5140.4); and

**BE IT FINALLY RESOLVED**, that the Town Clerk provide copies of this resolution to the Highway Superintendent and the Principal Account Clerk.

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

**RESOLUTION #359-2021:**

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

**RESOLUTION OF APPRECIATION TO NEW YORK STATE SENATOR PAMELA HELMING FOR HER LEADERSHIP IN OBTAINING STATE GRANT FUNDING ASSISTANCE TO ENABLE IMPROVEMENTS AT TWO TOWN PARK RESTROOM FACILITIES**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received a State of New York Municipal Facilities Program (SAM) Grant (hereinafter referred to as Grant) which was made available to the Town and which has resulted in long term benefits to all Town residents; and

**WHEREAS**, these Grant funds have enabled the Town to complete much needed improvements within two of the public restroom buildings located in two of the more heavily used Farmington Town Park and the Pumpkin Hook Town Park; and

**WHEREAS**, improvements included the renovation of two public restroom facilities which updated the interior conditions, including: new fixtures, partitions, lighting, flooring, paint, drains and ventilation; and

**WHEREAS**, improvements also included new toilets, sinks, grab bars, doors and hardware all of which are compliant with the provisions of the Americans with Disabilities Act (ADA); and

**WHEREAS**, these improvements have also provided low maintenance and tamper-resistant, energy efficient fixtures.

**WHEREAS**, said improvements had been identified in the Town's Parks and Recreation Master Plan, a part of the Town's Comprehensive Plan; and

**WHEREAS**, said improvements greatly enhanced accessibility for all our Town residents and their guests, including those individuals with physical limitations.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby publicly document its' appreciation to State Senator Pamela Helming for her leadership in securing the above cited Grant funding assistance which has in turn allowed for these improvements to occur.

**BE IT FINALLY RESOLVED**, that the following members of the Town of Farmington Town Board do hereby give evidence of their appreciation.

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

**RESOLUTION #360-2021:**

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

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND**

**WHEREAS**, additional funding is needed in the engineering contractual line

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the following budget amendment:

|       |                     |          |          |
|-------|---------------------|----------|----------|
| From: | A1990.4 Contingent  | \$47,980 |          |
| To:   | A1440.4 Engineering |          | \$47,980 |

**BE IT RESOLVED**, that the Principal Account Clerk transfers the amount above

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

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

**RESOLUTION #361-2021:**

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

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT WITHIN THE TOWN LINE ROAD CAPITAL PROJECT**

**WHEREAS**, 50% of the Townline Road expenses are reimbursed by the Town of Canandaigua,

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the following budget amendment within the capital project transferring the revenue to the expense line:

|         |           |                                     |           |           |
|---------|-----------|-------------------------------------|-----------|-----------|
| Debit:  | HZ2397    | Capital Projects, Other Governments | \$100,000 |           |
| Credit: | HZ5197.22 | Construction                        |           | \$100,000 |

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

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

**RESOLUTION #362-2021:**

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

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE WATER FUND**

**WHEREAS**, a budget amendment is needed in the water fund for engineering expenses due to the design of the Emergency waterline repair on Rt 332,

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the following budget amendment:

|       |             |             |          |          |
|-------|-------------|-------------|----------|----------|
| From: | SW1-8340.4  | Contractual | \$15,000 |          |
| To:   | SW1-8340.47 | Engineering |          | \$15,000 |

**BE IT RESOLVED**, that the Principal Account Clerk completes the budget amendment,

**FURTHER RESOLVED**, that the Town Clerk submits one copy of the resolution to the Principal Account Clerk and the Water and Sewer Department.

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

**RESOLUTION #363-2021:**

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

Abstract 19-2021

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

TO: MARCY DANIELS FROM: J. MARCIANO

|                       |            |
|-----------------------|------------|
| ABSTRACT NUMBER       | 19         |
| DATE OF BOARD MEETING | 10/12/2021 |

| FUND CODE | FUND NAME                                   | TOTAL FOR EACH FUND  | VOUCHER NUMBERS  |
|-----------|---|----------------------|--|
| A         | GENERAL FUND                                | 51,612.48            | 1764-1790,1792-1798,1858   |
| HG        | MERTENSIA WATERLINE                         | 0                    |  |
| DA        | HIGHWAY FUND                                | 95,460.68            | 1787,1794,1799-1808  |
| HA        | AUBURN TRAIL PROJECT                        | 0                    |  |
| HB        | BEAVER CREEK PARK                           | 428.44               | 1768,1791,1859   |
| SF        | FIRE PROTECTION DISTRICT                    | 0                    |  |
| HW        | WATER TANK REPAIR                           | 189.00               | 1786   |
| HZ        | TOWNLIN CAP PROJ                            | 86,145.08            | 1800   |
| SD        | STORM DRAINAGE                              | 1,474.28             | 1786,1794,1809,1841  |
| SL1       | LIGHTING DISTRICT                           | 0                    |  |
| SS        | SEWER DISTRICT                              | 157,211.18           | 1786-1787,1790,1794,1796,1809-1846   |
| SW1       | WATER DISTRICT                              | 375,907.99           | 1786,1787,1794,1796,1809,1810,1812,1814,1820,1821,1823,1825,1827-1829,1833,1840-1844,1847-1857 |
| TA93      | LETTER OF CREDIT (CASH)                     | 0                    |  |
| TA200     | PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86) | 32.40                | 1795,1842,1843   |
|           | <b>TOTAL ABSTRACT</b>                       | <b>\$ 768,461.53</b> |  |

All Voting "Aye" (Ingalsbe, Casale, Herendeen, Bowerman, and Holtz), Councilman Holtz abstained from Voucher 21-1783, the Resolution was **CARRIED**.

**WAIVER OF THE RULE: No Objections**

**RESOLUTION #364-2021:**

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

**RESOLUTION TO AWARD EMERGENCY WORK ON THE COLLETT ROAD SEWER LINE REPLACEMENT**

**WHEREAS**, the Town of Farmington passed Resolution #276-2021 dated July 27, 2021 declaring an emergency condition of a sewer line; and

**WHEREAS**, Resolution #276-2021 also identified this sewer line repair as a Type II Action under New York State Environmental Conservation Law; and

**WHEREAS**, NYSDOT and DOH has approved work as described by our Town Engineers, MRB Group, to replace approximately 950 feet of collapsed sewer line; and

**WHEREAS**, MRB Group, on behalf of the Town and W&S Department received three quotes to replace the damaged sewer line; and

**WHEREAS**, Villager Construction, Inc. has submitted the lowest quote at \$215,000.00; now therefore

**BE IT RESOLVED**, that the Town Board of Farmington hereby awards the contract to Villager Construction in the amount of \$215,000.00; and be it

**FURTHER RESOLVED**, that the Town Clerk send copies of this resolution to the Principal Account Clerk, Dave Herman of MRB Group, and the Acting Water and Sewer Superintendent.

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

**DISCUSSION:** 6427 Rt. 96 -request to waiver late fees. Supervisor Ingalsbe stated that the son called to say his father passed away and he is trying to catch up on paying his bills and asked if the late fee can be waived. He added that normally in the past the Board does not waive the fee so he will pay the late fee.

**EXECUTIVE SESSION:**

A motion was made by Councilman Casale to enter into executive session to discuss Collective negotiations pursuant to article fourteen of the civil service law at 7:38 p.m., Councilman Bowerman seconded the motion. Motion **CARRIED**.

A motion was made by Councilman Casale to exit executive session at 8:17 p.m., Councilman Bowerman seconded the motion. Motion **CARRIED**.

With no further business before the Board, **Councilman Bowerman** offered a motion to adjourn the meeting at 8:17 p.m., seconded by **Councilman Casale**. Motion **CARRIED**.