

**RESOLUTION AUTHORIZING ACCEPTANCE OF EASEMENTS AND A
STORMWATER CONTROL FACILITY MAINTENANCE AGREEMENT**

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with G&A Development & Construction Corp. (“Owner”) regarding the Town’s obtaining a Stormwater Management Facility Easement, a Water and Utility Easement and a Stormwater Maintenance Agreement over portions of Owner’s property located at 6081 State Route 96, as shown on maps attached to each document; and

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

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

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

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

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

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

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on June 20, 2023, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	_____	_____
Michael Casale	_____	_____
Steven Holtz	_____	_____
Ronald Herendeen	_____	_____
Nathan Bowerman	_____	_____

Dated: _____, 2023

Michelle Finley, Town Clerk

SEAL

Resolution No. ____ of 2023

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 20, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

RE: RESOLUTION REGARDING THE CONSENT OF THE TOWN BOARD TO DEDICATE ACKERMAN WAY IN AUBURN MEADOWS SUBDIVISION, SECTION 8S

WHEREAS, upon reading the dedication of Ackerman Way in Auburn Meadows Subdivision, Section 8S, dated the 22nd day of July, 2020 and the Release related thereto dated the 22nd day of July, 2020, all in the above-entitled matter, wherein the owner of lands described therein have released the same to the Town of Farmington and its Highway Superintendent for highway purposes; and

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has reviewed the June 16, 2023 MRB Group letter from Lance S. Brabant, CPESC, to Ronald Brand, Director of Planning and Development, which identifies that all improvements have been made in accordance with the Planning Board's conditions of approval, PB #0104-19; and

WHEREAS, the Town Board has also reviewed the attached completed Appendices Forms G-3.0, G-3.1, G-3.2 and G-11.0 where Town Department Heads certify acceptance of said improvements.

NOW, THEREFORE, BE IT RESOLVED, that consent be and the same hereby is given to the Town Superintendent of Highways of the Town of Farmington to make an order laying out the lands described in said dedication, dated the 22nd day of July, 2020, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto.

Resolution No. ____ of 2023

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 20, 2023

RE: RESOLUTION ACCEPTING A TWO-YEAR MAINTENANCE BOND FOR SITE IMPROVEMENTS LOCATED WITHIN SECTION 8S, AUBURN MEADOWS SUBDIVISION TRACT, IN THE TOTAL AMOUNT OF \$70,673.55 AND DIRECTING THE FILING IN THE TOWN CLERK’S OFFICE.

WHEREAS, the Town Director of Planning and Development has provided the Town Board with a letter from Lance S. Brabant, CPESC, MRB Group, D.P.C., dated June 13, 2023, and a copy of the approved Letter of Credit Estimate for Section 8S of this project, which was used in determining the amount of surety necessary for a two-year maintenance bond; and

WHEREAS, the above referenced Town Engineer’s letter identifies that the Town Highway Superintendent, the Town Water and Sewer Superintendent, the Town Code Enforcement Officer and the Town Engineers have reviewed the site improvements and have found them to be substantially in accordance with the approved plans and Town standards.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby accepts and approves a two-year Maintenance Bond, in the total amount of \$70,673.55, be submitted to the Town Clerk’s Office for filing.

BE IT FURTHER RESOLVED that said two-year maintenance bond is to be filed prior to the Town Board authorizing the final release of funds remaining in the Letter of Credit for Section 8S of this project.

BE IT FURTHER RESOLVED that the Town Clerk is to file certified copies of this resolution with: Mr. Anthony DiPrima, A&D Real Estate Development Corporation, LLC, 7 Beauclaire

Lane, Fairport, New York 14450; and Mr. Walter Baker, Project Manager, D.S.B. Engineers & Architects, P.C., 2394 Ridgeway Avenue, Rochester, New York 14626.

BE IT FINALLY RESOLVED that certified copies of this resolution are also to be provided to: the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Construction Inspector; the Town Code Enforcement Officer; the Town Director of Planning and Development; and the Town Engineers.

Resolution No. ____ of 2023

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 20, 2023

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

RE: RESOLUTION ACCEPTING DEDICATION OF A PUBLIC WATER LINE AND FIRE HYDRANTS AS PART OF THE FARMINGTON COMMONS RELIANT FEDERAL CREDIT UNION SITE IMPROVEMENTS.

WHEREAS, the Town Director of Planning and Development has provided the Town Board with a letter from Lance S. Brabant, CPESC, MRB Group, D.P.C., dated June 16, 2023, and a copy of the completed Appendices Forms 3.1, 3.2 and 3.11, signed by all Departments; and

WHEREAS, the above referenced documents attest to the specified site improvements having been installed and have found them to be substantially in accordance with the approved plans and Town standards.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept dedication of the watermain and sidewalk improvements associated with this project.

BE IT FURTHER RESOLVED that the Town Clerk is to file certified copies of this resolution with: Mr. Demetrios Statopolous, Ajay Glass Company, 101 North Street, Canandaigua, New York 14424; and Matthew Tomlinson, Project Manager, Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614,

BE IT FINALLY RESOLVED that certified copies of this resolution are also to be provided to the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Construction Inspector; the Town Code Enforcement Officer; the Town Director of Planning and Development; and the Town Engineers.

Resolution No. ____ of 2023

THE TOWN OF FARMINGTON TOWN BOARD

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

The following was presented

By _____

Sec'd by _____

Date of Adoption: June 20, 2023

RE: RESOLUTION ACCEPTING A TWO-YEAR MAINTENANCE BOND FOR SITE IMPROVEMENTS LOCATED WITH FARMINGTON COMMONS RELIANT FEDERAL CREDIT UNION PROJECT IN THE TOTAL AMOUNT OF \$3,442.20 AND DIRECTING THE FILING IN THE TOWN CLERK'S OFFICE.

WHEREAS, the Town Director of Planning and Development has provided the Town Board with a letter from Lance S. Brabant, CPESC, MRB Group, D.P.C., dated June 13, 2023, and a copy of the approved Letter of Credit Estimate for this project, which was used in determining the amount of surety necessary for a two-year maintenance bond; and

WHEREAS, the above referenced Town Engineer's letter identifies that the Town Highway Superintendent, the Town Water and Sewer Superintendent, the Town Code Enforcement Officer and the Town Engineers have reviewed the site improvements and have found them to be substantially in accordance with the approved plans and Town standards.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby accepts and approves a two-year Maintenance Bond, in the total amount of \$3,442.20, be submitted to the Town Clerk's Office for filing.

BE IT FURTHER RESOLVED that said two-year maintenance bond is to be filed prior to the Town Board authorizing the final release of funds remaining in the Letter of Credit for this project.

BE IT FURTHER RESOLVED that the Town Clerk is to file certified copies of this resolution with: Mr. Demetios Statopolous, Ajay Glass Company, 1010 North Street, Canandaigua, New

York 14424; and Matthew Tomlinson, Project Manager, Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614.

BE IT FINALLY RESOLVED that certified copies of this resolution are also to be provided to: the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Construction Inspector; the Town Code Enforcement Officer; the Town Director of Planning and Development; and the Town Engineers.