

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 9th day of May, 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, **August Gordner** – Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, **Adrian Bellis** – Planning Board Member, **Bill Davis** – MRB Group, **Donna LaPlant** – Assessor, **Christopher LaPlant** – resident, **Tim Delucia** – VCS Board President, **Tonia Ettinger** – resident, **Derek Vallese** – VCS Assistant Superintendent for Business, **Timothy Terranova** – VCS Superintendent, and **Colleen Jorolemon** – resident.

Also present by telephone/video conferencing were: **Michael Phillips** – resident, **John Piper** – HR Consultant

PUBLIC HEARINGS: None.

APPROVAL OF MINUTES:

A motion was made by **Councilman Bowerman** and seconded by **Councilman Holtz**, that the minutes of the April 25, 2023, Town Board Meeting and given to members for review, be approved. All Voting “Aye”. (Casale, Holtz, Bowerman, Herendeen, and Ingalsbe). Motion Carried.

PRIVILEGE OF THE FLOOR: VCS – Superintendent Dr. Timothy Terranova and Asst. Superintendent Derek Vallese

Mr. Terranova stated that the reason they are there was to give a brief overview of their 2023-2024 budget proposal. He stated that the budget goes to the voters a week from today from 6 am to 9 pm at the Early Childhood room. He stated that following goals: maintain a comprehensive education that the VCS district community expects, improvement the alignment of resources toward the district’s strategic plan (the strategic plan was created last year and it is a five year plan and focuses on areas around culture, learning and achievement, and student support and opportunities including special education), maintain the stabilization of reserves, maximize the use of every dollar spent, maximize the ability to generate aid for future years, and transparency. He briefly talked about where they were when he took over in 2020 and at that point Victor Central School District was in a financial crisis and they had really understaffed areas in social/emotional learning support and counseling and instructional technology was lacking and leadership, and they had no security staff and at that point they had very little money in their reserves and they were actually using the reserves to pay for the general fund budget, which is something you really do not want to do. He added that even with the understaffed areas that they had, they were 3 to 3.5 million dollars behind, so they were in significant trouble and thanks to the VCS community which includes Victor and Farmington, the town did exceed the tax cap in June of 2020 for the June 2021 school year, and they have not nor do they anticipate having to do that again anytime in the near future. He stated that has been a two-year process increasing staffing and this is the last stage for significant staffing increases for next year. He stated that the key is that through this whole process they have kept the tax rate slightly under than 2019-2020 for the school district. He discussed various staffing areas. He stated that 200 High Street will be used for tutoring sessions. They will be adding one additional security position in the elementary building, they added four position this school year’s budget. Adding a full-time Career Coordinator in the High School to give them opportunities in internships and they will be adding a full-time Drug and Alcohol Counselor in the High School, he stated a lot of the districts have this position, and that there are kids who are struggling with alcohol and other drugs, and they need to support them and do proactive work with the younger students about the dangers of drugs and alcohol.

Mr. Terranova stated that they anticipate their tax rate for next year will be \$16.03 per 1,000, which is a slight increase from this year at \$15.84, however they are anticipating it will be lower when the budget it finalized as in past years.

Mr. Vallese talked about the non-personnel budget and gave a bigger picture of the financials. He stated that there are three main goals: to keep up with inflation, start a furniture replacement plan, create more welcoming and inviting areas for the students. Mr. Vallese stated that overall, their expenses are up 10.9% but due to a large increase in state aid, they are asking for their tax levy to increase to be 2.81%. He added that on the high end it is \$16.03 per 1000, which is a 1.2% increase.

What is on the ballot? First proposition is to approve the budget of \$98,924,377.00 for the 2023-2024 school year. Second proposition is to purchase 6 diesel buses at a cost of \$1,185,000.00 (vehicles replacing are well over 10 years old) and to purchase 4 vehicles (1 service truck to maintain buses as they break down) and 3 vehicles to transport smaller groups of children to activities or out of district placements) at a cost of \$210,000.00. Three vacancies on the Board are also up for vote.

PUBLIC CONCERNS: None.**REPORTS OF STANDING COMMITTEES:****Public Works Committee: Councilman Holtz reported:**

1. Discussed Digester #1 -epoxy coating to start May 11th.
2. Discussed smoke testing the sanitary sewer for I & I at Doe Haven. The testing will be scheduled the first week in May.
3. Discussed software mitigation from BAS to Muni-Link.
4. Discussed remedy for 1450 Wood Drive Apartments.
5. Discussed maintenance personnel completing yard restorations.
6. Discussed resolution on agenda.

Highway & Parks:

1. Highway- equipment maintenance, finished welcome signs and removed old signs, replaced driveway pipe at 1400 Beaver Creek Road, top soiled and grass seeded plow damage, working on road closure and detour signs for Cline/Brownsville Road project, and starting work on Fallow Lane on Monday.
2. Parks- Building and Park Maintenance, mowing parks, working on mulch at courthouse, laid out soccer fields and striped fields, turned water on to park bathrooms, and put picnic tables out.
3. Discussed resolutions for meeting.

Town Operations Committee: Councilman Bowerman reported:

1. Ongoing projects: public informational meeting held on the TAP Sidewalk project, Power's incentive rezoning- submitted a revised application (reduced the total number of lots).
2. Still waiting on regulations from Ontario County regarding Airbnb's, short term rentals.
3. No word on the intermunicipal drainage district study.
4. Farmington Market Center – still waiting on a response from engineers on changes to their site plan.
5. Working on amending Chapter 9 of the Town Code- Boards, Committees, and Commissions.
6. Working on amending Chapter 74 of the Town Code- Construction Standards.

Town Finance Committee: Supervisor Ingalsbe reported: None.**Town Public Safety Committee: Councilman Holtz reported: None.****REPORTS OF TOWN OFFICIALS:****Supervisor Peter Ingalsbe reported:**

1. Attended meeting of the Ontario County Economic Development Committee – received report on the county wide study.
2. Committee to search for a new Director of Real Property to replace Donna LaPlant.
3. Thursday -Board of Supervisor's Meeting.
4. Notified other towns/villages of file cabinets up for grabs.
5. Waiting for draft report for future work on lower level of the town hall. Small committee to develop a list of improvements.
6. Resolution tonight on Brickyard Tank and Transmission Line.

Highway& Parks Superintendent Tim Ford reported:

1. Stake out competed today on Fallow Road
2. Update on Spring Town Cleanup – 508 total residents came, 176 people used the shredding service.

Town Clerk Michelle Finley reported:

1. Audits of the Town Clerk and Receiver of Taxes accounts have been completed and there were no findings.
2. Next Wednesday – OCMCA meeting/luncheon will be at the Town Hall, representative from the Office of the Aging is coming to seek help from the clerks.

Water & Sewer Superintendent Dave Conti reported:

1. Update on the Annual Water Quality Report- sent to DOH for review and will publish on May 19th.

Code Enforcement Officer August Gordner reported:

1. Permits for the month of April – 82, total permit inspections -193, total fire inspections – 36, total stormwater/MS 4 inspections – 19, and total Zoning inspections – 24.
2. Starting to review mobile home parks.
3. Update on Drone training.

Director of Planning and Development Ron Brand reported:

1. Report available on website and filed with the Town Clerk.
2. Update on Power's Incentive rezoning project.

3. Training Workshop for Zoning Board of Appeals Members.

Acting Assessor Paula Ruthven reported: None.

Supervisor Ingalsbe stated that the Assessors Office has been very busy with reval. Donna LaPlant, former Assessor is coming back starting May 22nd. Supervisor Ingalsbe stated that they look forward to having Mrs. LaPlant back. Mrs. LaPlant stated she is looking forward to it too and thanked the Board for their confidence in her and she has missed the contact with people and assessing.

Town Engineer Bill Davis reported:

1. Update on North Road Water, County Road 8 Watermain Replacement, Pre-Con for Brownsville and Cline Road replacement, Rt. 332 and 96 water is complete, and Town Hall Pavilion.

Fire Chief reported: None.**Planning Board Chairman Ed Hemminger reported:**

1. Next Meeting – Site Plan TL Road, Loomis Road Industrial Park Final Site Plan, LOC's and Review of Chapter 9.

Zoning Board of Appeals reported: None.**Recreation Advisory Committee Bryan Meck reported: None.****Recreation Director Mark Cain reported: None.**

Supervisor Ingalsbe stated that this is the first week for summer recreation signups.

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. Memo to the Town Board, Supervisor Ingalsbe and the Accountant from the Confidential Secretary. Re: Finance Meeting April 18, 2023.
2. Letter to the Town Board from Jim Fowler. Re: Pheasants Crossing.
3. US Bankruptcy District of New Jersey Debtors' Motion for Entry of Interim and Final Orders. Re: Bed Bath & Beyond, Inc., et al.
4. US Bankruptcy District of New Jersey Interim Order. Re: Bed Bath & Beyond, Inc., et al.
5. Letter to the Director of Development from Emily Smith of Fisher Associates. Re: Farmington Sidewalk/Trail Connection – Phase I.
6. Email to the Town Supervisor from the Acting Assessor. Re: BAR Report.
7. Email to the Secretary of Planning & Zoning from Laura Russell, Resident. Re: Property located at 5012 Herendeen Road.
8. Letter to the Planning Board Chairman, Ed Hemminger from Sherry Nowak Cascini. Re: 4450 Shortsville Road.
9. MS4 Notice of Violation & Order to Remedy (Permit #NYR10Z871).
10. Letter to Christopher and Sherry Cascini from the Planning Board Chairman, Ed Hemminger. Re: 4450 Shortsville Road.
11. Letter to Edward Samoel of WNY Auto Sales, Inc. from the Clerk of the Planning Board. Re: WNY Commercial Warehouse Project: Final Site Plan – Approved with conditions.
12. Letter to Noelle Porretta from the Clerk of the Planning Board. Re: PB #0501-23 Noelle Porretta Special Use Permit – Continuation.
13. Certificate of Liability Insurance from: Building Innovation Group, Inc.; Sonbyrne Sales, Inc.; Villager Construction, Inc.; Isaac Heating and Air Conditioning, Inc.; Besroi Roofing & Siding; Schumann Construction, Inc.
14. Certificate of Workers' Compensation Insurance from: US Lumber Group, LLC; Building Innovation Group, Inc.; Pride Mark Homes, Inc.; Isaac Heating and Air Conditioning, Inc.; Besroi Roofing & Siding Co., Inc.; Schumann Construction, Inc.

REPORTS & MINUTES:

1. Project Review Committee Meeting Minutes – April 6, 2023.
2. Conservation Board Meeting Minutes – March 27, 2023.
3. ZBA Meeting Minutes – March 27, 2023.
4. Agricultural Advisory Committee Meeting Minutes – April 20, 2023.
5. Recreation Advisory Board Meeting Minutes – April 11, 2023.
6. Farmington Senior Citizens Meeting Minutes – April 17, 2023.
7. Monthly Report – Judge Gligora – April 2023.
8. Monthly Report – Judge Lew – April 2023.
9. Planning Board Meeting Minutes – April 5, 2023.

- 10. Municipal Shelter Inspection Report – April 17, 2023.
- 11. Manchester Fire Department Incident Run Log – April 2023.

ORDER OF BUSINESS:

RESOLUTION 186-2023:

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

RESOLUTION OF SYMPATHY FOR THE HARTSOUGH FAMILY

WHEREAS, the Town Board was deeply saddened to learn of the untimely passing of Margaret Hartsough, on April 29th, 2023; and

WHEREAS, Margaret was the Town Historian for 19 years, from 1994 until 2013, and a longtime resident of the Town of Farmington;

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

FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Margaret’s son, Hyland Hartsough at 128 County Road 8, Farmington, NY 14425.

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

RESOLUTION #187-2023:

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

RESOLUTION AUTHORIZING THE TOWN BOARD TO REFUND PAYMENT OF BUILDING PERMIT FEES FOR AN 800 SQ FT ADDITION AT 4450 SHORTSVILLE ROAD

WHEREAS, the Town received a \$120.00 fee for Building Permit B-0088-2023 for an 800 sq ft addition to the home from Christopher Cascini at 4450 Shortsville Road, and

WHEREAS, the Building Department received a letter from Christopher Cascini stating that they will not be building the addition to the home at 4450 Shortsville Road and therefore requesting his payment be refunded, and

NOW THEREFORE, BE IT RESOLVED, the Farmington Town Board authorizes the refund of the fees for Building Permit B-0088-2023 for a total of \$120.00 to Christopher Cascini at 4450 Shortsville Road, and be it

FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution to Christopher Cascini at 4450 Shortsville Road, Dan Delpriore, Code Enforcement Officer, and the Accountant I.

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

RESOLUTION 188-2023:

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

RESOLUTION CREATING A RECEPTIONIST POSITION

WHEREAS, The Town had identified the need for a receptionist position; 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 April 28, 2023 enclosing a copy of Classification Certification No. 35-2023 which classifies a receptionist position for the Town of Farmington and has directed the Town to create the position; now

THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the creation of a receptionist position; 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, the Building Department, and the Supervisor’s Secretary.

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

RESOLUTION #189-2023:

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

RESOLUTION CREATING RECREATION ASSISTANT POSITIONS

WHEREAS, The Town had identified the need for additional recreation assistant positions; 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 1, 2023 enclosing a copy of Classification Certification No. 44-2023 which classifies ten (10) recreation assistant positions 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 ten (10) recreation 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, the Recreation Director, and the Supervisor's Secretary.

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

RESOLUTION #190-2023:

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

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR APRIL 2023

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

WHEREAS, the Accountant I submitted the Monthly Report of the Supervisor for April 2023 to the Town Supervisor on May 2, 2023, and

WHEREAS, the Town Supervisor approved and executed the Monthly Report of the Supervisor for April 2023 on May 2, 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 April 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, Bowerman, Herendeen, and Casale), the Resolution was **CARRIED**.

RESOLUTION #191-2023:

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

RESOLUTION AUTHORIZING THE APPOINTMENT OF ASSESSOR

WHEREAS, the Farmington Town Board understands a vacancy exists relating to the position of Town Assessor; and

WHEREAS, the Town Supervisor has determined a need to fill the position in order to continue to provide necessary services to the Town; and

WHEREAS, the former Town of Farmington Assessor, Donna LaPlant has expressed interest in filling the vacancy of Town Assessor; and

WHEREAS, all members of the Town Board are recommending the hiring of Donna LaPlant to fill the vacancy; now

THEREFORE BE IT RESOLVED, that the Farmington Town Board hereby authorizes the hiring of Donna LaPlant as Town Assessor at a rate of \$80,000.00 per year; and

BE IT FINALLY RESOLVED, the Town Clerk provide copies of this resolution to the Town Supervisor, the Accountant I, and the Confidential Secretary.

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

RESOLUTION #192-2023:

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

RESOLUTION AUTHORIZING A WAGE INCREASE FOR THE ASSISTANT ASSESSOR

WHEREAS, the Farmington Town Board understands that the Assistant Assessor has been running the Assessor's Office since the resignation of the Assessor in February; and

WHEREAS, all members of the Town Board are recommending a wage increase for the efforts of the Assistant Assessor during the revaluation process; now

THEREFORE BE IT RESOLVED, that the Farmington Town Board hereby authorizes the a \$1.00 per hour wage increase for the Assistant Assessor effective PR #14 (May 14, 2023); and

BE IT FINALLY RESOLVED, the Town Clerk provide copies of this resolution to the Town Supervisor, the Accountant I, the Assessor's Office, and the Confidential Secretary.

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

RESOLUTION #193-2023:

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

TOMMY LIFTGATE FOR TRUCK #25

WHEREAS, Thru-Way Spring, Unicell Truck Equipment and STS each provided quotes for the Tommy Lift Gate for Highway Truck #25; and

WHEREAS, Thru-Way Spring’s quote is (\$4,490), Unicell Truck Equipment’s quote is (\$4,630), and STS’ quote is (\$5,500); and

WHEREAS, Thru-Way Spring’s quote is the lowest at \$4,490; now therefore

BE IT RESOLVED, that the Town Board approve the Highway Superintendent to purchase the Tommy Lift Gate from Thru-Way Spring at a cost not to exceed \$4,500, and

BE IT FURTHER RESOLVED, that these expenses be paid from the Highway Mechanic Contractual line (DA-5130.2VLT), and

BE IT FINALLY RESOLVED, that the Town Clerk forward copies of the Resolution to the Highway/Parks Superintendent and the Accountant I.

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

RESOLUTION #194-2023:

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

RESOLUTION AUTHORIZING TIM FORD TO ATTEND 2023 ANNUAL HIGHWAY SCHOOL

WHEREAS, the Highway/Parks Superintendent, Tim Ford, will be attending the 2023 Annual Highway School held at Ithaca College in Ithaca, NY from June 4 thru June 7, 2023, and

WHEREAS, the charges will be expended from code A-5010.4 (Highway Admin - Contractual) at a cost not to exceed \$1,000 to include lodging and meals, now therefore

BE IT RESOLVED, that the Town Board hereby authorizes Tim Ford to attend the 2023 Annual Highway School held at Ithaca College from June 4 thru June 7, 2023 at a cost not to exceed \$1,000.00, and

BE IT FURTHER RESOLVED, that the Town Clerk provide a copy of this Resolution to the Accountant I, the Confidential Secretary, and the Highway/Parks Department.

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

RESOLUTION #195-2023:

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

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING TO CONSIDER A REVISED COST ESTIMATE FOR IMPROVEMENTS TO THE CANANDAIGUA-FARMINGTON CONSOLIDATED WATER DISTRICT

WHEREAS, the Town Board of the Town of Farmington, by Resolution No. 278-2017, previously approved increases and improvements of the facilities of the Canandaigua-Farmington Consolidated Water District, consisting of 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 transmission main and valve vaults that connect the new tank to hydraulic grade Zone 2A (the “Improvements”) at a total estimated cost to said District of \$9,036,000; and

WHEREAS, MRB Group, the Town’s Engineer, had previously prepared a map, plan and cost estimate, dated July 2016, showing the proposed Improvements; and

WHEREAS, because of increased costs since the Town’s original approval and, supported by a revised cost estimate prepared by MRB Group dated December 2021, the Town Board of the Town of Farmington, by Resolution No. 68-2022, previously approved an increase in the total estimated cost to said District for the Improvements of \$13,000,000; and

WHEREAS, because of inflation of costs since the Town Board approved Resolution No. 68-2022, the previously approved increase of costs for the Improvements of \$13,000,000 is now insufficient to pay for these Improvements; and

WHEREAS, MRB Group has prepared another revised cost estimate, dated May 1, 2023, taking into account the higher, inflationary costs of the Improvements showing the revised estimated costs of the Improvements to now be \$15,000,000; and

WHEREAS, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon these same proposed Improvements to the Canandaigua-Farmington Consolidated Water District pursuant to Section 202-b of the New York State Town Law at the revised estimated cost of \$15,000,000.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing, to be held on May 22, 2023, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, directed to forward to the official newspapers of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "1", such notice to be published not less than ten nor more than twenty days before the day set herein for the public hearing; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the Notice of Public Hearing on the Town of Farmington sign board, not less than ten nor more than twenty days before the day set herein for the public hearing.

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

RESOLUTION #196-2023:

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

RESOLUTION TO AWARD THE BID FOR THE NORTH ROAD WATERMAIN REPLACEMENT-PHASE 4 & 5

WHEREAS, a total of six bids were received on April 27, 2023 at 10 am at the Town of Farmington Town Hall for the above referenced project,

WHEREAS, the low bidder was Morsch Pipeline, Inc with a total bid of \$411, 863.80 which includes the base bid plus the alternate,

WHEREAS, MRB has confirmed that Morsch Pipeline understands the intent of the project and has recommended the Town of Farmington sign the Notice of Award,

WHEREAS, funding for this watermain has been allocated in the capital project titled North Road, with an additional budgeted amount of \$300,000 to be transferred to the project,

BE IT RESOLVED, that the \$300,000 be transferred from the Canandaigua-Farmington Water fund to the capital project with the following budget amendment within the capital project:

HN 5031 Interfund Transfer	\$300,000	
HN 8340.2 Waterline		\$300,000

BE IT FURTHER RESOLVED, that the Supervisor sign four copies of the Notice of Award to Morsch Pipeline, Inc,

FULLY RESOLVED, the four original Notice of Awards be returned to Dave Herman, MRB Group, and that a copy of the resolution and Notice of Award be supplied to the Water and Sewer Superintendent, the Accountant I and Jared Simpson, Town of Canandaigua Supervisor.

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

RESOLUTION #197-2023:

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

RESOLUTION TO RECALL AND AMEND RESOLUTION #140-2023 AUTHORIZING THE HIRING OF A LABORER

WHEREAS, the Water and Sewer Department has a vacancy for a Laborer, and

WHEREAS, Ryan Strong accepted another position prior to his start date of March 15, 2023, and

WHEREAS, Nathan Conti applied for the position and was approved through Ontario County, now therefore

BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Water and Sewer Districts, hereby authorizes to recall and amend Resolution #140-2023, and

BE IT FURTHER RESOLVED, that the Town Board acting on behalf of the Water and Sewer Districts hereby authorizes the Water and Sewer Superintendent to hire Nathan Conti as a Laborer effective on or about May 15, 2023 at a rate of \$18.00 per hour, and

BE IT FURTHER RESOLVED, that the Town Clerk provide copies of this resolution to the Water and Sewer Superintendent, the Accountant I and the Confidential Secretary.

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

RESOLUTION #198-2023:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN LETTER FOR MUNICIPAL ADVISOR SERVICES WITH BPD MUNICIPAL FINANCE

WHEREAS, the Town Supervisor request an updated Letter of Services Agreement from BPD Municipal Finance, and

WHEREAS, Jackie Main of BPD Municipal Finance provided an updated Letter of Services on May 3rd, 2023, now therefore

BE IT RESOLVED, that the Town Board of Farmington authorizes the Town Supervisor to sign the attached Letter of Services Agreement with BPD Municipal Finance, and

BE IT FURTHER RESOLVED, that the Town Clerk provide copies of this resolution to the Accountant I and email a copy of the resolution and agreement to Jackie Main at BPD (jackie@bpdinc.net).

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

RESOLUTION #199-2023:

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

RESOLUTION SCHEDULING A PUBLIC HEARING ON AN APPLICATION FOR INCENTIVE REZONING FOR THE POWER PROPERTY, 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; CLASSIFYING THE PROPOSED ACTION AS A TYPE I ACTION 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; DECLARING INTENT TO BE DESIGNATED AS THE LEAD AGENCY AND ESTABLISHING A COORDINATED REVIEW WITH INVOLVED AGENCIES; DIRECTING SUBMISSION OF A REFERRAL TO THE ONTARIO COUNTY PLANNING BOARD UNDER THE PROVISIONS OF SECTIONS 239-I AND --M OF THE NEW YORK STATE GENERAL MUNICIPAL LAW; AND PROVIDING FOR THE DRAFTING OF A LOCAL LAW TO AMEND THE TOWN’S OFFICIAL ZONING MAP

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received an application, dated May 8, 2023, from BME Associates on behalf of their client Canandaigua Development Company, LLC, for the rezoning of land identified above, from RS-25 Residential Suburban and LI Limited Industrial to IZ Incentive Zoning, for the Power Property Incentive Zoning Project; and

WHEREAS, the said application includes a revised concept drawing dated 5/5/23 and a complete Part 1 Full Environmental Assessment Form, dated 5/8/23; and

WHEREAS, the Town Board desires to consider the revised concept drawing and this application for rezoning.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, in accordance with the provisions contained in Part 6 NYCRR, §617.6, of the ECL, does hereby classify the proposed action as a Type I Action as defined within Part 617.4 (b) (2) of the above referenced SEQR Regulations; and

BE IT FURTHER RESOLVED, that the Town Board does hereby declare its intent to be designated the lead agency for this action; and

BE IT FURTHER RESOLVED, that the Town Board does hereby instruct the Town Director of Planning and Development to initiate a coordinated review with involved agencies, that is to commence on Wednesday, May 10, 2023 and end at noon on Friday, June 9, 2023; and

BE IT FURTHER RESOLVED, that the Town Board does hereby schedule a public hearing to be held on Monday, May 22, 2023, starting at 7:00 p.m., Eastern Day Light Savings Time, in the Farmington Town Hall, 1000 County Road 8, Farmington, New York and that the Town Clerk is instructed to provide public notice thereof in accordance with established procedures; and

BE IT FURTHER RESOLVED, that the Town Board instructs the Director of Planning and Development to prepare a draft local law to amend the Town’s Official Zoning Map in accordance with the provisions contained in Chapter 165 of the Farmington Town Code; and

BE IT FURTHER RESOLVED, that the Town Board instructs the Director of Planning and Development to submit a referral to the Ontario County Planning Board under the provisions of the New York State General Municipal Law for consideration at the County’s June 14, 2023, Planning Board meeting; and

BE IT FINALLY RESOLVED, that certified copies of this resolution are to be provided to 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, Bowerman, Herendeen, and Casale), the Resolution was **CARRIED**.

RESOLUTION #200-2023:

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

Abstract 9 – 2023

TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS

<i>ABSTRACT NUMBER</i>		<u>9</u>	
<i>DATE OF BOARD MEETING</i>		<u>5/9/2023</u>	
<i>FUND CODE</i>	<i>FUND NAME</i>	<i>TOTAL FOR EACH FUND</i>	<i>VOUCHER NUMBERS</i>
A	GENERAL FUND	48,700.05	784,786-834,885
DA	HIGHWAY FUND	76,118.54	800,807,818,823,826,835-840
HK	SIDEWALK CAP PROJECT	690.00	785
HD	TOWN SIGNS CAP PROJ	586.40	823,837
HW	WATER TANK REPAIR		
SD	STORM DRAINAGE	31,568.65	840,872
SS	SEWER DISTRICT	48,142.66	790,800,802,807,813,815,841-874
SW1	WATER DISTRICT	27,030.55	790-800,802,807,813,815,842,849, 851,852,855-857,859,860,863-965, 867, 871-884
SL1	LIGHTING DISTRICT		
TA200	PAYROLL DEDUCTIONS	37.28	832,874
	TOTAL ABSTRACT	\$ 232,774.13	

Councilman Herendeen abstained from Voucher 799-23.

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

TRAINING UNDER \$100: None.

DISCUSSION: Request to waive penalty for 5825 Mountain Ash Drive. Town Board agreed to not waive the fee as they have done in the past with others.

EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Bowerman** offered a motion to adjourn the meeting at 7:55 p.m., seconded by **Councilman Casale**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk