

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 13<sup>th</sup> day of June, 2023, 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 in person: **Tim Ford** – Highway and Parks Superintendent, **Dave Conti** – Water & Sewer Superintendent, **Dan Delpriore** – Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, **Adrian Bellis** – Planning Board Member, **Larry Potter** – resident, **Ryan Destro** – BME Associates, **Rob Brenner** – Canandaigua Development Company, and **Tonia Ettinger** - resident

Also present by telephone/video conferencing were: **Michael Phillips** - resident

## **PUBLIC HEARINGS:**

**Powers Incentive Zoning Project – Continued to the June 28, 2023, meeting.**

## **APPROVAL OF MINUTES:**

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz** that the minutes of the May 22, 2023, Town Board Meeting and given to members for review, be approved. Four Voting “Aye”. (Casale, Holtz, Herendeen, and Ingalsbe), One Abstention (Bowerman). Motion Carried.

## **PRIVILEGE OF THE FLOOR:**

**PUBLIC CONCERNS: None.**

## **REPORTS OF STANDING COMMITTEES:**

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

1. Discussed Digester #1 -epoxy coating to start June 6<sup>th</sup>.
2. Discussed UV system is now operational.
3. Discussed basin aerator.
4. Discussed flow meter – to be installed in manhole V-2749, southwest of 6437 Murphy Drive on May 12<sup>th</sup>.
5. PS-7 is in service.
6. Discussed software migration from BAS to Muni-link.
7. Discussed AWQR 2022 – published May 19, 2023, in the Pennysaver. Certification is complete.
8. Discussed equipment budget reappropriation from two pickup trucks to a valve turner.
9. Discussed resolutions on agenda.

## **Highway & Parks:**

1. Highway- equipment maintenance, roadside mowing, trucks helping Shortsville and Victor, working on Fallow Lane (road is boxed out), chip sealing on Wednesday, and detour signs for Cline/Brownsville Road ready to be installed.
2. Parks- Building and Park Maintenance, mowing parks, striping ball fields, and replaced basketball poles at Mertensia Park.
3. Discussed streetlights (Clover Meadow) and Bike Lane.
4. Discussed resolution for meeting.

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

1. Building Department has started their mobile home inspections.
2. Discussed four resolutions on agenda.
3. Reminders sent out not to dump lawn clippings in storm water facilities.
4. Meeting with developers for a possible development on Rt. 332 and County Road 41, the old waterpark area.

**Town Finance Committee: Supervisor Ingalsbe reported: None.**

**Town Public Safety Committee: Councilman Holtz reported: None.**

## **REPORTS OF TOWN OFFICIALS:**

**Supervisor Peter Ingalsbe reported:**

1. Gov. Hochul secretly worked on a new proclamation and agreement with the Seneca Nation, and the Senate did it, but they did not know that it included a casino in downtown Rochester. Since last Sunday he has been on the phone collecting information at the Governor’s attempt to put a casino downtown, the Assembly has not voted on it yet, so they are working

strongly on the Assembly side as the town opposes this. He added that this would devastate Finger Lakes Gaming and Racing who have over 1,000 employees in which many are town residents. Supervisor Ingalsbe stated that this would also reduce or eliminate the towns VLT money they receive from NYS as part of the revenue received from Finger Lakes Gaming and Racing.

2. Farmington Highway Department hosted Ontario County for collection of used mattress event last Saturday; 244 mattresses were collected.
3. Received first mortgage tax check from Ontario County, slightly higher than in 2021.
4. Newsletter has been sent to the printer, hopefully in mailboxes soon.

**Highway & Parks Superintendent Tim Ford reported:**

1. Received one the new 2022 pickup trucks in for the Parks Department.
2. Truck ordered for this year should be delivered this Friday.
3. Basketball hoops were put up at Mertensia Park, Superseal is coming in tomorrow to resurface the courts.

**Town Clerk Michelle Finley reported:**

1. Ontario County Municipal Clerks Association meeting next week, County Administrator Chris DeBolt is speaking on First Amendment Audits and how to handle them.
2. Officiating two marriages in the next two weeks.

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

1. Going to take advantage of the rain and do some camera work in the sewers, Doe Haven area.

**Code Enforcement Officer Dan Delproire reported:**

1. May permits issued-119, permit inspections for May-318, fire inspections completed in May-9, stormwater/MS4 inspections in May-18, and 58 zoning inspections completed in May.
2. New truck is 30 days out still.

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

1. Town Operations Report available on website and filed with the Town Clerk.
2. County Planning Board to review Powers Incentive rezoning project tomorrow night, resolution on tonight's meeting designating the Town Board as Lead Agency and directing for Parts II and III to be prepared for the June 28<sup>th</sup> meeting.
3. Letter of Credits for Creekwood and Electric Car Corner.
4. Ag Advisory Committee meets this week; they will talk about the PDR application that Hickory Lane is applying to the State for. They will review Chapter 9.
5. Update on Town Hall Basement Project.
6. Received word that there will be a survey sent to town residents as part of the Parks and Recreation Master Plan.

**Assessor Donna LaPlant reported: None.**

Supervisor Ingalsbe stated that the Board of Assessment Review is working on finalizing their report.

**Town Engineer Dave Herman reported:****Fire Chief reported: None.****Planning Board Member Adrian Bellis reported:**

1. Next Meeting – cancelled.
2. Last Meeting – 2-lot subdivision and final site plan for the Electric Car Corner project.

**Zoning Board of Appeals reported: None.****Recreation Advisory Committee Bryan Meck reported: None.****Recreation Director Mark Cain reported: None.****Ontario County Planning Board Member reported: None.****Conservation Board Chairperson reported: None.****Town Historian Donna Herendeen reported: None.****Swap Shop Update: Councilman Holtz reported: None.****Agricultural Advisory Committee Chairman Adams: None.****COMMUNICATIONS:**

1. 2022 Annual Drinking Water Quality Report – CFWD, Village and Town of Manchester Water Districts.

2. Letter to various residents from the Code Enforcement Officer. Re: Dumping of litter or yard debris in stormwater ponds.
3. Letters to several residents from the Code Enforcement Officer. Re: Property Line Encroachment on to Town Park Land and Notice to Correct.
4. Letter to Goodman Property Management from the W&S Superintendent. Re: Notice to Remedy – 1450 Wood Drive Apartments.
5. Letter to Big Pan, LLC from the W&S Superintendent. Re: Notice to Remedy – 5914 Terrace Lane Apartments.
6. Utica First Insurance Company Notice of Cancellation. Re: Rabetoy Construction.
7. Muni-Link Data Review First Conversion Acknowledgement.
8. Finger Lakes Fire & Casualty Co. Commercial Fire Policy Summary Declaration – Victor Band Boosters.
9. Email to the Town Supervisor from the Director of Development. Re: Power Cemetery and Neighboring property.
10. Muni-Link Data Review Final Conversion & Go Live Sign-Off.
11. NYS DEC Application for Approval of Plans for a Sanitary Sewer Extension.
12. Utica First Insurance Company Notice of Rescission. Re: Rabetoy Construction.
13. State of NY Supreme Court Order to Access Medical, Financial and Other Records. Re: Condemned property located at 5809 Clover Meadow Lane.
14. Cline & Brownsville Highway Improvements Pre-Con Meeting Sign in Sheet – June 8, 2023.
15. Certificate of Liability Insurance from: Allstate Fencing Enterprises, LLC; CamCo General Contracting, Inc.; Highland Contractors of Western New York Inc.; Reid Petroleum Corp.; J David Schlossnagle; Tuscarora Structures, Inc.; L&O Plumbing & Heating, Inc.; Alta Bella Casa, Inc.; Marrano/Mar-Equity Corporation.
16. Certificate of Workers' Compensation Insurance from: Highland Contractors of Western New York, Inc.; Allstate Fencing Enterprises, LLC.

### REPORTS & MINUTES:

1. Project Review Committee Meeting Minutes – May 4, 2023.
2. NYS Agriculture and Markets Municipal Shelter Inspection Report – May 19, 2023.
3. Recreation Board Meeting Minutes – May 16, 2023.
4. Farmington Senior Citizens Meeting Calendar – July through December 2023.
5. Farmington Senior Citizens Meeting Minutes – May 15, 2023.
6. Monthly Report – Judge Gligora – May 2023.
7. Monthly Report – Judge Lew – May 2023.
8. Victor Fire Department – Chief's Report – May 2023.
9. Farmington Volunteer Fire Association – Chief's Report – June 2023.
10. Building Department – Permit Report by Type – May 2023.
11. Building Department – Inspection Schedule – May 2023.
12. Building Department – Inspections Report – Weidenborner – May 2023.
13. Building Department – Inspections Report – Gordner – May 2023.

### ORDER OF BUSINESS:

#### RESOLUTION 216-2023:

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

#### **ESTABLISHMENT OF A LETTER OF CREDIT ELECTRIC CAR CORNER PROJECT – IN THE TOTAL AMOUNT OF \$74,051.70**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a request dated June 7, 2023, from Edward Hemminger, the Chairperson of the Town Planning Board, recommending the Town Board take action to approve the establishment of a letter of credit for site improvements for the above referenced Project (hereinafter referred to as Action); and

**WHEREAS**, the provisions of the Town Code require that both boards (e.g., planning board's review and recommendation and town board's acceptance) actions are to be based upon their reviews and acceptance of the proposed Action from the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineers, which are contained in the Town Engineer's Letter dated May 22, 2023 on establishing said Letter of Credit; and

**WHEREAS**, the quantities and unit prices identified in the Applicant's Engineer's Estimate of Values were found to be consistent, by the above referenced town staff and officials, 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 \$ 74,051.70.

**BE IT FURTHER RESOLVED**, that the Town Clerk, is to provide certified copies of this resolution to: Matt Heilmann, Town Construction Inspector; Tim Ford, Town Highway & Parks Superintendent; David Conti, 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 Applicant's Engineer, Michael Hanscom, P.E., Lu Engineers, 280 East Broad Street, Suite 170, Rochester, New York 14604; and to the Applicants, John Iannone, Auto Outlets U.S.A., Inc., 5763 Duke of Gloucester Way, Farmington, New York 14425 and John Gabriele, Marina Auto Group, 943 Ridge Road, Webster, New York 14580.

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

**RESOLUTION #217-2023:**

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

**RESOLUTION ACKNOWLEDGING THE ADDITION OF FOUR NEW MEMBERS TO THE FARMINGTON VOLUNTEER FIRE ASSOCIATION**

**WHEREAS**, Sandra Gerhart and Annaliese Parker recently became active Support/Rehab Members and

**WHEREAS**, Christopher Carselli and Joseph Hernandez recently became active Fire Fighter Members, therefore be it

**RESOLVED**, the Farmington Town Board acknowledges and approves the new memberships of Christopher Carselli, Sandra Gerhart, Annaliese Parker, and Joseph Hernandez to the Farmington Volunteer Fire Association, and further be it

**RESOLVED**, that a certified copy of this resolution be sent to the Farmington Volunteer Fire Association, P.O. Box 25117, Farmington, NY 14425 for their records.

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

**RESOLUTION 218-2023:**

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

**RESOLUTION CREATING TWO WATER AND WASTEWATER MAINTENANCE ASSISTANT POSITIONS**

**WHEREAS**, The W&S Superintendent has identified that two (2) additional Water and Wastewater Maintenance Assistant positions are needed; and

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

**WHEREAS**, Ontario County Human Resources sent the Town Supervisor a letter dated May 25, 2023 enclosing a copy of Classification Certification No. 51-2023 which classifies two positions of Water and Wastewater Maintenance Assistant for the Town of Farmington and has directed the Town to create the positions; now

**THEREFORE BE IT RESOLVED**, that the Town Board hereby authorizes the creation of two Water and Wastewater Maintenance Assistant positions; and be it further

**RESOLVED**, that the Town Clerk forward a copy of this resolution to Michele Smith, Director of Ontario County Human Resources, Accountant I, W&S Superintendent, and the Supervisor's Secretary.

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

**RESOLUTION #219-2023:**

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

**RESOLUTION AUTHORIZING THE TOWN OF FARMINGTON TOWN BOARD TO REFUND THE ZONING BOARD OF APPEALS FEES FOR AN AREA VARIANCE FOR 5117 COLLETT ROAD OF \$125.00 TO BARBARA YEARS**

**WHEREAS**, the Town received the \$125.00 Zoning Board of Appeals fees from Barbara Years of 5117 Collett Road, Shortsville, New York 14548 for an area variance,

**WHEREAS**, the applicant no longer wishes to pursue the approval of an area variance from the Zoning Board of Appeals and the Town Development Office did not process or post any legal notice in regards to this application,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board of Farmington does herein approve the refund of \$125.00 to 5117 Collett Road, Shortsville, New York, 14548,

**FINALLY MAY IT BE FURTHER RESOLVED**, that the Town Clerk provide copies of this resolution to the Building Department, the Accountant I, and Barbara Years at 5117 Collet Road, Farmington NY 14425.

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

**RESOLUTION #220-2023:**

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

**RESOLUTION APPROVING TEMPORARY PARKING RESTRICTIONS FOR JULY 3<sup>RD</sup> CELEBRATION**

**WHEREAS**, on July 3, 2023, the Town will again be holding its Fourth of July celebration with evening fireworks at the Town Park on County Road 8 adjacent to the Farmington Town Hall; and

**WHEREAS**, based on the Town Board's knowledge of how the public has parked to attend this event in prior years, the Town Board believes that the public will once again this year want to park on the east and west sides of County Road 8 between Collett Road and the northern-most part of the Thruway Bridge.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board finds that such parking along such area of County Road 8 for the Town's July 3<sup>rd</sup> celebration with evening fireworks is dangerous and unsafe to the public and should be prohibited; and be it further

**RESOLVED**, that the Town Board authorizes the temporary prohibition of parking on the east and west sides of County Road 8 between Collett Road and the northern-most part of the Thruway Bridge on Monday, July 3, 2023; and be it further

**RESOLVED**, that this temporary no-parking ordinance shall be authorized whenever events at the Town Park or by Town Hall warrant such restrictions; and be it further

**RESOLVED**, that the Town of Farmington will be responsible for putting up and taking down temporary signage to notify the traveling public of such temporary parking restrictions; and be it finally

**RESOLVED**, that a copy of this resolution be sent to the Ontario County Commissioner of Public Works.

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

**RESOLUTION #221-2023:**

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR MAY 2023**

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

**WHEREAS**, the Principal Account Clerk submitted the Monthly Report of the Supervisor for May 2023 to the Town Supervisor on June 1, 2023, and

**WHEREAS**, the Town Supervisor approved and executed the Monthly Report of the Supervisor for May 2023 on June 1, 2023,

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

NOW, THEREFORE, BE IT **RESOLVED**, that the Town Board hereby accepts the Monthly Report of the Supervisor for May 2023, and be it further

**RESOLVED**, that the Town Clerk give a copy of this resolution to the Accountant I.

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

**RESOLUTION #222-2023:**

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

**ACCEPTANCE OF THE REQUEST FOR THE FINAL RELEASE OF FUNDS, RELEASE #1, FROM THE LETTER OF CREDIT FOR SITE IMPROVEMENTS CREEKWOOD TOWNHOMES SITE PLAN, IN THE TOTAL AMOUNT OF \$21,922.00**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Director of Planning and Development (hereinafter referred to as Director), a draft resolution recommending the Town Board accept the above referenced final release of funds (Release #1) from the Letter of Credit for approved site improvements within the Creekwood Townhomes Site Plan Project, located along Redfern Drive, in the total amount of \$21,922.00; 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 Applicant's Engineer's Letter of Credit Estimate, dated 5/30/23 [prepared by T.Y. Lin Int. Engineering & Architecture, P.C.]; and

**WHEREAS**, above referenced Town Officials have all signed the attached Appendix Forms G-1.1 [Letter of Credit/Surety – Final Release Form, dated 6/01/23] and G-2.0 [Letter of Credit Release, dated 6/02/23]; and

**WHEREAS**, the Town Clerk has verified the total amount contained in the filed Letter of Credit agrees with the amount being requested to be released; and

**WHEREAS**, with this final release of funds there will be a zero-balance remaining in this Letter of Credit.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the final release of funds from the above referenced Letter of Credit Estimate, in the total amount of \$ 21,922.00.

**BE IT FURTHER RESOLVED**, that there are no site-related improvements to be dedicated to the Town.

**BE IT FURTHER REQUESTED**, that the Town Board does hereby authorize the Town Supervisor to sign and date Appendix Form G-2.0.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to: Brickwood Management Company, 21 Crossbow Drive, Penfield, New York 14526; Dylan P. Rubadeaux, Vice President, Lake Shore Savings Bank, 3111 Union Road, Orchard Park, New York 14217; T.Y. Lin Int. Engineering & Architecture, P.C., 255 East Avenue, Rochester, New York 14604;; 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 Town Director of Planning & Development; and John Robortella, Clerk of the Planning Board.

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

**RESOLUTION #223-2023:**

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

**SECOND SUPPLEMENTAL BOND RESOLUTION DATED JUNE 13, 2023 AUTHORIZING GENERAL OBLIGATION BONDS OF THE TOWN OF FARMINGTON TO FINANCE WATER SYSTEM CAPITAL IMPROVEMENTS, AUTHORIZING THE ISSUANCE OF BOND**

**ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH**

**WHEREAS**, the purpose hereinafter described consists of water system capital improvements to the existing Canandaigua-Farmington Consolidated Water District located in the Towns of Farmington and Canandaigua; and

**WHEREAS**, the improvements have been duly authorized pursuant to §202-b of the Town Law; and

**WHEREAS**, pursuant to a bond resolution dated June 20, 2017 (the "Original Resolution"), the Town Board of the Town of Farmington, New York (hereinafter referred to as the "Town") approved expenditures for, and the issuance and sale of, up to \$9,036,000 aggregate principal amount of general obligation bonds and bond anticipation notes relative to the construction of such water system capital improvements; and

**WHEREAS**, pursuant to a supplemental bond resolution dated February 8, 2022 (the "First Supplemental Resolution"), the Town approved expenditures for, and the issuance and sale of, up to \$3,964,000 aggregate principal amount of additional general obligation bonds and bond anticipation notes relative to the construction of such water system capital improvements; and

**WHEREAS**, actual project costs have proved to be approximately \$2,000,000 higher than the maximum estimated project costs, the Town has duly authorized such increase in maximum amount pursuant to Section 202-b of the Town Law, and the Town now desires to provide for the financing thereof by supplementing the Original Bond Resolution and the First Supplemental Bond Resolution by the adoption of this Second Supplemental Bond Resolution; and

**WHEREAS**, the Town of Farmington, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"), has completed its environmental review and has duly issued a negative declaration and, on June 13, 2017, has determined that the implementation of the type I action as proposed will not result in any significant adverse environmental impacts; now therefor, be it

**RESOLVED BY THE TOWN BOARD OF THE TOWN OF FARMINGTON, NEW YORK**, (hereinafter referred to as the "Town"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Town of Farmington shall, pursuant to an intermunicipal agreement with the Town of Canandaigua, undertake and/or manage the acquisition, construction and reconstruction of water improvements within the existing Canandaigua-Farmington Consolidated Water District in the Towns of Farmington and Canandaigua, Ontario County, including, without limitation, the replacement of the existing Brickyard Road Water storage tank, located on Brickyard Road in the Town of Canandaigua, New York, with an elevated storage tank that includes a mixing system and the construction of a dedicated main and valve vaults that connect the new tank to hydraulic grade Zone 2A, and the acquisition of land or rights in land necessary therefor, if any, and the acquisition of original furnishings, equipment, machinery or apparatus and the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and district use, as set forth in the Original Bond Resolution (hereinafter referred to as "purpose"), and general obligation serial bonds in an additional amount not to exceed \$2,000,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Town are hereby authorized to be issued to finance said purpose.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is now estimated to be \$15,000,000 and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide (i) up to \$9,036,000 of such maximum cost by issuance of bonds or bond anticipation notes as authorized under the Original Bond Resolution; and (ii) up to \$3,964,000 of such maximum cost by issuance of bonds or bond anticipation notes as authorized under the First Supplemental Bond Resolution; and (iii) up to \$2,000,000 of such maximum cost by issuance of bonds or bond anticipation notes as herein authorized, to be offset and reduced dollar for dollar by the amount of any grants received.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 1 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Town and all the taxable real property in the Town is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to applicable statutory limitations, if any.

Section 5. It is hereby determined and declared that the Town reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Town Supervisor, the Town's chief fiscal officer. The Town Supervisor and the Town Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Town of Farmington. The Town Supervisor is additionally authorized (but not required) to execute and deliver a financing agreement with the New York State Environmental Facilities Corporation and any other agreements and documents necessary to accomplish a financing through the Environmental Facilities Corporation, all as may be determined in the discretion of the Town Supervisor.

Section 7.The faith and credit of the Town of Farmington, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. Such bonds and notes shall be payable from a levy on real property in such districts benefitted or user charges therefor, in the manner provided by law, but if not paid from such sources, all the taxable real property within said Town shall be subject to the levy of an *ad valorem* tax, without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8.This second supplemental bond resolution, or a summary hereof, shall be published in full by the Town Clerk of the Town of Farmington together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Town, in the manner prescribed by law. The validity of said bonds or of any bond anticipation notes issued in anticipation of the sale of said bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9.This resolution shall take effect immediately upon its adoption.

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

**RESOLUTION #224-2023:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN THE PROPOSAL FOR PROFESSIONAL SERVICES FROM MRB FOR THE DESIGN, BIDDING, AND CONSTRUCTION ADMINISTRATION SERVICES FOR GROVE PARK IMPROVEMENTS**

**WHEREAS**, MRB has submitted a proposal for professional services for the design, bidding and construction administration services for the improvements outlined in the concept plan at Farmington Grove Park

**WHEREAS**, the proposal for MRB lists a total compensation for contract documents, bidding services and construction administration at a cost not to exceed \$25,700 with any required additional services billed separately,

**WHEREAS**, \$250,000 was budgeted in 2023 to be transferred from the Parkland Reserve to the Town Park Improvements Capital Project,

**NOW, THEREFORE BE IT RESOLVED**, that the expenditures will be disbursed out of the Town Parks Improvements Capital Project fund with the following budget amendment within the capital project:

	Debit	Credit
HP5031	\$250,000	
HP1440.2 Engineering		\$30,000
HP7110.21 Grove Park Improvements		\$220,000

**FURTHER RESOLVED**, that the Town Supervisor signs the MRB proposal,

**FULLY RESOLVED**, that the Town Clerk forwards a copy of the signed proposal to Bill Davis, MRB Group, and provides a copy of the resolution and the proposal to the Accountant I and the Highway Department.

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

**RESOLUTION #225-2023:**

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

**RESOLUTION FOR THE SUPERVISOR TO SIGN THE PROPOSAL FROM SWBR FOR THE DESIGN FOR RENOVATIONS IN THE LOWER LEVEL OF THE TOWN HALL**

**WHEREAS**, the proposal from SWBR lists a total compensation for schematic design and design development at a cost not to exceed \$9,900. Bidding and construction documents as well as construction administration services will be part of future proposals,

**NOW, THEREFORE BE IT RESOLVED**, that the expenditures will be disbursed out of the Town Hall Renovation Capital Project,

**FURTHER RESOLVED**, that the Town Supervisor signs the SWBR proposal,

**FULLY RESOLVED**, that the Town Clerk forwards a copy of the signed proposal to Michael Brown, Project Manager, SWBR, 387 East Main St, Rochester, NY 14604 and provides a copy of the resolution and the proposal to the Accountant I, the Highway Department and the Building Department.

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

**RESOLUTION #226-2023:**

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

**RESOLUTION AUTHORIZING TOWN CONTRIBUTIONS TO HSAs**

**WHEREAS**, the Town of Farmington has committed to contribute to employee HSAs for those enrolled in the Simply Bronze HSA health plan,

**WHEREAS**, the Town will deposit 50% of the 2023 contribution mid-year, and the remaining in Dec of 2023,

**NOW THEREFORE BE IT RESOLVED**, that the Town Board approves the contribution and electronic withdrawals for the following employees:

- John Weidenborner: single plan- \$625 in June
- August Gordner: single plan- \$625 in June, \$625 in Dec
- Michael Williamson: single plan- \$625 in June, \$625 in Dec
- Bruce Williams: single plan- \$625 in June, \$625 in Dec
- Cameron Knorr: single plan-\$625 in June, \$625 in Dec
- Kenneth Parrot: single plan-\$625 in June, \$625 in Dec
- Scott Karge: single plan-\$625 in June, \$625 in Dec
- Christopher VanOrden: single plan-\$625 in June, \$625 in Dec
- Eric Fritz: family plan-\$1250 in June, \$1250 in Dec
- Aaron Smith: employee plus children-\$875 in June, \$875 in Dec
- Merrick Badger: single plan-\$625 in June (after completion of probationary period), \$625 in Dec

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of the Resolution to the Accountant I and the Supervisor’s Office.

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

**RESOLUTION #227-2023:**

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

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

**WHEREAS**, a budget amendment is needed in the BAR expenditure lines due to additional days scheduled with resident appointments

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

From:	A1355.4 Assessment Contractual	\$1800	
To:	A1355.41 Board of Review Contractual		\$200
TO:	A1355.42 Board of Review Personnel Serv		\$1600

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

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

**RESOLUTION #228-2023:**

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

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

**WHEREAS**, a quote for the replacement of a pole on Dalton Dr, which is located in the Farmbrook Lighting District was received from Power & Construction Group, Inc in the amount of \$1054

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

From:	SL1-599 Appropriated Fund Bal	\$1054	
To:	SL1-5182.431 Farmbrook Poles Contractual		\$1054

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

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

**RESOLUTION #229-2023:**

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

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

**WHEREAS**, additional funding is needed in Odor Control - Victor to cover future bills for the rest of 2023,

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

From:	SS8120.41V	Sanitary Sewers – Utilities - Victor	\$25,000.00
To:	SS8120.42V	Sanitary Sewers – Odor Control – Victor	\$25,000.00

**BE IT FURTHER RESOLVED**, that the Accountant I completes the budget amendment, and

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

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



**RESOLUTION #230-2023:**

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

**RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR THE YATES ONTARIO BUILDING OFFICIALS**

**WHEREAS**, the Town of Farmington Building Department is hosting the Yates Ontario Building Official (YOBO) summer picnic on Thursday, September 28, 2023, and

**WHEREAS**, the Town of Farmington Building Department is requesting the fees be waived, therefore be it

**RESOLVED**, the Farmington Town Board authorizes the waiving of the fees for the use of the Mertensia Lodge on Thursday, September 28, 2023, for the Yates Ontario Building Official’s summer picnic, and be it.

**FURTHER RESOLVED**, that the Town Clerk provide a copy of this resolution to Dan Delpriore, Code Enforcement Officer and Accountant I.

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

**RESOLUTION #231-2023:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO TAKE APPROPRIATE ACTION TO SIGN LAWN MOWING CONTRACT AND TO APPLY LAWN MOWING CHARGES TO THE PROPERTY WITHIN THE TOWN, TO THE TAX ROLL**

**WHEREAS**, the Code Enforcement Officer has taken the necessary action to bring property within the Town to compliance per Town Code Chapter 112, and

**WHEREAS**, the properties have not complied with Town Code Chapter 112, and

**WHEREAS**, the Code Enforcement Officer has requested bids from several companies for lawn care with only two quotes submitted. Bussey Lawn & Landscape quoted \$100.00 per hour and Uber Lawns & Landscape quoted \$175.00 per hour.

**WHEREAS**, Bussey Lawn and Landscape submitted a quote for the lawn care compliance actions and has been determined to be the lowest responsible quotes received as follows:

- |    |                       |                   |
|----|-----------------------|-------------------|
| 1. | 1603 Wheatstone Drive | \$100.00 per hour |
| 2. | 32 Coachlight Circle  | \$100.00 per hour |
| 3. | 48 Coachlight Circle  | \$100.00 per hour |
| 4. | 6132 State Route 96   | \$100.00 per hour |
| 5. | 5486 State Route 96   | \$100.00 per hour |

**NOW THEREFORE BE IT RESOLVED**, the Farmington Town Board authorizes the Town Supervisor to take appropriate action to apply mowing charges along with a 50% service charge to the above listed properties,

**AND, further be it RESOLVED**, that a copy of this resolution be forwarded to the Building Department, Accountant I, the Confidential Secretary, and the Town Clerk.

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

**RESOLUTION #232-2023:**

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

**RESOLUTION APPOINTING MATTHEW SOUSA TO THE CONSERVATION BOARD**

**WHEREAS**, there are currently two vacancies on the Conservation Board; and

**WHEREAS**, Matthew Sousa has submitted a resume for review; and

**WHEREAS**, Matthew has been recommended to fill one of the two vacancies by Kimberly Boyd, Chairperson, now therefore be it

**RESOLVED**, the Farmington Town Board appoints Matthew Sousa to the Conservation Board for a term beginning June 14<sup>th</sup>, 2023 to expire on December 31<sup>st</sup>, 2024; and be it further

**RESOLVED**, that the Town Clerk forward a copy of this resolution to Kimberly Boyd, Chairperson, the Confidential Secretary, Matthew Sousa at 1763 Estate Drive, Farmington, NY 14425.

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

**RESOLUTION #233-2023:**

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

**RESOLUTION APPOINTING REGINA SOUSA TO THE RECREATION BOARD**

**WHEREAS**, there is currently a vacancy on the Recreation Board; and

**WHEREAS**, Regina Sousa has submitted a resume for review; and

**WHEREAS**, Regina has been recommended to fill the vacancy by Julie LaRue, Chairperson, now therefore be it

**RESOLVED**, the Farmington Town Board appoints Regina Sousa to the Recreation Board for a term beginning June 14<sup>th</sup>, 2023 to expire on December 31<sup>st</sup>, 2029; and be it further

**RESOLVED**, that the Town Clerk forward a copy of this resolution to Julie LaRue, Chairperson, the Confidential Secretary, Regina Sousa at 1763 Estate Drive, Farmington, NY 14425.

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

**RESOLUTION #234-2023:**

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

**RESOLUTION AUTHORIZING THE WATER AND SEWER SUPERINTENDENT TO HIRE A PART-TIME MEO**

**WHEREAS**, Edward Hinman retired from the Town of Farmington Water & Sewer Department as an MEO on May 12, 2023; and

**WHEREAS**, the Water & Sewer Department is in need of an MEO to haul sludge; and

**WHEREAS**, Edward Hinman has expressed an interest at returning on a part-time basis to haul sludge, now therefore be it

**RESOLVED**, the Farmington Town Board authorizes the Water & Sewer Superintendent to hire Edward Hinman as a part-time MEO to haul sludge no more than 2 days per week at his salary prior to retirement (\$23.58 per hour); and be it further

**RESOLVED**, that the Town Clerk forward a copy of this resolution to the Water & Sewer Superintendent, the Accountant I, the Confidential Secretary, and Edward Hinman at 3986 State Rt. 488, Canandaigua, NY 14424.

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

**RESOLUTION #235-2023:**

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

**RESOLUTION DESIGNATING THE TOWN BOARD AS THE LEAD AGENCY UNDER THE PROVISIONS OF PART 617, NYCRR, A PART OF ARTICLE 8 OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW (ECL), THE STATE'S ENVIRONMENTAL QUALITY REVIEW (SEQR) REGULATIONS FOR INCENTIVE REZONING OF THE POWER INCENTIVE REZONING PROJECT, INVOLVING TAX MAP ACCOUNTS 29.00-2-13.1 [52.5 ACRES] AND 29.00-2-14.0 [93.3 ACRES] LOCATED ALONG THE NORTH SIDE OF STATE ROUTE 96; AND PROVIDING FOR THE DRAFTING OF PARTS 2 AND 3 OF THE FULL ENVIRONMENTAL ASSESSMENT FORMS FOR THE TOWN BOARD'S ACCEPTANCE AT THEIR MEETING ON WEDNESDAY, JUNE 28, 2023**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) by adopting Resolution No. 203 of 2023, on May 9, 2023, declared its' intent to be designated as the lead agency in accordance with the provisions contained in Part 6 NYCRR, §617.6, of the ECL; and

**WHEREAS**, the Town Board has not received any objection from other involved agencies to their being designated as the lead agency as the result of a coordinated review which ended at noon on Friday, June 9, 2023.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby designate itself as the lead agency for making the required determination of significance upon this action.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby instruct the Town Director of Planning and Development to prepare drafts of Parts 2 and 3 of the Full Environmental Assessment Forms for the Town Board's acceptance at their continued public hearing upon this Action, scheduled for Wednesday evening, June 28, 2023.

**BE IT FINALLY RESOLVED**, that certified copies of this resolution are to be provided to the identified Involved Agencies, the Town Planning Board, the Town Director of Planning & Development, the Town Code Enforcement Officer, the Applicants: Robert J. Brenner and Brian W. Mahoney, Partners Canandaigua Development Company, LLC, 83 South Main Street, Canandaigua, New York 14424; the Applicants Engineer, Ryan Destro, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450.

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

**RESOLUTION #236-2023:**

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

**RESOLUTION ACKNOWLEDGING THE RECEIPT AND ACCEPTANCE OF A NOTICE TO WAIVE THE 30-DAY PERIOD FOR A LIQUOR LICENSE FOR BOSCO'S EVENTS & CATERING LLC (6108 LOOMIS ROAD, FARMINGTON-FINGERLAKES HOTEL)**

**WHEREAS**, Bosco's Events & Catering LLC submitted a 30 Day Notice Liquor License Application and to speed up getting approval for the liquor license, they are requesting a waiver for the 30 day notice requirement, therefore be it

**RESOLVED**, the Farmington Town Board acknowledges the receipt of the 30-Day Notice and is in favor of granting the waiver to Bosco's Events & Catering LLC, and further be it

**RESOLVED**, that a certified copy of this resolution be sent to Jim Bingham, 400 Andrews Street STE 215, Rochester, NY 14604.

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

**RESOLUTION #237-2023:**

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

**RESOLUTION TO RECALL AND AMEND RESOLUTION #212-2023 AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT AND THE W&S SUPERINTENDENT TO HIRE INTERNS**

**WHEREAS**, the Town Board passed Resolution #212-2023 on May 22, 2023 authorizing the hiring of two (2) interns at a rate of \$16.69 per hour; and

**WHEREAS**, the correct rate of pay should have been \$17.00 per hour, now therefore be it

**RESOLVED**, that the Town Board authorizes recalling and amending Resolution #212-2023 to correct the pay rate from \$16.69 per hour to \$17.00 per hour, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Highway/Parks Superintendent, W&S Superintendent, Accountant I, and the Supervisor's Office.

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

**RESOLUTION #238-2023:**

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

**TOWN BOARD AUTHORIZES THE HIGHWAY SUPERINTENDENT TO ORDER SOLAR POWERED PEDESTRIAN CROSSING SIGNS FOR MERTENSIA ROAD**

**WHEREAS**, a need has been identified for solar powered pedestrian crossing signs at the Auburn Trail/Mertensia Park Entrance on Mertensia Road; and

**WHEREAS**, the two quotes received are from Tapco, \$8,453.30 (\$6,903.60 without poles) and JC Smith, Inc. \$7,557.00; and

**WHEREAS**, Tapco has the lowest price quote at \$6,903.60 without poles and this purchase should be expensed from Traffic Control Contractual (A3310.4), and

**THEREFORE BE IT RESOLVED**, that the Town Board authorizes the Highway Superintendent to purchase pedestrian crossing signs from Tapco at a cost not to exceed \$7,500, and be it further

**RESOLVED**, that the Town Clerk forward the originals of this Resolution to the Highway/Parks Department, Accountant I, and the Supervisor's office.

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

**RESOLUTION #239-2023:**

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

**RESOLUTION TO ESTABLISH A RESERVE FOR THE 2023 VLT STATE AID FUNDS**

**WHEREAS**, the 2023 VLT funds were received in the amount of \$1,777,573.00, and will be invested in a reserve for future capital projects within the Town,

**NOW, THEREFORE BE IT RESOLVED**, that account A231V23 be established, and the funds be invested in a Certificate of Deposit,

**FULLY RESOLVED**, that a copy of this resolution be submitted by the Town Clerk to the Accountant I.

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

**RESOLUTION #240-2023:**

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

**RESOLUTION OF OPPOSITION TO A PROPOSED AGREEMENT, BETWEEN THE GOVERNOR OF THE STATE OF NEW YORK AND THE SENECA NATION, FOR DEVELOPING A GAMBLING CASINO UPON SOME UNKNOWN LOCATION WITHIN DOWNTOWN CITY OF ROCHESTER**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has been notified by the local news media, the Offices of State Senators and Assemblypersons, the Rochester City Council and social media postings of a proposed agreement made between the Governor of the State of New York and the Seneca Nation; and

**WHEREAS**, the Town Board further understands that said agreement was made without knowledge or input from the New York State Assembly, or the New York State Senate; and

**WHEREAS**, the Town Board further understands that said agreement was made without knowledge or input from various local governments located within the Metropolitan Rochester Area and the Finger Lakes Area, who will be potentially adversely impacted by the development of a gaming casino to be located somewhere within downtown Rochester; and

**WHEREAS**, one of Ontario County's major employers, Finger Lakes Gaming & Racetrack, has been located within the Town of Farmington, since 1962, employing over 1,500 local residents, one thousand of which live within the Town, and all of whom depend upon sustaining this major economic engine; and

**WHEREAS**, the proposed addition of a Seneca Nation casino located somewhere unknown within downtown Rochester could likely eliminate two (2) other existing regional gaming and racing casinos (Del Lago and Batavia), which like Finger Lakes, make substantial contributions to local governments, school districts, counties and the State of New York; and

**WHEREAS**, it is the stated... “intention of the Legislature of the State of New York that the protection and enhancement of the environment, human and community resources should be given appropriate weight with social and economic considerations in determining public policy [article 8 of the State Environmental Conservation Law, 6NYCRR, Part 617. (c)]; and

**WHEREAS**, it is also the stated... “intention of this Part [617] that a suitable balance of social, economic and environmental factors be incorporated into the planning and decision-making processes of state, regional and local agencies.”

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board, based upon the above findings, does hereby oppose the above referenced agreement made between the Governor of the State of New York and the Seneca Nation, to somewhere in downtown Rochester, New York locate a proposed gaming facility.

**BE IT FURTHER RESOLVED**, that the Town Board calls upon the members of the New York State Assembly and Senate to take necessary action to honor the stated intents within the State Environmental Quality Review Act (SEQRA), to over-turn said agreement and to require that their stated intentions cited above herein are fully implemented; and

**BE IT FINALLY RESOLVED**, that the Town Clerk provide copies of this resolution to Honorable Kathy Hochul, Governor of NYS, NYS State Capitol Building, Albany, NY 12224; Honorable Charles Schumer, United States Senate, 322 Hart Senate Office Building, Washington, DC 20510; Honorable Steve Scalise, US House of Representatives, Washington, DC 20515; Senator Pamela Helming, District Office, 25 North Street, Canandaigua, NY 14424; Assemblywoman Marjorie Byrnes, District Office, 79 Genesee Street, Avon, NY 14414, Ontario County Administrator Chris DeBolt, 20 Ontario Street, Canandaigua, NY 14424, Chairman of the Board Todd Campbell, 20 Ontario Street, Canandaigua, NY 14424. All Voting “Aye” (Ingalsbe, Holtz, Herendeen, Bowerman, and Casale), the Resolution was **CARRIED**.

**RESOLUTION #241-2023:**

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

Abstract 11 – 2023

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

ABSTRACT NUMBER		<i>11</i>	
DATE OF BOARD MEETING		<i>6/13/2023</i>	
FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	68,990.73	1005-1007,1009-1021,1023-1037, 1041-1042,1044-1050,1065-1068, 1111-1113
DA	HIGHWAY FUND	13,200.22	1005,1015,1025,1028,1031,1042, 1051-1064,1067
HK	SIDEWALK CAP PROJECT	9,738.13	1022,1069
HB	BEAVER CREEK PARK	137.19	1039,1040
HW	WATER TANK REPAIR	1,023.75	1008
SD	STORM DRAINAGE	235.82	1055,1094,1095
SS	SEWER DISTRICT	71,560.59	1008,1020,1025,1027,1031,1045, 1067,1070-1099,1102
SW1	WATER DISTRICT	17,230.80	1008,1020,1025,1027,1031,1045, 1067,1070,1072,1078,1079,1081, 1084,1087,1094,1095,1097,1098, 1100-1110
SL1	LIGHTING DISTRICT	54.09	1038
TA200	PAYROLL DEDUCTIONS	86.69	1043,1097,1111
	<b>TOTAL ABSTRACT</b>	<b>\$ 182,258.01</b>	

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

**TRAINING UNDER \$100:** August Gordner to attend the NYS Association of Fire Chiefs Codes Training at the Oncenter in Syracuse on June 14-15 at no cost.

**WAIVER OF THE RULE: None.**

**DISCUSSION:**

1. Request to waive late fees for 1111 Mertensia Road, Douglas Court, Hazelwood Court and Brookfield Drive (Ashley Management). Denied.
2. Special Town Board Meeting June 20<sup>th</sup>, 2023.

Ryan Destro, BME Associates (Power Incentive Zoning Project), gave an update to the County Planning Board meeting, there are no issues there, and he anticipates an approval on their behalf. He recapped last meeting and wanted to make sure there were no new concerns or objections from the Board and wanted to make sure that is still the case moving forward. Supervisor Ingalsbe stated that the town has heard nothing from the public. He added that what they saw is what they expect to see in the final product. Councilman Bowerman stated that he thought is was a reasonable compromise.

**EXECUTIVE SESSION: None.**

With no further business before the Board, **Councilman Bowerman** offered a motion to adjourn the meeting at 7:36 p.m., seconded by **Councilman Casale**. Motion **CARRIED**.