

At the Farmington Town Board Meeting, held in the Town Hall on the 27th day of September 2019, at 3:00 PM, there were:

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

Also present were: **Dave Degear** – Water & Sewer Superintendent, **Ron Brand** – Director of Planning and Development, **Bill Davis** – MRB Group, and **John Robortella** - Clerk of the Boards.

PUBLIC HEARINGS- None.

APPROVAL OF MINUTES:

A motion was made by **Councilman Herendeen** and seconded by **Councilman Holtz**, that the minutes of the September 10, 2019, Town Board Meeting, and given to members for review, be approved. Three Voting “Aye” (Herendeen, Holtz, and Ingalsbe). Motion Carried.

PUBLIC CONCERNS:

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Herendeen reported:

On file in the Town Clerk’s Office.

Highway & Parks:

On file in the Town Clerk’s Office

Town Operations Committee:

On file in the Town Clerk’s Office

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. Final Budget workshop will be October 1, 2019, financial meeting afterwards.

Highway& Parks Superintendent Giroux reported: None.

Town Clerk Michelle Finley reported: None.

Water & Sewer Superintendent Dave Degear reported:

1. Hickory Rise Section 4 – issue with trees being planted over sewer lines, curb stops are in the wrong place. He is to get with the Construction Inspector and Gregg Bowering to go over maps.

Code Enforcement Officer Dan Delpriore reported: None.

Director of Planning and Development Ron Brand reported: On file.

Assessor Michelle Nicodemus reported: None.

Town Engineer reported: Bill Davis reported: None.

Fire Chief reported: None.

Planning Board Chairman Ed Hemminger reported: None.

Zoning Board of Appeals Tim Delucia reported: None.

Recreation Advisory Committee Bryan 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 Supervisor from Steven Berkovitch, Esq. Re: Create A Scape.
2. Town of Victor Resolution No. 313. Re: Authorization for payment to the Town of Farmington for NFPA and UL Electrical Code Updates with provision for emergency standby generator connections for the Victor Sewer District Lift Stations PS-24, #7900 NYS Route 251 and PS-26, #7700 NYS Route 251 in the Town of Victor.
3. Letter to the Town Supervisor from C. Allan Reeve, Esq. Re: Create A Scape.
4. Email to the Town Supervisor from Town Attorney, Jeff Graff. Re: Syrstone Mechanic's Lien – Create A Scape.
5. NYS Department of Agriculture and Markets Application for State Assistance Payments for Round 15 Farmland Protection Implementation Grants (FPIG) Grants.
6. NYMIR Safety During Snow and Ice Removal Operations training notice.
7. Letter to the Town Supervisor from Kathy Ammari and Karis Manning of the NYS DEC. Re: Approval of Plans – Sanitary Sewer Extension – Auburn Meadows Section 7S and 8S.
8. Pace Butler Corporation purchase order for recycling cell phones.
9. Eye on the Courts – Summer 2019.
10. United States Bankruptcy Court Southern District of NY Scheduling Order Regarding Debtors' Request for Confirmation of Third Amended Plan. Re: Ditech Holding Corporation Chapter 11.
11. Letter to the Town Supervisor from Diane Harrison of RG&E. Re: House numbers in Pintail Crossing Phase 2.
12. Supreme Court of the State of NY, County of Ontario. Re: Notice of Electronic Filing – Concerned Citizens of Farmington v. Town of Farmington, Town of Farmington Planning Board, Delaware River Solar, Inc., Roger Smith, Carol Smith, RG&E, John Does and ABC Corporations.
13. Letter to the Town Supervisor from Sheldon, W. Boyce, Jr. Re: Create A Scape.
14. Letter to the Town Supervisor from James F. Gaughran of the NYS Senate. Re: Roundtable Meetings.
15. Letter to the Town Supervisor from John J. Marzocchi, Esq. of Germain & Germain, LLP. Re: Notice of Mechanic's Lien – Create A Scape.
16. NYS Department of Labor Application for Dispensation for Hours. Re: Canandaigua-Farmington Town Line Road Culvert Replacement.
17. Erie Insurance Company of New York Rescind Notice. Re: Serenity Pool and Spa, LLC.
18. Certificates of Liability Insurance from: Betlem Service Corporation; Ontario Exteriors, Inc.

REPORTS & MINUTES:

1. Auburn Trail Connector Construction Work Session Notes – September 3, 2019.
2. Report to Public Works and Town Operations for Town Board Meeting on September 10, 2019.
3. Project Review Committee Meeting Minutes – September 6, 2019.
4. Farmington Senior Citizens Meeting Minutes – August 19, 2019.

ORDER OF BUSINESS:

RESOLUTION #387-2019:

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

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

RESOLUTION #388-2019:

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

APPROVAL OF THE ESTABLISHMENT OF A LETTER OF CREDIT FOR SITE IMPROVEMENTS WITHIN PHASE 1 OF THE HATHAWAY'S CORNERS PROJECT – IN THE TOTAL AMOUNT OF \$ 4,860,086.66

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a resolution from the Town Planning Board, recommending the Town Board take action to approve the establishment of a letter of credit for site improvements within Phase 1 of 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 and the completed Project Engineer's Estimate of Values, in the total amount of \$ 4,860,086.66.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the Planning Board's recommendation and approves the establishment of a letter of credit for the above referenced project, in the total amount of \$ 4,860,086.66.

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 Code Enforcement Officer, the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineer.

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

RESOLUTION #389-2019:

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

ESTABLISHING A LETTER OF CREDIT, IN THE TOTAL AMOUNT OF \$50,073.60 FOR SITE IMPROVEMENTS APPROVED AS PART OF FINAL SITE PLAN APPROVAL FOR THE LYONS NATIONAL BANK PROJECT

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 17, 2019, to accept a Letter of Credit for certain site improvements to be dedicated to the Town, that are part of Final Site Plan Approval for Lyons National Bank, Farmington Branch; and

WHEREAS, Town Code, Chapter 165, Section 33. C., requires a Letter of Credit 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 Letter of Credit, in the total amount of \$50,073.60.

BE IT FURTHER RESOLVED, that said Letter of Credit is to be filed in the Office of the Town Clerk prior to the Town Code Enforcement Officer scheduling a pre-construction meeting for the Project.

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; Dan Delpriore, Town Code Enforcement Officer; Lance S. Brabant, MRB Group, D.P.C., Town Engineers; Ronald L. Brand, Town Director of Planning and Development; Thomas Kime, President, Lyons National Bank; and Lincoln Swedrock, P.E., BME Associates.

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

RESOLUTION #390-2019:

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

LETTER OF CREDIT RELEASE #4 - AUBURN MEADOWS SUBDIVISION - SECTIONS 6N AND 6S, IN THE TOTAL AMOUNT OF \$90,234.44

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 August 21, 2019, recommending the above referenced Letter of Credit Release #4 be approved, in the total amount of \$90,234.44 for work completed in Sections 6N and 6S of the Auburn Meadows 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 Sections 6N and 6S of the Auburn Meadows Subdivision, signed by all of the town department heads; and

WHEREAS, the Planning Board's conditions of 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 \$ 1,890,720.52; and

WHEREAS, there will be a balance remaining of \$301,502.62 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 copy of this resolution is to be issued to the Letter of Credit holder, Anthony DiPrima, A&D Real Estate Development Corporation, LLC, 7 Beauclair Drive, Fairport, New York 14450; John Zobkiw, Petrella Phillips LLC, 1892 South Winton Road, Rochester, New York 14618; Walt Baker, DSB Engineers & Architects, 2394 Ridgeway Avenue, Rochester, NY 14626; and Frank Affronti, 104 Contractors, P.O. Box 205, Union Hill, NY 14563.

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

RESOLUTION #391-2019:

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

STRUCTURAL MATERIAL TESTING AND SPECIAL INSPECTION SERVICES FOR CANANDAIGUA-FARMINGTON TOWNLINE ROAD

WHEREAS, MRB Group has suggested structural testing and special inspection services for the precast Box Culvert Replacement on Canandaigua-Farmington Townline Road, and

WHEREAS, CME has been selected to provide the testing of materials and special inspection services, and

WHEREAS, the proposed price for the testing **will not exceed \$5,000 with the cost to be split with the Town of Canandaigua, and**

THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the attached agreement to be paid from account **HZ-5197.23 – TOWNLINE ROAD IMPROVEMENT – CULVERT**, and therefore be it,

RESOLVED, that the Town Clerk forward copies of this Resolution and signed agreement to the Farmington Highway/Parks Department, and copies to the Canandaigua Highway Superintendent, Canandaigua Town Manager and the Principal Account Clerk.

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

RESOLUTION #392-2019:

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

CONFIRMING RESOLUTION FOR NECESSAERY REPAIRS TO THE PRESSURE REDUCING VALVES FOR THE CANANDAIGUA-FARMINGTON DISTRICT (CFWD) PRV-2 VALVE VAULT LOCATED AT NYS ROUTE 332 AND THE CANANDAIGUA-FARMINGTON TOWN LINE ROAD IN THE TOWN OF CANANDAIGUA

WHEREAS, the Canandaigua-Farmington Water District had encountered pressure and maintenance issues that required unscheduled repairs to a pressure reducing valves located at PRV-1, NYS Route 332 and County Road 41 and PRV-2 located at NYS Route 332 and the Canandaigua-Farmington Town Line Road, and

WHEREAS, the rebuilding of the pressure reducing valves with rebuild kits were necessary and were rebuild by the factory repairman to improve the valve operations and to perform the performance tests for PRV-1 and PVR-2, and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Farmington Sanitary Sewer District hereby authorizes the Water and Sewer Superintendent to pay the invoice IN01047994 dated 8/14/19 from Ross Valve Co, #79 102nd Street, Troy, New York 12180-1125 for the total cost of \$4,944.93, and

BE IT FURTHER RESOLVED, that funds for said rebuilding and repairs parts will be from Budget Code SW1-8340.4 (Contractual), and

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

RESOLUTION 393-2019:

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

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE MERTENSIA WATERLINE CAPITAL PROJECT

WHEREAS, due to several watermain breaks along the existing waterline on Mertensia Road, the Town Board has established the need to begin replacement of sections of the waterline,

NOW, THEREFOR BE IT RESOLVED, that the Town Board of Farmington District hereby authorizes the establishment of a capital project named “Mertensia Waterline Capital Project,” with the following budgeted accounts:

HG5031 Interfund Transfer	\$250,000	
HG1440.2 Engineering		\$50,000
HG8340.2 Waterline		\$200,000

FURTHER RESOLVED, the Town Board reallocates the following funding in the current water department budget for this project:

	Debit	Credit
SW1-8340.27 Collet/332 Improvements	\$50,000	
SW1-8340.28 Wayne Co Meter Pit	\$55,000	
SW1-599 Appropriated Fund Balance	\$145,000	
SW1-9950.9 Transfer to Capital Funds		\$250,000

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

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

RESOLUTION #394-2019:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND

WHEREAS, a budget amendment is needed in the General Fund Engineering Contractual Line,

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

From:	A1940.2 Purchase of Land	\$15,000	
To:	A1440.4 Engineering		\$15,000

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.

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

RESOLUTION 395-2019:

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

RESOLUTION AUTHORIZING BUDGET AMENDMENT FOR THE WATER DEPARTMENT

WHEREAS, additional funding is needed in the SW1-8340.12 Trans & Dist. – PS – OT account, and SW1-8340.47 Engineering account to pay for over time in the water department, and future invoices for engineering fees, and

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

From:	SW1-599	Fund Balance	\$14,000.00
To:	SW1-8340.12	Trans & Dist. – PS - OT	\$ 8,000.00
To:	SW1-8340.47	Engineering	\$6,000.00

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

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” (Ingalsbe, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #396-2019:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE SEWER FUND

WHEREAS, additional funding is needed in the SS8120.42V Sanitary Sewer – Odor Control –Victor line for outstanding and future invoices,

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

From: SS1950.4	Taxes & Assessments	\$10,000
To: SS8120.42V	Sanitary Sewer – Odor Control – Victor	\$10,000

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

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

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

RESOLUTION #397-2019:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENTS WITHIN THE TOWNLINE ROAD CAPITAL PROJECT:

WHEREAS, a budget amendment is needed in the Town Line Road Capital Project to cover expenditures,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington hereby authorizes a transfer from the Highway Savings to the Capital project with the following budget amendments:

Highway Savings:

Debit: DA599	Appropriated Fund Balance	\$125,000	
Credit: DA9950.9	Transfer to Capital Funds		\$125,000

Townline Road Capital Project:

Debit: HZ 5031	Interfund Transfer	\$125,000	
Credit: HZ 5197.21	Engineering		\$10,000
Credit: HZ 5197.22	Construction		\$115,000
Debit: HZ2397	Capital Projects, Other Gov	\$308,300.50	
Credit: HZ5197.23	Culvert		\$308,300.50

FULLY RESOLVED, that the Town Clerk forward a copy of this resolution to the Principal Account Clerk and the Highway Superintendent.

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

RESOLUTION #398-2019:

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

RESOLUTION CHANGING JOHN WEIDENBORNER FROM PROVISIONAL TO PROBATIONARY STATUS EFFECTIVE SEPTEMBER 9, 2019

WHEREAS, John Weidenborner was hired provisionally on May 13, 2019 as zoning inspector and,

WHEREAS, the zoning inspector is classified as a competitive position, therefore, in order to qualify for appointment a candidate must meet the minimum qualifications and, not only pass the written examination, but also score within the top three highest scores and,

WHEREAS, John Weidenborner passed the written exam and was placed in the number one position on the certification of eligibles dated September 9, 2019, and

NOW, THEREFOR BE IT RESOLVED, that the Town Board of Farmington hereby authorizes changing John Weidenborner from provisional to probationary status effective September 9, 2019.

MAY IT BE FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Supervisor’s Secretary, Code Enforcement Officer Daniel Delpriore, Zoning Inspector John Weidenborner.

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

RESOLUTION #399-2019:

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

RESOLUTION-LEASE AGREEMENT WITH COUNTRY BIBLE BAPTIST CHURCH REGARDING 130 HOOK ROAD PROPERTY

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

WHEREAS, Country Bible Baptist Church has approached the Town requesting that it be permitted to rent the Premises upon terms and conditions agreeable to the Town; and

WHEREAS, the Town has drafted a lease, a copy of which is attached here and made a part hereof (the “Lease”), which Country Bible Baptist Church has agreed to.

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

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

BE IT FURTHER RESOLVED, that the Town Board approves the Lease; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute the Lease on behalf of the Town of Farmington and the Town Board; and

BE IT FURTHER RESOLVED, that this Resolution is subject to a permissive referendum and that the Town Clerk shall publish a notice thereof.

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

RESOLUTION #400-2019:

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

Abstract 18-2019

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

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

ABSTRACT NUMBER	18
DATE OF BOARD MEETING	9/27/2019

FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	70,980.23	1868-1907,1965,1972-1973,1976-1977
HG	MERTENSIA WATERLINE	1,332.00	1893
DA	HIGHWAY FUND	23,656.16	1891,1894,1896,1905,1908-1917,1965,1971
HA	AUBURN TRAIL PROJ	11,271.31	1873,1884
HB	BEAVER CREEK PARK		
HM	FUEL STATION CAP PROJ	0.00	
HN	NORTH RD CAP PROJ		
HP	TOWN PARK IMPROVEMENTS	283.00	1893
HS	PUMP STATION 2	0.00	
HW	WATER TANK REPAIR	3,768.00	1893
HZ	TOWNLINE CAP PROJ	204,545.24	1880,1893,1918,1969,1970
SD	STORM DRAINAGE	3,846.85	1893,1965,1966
SF	FIRE PROTECTION DISTRICT	0.00	
SL1	LIGHTING DISTRICT	6,495.28	1973
SM	SIDEWALKS	0.00	
SS	SEWER DISTRICT	70,628.78	1877,1893,1894,1905,1907,1919-1968
SW1	WATER DISTRICT	30,414.67	1877,1893,1894,1905,1907,1919,1922,1929,1930,1933,1934,1938,1943-1945,1948,1952,1953,1955-1968
TA93	LETTER OF CREDIT (CASH)	0.00	
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	6,889.21	1894,1929,1930,1965,1967,1974,1975
	TOTAL ABSTRACT	\$ 434,110.73	

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

TRAINING UNDER \$100:

1. Josh Fagner, Tom Simonds, Sam Aruck, Nate Cooley, Ed Hinman, Robin MacDonald and David Degear to attend the NYMIR Safety During Snow and Ice Removal Operations training at the Town of Victor on October 8, 2019 at no cost.

WAIVER OF THE RULE: No Objection

RESOLUTION #401-2019:

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

RESOLUTION AUTHORIZING THE FINAL TOP COURSE ASPHALT DRIVEWAY RESTORATION LOCATED AT #1480 AND #1494 CORAL DRIVE IN THE AUBURN MEADOWS SUBDIVISION DRIVE FOR THE CFWD

WHEREAS, the Water and Sewer Department was notified of leaking water services in the Auburn Meadows Subdivision, Phase 1, located at #1480 and #1494 Coral Drive, and

WHEREAS, the leaking water service were both located in the middle of the existing asphalt driveway that required the removal of the pavement section during the water repair, and

WHEREAS, by Board Resolution #275 of 2018 dated 6/27/19 the binder course was installed by Floyd Frye Inc. in 2018 and in accordance with the Water and Sewer Supt. letter of 6/28/18, we informed the residents that we expected some normal settlement over the winter months that would require the placement of one inch (1") of top course asphalt in 2019, and

WHEREAS, in accordance with the Town of Farmington Purchasing Policy, the Water and Sewer Supt. has requested three (3) written quotes for the final paving of the 1" top course for the two asphalt driveways based on a daily rate or a square footage cost with the lowest quote being accepted from Floyd Frye Inc. #710 Quaker Road, Macedon NY, and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Farmington acting on behalf of the Canandaigua-Farmington Water District hereby authorizes the payment of the invoice for asphalt driveway restoration work to Floyd Frye Inc. Macedon New York at a cost not to exceed \$4,500.00, and

BE IT FURTHER RESOLVED, that funding for said driveway restoration will be from Budget Code SW1 8340.4 (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" (Ingalsbe, Herendeen, and Holtz), the Resolution was **CARRIED**.

RESOLUTION #402-2019:

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

RESOLUTION DECLARING MISCELLANEOUS EQUIPMENT FROM THE TOWN HALL AS SURPLUS SO IT MAY BE DISPOSED OF AT AUCTION OR DISCARDED

WHEREAS, the Town Hall has the following items to be declared surplus so that they may be disposed of and/or discarded

- One (1) CyberPower 585AVR Battery Backup (Inv. No. 20068)
- Two (2) APC Battery Backup ES550

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes that miscellaneous equipment from the Town Hall be declared surplus and disposed of and/or discarded, and be it further

RESOLVED, that the Town Clerk forward copies of this Resolution to the Principal Account Clerk.

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

RESOLUTION #403-2019:

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

RESOLUTION ESTABLISHING THE DATE FOR FORMAL BID OPENING FOR APPROVED IMPROVEMENTS TO THE PUBLIC RESTROOMS LOCATED AT THE PUMPKIN HOOK PARK AND THE FARMINGTON TOWN PARK BRINGING THESE FACILITIES INTO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA), ON THURSDAY, OCTOBER 17, 2019 AT 10:00 A.M., EASTERN DAYLIGHT SAVINGS TIME; THE DATES FOR THE AVAILABILITY OF BIDDING DOCUMENTS FOR SAID IMPROVEMENTS; AND DIRECTING THE TOWN CLERK TO PROVIDE LEGAL NOTICE THEREOF

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has reviewed the specifications and plans prepared by MRB Group, D.P.C., the Town's Engineering Firm, for the proposed improvements to the public restrooms located at both Pumpkin Hook Park and Farmington Town Park (hereinafter referred to as Action); and

WHEREAS, Action is classified as a Type II Action under §617.5 (c) (1), (2) and (25) of article 8 of the New York State Environmental Conservation Law; and

WHEREAS, the Town Board desires now to solicit formal bid proposals for the specified improvements to these public restrooms.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby identify the proposed Action as being a Type II Action which is further identified in §617.5(a) of article 8 of the New York State Environmental Conservation Law and notes that Type II Actions are not subject to further review under these provisions.

BE IT FURTHER RESOLVED, that the Town Board does hereby establish that the specifications and plans for the above referenced public restroom improvements (hereinafter referred to as Bidding Documents) shall be available for

viewing and ordering through the Issuing Office website (www.avalonroch-planroom.co/ in the “Public Jobs” section), starting on Thursday, October 3, 2019.

BE IT FURTHER RESOLVED, that said Bidding Documents also may be examined at the offices of MRB Group, 145 Culver Road, Suite 160, Rochester, New York 14620, on Mondays through Fridays between the hours of 8:00 a.m. and 4:30 p.m.

BE IT FURTHER RESOLVED, that said Bidding Documents also may be examined at the Town Clerk’s Office, 1000 County Road 8, Farmington, New York 14425, on Mondays through Fridays between the hours of 8:00 a.m. and 4:00 p.m.

BE IT FURTHER RESOLVED, that a Pre-Bid Meeting relative to these improvements will be held on Wednesday, October 10, 2019 starting at 1:00 p.m. in the Main Meeting Room at the Farmington Town Hall, 1000 County Road 8, Farmington, New York 14425.

BE IT FURTHER RESOLVED, that the deadline for submission of formal Bid Documents is hereby established as being Thursday morning, October 17, 2019 at 10:00 a.m., Eastern Daylight Savings Time, in the Office of the Farmington Town Clerk, 1000 County Road 8, Farmington, New York 14425.

BE IT FURTHER RESOLVED, that the formal opening for these Bid Documents is hereby scheduled to begin on Thursday morning, October 17, 2019 at 10:00 a.m. Eastern Daylight Savings Time, in the Main Meeting Room at the Farmington Town Hall, 1000 County Road 8, Farmington, New York 14425.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to provide public legal notice, in accordance with established procedures, of said dates and times associated above herein with this formal bidding process.

BE IT FINALLY RESOLVED, that the Board directs that certified copies of this resolution and a copy of the signed Supplemental Agreement are to be provided to: Scott Bova, Architectural Department Manager, MRB Group, D.P.C., The Culver Road Armory, 145 Culver Road, Suite 160, Rochester, New York 14620; Jeannine Marciano, Town Principal Account Clerk; Donald Giroux, Town Highway and Parks Superintendent; and the Town Director of Planning & Development.

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

RESOLUTION #404-2019:

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

ESTABLISHING A TWO YEAR MAINTENANCE BOND, IN THE TOTAL AMOUNT OF \$42,037.20 FOR THE DEDICATION OF SITE IMPROVEMENTS WITHIN PHASE 1, PINTAIL CROSSING PROJECT

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 20, 2019, to accept a Maintenance Bond for certain site improvements to be dedicated to the Town, that are to be located upon property within Phase 1 of the Pintail Crossing Project; and

WHEREAS, Town Code, Chapter 165, Section 33. C., requires a two year 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 \$42,037.20.

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

BE IT FURTHER RESOLVED, that following the installation of top coat asphalt next spring (2020), Conifer LLC, is to file a second maintenance bond for this improvement, in the total amount of \$2,343.60 and following the date of a separate Town Board Resolution accepting the second maintenance bond.

BE IT FINALLY RESOLVED, that the Town Clerk is hereby directed to provide certified copies of this resolution to the following parties: Farmington Town Principal Account Clerk; Matthew Heilman, Town Construction Inspector; David Degear, Town Water and Sewer Superintendent; Don Giroux, Town Highway and Parks Superintendent; Dan Delpriore, Town Code Enforcement Officer; Lance S. Brabant, MRB Group, D.P.C., Town Engineers; Ronald L. Brand, Town Director of Planning and Development; Matt Tomlinson, P.E., Marathon Engineering; and Michael Birkby, Conifer, LLC.

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

RESOLUTION #405-2019:

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

RESOLUTION AUTHORIZING MRB GROUP, THE TOWN ENGINEERS, TO PREPARED DOCUMENTATION FOR SUBMITTING A GRANT APPLICATION TO THE GENESEE TRANSPORTATION COUNCIL (GTC) FOR THEIR 2020/2021 UNIFIED PLANNING WORK PROGRAM TOWN BOARD MEETING (Continued)

SEPTEMBER 27, 2019

**(UPWP) FOR ESTABLISHING A SIDEWALK MASTER PLAN FOR THE TOWN OF FARMINGTON;
AND DIRECTING THE TOWN SUPERVISOR TO SUBMIT SAID APPLICATION ON OR BEFORE
FRIDAY, OCTOBER 18, 2019**

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has reviewed the proposal prepared by MRB Group, D.P.C., the Town's Engineering Firm (hereinafter referred to as MRB), dated September 26, 2019 for preparing the required documentation to the Genesee Transportation Council for justifying future federal grant funding to establish a Sidewalk Master Plan for the Town of Farmington; and

WHEREAS, the Director of Planning & Development reports that the Action is classified as a Type II Action under §617.5 (c) (24) of article 8 of the New York State Environmental Conservation Law; and

WHEREAS, the Town Board desires to qualify for future federal grant funding assistance to be used for the installation of sidewalks that are to be defined in the Town of Farmington Sidewalk Master Plan document.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby identify the proposed Action as being a Type II Action which is further identified in §617.5(c) (24) of article 8 of the New York State Environmental Conservation Law and notes that Type II Actions are not subject to further review under these provisions.

BE IT FURTHER RESOLVED, that the Town Board does hereby accept the MRB proposal dated September 26, 2019 to perform said application and directs the Town Supervisor to sign the agreement attached thereto.

BE IT FURTHER RESOLVED, that the Town Board does hereby direct the Town Supervisor to submit said GTCUPWP 2020/2021 Grant Application on or before October 18, 2019.

BE IT FINALLY RESOLVED, that the Board directs that certified copies of this resolution and a copy of the signed Supplemental Agreement are to be provided to: James J. Oberst, P.E., LEED AP, Executive Vice President/C.O.O. and Emily Palumbos, Director of Grant Services, MRB Group, D.P.C., The Culver Road Armory, 145 Culver Road, Suite 160, Rochester, New York 14620; Jeannine Marciano, Town Principal Account Clerk; Donald Giroux, Town Highway and Parks Superintendent; and the Town Director of Planning & Development.

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

DISCUSSION: None.

EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Herendeen** offered a motion to adjourn the meeting at 3:13 p.m., seconded by **Councilman Holtz**. Motion **CARRIED**.

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