

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Michael Casale				
Councilman Steven Holtz				
Councilman Ronald Herendeen				
Councilman Nathan Bowerman				

RESOLUTION ADOPTING THE 2021 TOWN BUDGET

WHEREAS, a Public Hearing was held October 27, 2020, for the 2021 Town Budget, and

WHEREAS, the Town's tax rate will decrease by .01% to 1.1030 per thousand dollars of assessed property value and the total tax levy of all funds is under the New York State Property Tax Cap by \$37,159.00 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 2021 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.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor Peter Ingalsbe				
By _____	Councilman Steven Holtz				
Sec'd by _____	Councilman Michael Casale				
Date of Adoption _____	Councilman Ronald Herendeen				
	Councilman Nathan Bowerman				

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO AN AGREEMENT WITH ONTARIO COUNTY FOR ENHANCED LAW ENFORCEMENT FOR THE 2021 YEAR

WHEREAS, Ontario County has provided the Town Supervisor with an Agreement for Enhanced Law Enforcement for the 2021 year, and

WHEREAS, this is a 2021 budgeted item (A3310.4), now therefore be it

RESOLVED, that the Town Board authorizes the Town Supervisor to sign the online Ontario County Agreement for Enhanced Law Enforcement for the 2021 year at a cost not to exceed \$25,000.00, and be it further

RESOLVED, that the Town Clerk forward a copy of this resolution to Brian Young at Ontario County and the Principal Account Clerk.

**RESOLUTION REGARDING THE CONSENT OF THE TOWN BOARD
TO DEDICATE
OSBURN LANE, EDDY GATE AND PART OF SAVALLA BOULEVARD
IN HATHAWAY'S CORNERS SUBDIVISION**

TOWN BOARD CONSENT

WHEREAS, Upon reading the dedication of Osburn Lane, Eddy Gate and Part of Savalla Boulevard in Hathaway's Corners Subdivision, dated the 20th day of October, 2020 and the Release related thereto dated the 20th day of October, 2020, all in the above entitled matter, wherein the owner of lands described therein have released the same to the Town of Farmington and its Highway Superintendent for highway purposes; now, therefore, be it

RESOLVED, that consent be and the same hereby is given to the Town Superintendent of Highways of the Town of Farmington to make an order laying out the lands described in said dedication, dated the 20th day of October, 2020, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto.

Town Board of the Town of Farmington,
Ontario County, New York

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on _____, 2020, by the following vote:

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

Dated: _____, 2020

Michelle Finley, Town Clerk

SEAL

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Dr. Casale				
Councilman Mr. Holtz				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

The following was presented

By _____

Sec'd by _____

Date of Adoption:

RESOLUTION CREATING A SECOND CONSTABLE POSITION

WHEREAS, The Town has identified that an additional Constable position is needed, and

WHEREAS, a new position duties statement was sent to Ontario County Human Resources for their review and approval, and

WHEREAS, Ontario County Human Resources sent the Town Supervisor a letter dated September October 22, 2020 enclosing a copy of Classification Certification No. 48-2020 which classifies one position of Constable for the Town of Farmington and has directed the Town to create the position,

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the creation of a second Constable position, and be it further

RESOLVED that the Town Clerk forward a copy of this resolution to Michele Smith, Director of Ontario County Human Resources, Town Court, the Principal Account Clerk and the Supervisor's Secretary.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steven Holtz				
Councilman Michael Casale				
Councilman Ronald Herendeen				
Councilman Nathan Bowerman				

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

WHEREAS, Town Law states the Town Board must approve/reject the Supervisor's Monthly Report, and

WHEREAS, the Principal Account Clerk submitted the Monthly Report of the Supervisor for October 2020 to the Town Supervisor on November 3, 2020, and

WHEREAS, the Town Supervisor approved and executed the Monthly Report of the Supervisor for October 2020 on November 3, 2020,

WHEREAS, the Town Supervisor submitted said Monthly Report to the Town Board for approval via email,

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby accepts the Monthly Report of the Supervisor for October 2020, and be it further

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

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steven Holtz				
Councilman Michael Casale				
Councilman Ronald Herendeen				
Councilman Nathan Bowerman				

11/9/20

RESOLUTION AUTHORIZING THE HIGHWAY SUPERINTENDENT TO PURCHASE TERRA COTTA RED PLAYSAFER RUBBER MULCH TO BE UTILIZED WITH INSTALLATION OF NEW SWING SETS AT PUMPKIN HOOK PARK AND FARBROOK PARK

WHEREAS, the Highway/Parks Department is installing new swing sets at Farmbrook Park and Pumpkin Hook town park and there needs to be a 6-inch-deep coverage of rubber mulch, and

WHEREAS, we reviewed 2 quotes from R.E. Woodson, Inc. (**\$18,000**), and MRC (**\$22,176**), and

WHEREAS, RE Woodson's quote is the lowest, now therefore be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign the quote from RE Woodson, **not to exceed \$18,000 to be paid for from A-7110.4**, and be it further

RESOLVED, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Principal Account Clerk

Resolution No. _____ Of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steven Holtz				
Councilman Michael Casale				
Councilman Ronald Herendeen				
Councilman Nathan Bowerman				

11/6/20

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS
SUPERINTENDENT TO TUB GRIND BRANCH STOCKPILE AT THE
TOWN TRANSFER STATION**

WHEREAS, the Highway/Parks Superintendent has had vendors prepare quotes for tub grinding, and

WHEREAS, the quotes include grind and removal of current pile and also perform a second grind of existing pile for residents of the Town of Farmington to utilize, and

WHEREAS, this quote will provide services at a cost not to exceed \$7,500.00 (**\$5,000 from DA-5140.4. and \$2,500 from DA-5110.4**), now therefore be it

RESOLVED, that the Town Board authorizes the Highway/Parks Superintendent to sign the quote and hire vendor, and therefore,

RESOLVED, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Principal Account Clerk.

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: November 10, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

A Resolution accepting a draft local law to amend Chapter 122, Sewer Rents and Charges, Section 8, Sewer Connection Fee, of the Farmington Town Code; determining said Action to be a Type II Action under the State’s Environmental Quality Review (SEQR) Regulations; scheduling a public hearing thereon; and directing the publishing and posting of a legal notice thereof.

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has at tonight’s meeting received and reviewed a draft local law to amend Chapter 122, Sewer Rents and Charges, Section 8, Sewer Connection Fee, of the Farmington Town Code; and

WHEREAS, Town Board desires to amend the above referenced section of Chapter 122 of the Farmington Town Code.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby agree to schedule a public hearing upon the above referenced amendment to be held on Tuesday, November 24, 2020 starting at 7:00 p.m., Standard Time, in the Farmington Town Hall, 1000 County Road 8, Farmington, New York 14425.

BE IT FURTHER RESOLVED that the Town Board determines that the Action to amend Chapter 122, Section 8, of the Farmington Town Code, is hereby classified as a Type II Action, under the State Environmental Quality Review (SEQR) Regulations, Section 617.5 (c), Subsections (26) and (33).

BE IT FURTHER RESOLVED that Type II Actions have been determined under the State Environmental Quality Review Act (SEQRA) not to have any adverse impact upon the environment; and, therefore, no further consideration is required, under SEQRA, by the Town Board.

BE IT FURTHER RESOLVED that the Town Clerk is hereby instructed to prepare and cause to be published a legal notice of said public hearing; to post notices thereof on the Town Hall Bulletin Board and upon the town’s website www.townoffarmingtonny.org. in accordance with adopted town policy under the New York State Open Meetings Law.

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

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: November 10, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steve Holtz				
Councilman Dr. Michael Casale				
Councilman Ronald Herendeen				
Councilman Nate Bowerman				

Re: Establishing a two-year surety, in the total amount of \$9,192.00, for the dedication of the Off-site Sanitary Sewer improvement Phase 1 Hathaway's Corners Incentive Zoning Project.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated September 28, 2020 from Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C., the Town Engineers, to accept a form of surety in the total amount of \$9,192.00 for certain site improvements to be dedicated to the Town, a part of Phase 1 of the above referenced Project; and

WHEREAS, said improvement involves the construction of the off-site sanitary sewer for the above referenced project; and

WHEREAS, Town Code, Chapter 165, Section 33. C. requires a two-year form of surety be established for all newly constructed improvements that are to be offered to the Town for dedication.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby accept the amount of the above referenced two-year surety guarantee (\$9,192.00) and directs the filing thereof in the Town Clerk's Office within the next thirty (30) calendar days.

BE IT FURTHER RESOLVED, that said surety is to be dated after the date of this resolution and is to remain in effect for a period of two years.

BE IT FINALLY RESOLVED that the Town Clerk is hereby directed to provide certified copies of this resolution to the following parties: Mark Stevens, President, S.B. Ashley Development Corporation, LLC, 16 West Main Street, Suite 700, Rochester, New York 14614; William Smith, Vice President – CFO, Ashley Management Corporation, 16 West Main Street, Suite 700, Rochester, New York 14614; Sarah J. Jones, Banking Officer, M&T Bank, Commercial Banking/Closing Specialist, 180 S. Clinton Avenue, Suite 700, Rochester, New York 14604; Jeannine Marciano, Town Principal Account Clerk; Matthew Heilman, Town Construction Inspector; Robin MacDonald, Acting Town Water and Sewer Superintendent; Don Giroux, Town Highway and Parks Superintendent; Dan Delpriore, Town Code Enforcement Officer; Lance S. Brabant, MRB Group, D.P.C., Town Engineers; and Ronald L. Brand, Town Director of Planning and Development.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor Peter Ingalsbe				
By _____	Councilman Steven Holtz				
Sec'd by _____	Councilman Mike Casale				
Date of Adoption:	Councilman Ron Herendeen				
	Councilman Nate Bowerman				

RESOLUTION AUTHORIZING SUCCESSFUL COMPLETION OF PROBATIONARY PERIOD FOR JOHN WEIDENBORNER

WHEREAS, John Weidenborner started employment with the Town as Zoning Inspector on May 13, 2019, and

WHEREAS, the Building Department Head, Dan Delpriore, has deemed that John Weidenborner's work is satisfactory and recommends that he be retained; now therefore be it

RESOLVED, the Farmington Town Board authorizes successful completion of Probationary Period for John Weidenborner effective September 8, 2020, and further be it

RESOLVED, that a copy of this resolution be given to the Supervisor's Secretary and the Building Department.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption:

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steven Holtz				
Councilman Mike Casale				
Councilman Ron Herendeen				
Councilman Nate Bowerman				

**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 and safety plan 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.

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: November 10, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

RE: A Resolution recalling a portion of Condition #6 of Town Board Resolution No. 176 of 2013; and establishing the Hickory Rise Conservation District Lands; the Hickory Rise Nature Trail Sections; and the Town's responsibilities for on-going Trail and Gateway Landscaping maintenance.

WHEREAS, Town Board Resolution No. 176 of 2013, adopted Local Law #3 of 2013 directing the amendment of the Town's Official Zoning Map, affecting Tax Map Account # 029.00-2-9.100 from LI Limited Industrial to IZ Incentive Zoning for the Hickory Rise Incentive Zoning Project; and

WHEREAS, Town Board Resolution No. 176 of 2013 set forth a number of conditions of approval for the rezoning of said Tax Map Account; and

WHEREAS, Condition #6 of the above referenced Town Board Resolution specified that upon the completion of the trail system throughout the Conservation District Lands, the Town would be responsible for the maintenance of the two gateway entrances to the Hickory Rise Subdivision Tract and the maintenance of the nature trail located in each of the four (4) Conservation District Lands; and

WHEREAS, Condition #6 of the above referenced Town Board Resolution specified that there is to be no permanent surface materials (i.e. stone dust, gravel, stone or black top) installed as part of this trail corridor; and

WHEREAS, Condition #6 of the above referenced Town Board Resolution specified that the applicant (Bowering Homes) agreed-to and has purchased and installed trail corridor signs to be posted at all entrances to the trail from within the project; and

WHEREAS, the four (4) Conservation District Lands are shown on the map prepared by BME Associates, entitled “Overall Community Sidewalk and Trails Map,” with the latest revision date of 8/8/19, drawing no. 2344E, Sheet 12, which is hereby made an attachment to this resolution; and

WHEREAS, the four (4) Conservation District Maps are identified as: “Conservation District A-1” (Tax Map Account No. 029.120-2-501); “Conservation District A-2” (Tax Map Account No. 029.120-2-500.4); “Conservation District B” (Tax Map Account No. 029-120-2-500.2); and “Conservation District C” (Tax Map Account No. 029.120-2-502); and

WHEREAS, the above referenced condition specifies that the nature trail is described as both a ten (10) wide grassed trail area to be mowed by the Town, or its designee, whenever the height of the grassed trail reaches a height of six inches (6”); and

WHEREAS, the above referenced condition does not specify the frequency for mowing portions of the above referenced four (4) Conservation District Lands, or for maintaining a height of the mowed grass areas within these lands; and

WHEREAS, Condition #6 referenced above herein, specifies that the Maintenance Agreement is to further specify that all costs associated with maintaining this trail corridor are to be borne by all of the owners of the lots contained within the residential portion of this project.

NOW, THEREFORE BE IT RESOLVED that the Town Board does hereby recall that portion of Condition #6 of Town Board Resolution No. 176 of 2013 by removing the prohibition that there is to be no permanent surface materials installed as part of this trail corridor and by further striking out gravel, stone, or black top, leaving stone dust surface materials as may be required by the Town Highway & Parks Superintendent.

BE IT FURTHER RESOLVED that there shall be stone dust trail surface materials installed and maintained between: Lots #10 and #11 located in Section 1 of the Hickory Rise Incentive Zoning Site; Lot #17 within Section 3 and Lot #45 in Section #4 of said Site; Lots #94 and #95 within Section 4 of said Site; beginning on Conservation District Land A-2, at the northeast corner of Lot #70 and connecting to the sidewalk along the northwest side of Harlow Lane; and beginning at the end of the concrete sidewalk, located at the southeast corner of the intersection of Harlowe Lane and Collett Road extending easterly for a distance of approximately 300 feet to and including the turn in the mapped grass trail corridor located within Conservation District “B.”

BE IT FURTHER RESOLVED that the Town Highway and Parks Superintendent is hereby authorized to install drainage improvements and stone dust trail surface materials in other areas along the trail corridor.

BE IT FURTHER RESOLVED that only the ten-foot-wide grassed nature trail exists within the established trail corridor located within Conservation District Lands shown on the above referenced “Overall Community Sidewalk and Trails Map, as “A-1,” “A-2” and “B/” There is to be no grassed trail located within Conservation District “C.”

BE IT FINALLY RESOLVED that the trail corridor segment shown across portions of Tax Map Accounts No. 029.120-2-500.5 and 029.120-2-501 and identified on the above referenced “Hickory Rise Overall Community Sidewalk and Trails Map” is to be maintained in the future as is stated in Note #3 on said map. The note on said map reads as follows... “This trail segment shown herein is to be connected upon sidewalk installation along Hood Road to the Commercial Area.”

BE IT FINALLY RESOLVED that certified copies of this resolution are to be provided to the: Town Highway and Parks Superintendent; the Town Code Enforcement Officer; the Town Zoning Officer; the Town Director of Planning & Development; and a copy placed in the Hickory Rise Incentive Zoning Project File in the Town Development Office.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steven Holtz				
Councilman Michael Casale				
Councilman Nathan Bowerman				
Councilman Ronald Herendeen				

Pass to Tax - 2020

November 10, 2020

WHEREAS, the Farmington Town Board has been notified by the Water and Sewer Department of the unpaid sewer charges and unpaid water charges for businesses, and

WHEREAS, an Annual Statement has been filed with the Town Clerk listing all unpaid charges, fees, and rents for the 2020 Tax Levy which are broken down in the following special districts:

Sewer Districts

- WD-281 Canandaigua-Farmington Water (Farmington Only) Business \$34,059.60
- Canandaigua Sanitary Sewer \$1717.96
- Farmington Sanitary Sewer \$89,887.85
- Victor Sanitary Sewer \$87,251.11
- Total \$212,916.52

NOW, THEREFORE BE IT RESOLVED, the Town Board acting through its' Water and Sewer Superintendent, shall transmit such Statement to the Ontario County Board of Supervisors which shall levy such sums against the property liable.

