

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 Ronald Herendeen				
Councilman Michael Casale				
Councilman Nate Bowerman				

June 9, 2020

RESOLUTION AUTHORIZING THE WATER AND SEWER ACTING SUPERINTENDENT TO PURCHASE ONE (1) NEW AND UNUSED 2020 CAM P5CAM612FTT, 6 x 12 TANDEM, 12K, FULL TILT TRAILER

Whereas, the Water and Sewer Supervisor has established a Five (5) and Ten (10) Year Vehicle and Equipment Replacement Program for the Farmington Water and Sewer Department, and

Whereas the Water and Sewer Department has budgeted for Vehicle and Equipment Replacement for the water and department's former 2010, Down to Earth Landscape Trailer, Vin # 5MYUU121XAB031497 to be replaced within 2020 Budget under line SS 8130.20 (Equipment) and the SW1 8340.20 (Equipment), and

Whereas, in compliance with the current purchasing policy for the Town allowing, the Water and Sewer Acting Superintendent has asked to be authorized to purchase one (1) new and unused 2020 Cam 5CAM612FTT, 6 x 12, Tandem, 12K, Full Tilt Trailer from Jim's Trailer World ,7785 Rt. 31W , Lyons NY 14489 Under the bid quotation # 3903 for \$5,316.00, award, and

Be it resolved the Farmington Town Board authorizes the Water and Sewer Acting Superintendent to purchase one (1) new and unused 2020 Cam 5CAM612FTT, 6 x 12, Tandem, 12K Full Tilt Trailer The purchase cost including freight and delivery being \$5,316.00 and

Be it further resolved the funds are appropriated in the 2020 budget lines at a 50/50 shared cost for the Water Dept. SW1-8340.20 (equipment), the Sewer Dept. SS-8130.20 (equipment), and

Be it further resolved that the Town Clerk provides a copy of this resolution to the Water/Sewer Superintendent, the Supervisor's Secretary and the Principle 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: June 9, 2020

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

RE: Resolution to Adopt the various amendments to sections of the Town of Farmington Site Design and Development Criteria Manual as set forth herein; directing copies of said amended sections to be provided to Town Staff; and directing the posting of the above referenced Manual upon the Town’s Official Website.

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has reviewed the following proposed amendments to the Town of Farmington Site Design and Development Criteria Manual (hereinafter referred to as the Manual) which was last amended on November 12, 2019:

1. Page 43, Sections 3.02. E.F.G. and Section 3.03. A.; and
2. Appendix S-3.0 entitled “Sanitary Lateral Detail;” and
3. Appendix S-4.0 entitled “Wye Lateral Connection to Sewer Main.”

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby accept said amendments referenced above herein and further directs said amendments are to be made to the revised Town of Farmington Site Design and Development Criteria Manual.

BE IT FURTHER RESOLVED that the Cover Page of said Manual is to be changed by adding a new revision date of June 9, 2020; and also adding the reference number of this Resolution.

BE IT FURTHER RESOLVED that page ii of the Manual be changed by adding the new Date, Section No./Page No. and Description of Change along with an updated footer to reference the Revised dated of June 9, 2020.

BE IT FURTHER RESOLVED that the footer note for the above referenced amendment to Page 43 is to be changed to read Revised dated of June 9, 2020.

BE IT FURTHER RESOLVED that the legend boxes for Appendices S-3.0 and S-4.0 are to be changed to read June 9, 2020.

BE IT FURTHER RESOLVED that the Town Board does hereby direct the Town’s Engineering Firm, MRB Group, D.P.C., (hereinafter referred to as Town Engineer) to prepare copies only of these amendments and to deliver them to all Town Departments and Agencies currently in possession of said Manual.

BE IT FURTHER RESOLVED that the Town Board hereby directs all Town Departments and Agencies currently in possession of said Manual to insert these amended pages into their copy.

BE IT FURTHER RESOLVED that the Town Board does hereby direct the Town Engineer to prepare a copy of these amendments and to deliver them to the Town Clerk’s Office which are to be inserted in their office copy of the Manual along with a compact disc of said amended Manual, for public review and inspection.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to all Town Officials in possession of said Manual which is to be inserted in the front pocket of said bound Manual.

BE IT FINALLY RESOLVED that the Board directs that the Town Website be updated to include a copy of the amended Manual, along with the Manual’s Cover Sheet identifying the date of last revision, for the public’s information and use.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

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

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR MAY 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 May 2020 to the Town Supervisor on June 2, 2020, and

WHEREAS, the Town Supervisor approved and executed the Monthly Report of the Supervisor for May 2020 on June 2, 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 May 2020, and be it further

RESOLVED that the Town Clerk give a copy of this resolution to the Principal Account Clerk and the Supervisor's Office.

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 DECLARING FRIDAY, JUNE 26TH, 2020 AS VICTOR CENTRAL HIGH SCHOOL CLASS OF 2020 DAY

WHEREAS, the Town Supervisor received an email from Principal Brian Siesto of the Victor Central High School, and

WHEREAS, due to the recent pandemic and social-distancing guidelines, celebrating the Class of 2020 has been a challenge and Principal Siesto requested that the Town of Farmington to declare Friday, June 26th as Victor Central High School Class of 2020 Day to honor these students, and

WHEREAS, the Town of Farmington and its community supports and congratulates all of the students who will continue to influence us long after this current crisis has ended and school days become memories;

NOW, THEREFORE, I, Supervisor Peter Ingalsbe, along with the Farmington Town Board proclaim Friday, June 26th, 2020 to be Victor High School Senior Class of 2020 Day in the Town of Farmington in honor of our Senior Graduates and I urge that we observe and take the time to recognize and acknowledge the impact of all the 2020 Senior Class of Victor in our lives; and be it

RESOLVED that the Town Clerk provide a copy of this resolution to Principal Brian Siesto of the Victor Central High School.

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

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

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 9, 2020

RESOLUTION AUTHORIZING CHANGE ORDER 7 TO THE TAKEOVER AGREEMENT WITH UNITED CASUALTY AND SURETY INSURANCE COMPANY, FOR COMPLETING AUTHORIZED WORK AS PART OF THE AUBURN TRAIL EXTENSION PROJECT (PIN 4755.96)

WHEREAS, Resolution 449-2019 accepted the terms and conditions of the Takeover Agreement with United Casualty, for completing work authorized under the terms of an existing Contract Agreement, in the total amount of \$1,207,112.76, between the Town and the New York State Department of Transportation.

WHEREAS, Resolution 178-2020 authorized Change Order No. 6 with the State of New York that had been submitted by Fisher Associates listing the new item quantities to be completed by Nardozzi Paving & Construction, LLC; and further amended the quantities of original contract items with Create A Scape.

WHEREAS, Resolution 178-2020 also authorized the signing of Change Order 1 received from United Casualty and Surety Insurance Company thereby increasing the total amount of the Takeover Agreement by \$103,807. 20 creating a total amount of the Takeover Agreement of \$ 1,188,589.89.

WHEREAS, Change Order No. 7 has been submitted by Fisher Associates, dated 5/29/2020 and accepted by United Casualty and Surety Insurance Company, 6/3/2020 and is hereby made a part of this resolution, which increases the work authorized in the field by the Town for a total amount of \$22,689.19 and thereby increasing the total amount of the Project amount by \$4,459.45 creating the revised Project Amount of \$1,211,572.21.

WHEREAS, Change Order No. 2 to the Takeover Agreement has been prepared and submitted by United Casualty and Surety Insurance Company on June 3, 2020 and which is attached hereto is to be signed by the Town Supervisor and returned to C. Allan Reeve, Esq. Reeve Brown PLLC, 3380 Monroe Avenue, Suite 200, Rochester, New York 14618.

BE IT RESOLVED, that the Project Manager (Ronald Brand) and Town Supervisor are hereby authorized to sign the Change Order 7, dated 05/29/2020 submitted by Fisher Associates,

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign Change Order No. 2 to the Takeover Agreement submitted by United Casualty and Surety Insurance Company, and a revised Change Order No. 1 submitted by United Casualty and Surety Insurance Company

BE IT FULLY RESOLVED, that a certified copy of this resolution be provided to the Town’s Principal Account Clerk; the Town’s Project Manager; Emily Smith, P.E., Fisher Associates, 180 Charlotte Street, Rochester, New York 14607; Jay Riesenger, Local Project’s Coordinator, New York State Department of Transportation, Region 4 Office, 1530 Jefferson Road, Rochester, New York 14623; and C. Allan Reeve, Esq., Reeve Brown PLLC, 3380 Monroe Avenue, Suite 200, Rochester, New York 14618.

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 Nathan Bowerman				
Councilman Ronald Herendeen				

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN THE
 CERTIFICATE OF SUBSTANTIAL COMPLETION FOR THE BOILER
 REPLACEMENT PROJECT AT THE WWTP**

WHEREAS, the Town of Farmington received from MRB the closeout documentation for the Boiler Replacement Project which includes the certificate of substantial completion for the Contractor, T. Bell, the final payment application, release of lien, and proof of bonds remaining in effect for one year,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the Supervisor to sign the certificate of substantial completion,

FULLY RESOLVED, that the Town Clerk returns the certificate of substantial completion to MRB Group and retains one for the Town files and forward a copy of this resolution and the certificate to 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 _____

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

**RESOLUTION ACCEPTING THE FINAL 2019 AUDIT REPORTS FROM
RAYMOND F. WAGER, A DIVISION OF MMB & CO FOR THE JUSTICE
ACCOUNTS**

WHEREAS, representatives from Raymond F. Wager, CPA, a division of Mengel Metzger Barr & Co. emailed the reports for the agreed upon procedures for the Justice Accounts from the year ended December 31, 2019 audit,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington accepts the reports and that the Town Clerk file one copy and mail a copy to Joan Casazza, Internal Control Liaison, NYS Office of Court Administration, 2500 Pond View, Suite LL01, Castleton-on-Hudson, NY 12033.

FULLY RESOLVED, that a copy of the resolution be forwarded 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 Nathan Bowerman				
Councilman Ronald Herendeen				

RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE SEWER FUND

WHEREAS, budget amendments are needed in the Sewer funds for engineering expenses,

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

From: SS8130.462 LED Upgrades	\$26,000
To: SS8120.44 Contractual Engineering	\$13,000
To: SS8120.44V Victor Contractual Engineering	\$13,000

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

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 Nathan Bowerman				
Councilman Ronald Herendeen				

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN THE
AGREEMENT BETWEEN THE COUNTY OF ONTARIO AND THE TOWN OF
FARMINTON FOR A SHARED FUELING FACILITY PROGRAM**

WHEREAS, an intermunicipal agreement has been drafted by the County for shared facility fueling commencing June 10,2020 and terminating on June 9, 2025,

WHEREAS, the price per gallon will be billed by both municipalities at the state amount per gallon. In addition, the County will add an additional charge of \$.02 cents per gallon and the Town will add an additional charge of \$.06 per gallon,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the Supervisor to electronically sign the intermunicipal contract, and be it

FULLY RESOLVED, that the Town Clerk forward 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 Nathan Bowerman				
Councilman Ronald Herendeen				

**RESOLUTION AUTHORIZING EXTENDING THE DUE DATE OF 2ND
QUARTER WATER BILLS FROM JULY 31ST, 2020 TO AUGUST 15TH, 2020**

WHEREAS, due to the COVID-19 pandemic, the due date for the 2nd quarter water bills is being extended from July 31st, 2020 to August 15th, 2020, and

WHEREAS, a reduced penalty of 10% will be applied for payments not received or postmarked prior to August 17th, 2020, and

WHEREAS, online payment fees will be reimbursed on the next quarterly bill,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the due date for 2nd quarter water bills to be extended from July 31st, 2020 to August 15th, 2020 with reduced penalty of 10% being applied to payments not received or postmarked prior to August 17th, 2020, and be it

FURTHER RESOLVED, that online payment fees will be reimbursed on the next quarterly bill, and be it

FINALLY RESOLVED, that the Town Clerk forward a copy of this resolution to the Principal Account Clerk and the W&S 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: June 9, 2020

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

RE: CRITERIA FOR DETERMINING SIGNIFICANCE, ACTION – BEAVER CREEK PARK CAPITAL IMPROVEMENT PROJECT, SECTION 1 – PHASES 1 AND 2

Whereas, the Town of Farmington Town Board (hereinafter referred to as Town Board) does hereby determine the proposed Action to amend Part 3 of Full Environmental Assessment Form for the Determination of Non-Significance for Development that was previously made upon Section 1, Phase 1, of the Beaver Creek Park, to be a Type I Action as defined under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

Whereas, the Town Board has given consideration to the proposed amendment that has been prepared to Part 3 of the Full Environmental Assessment Form (FEAF) that was previously acted upon; and

Whereas, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7 (c) (1) of the SEQR Regulations and the information contained in Parts 1 and 2 of the FEAF.

Now, therefore, be it resolved that the Town Board does hereby accept the amendment to Part 3 of the original FEAF that was made upon the Action identified as the “2018 Consolidated Funding Application (CFA) for Development of Phase 1, a part of Section 1, of the Beaver Creek Park Capital Improvement Project (CIP),” prepared by Ronald L. Brand, Director of Planning and Development, dated June 8, 2020 as being a complete and thorough evaluation of the proposed amendment to the Environmental Record for said Project.

Be it further resolved that the Town Board has reasonably concluded the following impacts are expected to result from the proposed Action, when compared against the criteria in Section 617.7 (c):

- (i) there will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems; and
- (ii) there will not be large quantities of vegetation or fauna removed from the site or destroyed as the result of the proposed action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the proposed action; there will not be a

significant impact upon habitat areas on the site; there are no known threatened or endangered species of animal or plant, or the habitat of such species; or, are there any other significant adverse impacts to natural resources on the site; and

- (iii) there are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed action; and
- (iv) the overall density of the two sites remains the same and is consistent with the Town's Comprehensive Plan land use recommendations; and
- (v) there are no known important historical, archeological, architectural, or aesthetic resources on the site, or will the proposed action impair the existing community or neighborhood character; and
- (vi) there will not be a major change in the use of either the quantity or type of energy resulting from the proposed action; and
- (vii) there will not be any hazard created to human health; and
- (viii) there will be no change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses; and
- (ix) there will not be a large number of persons attracted to the site for more than a few days when compared to the number of persons who would come to such a place absent the action; and
- (x) there will not be created a material demand for other actions that would result in one of the above consequences; and
- (xi) there will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact; and
- (xii) there are not two or more related actions which would have a significant impact on the environment.

Be it further resolved that based on the information and analysis above and the supporting documentation referenced above, the proposed action WILL NOT result in any significant adverse environmental impacts.

Be it finally resolved that the Town Board does hereby make a Determination of Non-Significance upon said Amended Action and directs the Town Supervisor to sign and date the Full Environmental Assessment Form – Part 3; and to file said document as provided for under the SEQR Regulations.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

Roll Call Vote

The following was presented
By _____
Sec'd by _____
Date of Adoption _____

June 4, 2020

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

**RESOLUTION AUTHORIZING PUBLIC BIDDING FOR THE BEAVER CREEK PARK PROJECT –
MAINTENANCE/RESTROOM BUILDING**

WHEREAS, the Town Board of the Town of Farmington (Town) has identified a need for the Beaver Creek Park Project and has been planning for the implementation of this park project for a number of years, and

WHEREAS, the Town accepted the offer of two parcels (totaling approximately 41 acres) from the Auburn Meadows and the Beaver Creek Estates Developments for the planning and implementation of a Town Park, now known as Beaver Creek Park, and

WHEREAS, the Town adopted the Town of Farmington Parks and Recreation Master Plan 2017-2022 on July 26th, 2017 identifying Beaver Creek Park as a proposed Park in the Town of Farmington; and

WHEREAS, the Town has issued a negative declaration upon the Action to make the **Phase 1 Site Improvements to the Beaver Creek Park**, pursuant to the provisions contained in Part 617 of article 8 of the New York State Environmental Conservation Law, the State’s SEQR Regulations; and

WHEREAS, the Town authorized the Preliminary Site Design Engineering for phase 1 of the park in June, 2017, and the Final Site Design for the Combined Project Sections and Bidding documents in August, 2019; and

WHEREAS, the Town has received a bidding schedule, prepared by MRB Group, identifying the bidding of the Beaver Creek Park in two phases, the first phase being the Maintenance/Restroom Building and the next phase being the Sitework; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Farmington authorizes the Advertisement of Public Bidding for the Beaver Creek Park Project-Maintenance/Restroom Building, with a Pavilion structure as an Alternate bid and that bids will be received until 2:00pm on Tuesday, July 7, 2020 at the office of the Farmington Town Clerk, 1000 County Road 8, Farmington, New York 14425, and

BE IT FURTHER RESOLVED, that funding for the Project will be from the Beaver Creek Park Capital Project fund, and

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

RESOLUTION # __

SET PUBLIC HEARING – LOCAL LAW NO. __, -2020 - TO ADOPT A LOCAL LAW AMENDING THE FARMINGTON TOWN CODE AT CHAPTER 148, ARTICLE VI, §148-17 TO PROVIDE THAT ALL ENERGY SYSTEM EXEMPTIONS SET FORTH IN REAL PROPERTY TAX LAW §487 SHALL NOT BE APPLICABLE WITHIN THE TOWN OF FARMINGTON

WHEREAS, Real Property Tax Law (“RPTL”) §487 originally provided that solar or wind energy systems or farm waste energy systems were exempt from real property taxation; and

WHEREAS, on October 25, 2016, pursuant to RPTL §487(8)(a), the Town of Farmington (“Town”) adopted a Local Law opting out of the exemption and duly filed the Resolution with the Commissioner of the New York State Department of Taxation and Finance and the President of the New York State Energy Research and Development Authority (“NYSERDA”); and

WHEREAS, the legislature subsequently amended RPTL §487 and, as of January 1, 2018, the statute provides that, in addition to solar or wind energy systems and farm waste energy systems, micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, electric energy storage equipment or electric energy storage systems and fuel-flexible linear generator electric generating systems are also eligible for exemption from real property taxation; and

WHEREAS, Real Property Tax Law §487(8)(a) authorizes Towns to adopt a local law opting out of the exemption for solar, wind and farm waste energy systems as well as the exemption for micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, electric energy storage equipment or electric energy storage systems and fuel-flexible linear generator electric generating systems; and

WHEREAS, the Town Board of the Town of Farmington affirms its determination to opt-out of the exemption for solar, wind and farm waste energy systems set forth in Local Law 2016-3 and now seeks to adopt a Local Law amending the Town Code to provide that none of the exemptions set forth in RPTL §487 shall be applicable in the Town of Farmington and an attorney for the Town has submitted a draft of said Local Law to the Town Board and said draft Local Law is on file with the Town Clerk; now, therefore, be it

RESOLVED by the Town Board of the Town of Farmington that a Public Hearing shall be had on the 14th day of July, 2020 at 7:00 p.m., for the purpose of hearing comments on a Local Law amending the Farmington Town Code at Part II “General Legislation,” Chapter 148 “Taxation,” Article VI “Solar or Wind Energy Systems; Farm Waste Energy Systems,” Section 148-17 “Exemption not applicable” to provide that all exemptions set forth in Real Property Tax Law §487 shall not be applicable within the Town of Farmington; and it is further

RESOLVED, that the Town Clerk advertise for said Public Hearing in a manner consistent with law.

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

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

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 9, 2020

RE: Approval of a partial release of funds from the Letter of Credit for site improvements located within Phase 1 of the Hathaway's Corners Project - in the total amount of \$ 552,980.22.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a letter from Lance S. Brabant, MRB Group, D.P.C., stating a coordinated review has been completed with the Town Construction Inspector with both finding the request for the partial release of funds from the Letter of Credit is consistent with the work in place; and

WHEREAS, the Town Board has also received the completed Appendix Form G-2.0, Letter of Credit Release Form and the completed Appendix G-1.1 Letter of Credit/Surety for the partial release of funds in the total amount of \$592,980.22; and

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

WHEREAS, there will be a balance of \$4,307,107.44 remaining in the letter of credit after release #1; 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 and authorizes the first partial release of funds from the letter of credit for the above referenced project, in the total amount of \$ 592,980.22.

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; and Mark Stevens, S.B. Ashley Group and Shawn Skivington, S.B. Ashley Group, 16 West Main Street, Suite 700, Rochester, New York 14614.

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

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 RESCHEDULING THE JUNE 23RD, 2020 TOWN BOARD MEETING TO JUNE 24TH, 2020

WHEREAS, the regular Town Board Meeting on June 23rd, 2020 needs to be moved due to a schedule conflict,

NOW THEREFORE BE IT RESOLVED that the Town Board Meeting of June 23rd, 2020 is rescheduled to Wednesday, June 24th, 2020 at the Town Hall at 7 p.m., and be it

FINALLY RESOLVED that the Town Clerk provide copies of this resolution to Town Department Heads and the Town’s legal newspaper.

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 9, 2020

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

RE: Approval of a final release of funds from the Letter of Credit for site improvements located within Phase 1 of the Pintail Crossing Project - in the total amount of \$ 1,290,184.00.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a letter from Lance S. Brabant, MRB Group, D.P.C., dated June 8, 2020 stating a coordinated review has been completed with the Town Construction Inspector and Town Department Heads finding the request for the final release of funds from the Letter of Credit is consistent with the work in place; and

WHEREAS, the Town Board has also received the completed Appendix Form G-2.0, Letter of Credit Release Form; and

WHEREAS, the total amount of this letter of credit is \$ 1,290,184.00; and

WHEREAS, there will be a zero balance remaining in the letter of credit after release #1; and

WHEREAS, there is an established two-year Maintenance Bond (Bond # 837 075 723, in the total amount of \$42,037.20) which remains in effect until October 3, 2021; and

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

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby accepts and authorizes the final release of funds from the letter of credit for the above referenced project, in the total amount of \$ 1,290,184.00, once a separate two-year Maintenance Bond for the Pavement Top Coat that is located within the Phase 1 portion of the Pintail Crossing Project has been filed with the Town Clerk.

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to notify tomorrow, by U.S. Mailing, certified copies of this resolution to: Michael Birkby, Esq., Project Director, Conifer, 1000 University Avenue, Suite 500, Rochester, New York 14607; and Michael Tomlinson, P.E., Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614.

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

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 9, 2020

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

RE: Acceptance of a two-year Maintenance Bond for Pavement Top Coat site improvements located within Phase 1 of the Pintail Crossing Project - in the total amount of \$ 2,343.60.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a letter from Lance S. Brabant, MRB Group, D.P.C., dated June 2, 2020 stating a coordinated review has been completed with the Town Construction Inspector and Town Department Heads finding the request to accept, establish and file a two-year Maintenance Bond, in the total amount of \$2,343.60 for the Pavement Top Coat is consistent with the work in place; and

WHEREAS, the Town Board has also received the completed Appendix Form G-11.0, Final Inspection Form.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby accepts and authorizes the filing of a two-year Maintenance Bond that is to commence on June 10, 2020 and to remain in effect until June 10, 2022 for the above referenced project, in the total amount of \$ 2,343.60.

BE IT FURTHER RESOLVED that once said Maintenance Bond has been filed in the Office of the Farmington Town Clerk, then the Town Clerk is authorized to release the Letter of Credit in effect for work completed in Phase 1 of the above referenced Project.

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to notify tomorrow, by U.S. Mailing, certified copies of this resolution to: Michael Birkby, Esq., Project Director, Conifer, 1000 University Avenue, Suite 500, Rochester, New York 14607; and Michael Tomlinson, P.E., Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614.

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

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				

WAIVER OF THE RULE - 6/9/20

**DECLARE EQUIPMENT SURPLUS TO BE
DISPOSED OF AT TOWN CLEAN UP**

WHEREAS, the Town Highway/Parks Superintendent is asking that the Town Board declare the following items as surplus so that he can have them disposed appropriately, and

WHEREAS, the Highway & Parks Superintendent is asking that the Town Board declare miscellaneous computer surplus screens, CPU's and other Miscellaneous parts, and

WHEREAS, the Acting Water and Sewer Superintendent is asking that the Town Board declare miscellaneous computer surplus screens, CPU's and other Miscellaneous parts, and

WHEREAS, the Town Hall is asking that the Town Board declare miscellaneous computer surplus screens, CPU's and other miscellaneous parts, and

WHEREAS, the computers will be added to the Town of Farmington's Clean up June 18-20th, 2020 ,
and now therefore be it

RESOLVED, that the Town Board authorize the equipment be declared surplus and to be disposed of appropriately.

Resolution No. _____ of 2020

**THE TOWN OF FARMINGTON
TOWN BOARD**

The following was presented

By _____

Sec'd by _____

Date of Adoption _____

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Ron Herendeen				
Councilman Nathan Bowerman				
Councilman Steven Holtz				
Councilman Michael J. Casale				
Total				

**RE: RESOLUTION AUTHORIZING THE TOWN OF FARMINGTON TO
REFUND BUILDING PERMIT FEES IN THE AMOUNT OF \$50.00 TO
ROCHELLE WEST.**

WHEREAS, the Town received this \$50.00 fee from Rochelle West of 5923 Kennebec Court for a Building Permit application for an above ground pool and

WHEREAS, the applicant has requested to withdraw the application and permit due to not knowing deed restrictions on her project and has been advised by her lawyer not to move forward and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington does herein approve the refund of \$50.00 to Rochelle West of 5923 Kennebec Court and

BE IT BE FURTHER RESOLVED, that a certified copy of this resolution and a refund check in the amount specified above herein is to be submitted by the Town Clerk to Rochelle West, 5923 Kennebec Court, Farmington, NY 14425 and

LET IT BE FURTHER RESOLVED, that certified copies of this resolution are to be provided by the Town Clerk to the Town Principal Account Clerk, the Town Confidential Secretary, and to the Town Building Department for the property file.

Resolution No. _____ of 2020

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 9, 2020

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

RE: Approval of a partial release of funds from the Letter of Credit for Off-site Sanitary Sewer Improvements, a part of the Hathaway’s Corners Incentive Zoning Project - in the total amount of \$ 143,784.91.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a letter from Lance S. Brabant, MRB Group, D.P.C., dated June 9, 2020 stating a coordinated review has been completed with the Town Construction Inspector with both finding the request for the partial release of funds from the above referenced Letter of Credit is consistent with the work in place; and

WHEREAS, the Town Board has also received the completed Appendix Form G-2.0, Letter of Credit Release Form and the completed Appendix G-1.1 Letter of Credit/Surety for the partial release of funds in the total amount of \$143,784.91; and

WHEREAS, the total amount of this letter of credit is \$ 174,383.17; and

WHEREAS, there will be a balance of \$ 30,598.26 remaining in the letter of credit after release #1; 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 and authorizes the first partial release of funds from the letter of credit for the above referenced project, in the total amount of \$ 143,784.91.

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; and Mark Stevens, S.B. Ashley Group and Shawn Skivington, S.B. Ashley Group, 16 West Main Street, Suite 700, Rochester, New York 14614.

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