

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 26th 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 **Bill Davis** – MRB Group, and **Adrian Bellis**-Planning Board Member, and **Ron Brand** – Director of Planning and Development. Sarah Weidenborner and Rosalie Bona-Farmington Fire Department, and Jane Barry and Deb Davis -Farmington Swap Shop and James Young - resident.

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

PUBLIC HEARINGS: Local Law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Farmington

Supervisor Ingalsbe opened the public hearing at 7:00 p.m. The Clerk read the legal notice. Supervisor Ingalsbe stated that this has been discussed amongst the Board Members at previous meetings. He added that they have also asked for comments at previous meetings, he has heard nothing. Supervisor Ingalsbe asked if anyone wanted to speak for or against this proposed local law. Mr. James Young, 1214 Mertensia Road Apt. 26, stated that he is in favor of opting out, in his experience in other states these are havens for criminal activities, the law allows for smoking of cannabis on the streets and in other states it is confined to the home. His concern with these types of establishments is that people will be loitering outside and the potential for more accidents. Ms. Deb Davis, 5018 Wiborn Road, stated she agrees to opting out, and believes it would bring a lot of crimes and other issues to the community and she is 100 percent in support of the town opting out. Supervisor Ingalsbe stated that the way NY State wrote the law, you can opt out and then later opt in but if you opt in then later you cannot opt out. He added that there are so many unanswered questions right now with setting up all the rules and regulations, they decided to opt out due to so many unknowns at this time. Supervisor Ingalsbe asked if anyone online wanted to speak for/against, hearing none, the public hearing was closed at 7:10p.m.

APPROVAL OF MINUTES:

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz**, that the minutes of the October 26, 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: Swap Shop Volunteers- Jane Barry and Deb Davis

Ms. Davis thanked the board for serving the community. She stated that the Swap Shop volunteers are requesting additional storage area to store larger items, such as the building next to the swap shop. They would take pictures of the items and place them on the Facebook site which currently has over 1300 members. She added that after posted for a month the items will be placed on other free sites and then after two months the items will be taken to Goodwill. She stated that the main force of the swap shop has always been to keep usable items out of the landfills. She stated that they have grown over the two years, and that the town has built an addition to the Town Hall, the Court, and the Highway Department and they are not asking to have a new building built but simply use an old building next to the shop. They would also like to see the swap shops information added to the town’s website. They also need supplies such as sharpie markers, garbage bags, fliers, disinfectant wipes, hand sanitizer, and holders for fliers. They will be putting out fliers at several businesses throughout the community.

Supervisor Ingalsbe stated that in 2018 the Town built a 24x32, 10-foot-high pole barn with gas heat and lighting, at a cost of \$89,000, which does not include the cost for the parking lot upgrade that was completed. He added that they town can help with the supplies they are asking for and they just need to give a list to his secretary, and she will get the supplies for them. Mrs. Barry stated that they are more concerned about storage and things are being placed on the side of the street. Supervisor Ingalsbe stated that the Town cannot be the fix for the whole town. He added that they can help with more advertising so they can get more visitors, but the problem is that they have to have things leave in order to have more things come in. Ms. David stated that there is a two-month limit then items are taken to Goodwill. Councilman Holtz stated that the one building that was mentioned is currently being used for equipment and they cannot have items in the way to hinder access in and out of the building. Ms. Davis asked for suggestions on other possible space they could use. Councilman Holtz replied that he did not. Councilman Bowerman stated that it comes down to getting rid of some of the stuff and being pickier on what is brought in. Supervisor Ingalsbe added that the building is about a third larger than the one in Victor. Ms. Davis asked if the town received grant money for the swap shop. Supervisor Ingalsbe stated that they town did receive money from the County but is was not a grant, more like County funds from the Environmental landfill fund that the County receives, money we were given for waste reduction.

Councilman Herendeen suggested putting up a picture board at the shop for visitors that do not have Facebook. Ms. Davis stated that the Swap Shop also help the Veterans with items, toys for foster kids, and items for young families and the elderly, school supplies, and Christmas gifts for children and families. Supervisor Ingalsbe stated that they have been very successful with the Facebook page and he has seen where immediately someone can use an item that was posted. Supervisor Ingalsbe added that they have done a great job but there are just limitations on what they can offer to go further, he appreciates them for coming in but no other room or space is available and they will have to live within the space that they have. Ms. Davis stated that they are going to continue to grow and that the board should be considering a larger building in their future budgets.

PUBLIC CONCERNS:**REPORTS OF STANDING COMMITTEES:****Public Works Committee: Councilman Holtz 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 quarterly Maintenance for Bio Tower 2 and Trickling Filter 2.
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. Advanced Rehabilitation Technology is continuing to spray lining manholes.
10. Discussed resolutions for meeting.

Highway & Parks:

1. Highway- winter marker stakes, addressed missing delineators, hardware on trucks, mowing continues of all roads, preparing for winter, and Clean-up.
2. Parks- mowing and trimming trees, Green Road striped, ballfields groomed, Line fields, and lights around town buildings.
3. Discussed resolution on agenda.

Town Operations Committee: Councilman Casale reported:

1. Discussed various projects: Delaware River Solar – town won law suit, Auburn Trail Grant project – solar powered pedestrian activated crossing signals.
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. Discussed 2022 Town Budget.
2. Discussed drainage issue at Beaver Creek Park.
3. Discussed 209 investigation at Sheriff's Office.

Highway& Parks Superintendent Don Giroux reported:

1. Getting snow equipment ready and winterizing other equipment.
2. Parks still mowing.
3. Discussed fire suppression system at Town Court.
4. Discussed Auburn Trail pedestrian crossing – Don will put a “STOP” sign on the pedestrian side.

Town Clerk Michelle Finley reported: None.**Water & Sewer Superintendent Robin MacDonald reported:**

1. Thanked residents on Ebony Court – there was a break there and the crew was there for 12 hours and the residents were very good about it.

Code Enforcement Officer Dan Delproire reported:

1. Thanked Highway and Parks for assisting with moving file cabinets.

Director of Planning and Development Ron Brand reported:

1. Report available on website and filed with the Town Clerk.
2. Discussed Delaware River Solar.- Court Settlement. Thanked Planning Board for their due diligence. Legal fees cost over \$500,000.

Assessor Michelle Nicodemus reported: None.

Town Engineer Bill Davis reported:

1. Update on Brickyard Road Water Tank project and Manhole Rehab Project.

Fire Chief reported: None.

Sarah Weidenborner and Rosalie Bona appeared before the Board to thank them for the increase in funding.

Planning Board Chairman Ed Hemminger reported:

1. Next Meeting – Loomis Road Industrial project, two lot subdivision on Fox Road.

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:

1. Email to the Town Clerk from Amaris Elliott-Engel of Legal Assistance of Western New York. Re: Motions for subpoena of witnesses/documents – Gertsner v. Giles, 21-SCIP-118-CVC.
2. Letter to Raffael and Christine Ceravolo from the Code Enforcement Officer. Re: 2nd Notice – Fence encroachment on to Town owned parkland and Notice to Correct.
3. Email to the Acting W&S Superintendent from the Town Supervisor. Re: W&S bill.
4. Memo to 2021 Joint Water Budget Members (CFWD) from the Farmington Town Supervisor. Re: Annual Water Meeting Agenda.
5. Letter to the Town Supervisor from Kathy Ammari and Pradeep Jangbari of the NYS DEC. Re: Approval of Plans – Sanitary Sewer Extension, The Villas at Hathaway’s Corners, Final Phase 1C Subdivision Plans.
6. Letter to the Town Clerk from Town Web Design. Re: Affordable website design.
7. Email to the Town Supervisor from Chief Deputy Falbo of the Ontario County Sheriff’s Office. Re: Farmbrook Park complaint.
8. Letter to the Town Supervisor from Gerald Geist of the NYS Association of Towns. Re: 2022 Training School and Annual Meeting.
9. Letter to the Town Supervisor from Christopher Day of Ontario County Public Works. Re: Auburn Trail, Rectangular Rapid Flashing Beacons (RRFBs) Installation – County Road 41.
10. Letters to various residents from the Town Supervisor. Re: Deferred Payment Agreement/Self-Certification Form.
11. Auburn Meadows water pressure discussion agenda.
12. Letter to the Town Supervisor from Derek Anderson of MRB Group. Re: Auburn Meadows and Doe Haven water pressures.
13. Certificates of Liability Insurance from: Rochester Computer Recycling & Recovery, LLC; Empire Fence Co., Inc.; Creative Contracting; Black Label Builders; Reid Petroleum Corp.; Douglas Patnode Enterprise.
14. Certificates of Workers’ Compensation Insurance from: Empire Fence Co., Inc.; Douglas Patnode Enterprise.

REPORTS & MINUTES:

1. Project Review Committee Meeting Minutes – October 1, 2021.
2. Report to Town Public Works and Town Operations Committees for Town Board Meeting – October 12, 2021.
3. Historic Preservation Meeting Minutes – June 10, 2021.
4. Historic Preservation Meeting Minutes – July 8, 2021.
5. Historic Preservation Meeting Minutes – August 5, 2021.
6. Senior Citizens Meeting Minutes – October 4, 2021.
7. Conservation Board Meeting Minutes – September 27, 2021.
8. Planning Board Meeting Minutes – October 6, 2021.

ORDER OF BUSINESS:

RESOLUTION 365-2021:

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

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF FARMINGTON OF LOCAL LAW NO. 17 OF 2021

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Farmington for a public hearing to be held by said Town Board on October 26, 2021, at 7:00 p.m. at Farmington Town Hall, 1000 County Road 8, Farmington, New York, to hear all interested parties on a proposed Local Law to 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, notice of said public hearing was duly advertised in the official newspaper of the Town of Farmington, on October 15, 2021, and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on October 26, 2021, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington hereby adopts said Local Law No. 17 of 2021, entitled, "A 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 Cannabis Law Article 4", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that this local law is subject to a permissive referendum, that the Town Clerk is directed to give notice thereof to the public by publication and posting and that this local law shall not become effective until either forty-five days after its adoption or until approved by the affirmative vote of a majority of the qualified electors of the Town of Farmington voting on a proposition for its approval if within forty-five days after its adoption there be filed with the Town Clerk a petition protesting against this local law, signed and authenticated as required by New York State law by qualified electors of the Town of Farmington, registered to vote therein at the last preceding general election, in number equal to at least ten per centum of the total number of votes cast for governor at the last gubernatorial election in the Town of Farmington; and be it further

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

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 October 26, 2021, by the following vote:

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

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

RESOLUTION #366-2021:

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

RESOLUTION ADOPTING THE 2022 TOWN BUDGET

WHEREAS, a Public Hearing was held October 12, 2021, for the 2021 Town Budget, and

WHEREAS, the Town's tax rate will decrease by 7.1% to 1.0248 per thousand dollars of assessed property value and the total tax levy of all funds is over the New York State Property Tax Cap by \$118,806.00 and,

WHEREAS, the Town Board nevertheless voted at its annual Organizational Meeting, held in January 2020, to override the state's 2 percent Property Tax Cap as a precautionary measure should any errors in calculation be found subsequent to the budget's adoption, or changes in interpretation of the state legislation occur after the Town Budget's adoption, now therefore be it

RESOLVED, the Farmington Town Board adopts the 2022 Town Budget as attached, and further be it

RESOLVED, that the Town Clerk is directed to furnish two copies to Ontario County along with a certified copy of this resolution adopting the budget.

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

RESOLUTION #367-2021:

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

APPROVAL OF A REQUEST FOR THE PARTIAL RELEASE OF FUNDS (RELEASE #3) FROM THE LETTER OF CREDIT FOR EARTHWORK, PHASE 1 OF THE HATHAWAY'S CORNERS INCENTIVE ZONING PROJECT – IN THE TOTAL AMOUNT OF \$ 242,125.22

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 20, 2021, recommending the Town Board take action to accept the request for the third 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 Forms (G-1.1) and (G-2.0); and

WHEREAS, the total amount of this letter of credit is \$ 1,397,830.23; and

WHEREAS, this partial release of funds is in the total amount of \$ 242,125.22; and

WHEREAS, there will be a balance of \$217,323.95 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 \$ 242,125.22.

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. and Tom Danks, 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 #368-2021:

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

RESOLUTION ACKNOWLEDGING THE ADDITION OF A NEW MEMBER TO THE FARMINGTON VOLUNTEER FIRE ASSOCIATION

WHEREAS, Jeremy Parker recently became an Active Member of the Farmington Volunteer Fire Association, therefore be it

RESOLVED, the Farmington Town Board acknowledges and approves the new membership of Jeremy Parker to the Farmington Volunteer Fire Association, and further be it

RESOLVED, that the membership list be updated to reflect those changes for insurance purposes, and further be it

RESOLVED, that a certified copy of this resolution be sent to the Farmington Volunteer Fire Association, PO Box 25117, Farmington, NY 14425, for their records.

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

RESOLUTION #369-2021:

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

**CAMERON KNORR
RESOLUTION FOR SUCCESSFUL COMPLETION OF PROBATIONARY PERIOD, PLUS PAY INCREASE**

WHEREAS, **Cameron Knorr** has successfully completed the required six-month time line of the Probationary Period in the position of Water Wastewater Maintenance Assistant at the Town of Farmington Water and Sewer Department since his hire date on 04/19/21, and

WHEREAS, the Town Personnel Policy allows an increase at this point with recommendation of the Department Head, and

WHEREAS, this increase was budgeted as part of the position review during the probationary period and is in keeping within the 2021 budget limits, and

NOW, THEREFORE BE IT RESOLVED, that the Farmington Town Board acting on behalf of the Water and Sewer Districts hereby authorizes a \$1.00 increase (from \$20.00 to \$21.00 per hour) for Cameron Knorr effective October 31, 2021 which is the start of the Town's Pay Period 24 for 2021, and

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

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

RESOLUTION #370-2021:

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

RESOLUTION TO HIRE EMPIRE TREE, LLC FOR REMOVAL OF (2) TWO TREES AT HOOK/CURRAN ROAD AND CROWLEY/BROWNSVILLE

WHEREAS, there are two (2) dead ash trees in Farmington Road Right of Ways; one at Hook and Curran Road and the second at Crowley and Brownsville Road, and

WHEREAS, 3 quotes were requested from Empire Tree, LLC (\$1,200.00), Holtz Forest Shade Tree, LLC (\$1,925.00) and M&S Tree Service (no response), and

WHEREAS, the tree removals will be awarded to Empire Tree, LLC at a cost **not to exceed** \$1,200.00, now

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Highway Superintendent to sign the estimate with Empire Tree, LLC at a cost not to exceed \$1,200.00 to be funded from **Misc. Brush and Weeds (DA-5140.4)**, and be it further

RESOLVED, that the Town Clerk forward the originals with signatures to the Highway/Parks Department and copies to the Principal Account Clerk.

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

RESOLUTION #371-2021:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN A LEASE EXTENSION WITH COUNTRY BIBLE BAPTIST CHURCH

WHEREAS, the Town of Farmington is the sole owner of 130 Hook Road in the Town of Farmington, Ontario County, New York State (the "Premises"), which consists of approximately 0.273 acre of land with a building located thereon, and

WHEREAS, the Town Board, by Resolution #337-2020 approved a lease extension with Country Bible Baptist Church for the property located at 130 Hook Road which will terminate on October 31, 2021, and

WHEREAS, Country Bible Baptist Church has asked for another extension of the lease,

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington has determined that the Town has no present municipal need for the Premises and that the Premises is still available for leasing,

BE IT FURTHER RESOLVED, that the Town Board finds the rent, terms and consideration set forth in the Lease extension represent fair and adequate consideration for the rental of the Premises,

BE IT FURTHER RESOLVED, that the Town Board approves the Lease extension,

BE IT FINALLY RESOLVED, that the Supervisor is hereby authorized and directed to execute the Lease extension on behalf of the Town of Farmington and the Town Board and that a copy of the Resolution and Lease extension be sent to Pastor Drake, County Bible Baptist Church, 130 Hook Road, and the Principal Account Clerk.

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

RESOLUTION #372-2021:

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

RESOLUTION AUTHORIZING THE SUPERVISOR TO TAKE APPROPRIATE ACTION TO APPLY EMERGENCY TARP SERVICES AT 5957 TERRACE LANE TO THE TAX ROLL

WHEREAS, Paul Davis Restoration performed an emergency call out to tarp the roof of the apartment complex at 5957 Terrace Lane at the request of the Town of Farmington Code enforcement after the building manager denied services,

WHEREAS, the Town of Farmington has paid Paul Davis for the services in the amount of \$350,

BE IT RESOLVED, that the Farmington Town Board authorizes the Supervisor to apply the charges to the property at 5957 Terrace Lane to the tax roll,

FURTHER RESOLVED, that the Town Clerk submits one copy of the resolution to the Confidential Secretary, the Principal Account Clerk and the Building Department.

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

RESOLUTION #373-2021:

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

RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR COBBLESTONE ARTS CENTER

WHEREAS, the Cobblestone Arts Center has requested use of the Mertensia Lodge to hold their Dayhab Program for adults with disabilities on various dates, and have asked to have the fees waived, and

WHEREAS, the Town Board requires a head count be turned into the Building Department at least three days before the event, therefore be it

RESOLVED, the Farmington Town Board authorizes the waiving of the fees for the use of the Mertensia Lodge on various dates for the Cobblestone Arts Center for their Dayhab Program for adults with disabilities, and be it

FURTHER RESOLVED, that a copy of this resolution be sent to Vanessa Goodwin at vanessa@cobblestoneartscenter.com.

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

RESOLUTION #374-2021:

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

CONFIRMING RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN A 24 MONTH CONTRACT FOR NATURAL GAS WITH SPRAGUE OPERATING RESOURCES, LLC

WHEREAS, the Town's Natural Gas Contract with Sprague is up for renewal, and

WHEREAS, the new 24-month Contract will lock the Town in at a fixed rate of \$5.53/dth; now therefore be it

RESOLVED, the Farmington Town Board authorizes the Town Supervisor to sign the 24-month Natural Gas Contract with Sprague at a fixed rate of \$5.53/dth; and be it

FURTHER RESOLVED, that a copy of this resolution be sent to the Principal Account Clerk, the Acting Water & Sewer Superintendent, and Justin Raybeck of Troy and Banks at jraybeck@troybanks.com.

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

RESOLUTION #375-2021:

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

RESOLUTION OF SUPPORT OF THE YOU(TH) DECIDE PROJECT

WHEREAS, recent research indicates that among New York State youth between the ages of 12 and 17, 39.5% have gambled in the past year. Nearly 30% of those youth stated that they began at age 10 or younger. NYS Youth who gamble reported higher past 30-day rates of alcohol use, marijuana use, consumption of energy drinks and incidents of being drunk than non-gamblers (OASAS, 2018).

WHEREAS, it is known that the younger an adolescent begins gambling, the more likely he/she is to develop a gambling addiction;

WHEREAS, underage gambling brings with it a number of negative consequences, many of which are serious, and can be devastating to the youth as well as his/her family and friends, including:

- Increased risk of delinquency and crime,
- Damaged relationships,
- Poor academic performance (Wayne, 1996),
- Increased likelihood of developing mental health issues including depression and alcohol/ substance abuse disorders (Hardoon, 2002),
- Attempted suicide (Gupta, 1998), and
- Overall poor general health (Potenza, 2002);

WHEREAS, decreasing youth access to gambling activities is shown to decrease the prevalence of underage gambling, and in turn, to decrease the rates of problem gambling in a community (Messerlian, 2005);

Therefore, the Town of Farmington Town Board supports the YOU(th) Decide project and its mission to empower youth age 12-17 to make educated decisions regarding their gambling behaviors and to increase awareness of underage gambling among parents and leaders in our community.

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

RESOLUTION #376-2021:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE SEWER FUND

WHEREAS, additional funding is needed in Sanitary Sewer Overtime to cover Payroll 22 and future payrolls where overtime is worked in Collections,

NOW, THEREFOR BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the following budget amendments:

From:	SS8120.1	Sanitary Sewers – PS	\$15,000.00
To:	SS8120.12	Sanitary Sewers – PS - OT	\$15,000.00

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

FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk and the Water and Sewer Superintendent.
All Voting "Aye" (Ingalsbe, Casale, Herendeen, Bowerman, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #377-2021:

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

RESOLUTION APPROVING A BUDGET TRANSFER IN THE SEWER DEPARTMENT

WHEREAS, additional funding is needed in the Sanitary Sewer contractual line due to the DEC consent order fine as well as bypass pumping expenses, and replacement of the sewer line on Collett

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

From: SS599 Appropriated Fund Balance	\$260,000	
To: SS8120.4 Sanitary Sewer Contractual		\$260,000

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, Bowerman, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #378-2021:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND

WHEREAS, additional funding is needed in the personnel contractual line

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

Debit: A2725 VLT State Funding	\$6,000
Credit: A1430.4 Personnel	\$6,000

BE IT RESOLVED, that the Principal Account Clerk performs the budget amendment,

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 #379-2021:

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

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: SW1-599 Appropriated Fund Balance	\$50,000	
To: SW1-8340.47 Engineering		\$50,000

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 #380-2021:

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

RESOLUTION AUTHORIZING THE PURCHASE OF ENVELOPES FOR WATER AND SEWER BILLINGS

WHEREAS, the Water & Sewer Department requires envelopes for the CFWD and Victor Sewer billings, and

WHEREAS, quotes were requested and received from Canandaigua QuickPrint (\$1,185.00) and Moore Printing Co., Inc. (\$1,460.00); now therefore be it

RESOLVED, the Farmington Town Board authorizes the purchase of envelopes from Canandaigua QuickPrint at a cost not to exceed \$1,185.00; and be it

FURTHER RESOLVED, that a copy of this resolution be sent to the Principal Account Clerk, and the Water & Sewer Department.

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

RESOLUTION #381-2021:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN THE GROUP MEDICARE RENEWAL REQUEST WITH MVP HEALTH PLAN, INC.

WHEREAS, Brown and Brown has asked that the Town Supervisor sign a Group Customer Quotes with MVP Health Plan, Inc. for Preferred Gold HMO-POS for 2022 as per attached rates, and therefore

BE IT RESOLVED, that the Town Board authorizes the Supervisor to sign the Renewal Request with MVP Health Plan, Inc., and

BE IT FURTHER RESOLVED, that the Town Clerk is to provide copies of this Resolution and the original summary of benefits to the Confidential Secretary and a copy of the resolution to the Principal Account Clerk.

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

RESOLUTION #382-2021:

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

Abstract 20-2021

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

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

ABSTRACT NUMBER 20
 DATE OF BOARD MEETING 10/1262021

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	104,694.49	1860-1880,1882-1884,1887-1899, 1901,1902,1904-1906,1960
HG	MERTENSIA WATERLINE	0	
DA	HIGHWAY FUND	298,601.81	1870,1872,1888,1893,1898,1902, 1903,1907-1915
HA	AUBURN TRAIL PROJECT	0	
HB	BEAVER CREEK PARK	156,563.26	1885,1186,1900
SF	FIRE PROTECTION DISTRICT	0	
HW	WATER TANK REPAIR	1,392.00	1884
HZ	TOWNLINE CAP PROJ	7,386.40	1916,1917
SD	STORM DRAINAGE	3,461.21	1870,1884,1893,1898
SL1	LIGHTING DISTRICT	2,030.40	1895
SS	SEWER DISTRICT	80,208.52	1870,1873,1877,1879,1884,1888, 1893,1898,1902,1905,1918-1946
SW1	WATER DISTRICT	49,489.50	1870,1873,1877,1879,1884,1888, 1893,1898,1902,1905,1918,1924- 1932,1940-1944,1947-1959
TA93	LETTER OF CREDIT (CASH)	0	
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	6,734.52	1869,1870,1888,1893,1901,1940, 1941
	TOTAL ABSTRACT	\$ 710,562.11	

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

TRAINING UNDER \$100:

- Dan Delpriore, John Weidenborner and August Gordner to attend FLBOA 8-hour training at the RIT Inn and Conference Center on December 2nd, 2021 at a cost not to exceed \$20.00 per person.

DISCUSSION: None.

EXECUTIVE SESSION: None.

WAIVER OF THE RULE: No Objections

RESOLUTION #383-2021:

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

RESOLUTION AUTHORIZING COLACINO INDUSTRIES PROJECT #40238- REPLACEMENT DRIVE FOR BELT PRESS

WHEREAS, the Water and Sewer Superintendent has established that the VFD (Variable Frequency Drive) for the Belt Filter Press at the sewer treatment plant needs to be replaced, now therefore

Be it RESOLVED, the Farmington Town Board authorizes the Water and Sewer Superintendent to accept one estimate # E40238 from Colacino Industries not to exceed \$6,500.00; and

Be it further RESOLVED, the funds are appropriated in the 2021 budget lines SS8130.20 and SS8130.4; and

Be it finally RESOLVED, that the Town Clerk provides a copy of this resolution to the Acting Water/Sewer Superintendent and the Principal Account Clerk.

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

RESOLUTION #384-2021:

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

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING TO CONSIDER PROPOSED INCREASES AND IMPROVEMENTS TO THE TOWN OF FARMINGTON SEWER DISTRICT

WHEREAS, the Town of Farmington, on behalf of the Farmington Sewer District, owns and operates sewer facilities and has become aware that improvements, consisting of the redirection of a sewer force main (Pump Station 1 force main) from its current discharge location in the sewer collection system (along route 96), down along the east side of Beaver Creek Road to a large transmission sewer that will free up capacity in the sewer collection system and also alleviate sewer overflows in the Town, which are improvements beyond the original scope of the project, are now necessary, and that the estimated cost for these additional improvements is \$600,000; and

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 this increased cost for the proposed improvements to the Town of Farmington Sewer District pursuant to Section 202-b of the New York State Town Law; and

WHEREAS, the Engineer to the Town, MRB Group, has prepared a Preliminary Engineering Report for the Town of Farmington Sanitary Sewer Capacity Improvements dated November 2021 estimating the costs of these 202-b improvements to be \$600,000, such estimated costs to be the responsibility of the Farmington Sewer District. The Town intends to apply for an EFC grant through the Water Infrastructure Improvement Act (WIIA) program to pay for part of the cost of these improvements. Any remaining amount owing for these improvements will be borrowed from the EFC and financed and repaid by the owners of property within the Farmington Sewer District.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing on these 202-b improvements to be held on November 9, 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, directed to forward to the official newspaper of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "1", such notice to be published not less than ten nor more than twenty days before the day set herein for the public hearing; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the Notice of Public Hearing on the Town of Farmington sign board, not less than ten nor more than twenty days before the day set herein for the public hearing.

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 October 26, 2021, by the following vote:

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

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

RESOLUTION #385-2021:

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

RESOLUTION SETTING A PUBLIC HEARING FOR THE 2022 FIRE CONTRACTS: FARMINGTON, MANCHESTER AND SHORTSVILLE

WHEREAS, the Town Board has met with the Farmington, Manchester, and Shortsville Fire Departments to discuss the 2022 budget, and

WHEREAS, the contracts expire on December 31, 2021, therefore be it

RESOLVED, the Farmington Town Board sets the Public Hearing for the 2022 Fire Contracts for November 9th, at 7:00 p.m. at the Farmington Town Hall, and further be it

RESOLVED, that the Town Clerk post the Notice of Public Hearing in the Daily Messenger, and further be it

RESOLVED, that the Town Clerk forward a copy of this resolution to the Farmington, Manchester, and Shortsville Fire Departments, Supervisor's Office and the Principal Account Clerk.

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

RESOLUTION #386-2021:

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

RESOLUTION AUTHORIZING PUBLIC BIDDING FOR THE BRICKYARD ROAD TANK AND TRANSMISSION MAIN PROJECT

WHEREAS, the Town of Farmington Town Board has identified the need to replace the existing Brickyard Road Water Storage Tank and install a new Water Transmission Main to connect the new tank to the existing water distribution system, and

WHEREAS, the Town of Farmington Town Engineer, in July, 2016, completed a Preliminary Engineering Report which identifies the need to replace the existing Brickyard Water Storage Tank with a new and larger and taller water storage tank and to install a new Water Transmission Main to interconnect the new tank with the existing water distribution system (“the Project”); and

WHEREAS, the Project is necessary to alleviate water pressure and flow issues in the water distribution system that result in violations and sub-standard conditions in the water distribution system in accordance with New York State Department of Health standards; and

WHEREAS, the Town of Farmington has completed SEQR for The Project in June, 2017 identifying No Significant Adverse Impact for The Project; and

WHEREAS, the Town of Farmington has, in June, 2017, completed a Bond Resolution in the amount of \$9,036,000 for The Project authorizing the Town to borrow funds for The Project; and

WHEREAS, the Town of Farmington has secured a grant in the amount up to \$3,614,400 through the Water Infrastructure Improvement Act Program, administered by the NYS Environmental Facilities Corporation for The Project; and

WHEREAS, the Town of Farmington has received approval from the NYS Department of Health for the Design Plans and Specifications for The Project; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Farmington authorizes the Advertisement of Public Bidding for The Project and that bids will be received until 2:00 PM on Thursday, December 2, 2021 at the office of the Farmington Town Clerk, 1000 County Road 8, Farmington, New York 14425, and

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

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

DISCUSSION: None.

EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 8:09 p.m., seconded by **Councilman Bowerman**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk