

At a regular meeting of the Town Board of the Town of Farmington held at the Farmington Town Hall of said Town on the 11<sup>th</sup> day of September, at 7:00 PM, there were:

**PRESENT:** Peter Ingalsbe – Supervisor-Necessarily Absent  
Michael Casale – Councilman – Necessarily Absent  
Steven Holtz – Councilman – Deputy Supervisor  
Ron Herendeen – Councilman  
Nate Bowerman – Councilman  
Michelle Finley – Town Clerk

Also present were: **Don Giroux** – Highway/Parks Superintendent, **Jim Morse** – Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, **Dave Degear** – Water & Sewer Superintendent, **Ed Hemminger** – Planning Board Chairman, **Adrian Bellis** – Planning Board Member, and **John Robortella** – Clerk to the Boards.

**PUBLIC HEARINGS: CONDITIONS OF APPROVAL FOR THE REDFIELD GROVE INCENTIVE ZONING DISTRICT**

Deputy Supervisor Holtz opened the public hearing at 7:00 p.m. The Town Clerk read the legal notice. Mr. Brand stated that the amendment pertains to Lot #36 as there wasn't a garage intended for that lot when the incentive zoning project was approved. He added that in order for the garage to be attached to the dwelling, there needs to be a setback that equals the other setbacks in the incentive zoning district which is 30 feet from the highway. He stated that the other part of the application involves the oversight of the square footage of the lot that was filed with the County Clerk's Office instead of being 17,800 sq. ft. it was 17,586 sq. ft. so that needs to be corrected in the resolution.

Deputy Supervisor Holtz asked if anyone would like to speak for or against this amendment. Hearing none, the public hearing was closed at 7:03 p.m.

Deputy Supervisor Holtz asked for a moment of silence in remembrance of 9/11.

**APPROVAL OF MINUTES:**

A motion was made by **Councilman Bowerman** and seconded by **Councilman Herendeen**, that the minutes of the August 28, 2018, and given to members for review, be approved. Three Voting "Aye" (Holtz, Herendeen, and Bowerman). Motion Carried.

**PRIVILEGE OF THE FLOOR: Paul Colucci – The DiMarco Group- Cerone Incentive Zoning Project**

Mr. Colucci stated that the board approved the incentive zoning for this project last year and at that time they did not have formal comprehensive signage established for the project. He stated that they did not have that package together and would like to introduce it to the board tonight. He added that they are tonight to request amendments to the incentive zoning to include commercial speech signs. He stated that the project is under construction and the first phase is the mini self-storage buildings and they are scheduled to open around October 1, and the climate control building opening in the spring. Mr. Colucci went over several components of the signage. He stated that the main branding sign will go on the climate control building, which was designed to have the main logo and the name of the company (Always Locked Self-Storage), and will be internally illuminated mounted on the easterly face of the building that fronts on State Route 332. He went over the size of the sign and how they came up with the size relative to what the code allows and what they proposed based upon the distance back from State Route 332 and the newly constructed road known as Carmen's Way, which was an amenity that Mr. Cerone offered in his constructing and that would be a town dedicated road. The size of the sign will be 22'2" wide by 6'8" tall, roughly 150 sq. ft. He stated that the second component would be a monument style sign to be located at the main entry off of State Route 332, off the northwesterly quadrant of State Route 332 and Carmen's Way, the east side of the road is Farmbrook Drive. He added that the sign would include the name of the plaza (Auburn Junction), the Always Locked Self Storage, and up to six other tenants. The total sign structure will be 77.50 sq. ft. and dual sided and will be perpendicular to State Route 332 so it would be visible from both north and south bound traffic. Mr. Colucci stated that the reason they are proposing this sign is given the multiple number of tenants in the building, they are trying to consolidate all the commercial speech signs on one location versus having multiple post and panel signs out in front that would otherwise clutter the frontage of the property. The last component for the sign is a directional sign, which is not regulated by the town in the sign code, it's just a decision point after you enter up Carmen's Way, directing where to turn for the retail component and the self-storage. The sign will be a post and panel type sign measuring 19.67 sq. ft., it will be non-illuminated but would include reflective materials for night time and low light visibility. He stated that they went through some of the calculations of what the town code allows for the main building sign: the code allows 1 square foot per lineal foot of building face, plus .25 square feet per lineal foot set back from the right of way. Due to the dedication of Carmen's Way, which was an amenity offer by the applicant, the right of way is much closer than the true advertising audience traveling on State Route 332. The proposed sign will be 148 square feet, thus requiring a modification to the existing incentive zoning application to all it to be constructed as proposed. Town Code allows monument signs to be constructed up to 48 square feet per face, whereas the proposed sign is 77.5 square feet. The monument sign as proposed also requires modification to zoning approvals by the town board. Councilman Bowerman asked that no future tenants will put up their own signage, and Mr. Colucci replied correct. Mr. Colucci referred to the Site Plan to show the placement of the signs. Councilman Bowerman stated that he like the overall sign but did not like the asymmetry of the monument sign.

Mr. Brand stated that this has been sent to the County Planning Board for their meeting tomorrow night so we should have their thoughts and comments and have prepared a resolution requesting that the planning board give their report and recommendation. Mr. Morse advised the applicant that they could get started with NYSDOT for the sign permit.

**REPORTS OF STANDING COMMITTEES:**

**Public Works Committee: Councilman Holtz reported:**

1. Discussed WWTP Disinfection UV Project.
2. Discussed various pumpstations.
3. Water Breaks – one at 5756 Dalton Drive.

4. Discussed Beaver Creek 12" Waterline Replacement Section 1.
5. Discussed Kennedy Fire Hydrants – Paint issue.
6. Discussed 2<sup>nd</sup> quarter shut off.
7. Discussed resolutions on agenda.

**Highway & Parks:**

1. Current projects- Highway –Roadside mowing, overlay paving of Canandaigua-Farmington Town Line Road, preparation of parking lots for expansions, top course pavement of Walnut Drive, and fleet maintenance.
2. Parks – mowing of town parks, grounds maintenance, general building maintenance and cleaning, equipment maintenance.
3. Discussed Fall Clean-up dates and vendors.
4. Discussed enlarging parking lots – Mertensia and Pumpkin Hook Parks.
5. Discussed resolutions on agenda.

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

1. Reports on file and on the website.
2. Discussed National Fuel Project.
3. Discussed Myers RV.
4. Discussed American Equipment.
5. Discussed Alicia Sturn Dental Office Project.
6. 577 Building permit- 600 for all of 2017.
7. Discussed Tops Market Center.
8. Discussed Auburn Trail Grant Project.
9. Discussed County Road 41 Rezoning (Hathaway's Corners).
10. Discussed American Equipment Maintenance Building.
11. Discussed Cerone Incentive Zoning Project.
12. Discussed America's Best Value Inn Project.
13. Discussed Empire Pipeline Project.
14. Discussed resolutions on agenda.

**Town Personnel Committee: None.**

**Town Finance Committee: Supervisor Ingalsbe reported:**

**Town Public Safety Committee: Councilman Holtz reported:**

**REPORTS OF TOWN OFFICIALS:**

**Deputy Supervisor Holtz reported:**

1. Reviewed highlights of the 2019 Town Tentative Budget (attached to budget).

**Highway& Parks Superintendent Giroux reported: None.**

**Town Clerk Michelle Finley reported:**

1. Town Board members were given the 2019 Tentative Budgets.

**Water & Sewer Superintendent Dave Degear reported:**

1. Thanked the Town Clerk and her staff for taking the brunt of the water shut off. He believes the payment of online accounts has helped cut down the number of people on shut off as well as the door knockers.

**Code Enforcement Officer Jim Morse reported:**

1. No more summer hours.
2. Reported 577 permits.
3. Starting in October they will be beginning scanning of files.

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

1. Report is filed and on the town website.

**Assessor Donna LaPlant reported:**

**Town Engineer reported: Bill Davis reported:**

**Fire Chief reported: None.**

**Planning Board Chairman Ed Hemminger reported:**

1. Last meeting – Hathaway's Corner, Myers RV – public hearings are closed.
2. Next meeting – tentatively – Empire Pipeline, solar project.

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

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

**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 Clerk from Caroline Rizzo of Delaware River Solar. Re: Notice for Interconnection Agreement.
2. Letter to the Town Supervisor from Jeff Bartkoski of Mercy Flight Central. Re: Appreciation of support.
3. Letter to the Town Supervisor from Kendall Larsen of the NYS Department of Health. Re: CFWD Approval – Completed works, MIII Ministorage Watermain.
4. Letter to the Town Supervisor from Stacey Wicksall of the Macedon Public Library. Re: Appreciation of support.
5. Letter from Resident Gerald Newton. Re: Concerns about Hathaway's Corners.
6. Letter to the Town Supervisor from Tim Brazy of Landmark Dividend. Re: Lease acquisition.
7. Email to the Town Supervisor from Lt. David Cirencione of the Ontario County Sheriff's Office. Re: Farmington Patrol.
8. Letter to the Town Supervisor from Pamela Araya of Real Property Tax Services. Re: 2018 Tax Roll Processing Fee & Erroneous/Refunded Invoice.
9. Letter to the Planning, Building & Zoning Department from Melissa Kiefer of Oldcastle Lawn & Garden. Re: Annexation to the Village of Manchester/Town of Manchester property.
10. Email to Melissa Kiefer of Oldcastle Lawn & Garden from the Town Supervisor. Re: Annexation to the Village of Manchester/Town of Manchester property.
11. Email to Mayor Johnsen & Supervisor Gallahan of the Village and Town of Manchester from the Town Supervisor. Re: Annexation to the Village of Manchester/Town of Manchester property.
12. Letter to the Town Supervisor from Carolyn Sweeney of RG&E. Re: Study of commercial customers in NYS.
13. Certificate of Liability Insurance from: Wayne County Action Program, Inc.; Josh Lawn Care & Landscaping, Inc.; Hamilton Stern Construction, LLC; Comfort Window Co, Inc.; Betlem Service Corporation; Northridge Crossing, LLC/Monarch Manor Builders, LLC; Johnson Controls, Inc.; Nowak Homes, LLC; Sunset Roofing, LLC; Empire Recycling RJH, Inc.; Griffin Construction of New York State, Inc.
14. Certificate of Workers' Compensation Insurance from: Hamilton Stern Construction, LLC; Comfort Window Co., Inc.
15. Certificate of Disability and Paid Family Leave Benefits Law Insurance from: Hamilton Stern Construction, LLC; Comfort Window Co., Inc.
16. Cancellation of Workers' Compensation Insurance from: E and V Energy Corporation.

### **REPORTS & MINUTES:**

1. Farmington Sheriff Patrol June 2018.
2. Farmington Senior Citizens Meeting Minutes – July 2, 2018.
3. Conservation Board Meeting Minutes – June 25, 2018.
4. Farmington Volunteer Fire Association Incident Report – January thru June 2018.
5. Planning Board Meeting Minutes – June 20, 2018.

### **RESOLUTION #385-2018:**

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

**ACCEPTANCE OF THE REQUEST FOR A PARTIAL RELEASE OF FUNDS, RELEASE #3, FROM THE LETTER OF CREDIT FOR SITE IMPROVEMENTS FARMINGTON GARDENS II, PHASE I, IN THE TOTAL AMOUNT OF \$203,920.78**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board, a resolution recommending the Town Board accept the above referenced partial release #3 from the Letter of Credit for approved site improvements within the Farmington Gardens II Project – Phase I, in the total amount of \$203,920.78; and

**WHEREAS**, the Town Construction Inspector, Town Engineer and Town Department Heads have all reviewed and accepted the quantities and unit prices identified in the letter of credit release #3, dated August 24, 2018; and

**WHEREAS**, with this partial release of funds there will be a total of \$559,552.56 remaining in this Letter of Credit.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the third partial release of funds from the above referenced Letter of Credit Estimate, in the total amount of \$ 203,920.78.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to Gregg McMahon, P.E., McMahon/LaRue Associates; Megan Houppert, Home Leasing, LLC; the Town Planning Board Chairperson; the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Code Enforcement Officer; the Town Construction Inspector; the Town Engineer; the Director of Planning & Development; and John Robortella, Clerk of the Planning Board.

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

**RESOLUTION #386-2018:**

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

**ACCEPTANCE OF THE REQUEST FOR A PARTIAL RELEASE OF FUNDS, RELEASE #1, FROM THE LETTER OF CREDIT FOR SITE IMPROVEMENTS ROUTE 332, MIII INCENTIVE ZONING PROJECT, PHASE I, IN THE TOTAL AMOUNT OF \$341,141.85**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board, a resolution recommending the Town Board accept the above referenced partial release #1 from the Letter of Credit for approved site improvements within the Route 332, MIII Incentive Zoning Project – Phase I, in the total amount of \$341,141.85; and

**WHEREAS**, the Town Construction Inspector, Town Engineer and Town Department Heads have all reviewed and accepted the quantities and unit prices identified in the letter of credit release #1, dated August 24, 2018; and

**WHEREAS**, with this partial release of funds there will be a total of \$408,044.83 remaining in this Letter of Credit; and

**WHEREAS**, the Town Clerk has verified the remaining balance in this Letter of Credit after this first partial release of funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the first partial release of funds from the above referenced Letter of Credit Estimate, in the total amount of \$ 341,141.85.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to: Michael Cerone, MIII Enterprises, LLC, P.O. Box 509, Webster, New York 14580; Paul Colucci, Executive Vice President, DiMarco Group, 1950 Brighton Henrietta Town Line Road, Rochester, New York 14623; the Town Planning Board Chairperson; the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Code Enforcement Officer; the Town Construction Inspector; the Town Engineer; the Director of Planning & Development; and John Robortella, Clerk of the Planning Board.

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

**RESOLUTION #387-2018:**

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

**LETTER OF CREDIT AMERICAN PROPERTIES OF WNY, LLC (AMERICAN EQUIPMENT) PROJECT – IN THE TOTAL AMOUNT OF \$72,811.55**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a request from the Town Planning Board, recommending the Town Board take action to approve the establishment of a letter of credit for site improvements to be located within the above referenced Project; and

**WHEREAS**, the Planning Board’s recommendation is based upon their review and acceptance of the recommendations from the Town Construction Inspector and the Town’s Engineers on the establishing said Letter of Credit; and

**WHEREAS**, the quantities and unit prices identified in the Applicant’s Engineer’s Estimates of Values were found to be consistent with the approved site plan improvements and the private contractor pricing respectively.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby accepts the Planning Board’s recommendation and approves the establishment of the above referenced letter of credit for this project, in the total amount of \$72,811.55.

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to notify tomorrow, by U.S. Mailing of certified copies of this resolution to Harry Wells, President, American Properties of WNY, LLC 6112 Collett Road, Farmington, New York 14425 and Linc Swedrock, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450.

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

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

**RESOLUTION #388-2018:**

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

**LETTER OF CREDIT PARTIAL RELEASE #7– REDFIELD GROVE SUBDIVISION – PHASE 1, IN THE TOTAL AMOUNT OF \$ 26,259.05**

**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 5, 2018 recommending approval of the requested partial release of funds from the above referenced Letter of Credit. The total amount of \$26,259.05 is recommended for work completed in Phase 1 of the Redfield Grove Subdivision Tract, a part of the Redfield Grove Incentive Zoning Project; and

**WHEREAS**, the Planning Board has been provided the above referenced documents submitted for the partial release from the Letter of Credit, including the Town Letter of Credit Release Forms No. 7 for the Redfield Grove Subdivision, Phase 1 Project, signed by all of the town department heads; and

**WHEREAS**, the total amount of this Letter of Credit is \$ 870,840.15; and

**WHEREAS**, there will be a balance of \$ 224,335.78 remaining in the Letter of Credit after Release # 7; 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 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.; James Morse, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

**FINALLY BE IT RESOLVED**, that a copy of this resolution is to be issued to the Letter of Credit holder, Frank DiFelice, DiFelice Development, Inc., 91 Victor Heights Parkway, Victor, New York 14564; and the applicant's engineers, Paul Parrone, Parrone Engineering, 349 W. Commercial Street, Suite 3200, East Rochester, New York 14445.

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

**RESOLUTION #389-2018:**

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

**RESOLUTION TO RECALL AND FURTHER AMEND RESOLUTION # 103 OF 2015, "CONDITIONS OF APPROVAL FOR THE REDFIELD GROVE INCENTIVE ZONING DISTRICT."**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received a request dated August 22, 2018 from Paul Parrone, Parrone Engineering, on behalf of DiFelice Development Corporation, to amend two of the conditions of incentive approval for the above referenced incentive zoning district project which are further defined within the above Resolution # 103 of 2015; and

**WHEREAS**, within said resolution, condition number 5 of the approved zoning incentives specifies that the minimum Lot Area for Lot #36 shall be 17,800 square feet; and

**WHEREAS**, Lot #36 was filed in the County Clerk's Office having the minimum Lot Area of 17,586 square feet; and

**WHEREAS**, the applicant is requesting a reduction of 214 square feet from the established minimum lot size criteria for Lot #36; and

**WHEREAS**, within said resolution, condition number 6 of the approved zoning incentives specifies that the front setback for Lot #36 shall be 50-feet; and

**WHEREAS**, the applicant is requesting a reduction from the established front setback criteria for Lot #36, from 50-feet to 30-feet, for that portion of the Lot fronting Redfield Drive; and

**WHEREAS**, the proposed Actions necessitates a public hearing by the Town Board which was duly advertised and held on Tuesday, September 11, 2018; and

**WHEREAS**, the Town Board has received and reviewed the Town Planning Board Resolution dated September 5, 2018 which recommends approval of the requested relief for Lot #36; and

**WHEREAS**, the public hearing has been closed and the public hearing record considered by the Town Board.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby determine that granting the requested relief for Lot #36 is a Type II Action under Part 617.5 of article 8 of the New York State Environmental Conservation Law, in that it involves the granting of an area variance for a single-family dwelling [§617.5 (c) (13)].

**BE IT FURTHER RESOLVED**, that Type II Actions are not subject to review as they have been determined by the State of New York [article 8 of the New York State Environmental Conservation Law] not to have a significant impact upon the environment.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby formally amend condition #5 of Town Board Resolution # 103 of 2015, by authorizing the minimum Lot Area requirement for Lot #36, to be 17,586 square feet.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby formally amend condition #6 of Town Board Resolution #103 of 2015, by authorizing the minimum Front Setback from Redfield Drive only, for Lot #36, to be 30 feet.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby direct the applicant to prepare a revised Final Site Plan Drawing which contains a note referencing this Town Board Resolution Number, the two amendments for Lot #36 and the date of this authorization. Said revised drawing is to be acted upon by the Town Planning Board at a future meeting, signed by the necessary Town Officials and the Town Engineer and filed with the Redfield Grove Incentive Zoning Project file in the Town Development Office.

**BE IT FINALLY RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to Frank DiFelice, DeFelice Development Corporation, 91 Victor Heights Parkway, Victor, New York 14564; to Paul Parrone, Parrone Engineering, 349 W. Commercial Street, Suite 3200, East Rochester, New York 14445; and to the Town Director of Planning and Development.

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

**RESOLUTION #390-2018:**

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

**RECALL AND AMMEND RESOLUTION #107-2017 TO REBUILD VAUGHAN MODEL PE4L6CS-085, SERIAL #78938A-B-C CHOPPER PUMP #2 LOCATED IN AT THE WASTE WATER TREATMENT PLANT CONTROL BUILDING #1**

**WHEREAS**, on January 12, 2017 the Chief WWTP Operator and Plant Mechanic notified the Water and Sewer Supt. that the Vaughan chopper pump #2 is currently experiencing a unusual loud sound and have recommended that the pump be taken out of service until repairs can be made, and

**WHEREAS**, by quote dated January 23, 2017 from CTP (Calkins Technical Products) the Vaughan replacement parts was estimated to cost \$6,645.00 plus a labor for a cost of \$7,20.00 to rebuild the pump; and the priming and painting of the pump would cost \$900.00 plus shop supplies of \$350.00 for a total estimated cost being \$8,615.00. and

**WHEREAS**, by Board Resolution #107 of 2017 dated February 14, 2017, authorization was granted by the Town Board for the estimate cost of \$8,615.39, however the final rebuild cost \$9,106.39, and

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington recalls Resolution #107-2017 and authorizes the Water and Sewer Superintendent to pay the final invoice #18965 dated August 16, 2018 to rebuild one (1) Vaughan Model PE4L6CS-085 Chopper Pump #2, Serial Number 78938A-B-C (2 of 3) from Calkins Technical Products, Inc. 96 Alliance Drive, Rochester, New York, who is the sole regional representative for Vaughan pumps for a total cost of \$9,106.39, and

**BE IT FURTHER RESOLVED**, budgeted as part of the ongoing maintenance this expenditure is from the Sanitary Sewer Budget lines SS-8130.4, Sewage Treatment-CE, and

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

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

**RESOLUTION #391-2018:**

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

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

**WHEREAS**, lights in the Phillips Landing Lighting District were repaired

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the following budget amendment to track this expenditure

From:	SL1-599 Appropriate Fund Bal	\$1166
To:	SL1-5182.542 LED fixture repair – Phillips Landing	
		\$1166

**BE IT RESOLVED**, that the Principal Account Clerk performs the budget transfer,

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

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

**RESOLUTION #392-2018:**

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

**RESOLUTION SETTING THE FALL CLEANUP DATES FOR THE TOWN OF FARMINGTON AS OCTOBER 12 & 13, 2018**

**WHEREAS**, the Town of Farmington will be holding a Fall Cleanup for two (2) days in October to give Town Residents an opportunity to rid themselves of unwanted waste and various household items, and

**WHEREAS**, the vendors are Alpco Recycling, E Waste and Shred-Text, and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board set the 2018 Fall Cleanup for October 12 & 13, 2018 from the hours of 8 AM to 6 PM Friday and 8 AM to 3 PM on Saturday, and

**THEREFORE BE IT RESOLVED**, that the Rules and Regulations of the Fall Cleanup, such as that only Town Residents may take part and only certain items are accepted as set by the Highway/Parks Superintendent and posted on the Town of Farmington's website and will be advertised in the Penny Saver, and now

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of the Resolution to the Highway/Parks Superintendent, the Water and Sewer Superintendent, the Deputy Clerks (for posting) and the Confidential Secretary for posting on the website.

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

**RESOLUTION #393-2018:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN THE SNOW PLOWING CONTRACT WITH ONTARIO COUNTY PUBLIC WORKS**

**WHEREAS**, the Highway/Parks Superintendent has reviewed the attached Snow Contract with Ontario County Public Works and agrees with the language and rates, and

**WHEREAS**, he recommends that the Supervisor sign the Snow Contract, now therefore be it

**RESOLVED**, that the Farmington Town Board authorizes the Supervisor to sign the Snow Contract with Ontario County Public Works and directs the Town Clerk to forward a copy of this Resolution to the Highway/Parks Superintendent along with a signed copy of the contract.

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

**RESOLUTION #394-2018:**

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR AUGUST 2018**

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

**WHEREAS**, the Bookkeeper submitted the Monthly Report of the Supervisor for August 2018 to the Town Supervisor on September 4, 2018, and

**WHEREAS**, the Town Supervisor approved and executed the Monthly Report of the Supervisor for August 2018 on September 4, 2018,

**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 2018, 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"(Holtz, Herendeen, Bowerman), the Resolution was **CARRIED**.

**RESOLUTION #395-2018:**

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

**RESOLUTION AUTHORIZING BUDGET AMENDMENT FOR THE SEWER DEPARTMENT**

**WHEREAS**, additional funding is needed in the SS8130.44 Sewage Treatment - Fuels account to pay for outstanding and future fuel bills for the fleet vehicles and trucks, and

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington acting on behalf of the Farmington Sewer District hereby authorizes the following budget amendment for the Sewer Funds:

From:	SS1950.4	Taxes & Assessments - CE	\$8,000.00
To:	SS8130.44	Sewage Treatment - Fuels	\$8,000.00

**BE IT FURTHER RESOLVED**, that the bookkeeper transfers money from SS1950.4 Taxes & Assessments - CE for \$8,000.00 to SS8130.44 Sewage Treatment - Fuels for \$8,000.00, and

**BE IT FINALLY RESOLVED**, that copies of this resolution be submitted by the Town Clerk to the Principal Account Clerk and the Water and Sewer Superintendent.

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

**RESOLUTION #396-2018:**

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

**APPROVAL FOR HIGHWAY SUPERINTENDENT TO PURCHASE MATERIAL TO EXTEND PARKING LOTS IN PUMPKIN HOOK AND MERTENSIA PARKS**

**WHEREAS**, the Highway and Park Departments have done the box out for parking lot extensions at Pumpkin Hook and Mertensia Parks, and therefore be it

**RESOLVED**, that the Town Board authorizes the Highway/Parks Superintendent to purchase materials for the project **not to exceed \$15,000** and to be expended from code **A-7110.4 (Parks Contractual)**, 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"(Holtz, Herendeen, Bowerman), the Resolution was **CARRIED**.

**RESOLUTION #397-2018:**

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

**RESOLUTION TO SET BID DATE FOR SWAP SHOP**

**WHEREAS**, the Town Board, by Resolution #380-2018 at the August 28, 2018 Town Board Meeting authorized the Town Supervisor to sign a Proposal for Professional Services with MRB Group for the swap shop pole barn bidding services, and

**WHEREAS**, bid packets will be available on September 19, 2018 at the office of the Farmington Town Clerk, 1000 County Road 8, Farmington, and

**WHEREAS**, the Town Board invites the submission of sealed bids for the swap shop pole barn, to be located at 5630 Collett Road, Farmington, to be received by 10 a.m. on October 3, 2018 at the office of the Farmington Town Clerk, 1000 County Road 8, Farmington, now therefore be it

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

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

**RESOLUTION #398-2018:**

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

**Abstract 17-2018**

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

**TO: MARCY DANIELS**

**FROM: J. MARCIANO**

ABSTRACT NUMBER	17
DATE OF BOARD MEETING	9/11/2018

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	16,754.41	1875-1907,1921
HT	TOWN FACILITY CAP PROJECT	84.60	1907
DA	HIGHWAY FUND	126,346.85	1875,1881,1889,1893,1895,1897,1898,1913-1925
		0	
HL	LILBROOK PED BRIDE PROJ	4,296.98	1909,1912
HA	AUBURN TRAIL PROJECT	157,799.59	1908,1910,1911
HZ	TOWNLINE CAP PROJ	0	
HU	WWTP DIS IMP CAP PROJ	0	
HW	WATER TANK REPAIR	0	
SF	FIRE PROTECTION DISTRICT	0	
SD	STORM DRAINAGE	1,034.46	1926,1935,1967
HB	BEAVER CREEK PARK	0	
SL1	LIGHTING DISTRICTS	1,165.89	1901
SS	SEWER DISTRICT	948,468.24	1824,1917-1968
SW1	WATER DISTRICT	25,347.10	1894,1926,1931-1935,1938,1945,1947,1949,1951,1957,1959-1988
TA30	BUILDER GUARANTEE	0.00	
CW	LSWMP (LOCAL SOLID WASTE MANAGEMENT)	0.00	
85C	CODE COMPLIANCE REVIEW	0.00	
TA93	LETTER OF CREDIT (CASH)	0.00	
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	80.24	1933-1934
	<b>TOTAL ABSTRACT</b>	\$ 1,281,378.36	

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

**TRAINING UNDER \$100: None.**

**DISCUSSION: None.**

**WAIVER OF THE RULE: No Objections**

**RESOLUTION #399-2018:**

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

**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"(Holtz, Herendeen, Bowerman), the Resolution was **CARRIED**.



**RESOLUTION #400-2018:**

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

**RESOLUTION TO RECALL AND FURTHER AMEND RESOLUTION #102 OF 2017, DATED FEBRUARY 14, 2017 AND ENTITLED “CONDITIONAL OF APPROVAL FOR THE CERONE INCENTIVE ZONING PROJECT – ROUTE 332 MIII ENTERPRISES PROJECT;” AND TO SCHEDULE A PUBLIC HEARING THEREON FOR TUESDAY, SEPTEMBER 25, 2018**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received a request at tonight’s Town Board meeting under the Privilege of the Floor provisions from Paul Colucci, The DiMarco Group, on behalf of Michael Cerone, MIII Enterprises, LLC, (hereinafter referred to as the Applicant), to amend the conditions of incentive approval for the above referenced incentive zoning district project which were not originally included within the above Resolution # 102 of 2017; and

**WHEREAS**, within said resolution did not include any provisions for commercial speech signage to be installed as part of this Project; and

**WHEREAS**, the Applicant has now developed commercial speech signage for this Project and is seeking authorization from the Town Board to install such signage as part of the Project.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby move to schedule a public hearing upon the above referenced amendments for Tuesday evening, September 25, 2018 to commence at 7:00 p.m., Eastern Daylight Savings Time.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby request the Town Planning Board, at their September 19, 2018 meeting, to review these requested amendments and to provide a recommendation and any comments to the Town Board on or before September 25, 2018.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide legal notice of said public hearing for publishing within the Town’s Official Newspaper, posting said notice upon the Town Hall Bulletin Board, and posting said legal notice upon the Town’s Official website.

**BE IT FINALLY RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to Paul Colucci, Executive Vice President, The DiMarco Group, 1950 Brighton Henrietta Town Line Road, Rochester, New York 14623; to Michael Cerone, MIII Enterprises, LLC, P.O. Box 509, Webster, New York 14580; and to the Town Director of Planning and Development.

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

**DISCUSSION: None.**

**EXECUTIVE SESSION: None.**

A motion made by **Councilman Bowerman** to adjourn the meeting at 7:50p.m., **Councilman Herendeen** seconded the motion. All in favor. Motion **CARRIED**.

Minutes were taken by and transcribed by:

\_\_\_\_\_  
Michelle Finley, MMC, RMC -Town Clerk