

At the Farmington Town Board Meeting, held in the Town Hall on the 10th day of September 2019, 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 were: **Don Giroux** – Highway Superintendent, **Dave Degear** – Water & Sewer Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, **Ed Hemminger** – Planning Board Chairman, **Adrian Bellis** – Planning Board Member, **Bryan Meck** – Recreation Advisory Committee Member, **Jane Barry** – Swap Shop Volunteer, **Karen Kasprzak** – Swap Shop Volunteer, **Alice Kirschner** – Swap Shop Volunteer, **Bryan Adams** - resident, **John Piper** – HR Consultant, and **Jim Campbell** – resident.

PUBLIC HEARINGS- None.

APPROVAL OF MINUTES:

A motion was made by **Councilman Holtz** and seconded by **Councilman Casale**, that the minutes of the August 27, 2019, Town Board Meeting, and given to members for review, be approved. Four Voting “Aye” (Herendeen, Casale, Holtz, and Ingalsbe), One Abstained (Bowerman). Motion Carried.

PUBLIC CONCERNS:

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Herendeen reported:

1. Discussed Belt Press Building #7A.
2. Discussed Finals Building #11.
3. Discussed UV Building #14.
4. Discussed various pumpstations.
5. Water Breaks – none.
6. Discussed Route 96 and Mertensia Road Watermain Replacement.
7. Discussed North Road 8” Watermain Replacement Project.
8. Discussed 2nd Quarter Water Shut-off.
9. Discussed 3rd Quarter Billing.
10. Discussed Fire Hydrant Replacement Project.
11. Discussed resolutions on agenda.

Highway & Parks:

1. Current projects- Highway –Townline Road work, oil and stoning of roads is completed, mowing around storm water ponds, and milling on Hook Road started.
2. Parks –mowing and trimming all parks, maintenance all park buildings, maintenance of athletic fields, striping parking lots in parks, and seal coating at the Grove.
3. Discussed resolutions on agenda.

Town Operations Committee: Councilman Bowerman reported:

1. Discussed Hickory Rise Trail System, Lyons National Bank, Finger Lakes Wildlife Center, Empire Pipeline Project, Delaware River Solar Project, Beaver Creek Park Project, and Auburn Trail Grant Project.
2. Reports are on file and on the website.

Swap Shop Update: Councilman Holtz:

1. Met with volunteers on September 6, 2019, revised and updated the rules and regulations, and set winter hours.

Town Personnel Committee: None.

Town Finance Committee: Supervisor Ingalsbe reported:

Town Public Safety Committee: Councilman Holtz reported:

REPORTS OF TOWN OFFICIALS:

Supervisor Peter Ingalsbe reported:

1. Received NYS DOT response to the town’s request for additional improvements on County Road 41 during the detour period for the NY Route 96 at Lynaugh Road improvement project. Requests were denied but they will include signal timing changes and look into signage.
2. Discussed lease agreement for 130 Hook Road, Church will continue using it for the next 7-8 months
3. Staff looking at time/attendance software.

Highway& Parks Superintendent Giroux reported:

1. Update on Canandaigua-Farmington Townline Road project.
2. Milling on Hook Road.
3. Two new employees starting this week.

Town Clerk Michelle Finley reported:

1. Handed out 2020 Tentative Town Budget to Town Board Members.

Water & Sewer Superintendent Dave Degear reported:

1. Pre-Construction meeting next week.
2. Update on Beaver Creek Park.
3. Update on Round-a-bout at County Road 28 and Shortsville Road.

Code Enforcement Officer Dan Delpriore reported:

1. New Staff settling in.
2. Will be attending Fall Festival, temporary signs are all over the town.

Director of Planning and Development Ron Brand reported:

1. Report is on file and on the website.
2. Update on the Street Scape Design guidelines- Planning Board will review next Wednesday night then it will into final edits and presentation then to the Town Board in their first meeting in October then an information meeting with business owners along the main street corridor.
3. Received amenities report from Costitch Engineering on the Farmington Market Center project.
4. Update on Byrne Dairy-moving right along, plan to start the construction of the building the week on September 23rd, and have an opening by November 20th.
5. Genesee Transportation Council has agreed to the \$90,000 contract for the Route 332 and 96 project, which will be getting underway next month. There were a number of meetings and they were open to the public, more information will be in the fall newsletter.
6. Update on the Farmington on the Creek project – finished paving.
7. Update on Delaware River Solar – Zoning Board of Appeals denied the area variances, they have now designed the site without any area variances and they will be submitting that application later this month.
8. Auburn Trail Update – Attorney for the bond company will be walking the trail on September 18th with proposed contractor who will finish the work.

Assessor Michelle Nicodemus reported: None.

Town Engineer reported: Bill Davis reported: None.

Fire Chief reported: None.

Planning Board Chairman Ed Hemminger reported:

1. Next meeting –United Methodist Church sign, Malvaso property, Delaware River Solar public hearing will be pushed to October to allow Delaware River Solar to meet at least twice with PRC.

Zoning Board of Appeals Tim Delucia reported: None.

Recreation Advisory Committee Bryan Meck reported:

1. Update on Summer Recreation – averaged between 230-250 kids per day, slightly lower than last year due to recreation starting later.
2. Trunk and Treat – October 26th at noon. – 2 p.m. at Town Park unless the weather is horrible again then they would like to have it at the Town Garage.
3. Christmas Party – December 6th, 6-7:30 p.m.
4. Mertensia Road Park – baseball field storage shed broken into and door fell off. Supervisor Ingalsbe asked the Highway Superintendent is there was room above the overhead at the lodge, Don will look into it.

Ontario County Planning Board Member reported: None.

Conservation Board Chairman Hilton reported: None.

Town Historian Donna Herendeen reported: None.

Agricultural Advisory Committee Chairman Hal Adams: None.

COMMUNICATIONS:

1. Letter to the Town Supervisor from Andrew Pond, CPA of Wilmorite Management Group. Re: Request for credit.
2. Letter to the Town Supervisor from Jasmine DiSalvo of Mercy Flight Central. Re: Annual contribution.
3. Letter to Kathleen Roberts of the Office of Justice Court Support. Re: 2018/19 JCAP Reconciliation Report.
4. Confidentiality and Assurance Agreement with the Town of Farmington, NYPA, RG&E and NYSEG.
5. Letter to all Town employees from the Town Supervisor. Re: Teamsters HRA Account.
6. Genesee Land Trust Anticipated Timeline for NYSDAM Farmland Protection Implementation Grant.
7. Letter to the Town Supervisor from Frank Billitter of the NYS DOT. Re: Work Zone Traffic Control, Route 96 at Lynaugh Road Roundabout Project PIN 4096.69.
8. Letter to the Town Supervisor from Lanecia Whitaker of Hanson Aggregates of New York, LLC. Re: Notice Under Mechanic's Lien Law – Create A Scape.
9. Letter to Doug Finch, Town Manager and James Fletcher, Highway & Water Superintendent of the Town of Canandaigua from the Town Supervisor and the W&S Superintendent. Re: Canandaigua Consolidated Capital Improvement Project – Water booster station/tank/transmission watermain.
10. Letter to John Goodwin of the City of Canandaigua from the Town Supervisor and the W&S Superintendent. Re: Canandaigua City Water Transmission Main Improvement Project.
11. Ontario County Real Property Tax Services Request for Creation of new Special District – Pintail Crossing Lighting.
12. Ontario County Real Property Tax Services Request for Creation of new Special District – Pintail Crossing Sidewalk.
13. Letter to Mr. David Younis, Resident from the Town Supervisor. Re: Pedestrian Access Easement.
14. NYS Department of Taxation and Finance Office of Real Property Tax Services Certificate of Final Telecommunications Ceiling.
15. Letter to the Town Clerk from Tessa LaBrake of the Farmington Volunteer Fire Association, Inc. Re: New member(s).
16. Letter to the Town Supervisor from David Bauer of National Fuel. Re: Empire Pipeline, Inc. – Empire North Project.
17. Letter to United Casualty & Surety Insurance Co. from Brenda Dabolt of Anderson Equipment Company (NY), Inc. Re: Notice of Claim, Create A Scape.
18. Letter to Mr. Kyle Stewart, Resident from the Town Supervisor. Re: CFWD Billing.
19. Certificates of Liability Insurance from: FSI Acoustical Systems, LLC; Justin Altman; Empire Recycling RJH, Inc.; Gerald Leitten dba Tagg Construction.
20. Certificate of Workers Compensation Insurance from: Hamilton Stern Construction, LLC; Gerald Leitten dba Tagg Construction.
21. Certificate of Disability and Paid Family Leave Benefits Insurance from: Gerald Leitten dba Tagg Construction.

REPORTS & MINUTES:

1. Planning Board Meeting Minutes – August 7, 2019.
2. Joint Meeting: Agricultural Advisory Committee and Town Board Meeting Minutes – August 15, 2019.
3. Municipal Separate Storm Sewer System (MS4) Committee Meeting Minutes – August 8, 2019.
4. ZBA Meeting Minutes – July 22, 2019.
5. Report to Public Works and Town Operations for Town Board Meeting – August 27, 2019.
6. Building Department – Inspection Schedule – August 2019.
7. Building Department – Permit Report by Type – August 2019.
8. Planning Board Meeting Minutes – August 21, 2019.
9. Judge Lew – Monthly Report – August 2019.
10. Judge Gligora – Monthly Report – August 2019.

ORDER OF BUSINESS:**RESOLUTION #370-2019:**

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

ESTABLISHING A TWO YEAR MAINTENANCE BOND, IN THE TOTAL AMOUNT OF \$72,190.35 FOR THE DEDICATION OF SITE IMPROVEMENTS WITHIN HICKORY RISE SUBDIVISION, SECTION 4

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a request from Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C., the Town Engineers, dated August 14, 2019, to accept a Maintenance Bond for certain site improvements to be dedicated to the Town, that are to be located upon property within Section 4 of the Hickory Rise Subdivision Tract; and

WHEREAS, Town Code, Chapter 165, Section 33. C., requires a maintenance bond 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 Maintenance Bond, in the total amount of \$72,190.35.

BE IT FURTHER RESOLVED, that said Maintenance Bond is to remain in effect for a period of two years from the date of issuance.

BE IT FINALLY RESOLVED, that the Town Clerk is hereby directed to provide certified copies of this resolution to the following parties: Farmington Town Board; Farmington Town Principal Account Clerk; Matthew Heilman, Town Construction Inspector, David Degear, Town Water and Sewer Superintendent; Don Giroux, Town Highway

and Parks Superintendent; Gregg Bowering; 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.

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

RESOLUTION #371-2019:

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

RESOLUTION REGARDING THE CONSENT OF THE TOWN BOARD TO DEDICATE TWEED TRAIL IN SECTION 4 OF THE HICKORY RISE SUBDIVISION

TOWN BOARD CONSENT

WHEREAS, Upon reading the dedication of Tweed Trail in Section 4 of the Hickory Rise Subdivision, dated the 27th day of September, 2018 and the Release related thereto dated the 27th day of September, 2018, 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 27th day of September, 2018, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto; now be it further

RESOLVED, that the conditions contained in the MRB Group letter dated September 4, 2019 to the Director of Planning & Development are to be complied with within fifteen (15) days.

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

RESOLUTION #372-2019:

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

RESOLUTION AUTHORIZING ACCEPTANCE OF EASEMENTS FROM BRAMWELL PARK, LLC

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with Bramwell Park, LLC ("Owner") regarding the Town's obtaining a Storm Sewer and Utility Easement, a Sanitary Sewer and Utility Easement and an Access Easement over portions of its properties in the Hickory Rise Subdivision, as shown on a map prepared by BME Associates; and

WHEREAS, Town of Farmington officials have recommended to the Town Board that said Owner grants to the Town these easements over said lands of said Owner; and

WHEREAS, said easements have been offered by the Owner to the Town of Farmington; and

WHEREAS, the Town Board of the Town of Farmington is desirous of accepting said offered easements on behalf of said Town; and

WHEREAS, the Town Board of the Town of Farmington has examined said instruments and finds the consideration described in said easements to be fair and reasonable.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington does hereby accept the Easements attached hereto as Exhibit 1 from Owner in accordance with the terms and conditions contained in said instruments and directs that the same be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by the Owner, and be it further

RESOLVED, that the Town Supervisor shall be and hereby is authorized to take any and all further action necessary to carry forth the intent of this resolution, including but not limited to the execution of all documents necessary to complete the conveyance of the premises referenced herein.

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

RESOLUTION #373-2019:

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

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR AUGUST 2019

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 August 2019 to the Town Supervisor on September 4, 2019, and

WHEREAS, the Town Supervisor approved and executed the Monthly Report of the Supervisor for June 2019 on September 4, 2019,

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 August 2019, 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.

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

RESOLUTION #374-2019:

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

PARTIAL LETTER OF CREDIT RELEASE #4 – HICKORY RISE SUBDIVISION – SECTION 4, IN THE TOTAL AMOUNT OF \$218,476.19

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board (hereinafter referred to as Planning Board) a resolution dated September 4, 2019, recommending the above referenced Letter of Credit Release #4 be approved, in the total amount of \$218,476.19 for work completed in Section 4 of the Hickory Rise Subdivision Tract; and

WHEREAS, the Planning Board has reviewed the documentation submitted for the partial release of the Letter of Credit, including the Town Letter of Credit Release Forms No. 4, for Section 4 of the Hickory Rise Subdivision, signed by all of the town department heads; and

WHEREAS, the Planning Board's conditions of final subdivision plat approval have been determined to have been completed to the satisfaction of all the Town Department Heads; and

WHEREAS, the total amount of this Letter of Credit is \$ 1,170,322.13; and

WHEREAS, there will be a balance remaining of \$57,846.96 in the Letter of Credit after Release #4; and

WHEREAS, the Town Clerk has reviewed this requested release finding the amounts contained therein to be accurate.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Town Supervisor, to execute the partial release of the requested amount from the above referenced Letter of Credit.

BE IT FURTHER RESOLVED, that the Town Clerk is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Don Giroux, Town Highway & Parks Superintendent; David Degear, Town Water & Sewer Superintendent; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C.; Dan Delpriore, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

FINALLY BE IT RESOLVED, that a certified copy of this resolution is to be issued to the Letter of Credit holder, Gregg Bowering, Bramwell Park LLC, 1303 Marsh Road, Pittsford, New York 14534; and to Thomas Danks, BME Associates, 10 Liftbridge Lane East, Fairport, NY 14450.

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

RESOLUTION #375-2019:

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

ESTABLISH LETTER OF CREDIT – DIFELICE INDUSTRIAL COMPLEX SITE IMPROVEMENTS – COLLETT AND HOOK ROADS, IN THE TOTAL AMOUNT OF \$411,246.35

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board (hereinafter referred to as Planning Board) a resolution dated September 4, 2019, recommending the above referenced Letter of Credit be approved, in the total amount of \$411,246.35 for work to be completed and dedicated to the Town; and

WHEREAS, the Planning Board has reviewed the documentation submitted for the creation of the Letter of Credit; and

WHEREAS, the Planning Board's conditions of final subdivision plat approval have been determined to have been included in the Applicant's Engineer's Estimate of Value; and

WHEREAS, the total amount of this Letter of Credit is to be \$ 411,246.35.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby directs the applicant, DiFelice Development Corporation, to establish a Letter of Credit in the total amount of \$411,246.35.

BE IT FURTHER RESOLVED, that the Town Clerk is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Don Giroux, Town Highway & Parks Superintendent; David Degear, Town Water & Sewer Superintendent; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C.; Dan Delpriore, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

FINALLY BE IT RESOLVED, that a certified copy of this resolution is to be issued to; Frank DiFelice, DiFelice Development Corporation, 91 Victor Heights Parkway, Victor, New York 14564; Edward Parrone, P.E., Parrone Engineering, Piano Works Mall, 349 W. Commercial Street, Suite 3200, East Rochester, New York 14445; and to Bernard Belcher, Vice President, Business Banking Officer, Canandaigua National Bank & Trust Company, 1150 Pittsford Victor Road, Pittsford, New York 14534.

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

RESOLUTION 376-2019:

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

RESOLUTION AUTHORIZING THE LAST DAY OF PAYMENT FOR ALL 2019 THIRD QUARTER WATER SERVICES LOCATED WITHIN THE CANANDAIGUA-FARMINGTON WATER AND DISTRICT (CFWD) AND VICTOR SEWER DISTRICT ACCOUNTS

WHEREAS, The Farmington Code, Chapter 159 entitled Water Rules and Regulations, Section 159-25, Shutting Off Water Services states that in event a water bill remains unpaid for more than 60 days, the Town Board may, by Resolution, cause the supply of public water to be shut off given at least 10 days written notice to the owner and occupant of the premises, and

WHEREAS, A written notice will be given by first-class mail that will be addressed to both the owner and occupant at least 10 days prior to the proposed shut off date, and

WHEREAS, such notice shall advise the owner and occupants that the water supply to such property shall be shut off on the specified dated for nonpayment of the water bill unless the unpaid water bill and penalty are paid in full to the Town Clerk prior to the specified dated, and

WHEREAS, payment for the 3rd Quarter 2019 CFWD water and sewer bills are due on close of business day at the Farmington Town Clerks Office located at the Farmington Town Hall, 1000 County Road 8 on Thursday, October 31, 2019 with a penalty being applied on all accounts after November 1, 2019, and

BE IT RESOLVED that the Town Board of Farmington acting on behalf of the Canandaigua-Farmington Water District hereby authorizes the Water Superintendent to establish the last day for payment of the CFWD 4th Quarter 2019 and Victor Sewer District without the 20% penalty applied as being Thursday, October 31, 2019 or any payments with US mail postmarks being accepted as of 12:00 PM on Thursday, November 1, 2019, and

LET IT BE FURTHER RESOLVED, that the On-Line payment option is available for water and sewer payments that will be accepted up until midnight of October 31st without a penalty being applied, and

THEREFORE ALSO BE IT RESOLVED, that any payment received after November 1, 2019 for unpaid water and sewer accounts will be Passed to Tax on Wednesday November 6, 2019 with penalty, and

LASTLY BE IT FURTHER RESOLVED, that copy of this resolution is to be submitted by the Town Clerk to the Supervisor's Secretary, the Water and Sewer Superintendent and the Principal Account Clerk.

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

RESOLUTION #377-2019:

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

APPROVAL TO PURCHASE ONE GORMAN RUPP AUSTERMPERED DUCTILE IRON ROTATING ELEMENT FOR THE VICTOR AND FARMINGTON SEWER DISTRICTS, LIFT STATION PS-6, T-6 PUMP #3 LOCATED AT #6502 PLASTER MILL ROAD IN THE TOWN OF VICTOR

WHEREAS, in 2007 both the Farmington and Victor Sewer Districts constructed an upgraded joint sewer lift station #PS-6 located at #6502 Plaster Mill Road with two dual Gorman Rupp T-10's and one T-6 sewer pumps to convey the flows from both Victor and Farmington to the Waste Water Treatment Plant located at #1216 McMahan Road in the Town of Victor, and

WHEREAS, due to the high usage and volume of flow at PS-6 from Victor's PS-5 and Farmington's PS-4, the Water and Sewer Department Supt. requested an evaluation of the existing condition of the two (2) Gorman Rupp T-10, Pump #1 and Pump #2 and the single (1) Gorman Rupp T-6, Pump #3, and

WHEREAS, during scheduled maintenance operations, it was determined that the rotating element and wear plate for Pump #3, Serial Number 1557267 was recommended be replaced after 12 years of service, and

WHEREAS, the Farmington Water & Sewer Supt. had requested a quote from the Gorman Rupp area representative, Siewert Equipment, Rochester NY, for the replacement of the T-6 rotating assembly, Part #44163-263 for the Wastewater Collection System, and

WHEREAS, the Siewert Equipment has submitted a price quote #WR-19-22987-F dated September 3, 2019 for the ADI rotating element at a cost of \$3,503.03, and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Victor & Farmington Sewer Districts hereby authorizes the Farmington Water and Sewer Superintendent to purchase the Gorman Rupp T-6 ADI rotating element at a cost not to exceed \$3,525.00 and.

BE IT FURTHER RESOLVED, that is purchase is budgeted as part of the ongoing maintenance this expenditure for a cost share 50% -50% split with the Victor Sewer District Sanitary Sewer Budget line SS-8120.4V (CE) and the Farmington Sewer District Sanitary Sewer Budget line SS-8120.4 (CE) , and

LASTLY LET 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, Holtz, Bowerman, and Herendeen), the Resolution was **CARRIED**.

RESOLUTION 378-2019:

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

RESOLUTION ACCEPTING THE INVENTORY OF HIGHWAY MACHINERY, TOOLS AND EQUIPMENT

WHEREAS, the Highway/Parks Superintendent has submitted the Inventory of Highway Machinery, Tools and Equipment as required by Highway Law, Section 142(3), now therefore be it

RESOLVED, the Town Board accepts the Inventory of Highway Machinery, Tools and Equipment, and further be it

RESOLVED, that the Town Clerk forward a copy of this Resolution to the Highway/Parks Department.

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

RESOLUTION #379-2019:

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

APPROVE HIRING OF ROADTEK FOR INSTALLATION OF WEED KILLER, STONE DUST AND COMPACTION OF AUBURN TRAIL BETWEEN VICTOR TOWN LINE AND MERTENSIA ROAD

WHEREAS, an overlay of weed killer and stone dust compaction are needed on the Auburn Trail between the Victor Town Line and Mertensia Road section, and

WHEREAS, quotes were requested from (3) three vendors: Roadtek (\$10,167), All County Construction (\$10,860) and Ruston Paving (declined), and

WHEREAS, upon review of the pricing shows that Roadtek's quote is the lowest, and therefore be it

RESOLVED, that the Town Board authorizes the Highway/Parks Superintendent to accept the quote from Roadtek Excavating and Paving to be expended from **A-7110.4 (park – contractual) and will not exceed \$10,500**, and therefore be it,

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

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

RESOLUTION #380-2019:

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

REGISTRATION FOR DON GIROUX TO THE NEW YORK STATE ASSOCIATION OF TOWN SUPERINTENDENTS OF HIGHWAYS CONFERENCE – SEPTEMBER 18 – 20, 2019

WHEREAS, the Highway Superintendent has funds in the contractual line A-5010.4 for conferences, and

WHEREAS, the NYSAOTSOH Annual Conference will be held September 18-20th in Callicoon, NY, and

WHEREAS, the registration fee is \$100 and with Hotel reservation the total cost **will not exceed \$1,000**, and

THEREFORE BE IT RESOLVED, that the Town Board authorizes the attendance for Don Giroux, Highway Superintendent to attend the conference, and be it further

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

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

RESOLUTION #381-2019:

Councilmen Casale, Bowerman, Holtz, and Herendeen, and Supervisor Ingalsbe offered the following Resolution, seconded by **Councilmen Casale, Bowerman, Holtz, and Herendeen, and Supervisor Ingalsbe**:

RESOLUTION OF SYMPATHY FOR THE ROTHFUSS FAMILY

WHEREAS, the Town Board was deeply saddened to learn of the sudden passing of Deputy Town Clerk Cathy Rothfuss; and,

NOW THEREFORE BE IT RESOLVED, that the Town Board adopts this resolution extending its sincere sympathy to Cathy's family and spreading her memory upon the minutes of this board meeting, and be it

FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to her husband, Toby Rothfuss and her daughters, Rachel and Samantha Rothfuss at 4 South Avenue, Bloomfield, NY 14469.

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

RESOLUTION #382-2019:

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

RESOLUTION APPOINTING MICHELLE NICODEMUS AS SOLE ASSESSOR FOR THE TOWN OF FARMINGTON

WHEREAS, Michelle was appointed as Sole Assessor effective May 20th, 2019 to fill the remainder of the term of the former Sole Assessor, Donna LaPlant, and

WHEREAS, NYS Department of Taxation and Finance Office of Real Property Tax Services has advised the Town that all sole appointed assessor terms of office in New York State will end on September 30th, 2019, and

WHEREAS, the new term of office shall begin October 1st, 2019 and end on September 30th, 2025, therefore be it

RESOLVED, the Farmington Town Board appoints Michelle Nicodemus as Sole Assessor for the Town of Farmington for a term of October 1st, 2019, through September 30th, 2025, and further be it

RESOLVED, that the Farmington Town Board requires that Michelle Nicodemus complete the necessary training and certifications within a period of 3 years from her first appointment as Sole Assessor on May 20th, 2019, and be it finally

RESOLVED, that the Town Clerk forward a copy of this resolution to Ontario County Real Property Tax Services, 20 Ontario Street, Canandaigua, NY 14424, and to the Supervisor's Secretary, and the Assessor.

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

RESOLUTION #383-2019:

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

RESOLUTION ACKNOWLEDGING THE APPOINTMENT OF DEPUTY TOWN CLERK VERONICA CUPELO

WHEREAS, due to the passing of Deputy Town Clerk Cathy Rothfuss, causing a vacancy in the Town Clerk's Office, and

WHEREAS, Veronica Cupelo filled in as a temporary Deputy Town Clerk during the medical leave of Cathy Rothfuss, therefore be it

RESOLVED, the Farmington Town Board acknowledges the appointment of Veronica Cupelo as Deputy Town Clerk effective September 3, 2019, at a rate of \$14.50 per hour, and further be it

RESOLVED, that copies of this resolution be given to the Confidential Secretary to the Supervisor and the Principle Account Clerk.

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

RESOLUTION #384-2019:

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

RESOLUTION RESCHEDULING THE SEPTEMBER 24, 2019 PUBLIC WORKS, TOWN OPERATIONS AND TOWN BOARD MEETINGS TO SEPTEMBER 27, 2019

WHEREAS, the regular Town Board Meeting on September 24th needs to be moved due to a schedule conflict,

NOW THEREFORE BE IT RESOLVED that the Town Board Meeting of September 24th, 2019 is rescheduled to Friday, September 27th, 2019 at the Town Hall at 3 p.m., and be it

FURTHER RESOLVED, that the Public Works and Town Operations Meetings of September 24th, 2019 at the Town Hall are rescheduled to Friday, September 27th, 2019 at the same location and time, and be it

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

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

RESOLUTION #385-2019:

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

TOWN OF FARMINGTON FUELING FACILITY, ACCEPTANCE OF SITE PLAN AND ELECTRICAL SITE PLAN DRAWINGS FOR THE PURPOSE OF DETERMINING ESTIMATED COSTS; AND AUTHORIZING THE TOWN SUPERVISOR TO SOLICIT DETAILED ENGINEERING COST ESTIMATES FOR CONSTRUCTION OF AN ABOVE GROUND BULK STORAGE TANK AND FUELING FACILITY TO BE LOCATED UPON THE TOWN HIGHWAY CAMPUS SITE AT 985 HOOK ROAD

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from Elliott Engineering Solutions (hereinafter referred to as Project Engineer) a drawing, identified as Drawing No. C-200, dated June 2019, Project No. 9401, entitled "Site Plan Town of Farmington Fueling Facility, 985 Hook Road;" and a drawing, identified as Drawing No. C-200, Project No. 9401, entitled "Electrical Site Plan Town of Farmington Fueling Facility, 985 Hook Road"; and

WHEREAS, the drawings identify design specifications for the planned installation of a 15,000 gallon above-ground fuel storage tank facility and fuel island dispensing facility to be placed upon a concrete pad having a total area of 2,940 square feet (40 ft. x 74 ft.), with access driveways to be located upon the Town Highway Campus land at the east end of and south of Empire Drive (hereinafter referred to as Action); and

WHEREAS, the Town Code Enforcement Officer and Town Fire Marshal have both reviewed said drawings, finding them to be in compliance to date with the State's Uniform Code and the State's Bulk Storage Regulations; and

WHEREAS, the Town Public Works Committee (hereinafter referred to as Public Works) has reviewed said drawings finding them to be complete for the sole purpose of seeking detailed engineering estimates of value for the proposed site improvements.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that the proposed action described above herein to be a Type II Action under 6CRR-NY 617.5, NY-CRR, as further defined in 617.5 Type II Actions, Title 6, Department of Environmental Conservation Chapter VI. General Regulations Part 617. (c) (9), ... "the construction of accessory nonresidential structure involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls," State Environmental Quality Review.

BE IT FURTHER RESOLVED, that Type II Actions are not subject to review under Part 617.5 as these actions have been determined not to have a significant impact upon the environment or are otherwise precluded from environmental review under Environmental Conservation Law, article 8.

BE IT FURTHER RESOLVED, that the Town Board does hereby accept the recommendation from Public Works and does hereby direct the Town Supervisor to sign the above referenced drawings once the following changes have been made to said drawings:

1. The Planning Board Chairperson's signature block is to be removed and replaced with a signature block for the Town Supervisor.
2. There is to be a signature block added for the Town Engineer's signature.
3. There is to be a note added to each of the drawings that states... "This Drawing is to be used for the sole purpose of providing detailed Engineer's Estimate of Value for the proposed site improvements shown."
4. The above referenced Electrical Site Plan Drawing is to be further amended to show two (2) street lights with illumination patterns at the driveway points of access along Empire Drive.
5. The above referenced Electrical Site Plan Drawing is to be further amended to identify the lighting fixtures with illumination patterns underneath the fuel island canopy.

BE IT FURTHER RESOLVED, that once said Drawings have been signed by all parties, the Town Supervisor is directed to notify the above referenced Project Engineer to prepare detailed cost estimates for the proposed site improvements.

BE IT FINALLY RESOLVED, that the Town Clerk is to be provided copies of this resolution to: Robert Elliott, P.E., Project Engineer, Elliott Engineering Solutions, 540 Packetts Landing, Fairport, New York 14450; Matt Heilmann, Town Construction Inspector; Don Giroux, Town Highway & Parks Superintendent; David Degear, Town Water & Sewer Superintendent; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C., Farmington Town Engineers; Dan Delpriore, Town Code Enforcement Officer; Jamie Kincaid, Farmington Town Fire Marshal; and Ronald L. Brand, Town Director of Planning and Development.

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

RESOLUTION #386-2019:

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

Abstract 17-2019

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

TO: MARCY DANIELS FROM: J. MARCIANO

ABSTRACT NUMBER	<u>17</u>
DATE OF BOARD MEETING	<u>9/10/2019</u>

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	350,668.39	1781-1812,1858-1862,1863,1867
CW	LOCAL SOLID WASTE MANAGEMENT	0.00	
DA	HIGHWAY FUND	74,366.45	1808,1864,1865
HA	AUBURN TRAIL PROJ	1,292.00	1780
HB	BEAVER CREEK PARK	5,291.30	1827
HM	FUEL STATION CAP PROJ	0.00	
HN	NORTH RD CAP PROJ		
HP	TOWN PARK IMPROVEMENTS	0.00	
HS	PUMP STATION 2	0.00	
HW	WATER TANK REPAIR	1,260.00	1779
HZ	TOWNLINE CAP PROJ	0.00	
SD	STORM DRAINAGE	734.18	1785,1808,1813,1842
SF	FIRE PROTECTION DISTRICT	0.00	
SL1	LIGHTING DISTRICT	0.00	
SM	SIDEWALKS	0.00	
SS	SEWER DISTRICT	1,005,182.78	1785,1810,1813-1843,1857,1862,1866-1867
SW1	WATER DISTRICT	127,041.49	1785,1810,1813,1815,1819,1821-1826,1829,1832,1833,1836,1839-1840,1842-1856,1862,1867
TA93	LETTER OF CREDIT (CASH)	0.00	
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	138.44	1783,1821,1822
	TOTAL ABSTRACT	\$ 1,565,975.03	

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

Councilman Holtz voted no to the payment of Voucher 1863.

TRAINING UNDER \$100:

1. Dan Delpriore to attend the NYSBOC 91st Annual business meeting and training September 24 – 27 at the Doral Arrowwood in Rye Brook, NY at no cost.
2. Jamie Kincaid to attend International Code Council (ICC) Annual Conference and 2019 Public Comment Hearings and Voting October 21-25 at the Rio Hotel and Convention Center in Las Vegas, NV at no cost (covered by FLBOA).

WAIVER OF THE RULE: None.

DISCUSSION: None.

EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 7:40 p.m., seconded by **Councilman Bowerman**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk: _____