

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 26th day of March, 2024, 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, **Robin MacDonald** – Acting Water & Sewer Superintendent, **Dan Delpriore** - Code Enforcement Officer, **Ron Brand** – Director of Planning & Development, **Adrian Bellis** – Planning Board Member, **Bill Davis** – MRB Group, and **Hal Adams** – Agricultural Advisory Committee, **Gerry Goldman** - Attorney for Whitestone Development, **Jess Sodul** – Passero Associates.

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

PUBLIC HEARINGS: WHITESTONE INCENTIVE REZONING PROJECT

Supervisor Ingalsbe opened the public hearing at 7:02 p.m. The Town Clerk read the legal notice. Mr. Goldman stated that they are here tonight on an incentive rezoning application with roughly 65 acres located at the southeast corner of State Route 332 and County Road 4, historically it was the Glacier Lakes Waterpark project, which did not get any traction. He added that a rezoning was done a number of years ago on the far eastern portion of the site for the Pintail Crossing residential development and now they have the 65 acres remains for development and Whitestone has analyzed the property backwards and forwards and has come up with a concept for a mixed-use development on the site both commercial and residential. He stated that they understand that the town has had interest in the commercial development of the frontage and that is what is being proposed and in addition to that, the interior portion is proposed as a residential component. He stated that along the Rt. 332 frontage they have modified their program to further encourage the commercial development which the Board has been interested in. They originally had four parcels out in front, and they now have five parcels and on the County Road 41 frontage there is only one piece which is part of their project which they are proposing for general use under General Business Light Industrial at his point, and conceptually they had that as a self-storage facility on the site. He stated that they have undergone the normal course in dealing with an incentive zoning application, they came with an original letter of intent on October 17, 2023, and they worked with the Town Board and Town Staff at number of PRC meetings and have gone to workshops, went to the Town Planning Board on a referral from the Town Board and the Planning Board came back with comments which they have incorporated as part of what they are doing. They have also gone to the County Planning Board within the last month and the County went through a full analysis as well. Mr. Goldman stated that all the content in which he is speaking is contained a letter of intent dated February 28, 2024, he trusts that the Board has looked at it, so he is not going to get into the granular details of the compliance of the Comprehensive Plan and the standards for incentive zoning, those are all laid out in the letter of intent. Mr. Sodul pointed out all the nuts and bolts of the plan that they are presenting tonight, he noted that he sees that a SEQR resolution is on the agenda for tonight and they do understand that this topic will not be decided tonight and there are more decisions to be made and that the matter will be tabled to the April 9th meeting. He added that they are ready to move forward with further discussions on the application after tonight's meeting.

Mr. Sodul, project engineer with Passero Associates, pointed out the changes that were made from the last time they presented this application to the Board. He stated that mainly there was a significant increase in the commercial component of the project and the corresponding reduction on the residential townhomes side of the project. He stated that as a result of meetings with Town Staff, the new dedicated road that they are proposing which will provide access to all the commercial areas without having individual curb cuts on Rt. 332, which is accordance with the Comprehensive Plan and any studies of Rt. 332. He added that the dedicated road has been adjusted and moved to the east. He stated that originally there was intended to be a private road with townhomes fronting along it that has been removed all together, the road was pushed further to the east which increased the commercial area by approximately 50% and less residential density. Mr. Sodul stated that past changes included modifying the site layout a number of times to make sure all the dedicated roads were independent of any of the projects and that they could be properly maintained and didn't have individual curb cuts. Mr. Sodul stated that a few amenities of interest is the public sidewalk going south down to Farmbrook and extends to the north up to the intersection of Rt. 332 and County Road 41, upgrade in the traffic signal, internal road dedicated to connecting to Quentonshire Road to reduce curb cuts, and a monetary donation for the Beaver Creek Park interceptor force main project.

Supervisor Ingalsbe asked what the phases of the project were. Mr. Sodul replied that they are hoping the first phase will be at least two of the commercial pad sites, the storage facility on County Road 41, and a third of the townhome units, phase two they are hoping for more commercial pads and the second third of the residential units, and the third phase would be the balance of the townhome units. He added that they have had a lot of interest in the commercial uses. Hearing no other comments, Supervisor Ingalsbe opened the Town Board meeting.

APPROVAL OF MINUTES:

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz** that the minutes of the March 12, 2024, Town Board Meeting, and previously given to members for review, be approved. All Voting "Aye" (Holtz, Herendeen, Casale, Bowerman, and Ingalsbe). Motion **CARRIED**.

PRIVILEGE OF THE FLOOR: None.

PUBLIC CONCERNS: None.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Holtz reported:

1. Discussed Plant security options.
2. Discussed roof repairs.

3. Primary clarifier #4 is back online.
4. Discussed PS-4, waiting for parts to arrive.
5. Discussed hydro dyne bearing replacement schedule.
6. Flash mixer is scheduled to be shipped out on April 17th.
7. Discussed Digester #1- gas tube blockage.
8. Discussed resolutions on agenda.

Highway & Parks:

1. Highway- equipment maintenance, plowing and salting roads, finished cutting trees at Calm Lake, working on clean up, and working on sidewalks on Canandaigua-Farmington Townline Road, patching potholes, moved speed limit sign to Amber Drive, repairing and straightening street signs, started repairs on plow damage, and picked up fallen trees on roads after windy weather.
2. Parks- plowing and salting parking lots and sidewalks, servicing summer equipment, repairing and painting picnic tables and benches, and ran conduit for electric, mounted lights and built new flower bed for Town Hall sign, and began spring mulching at the Court Building.

Town Operations Committee: Councilman Casale reported:

1. Discussed resolutions on agenda.
2. The Parks and Recreation Survey will be presented to the Town Board in April.
3. Update on TAP Grant project-documents have been submitted to Albany.
4. Ag Advisory Committee has received a preliminary draft of the overlay district regulations and will continue their discussion at their next meeting on April 19th.
5. Farmington Market Center is going to present their preliminary to the Planning Board.

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

1. Received a solar project application from the Town of Victor, see the Town Clerk to look at it and let him know of any concerns about it.
2. County- Economic Development Committee meeting, Board of Supervisors meeting on Thursday
3. Discussed the Solar Eclipse with Public Works, town will remain open.
4. Finance Meeting on April 16th at 8:30 a.m.

Highway& Parks Superintendent Tim Ford reported:

1. April 8th starts 10-hour days, fuel tank will be filled.

Town Clerk Michelle Finley reported:

1. County Clerk Association Meeting tomorrow at the Town Hall.
2. Tax season is winding down, settle with County on April 5th.
3. Easter Egg Hunt had a good turnout despite the snow fall.

Acting Water & Sewer Superintendent Robin MacDonald reported:

1. Update on Brickyard Road Water Tank – pipe is in from the tank site, two 16” pipes to the road and stone put in.

Code Enforcement Officer Dan Delpriore reported:

1. Part-timer will be back on April 8th.
2. Court case from 778 Hook Road has been dismissed and resolved and moving in the right direction.
3. New Secretary to Planning and Zoning starts on April 9th

Director of Planning and Development Ron Brand reported:

1. Town Operations Report available on website and filed with the Town Clerk.
2. County received \$75,000 to start the Black Brook drainage study in Manchester. Looking to put a committee together.
3. Discussed waiver of the rule resolution for watermain connection between CountryMax and Ingleside.
4. Presentation in April on the results of the resident’s survey, will be forming a committee and updating the Parks and Recreation Master Plan.
5. Town Clerk will be amending the official zoning map to reflect Redfield Grove changes.

Assessor Donna LaPlant reported: None.

Town Engineer Bill Davis reported:

1. Update on Town Park Pavilion – everything seems on tract.
2. Update on Farmington Grove Park update – resolution awarding on tonight’s agenda.

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

1. Last meeting – final site plan for Union Crossing.
2. Next Meeting – Fowler Family Trust and Final on 2-lot subdivision for Bowerman, Pintail Crossing, and Final for Redfield Grove.

Zoning Board of Appeals reported: None.**Recreation Advisory Board 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:**

1. Website-tab is out of date – misleading and inaccurate.

COMMUNICATIONS:

1. Ontario Insurance Company Renewal Certificate. Re: Historical Society.
2. Letter to the Town Supervisor from the NYS Unified Court System. Re: 2023 Audit.
3. Letter to the Town Supervisor from Michael Killian, Editor, of the Daily Messenger. Re: Daily Messenger delivery.
4. Letter to Karl Shuler, President, Taylor, The Builders, from the Town Supervisor. Re: “Will Serve” request for public water service to the Union Crossing proposed building located within the Blackwood Industrial Park Site along County Roads 8 & 41.
5. US Bankruptcy Court Southern District of NY Notice of Agreements with US Department of Justice. Re: Endo International plc, et al.
6. Letter to Michael Montalto, Senior Project Manager, Costich Engineers, DPC, from the Town Supervisor. Re: Public water service to the proposed Union Crossing 200,000 square foot warehouse building located on property along the north side of County Road 41 and the west side of County Road 8 (File #PB0507-21).
7. Letter to Jim DiNapoli from the Code Enforcement Officer/Fire Marshal. Re: 884 Sheldon Road.
8. Email to Kyle Kerr from the Town Clerk. Re: Raffle Consent Form (GC-RCF) for Camp Good Days and Special Times.
9. Contractor Special Policy – Rabetoy Construction.
10. NYS Department of Labor Application for Dispensation for Hours. Re: Landmark Structures I, LP.
11. Certificate of Liability Insurance from: Amish Outlet & Gift Shop; Syracuse Fence, Inc.; J&B Installations, Inc.; Indus Group, Inc.; E and V Energy Corporation; Carini Excavating, Inc.
12. Certificate of Workers’ Compensation Insurance from: Amish Outlet & Gift Shop; Syracuse Fence, Inc.; Indus Group, Inc.; E and V Energy Corporation; Carini Excavating, Inc.
13. Certificate of NYS Disability and Paid Family Leave Benefits Insurance from: Amish Outlet & Gift Shop.

REPORTS & MINUTES:

1. NYS Department of State Building Standards and Codes Uniform Code Administration and Enforcement Report (Reporting Year 2023).
2. Ontario County Sheriff Traffic Report – February 2024.
3. AECOM Monthly Discharge Report 7-Eleven #35080 – March 15, 2024.
4. Farmington Senior Citizens Meeting Minutes – March 4, 2024.
5. Planning Board Meeting Minutes – March 6, 2024.

ORDER OF BUSINESS:**RESOLUTION #131-2024:**

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

RESOLUTION ESTABLISHING THE PENALTY DATE FOR ALL UNPAID 2024 FIRST QUARTER ACCOUNTS LOCATED WITHIN THE CANANDAIGUA-FARMINGTON (CFWD) WATER AND VICTOR SEWER DISTRICTS

WHEREAS, payment for the 1st Quarter 2024 CFWD water and sewer bills and Victor Sewer District sewer bills are due on Tuesday, April 30, 2024; now therefore

BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Canandaigua-Farmington Water and Victor Sewer Districts hereby authorizes those payments must be received at the Town Clerk’s office prior to 8 AM Wednesday, May 1, 2024. Payments with US mail postmarks as of April 30, 2024 will be accepted without penalty, and be it

FURTHER RESOLVED, a 10% late fee will be applied to the water and sewer portion of unpaid residential and commercial bills on Wednesday, May 1, 2024 with a shutoff date of Wednesday, June 5, 2024 established for this quarter with the administration fee also being added, and be it

FURTHER RESOLVED, that the On-Line payment option is also available for water and sewer payments which will be accepted up until midnight on Tuesday, April 30, 2024 without the 10% penalty being applied; and be it

FINALLY RESOLVED, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Department and the Accountant I.

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

RESOLUTION #132-2024:

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

CONFIRMING RESOLUTION ACCEPTING A MAINTENANCE BOND FOR THE RG&E SUBSTATION #127 IN THE AMOUNT OF \$103,508.83

WHEREAS, RG&E is upgrading electrical components at Substation #127, and

WHEREAS, a Performance Bond was received on October 30, 2023, to cover site grading and stabilization, erosion and sediment control measures, landscaping, storm water mitigation measures and record mapping in the amount of \$103,508.83, and that a resolution accepting this bond was to be approved, therefore be it

RESOLVED, that the Farmington Town Board accepts the maintenance bond from RG&E in the amount of \$103,508.83 and further be it

RESOLVED, that the Town Clerk provide certified copies of this resolution to Dave Orians, Town Constuction Inspector; Tim Ford, Highway and Parks Superintendent; Robin MacDonald, Acting Water & Sewer Superintendent; Lance S. Brabant, MRB Group; Dan Delpriore, Code Enforcement Officer, and Ronald L. Brand, Town Director of Planning and Development, and further be it

RESOLVED, that the Town Clerk provide certified copies to be issued to the Applicant’s Engineer, Mary Steblein P.E., LaBella Associates, 300 State Street, Suite 201, Rochester, NY 14614.

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

RESOLUTION 133-2024:

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

RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR THE COBBLESTONE ARTS CENTER PARENT PRESENTATION

WHEREAS, Cobblestone Arts Center would like to hold a parent presentation at Mertensia Lodge on Thursday, March 28th from 12 p.m. until 3:30 p.m.; and

WHEREAS, Cobblestone Arts Center 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 March 28th, 2024 for the Cobblestone Arts Center parent presentation; and be it

FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution to Vanessa Goodwin at vanessa@cobblestoneartscenter.com and the Accountant I.

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

RESOLUTION #134-2024:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE GENERAL FUND

WHEREAS, Resolution 368-2023 authorized the application for the 2022-2023 Justice Court Assistance Program grant and an amount of \$3968.00 was part of the 2024 budget. The Town received funding in the amount of \$3670.37; now therefore

BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the following budget amendment to adjust the revenue and expense line:

Debit: A1110.22 NYS Aid Expense	\$297.63	
Credit: A3089 State Aid-Justice		\$297.63

BE IT FURTHER 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 #135-2024:

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

RESOLUTION TO AWARD THE CONTRACT FOR THE FARMINGTON GROVE PARK SITE IMPROVEMENTS

WHEREAS, six bids were received on March 19, 2024 for the Farmington Grove Park site improvements; and

WHEREAS, the low bidder was Roadtek, LLC with a lump sum bid of \$331,400; and

WHEREAS, MRB Group has reviewed all of the bidding documentation and recommends that the Town of Farmington sign the Notice of Award; and

WHEREAS, funding for this project will be disbursed from the established capital project with the following budget amendment within the capital project:

Debit: HP 7110.2 Park Improvements	\$111,400	
Credit: HP 7110.21 Grove Park Improvements		\$111,400

NOW THEREFORE BE IT RESOLVED, that the Supervisor sign the Notice of Award; and

BE IT FURTHER RESOLVED, the original Notice of Award be returned to Steven Schultz, MRB Group, and that a copy of the resolution and Notice of Award be emailed to Melissa Liberatore (Melissa.Liberatore@mrbgroup.com), and also be supplied to the Highway department, and the Accountant I.

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

RESOLUTION #136-2024:

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

CONFIRMING RESOLUTION AUTHORIZING PAYMENT TO JOE JOHNSON EQUIPMENT INC. FOR RODDER PUMP REPAIR

WHEREAS, the Acting Water and Sewer Superintendent has recognized the need for a for mentioned pump, and

WHEREAS, after receiving the invoice for the emergency repair for Truck # 16 (Flusher Truck) from Joe Johnson Equipment Inc. in the amount to be paid of \$5,298.71; now therefore

BE IT RESOLVED the funds be expended from budget lines SS8130.4 and SW1-8340.4; and

BE IT FURTHER RESOLVED that the Town Clerk provides a copy of this resolution to the Acting Water/Sewer Superintendent and the Accountant I.

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

RESOLUTION #137-2024:

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

RESOLUTION AUTHORIZING ACCEPTANCE OF WATER & UTILITY EASEMENT FOR PROPERTY LOCATED AT 5602 COUNTY ROAD 41

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with Minitec Framing Systems LLC, ("Owner") regarding the Town's obtaining a permanent water and utility easement over portions of its property located at 5602 County Road 41, Farmington NY, as shown on a map prepared by MRB Group dated March of 2024; and

WHEREAS, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town the easement over said land of said Owner; and

WHEREAS, said easement has 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 easement on behalf of said Town; and

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

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

MAY IT BE FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Jeff Graff 26 East Main Street Clifton Springs for filing with the County Clerk's Office, Code Officer Dan Delpriore, Confidential Secretary, Lance Brabant with MRB and to Minitec Framing Systems, 5602 County Road 41, Farmington NY 14432 Attn: Andrew Moles.

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

RESOLUTION #138-2024:

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

RESOLUTION AUTHORIZING ACCEPTANCE OF STORM SEWER & UTILITY EASEMENT FOR PROPERTY LOCATED AT 5602 COUNTY ROAD 41.

WHEREAS, the Town of Farmington, by its officers or representatives, has engaged in discussions with Minitec Framing Systems LLC, ("Owner") regarding the Town's obtaining a permanent Storm Sewer and utility easement over portions of its property located at 5602 County Road 41, Farmington NY, as shown on a map prepared by MRB Group dated March of 2024; and

WHEREAS, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town the easement over said land of said Owner; and

WHEREAS, said easement has 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 easement on behalf of said Town; and

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

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

MAY IT BE FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Jeff Graff 26 East Main Street Clifton Springs for filing with the County Clerk's Office, Code Officer Dan Delpriore, Confidential Secretary, Lance Brabant with MRB and to Minitec Framing Systems, 5602 County Road 41, Farmington NY 14432 Attn: Andrew Moles.

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

RESOLUTION #139-2024:

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

ACCEPTANCE OF THE REQUEST FOR AND APPROVAL OF THE FINAL RELEASE OF FUNDS, RELEASE #2, FROM THE LETTER OF CREDIT FOR SITE IMPROVEMENTS FOR HOME POWER SYSTEMS, LLC, 1127 CORPORATE DRIVE EAST, IN THE TOTAL AMOUNT OF \$6,742.00

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board, a resolution dated March 20, 2024, recommending the Town Board accept the above referenced final release #2 from the Letter of Credit for approved site improvements for the Home Power Systems, LLC, property, located at 1127 Corporate Drive East, in the total amount of \$6,742.00; 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 letter of credit release #2, dated March 6, 2024; and

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

WHEREAS, the Town Clerk has verified the remaining zero-balance in this Letter of Credit after this second and final release of funds.

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 \$ 6,742.00.

BE IT FURTHER RESOLVED that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to: James Swetman, Home Power Systems, LLC, 1127 Corporate Drive East, Farmington, New York 14425; Tom Danks, P.E., BME Associates, 10 Liftbridge Lane E., Fairport, New York 14450; the Town Planning Board Chairperson; the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Code Enforcement Officer; the Town Construction Inspector; the Town Engineer; the Director of Planning & Development; and John Robortella, Clerk of the Planning Board.

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

RESOLUTION #140-2024:

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

ACCEPTANCE OF THE REQUEST AND AUTHORIZATION FOR THE FINAL RELEASE OF FUNDS, RELEASE #2, FROM THE LETTER OF CREDIT FOR SITE IMPROVEMENTS FOR LOT R-6B, SWETMAN PROPERTIES, 1127 CORPORATE DRIVE EAST, IN THE TOTAL AMOUNT OF \$46,524.00

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board, a resolution dated March 20, 2024 recommending the Town Board accept the above referenced final release (Release #2) from the Letter of Credit for approved site improvements for the Home Power Systems, LLC, property, located at 1127 Corporate Drive East, in the total amount of \$46,524.00; 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 letter of credit release #2, dated March 6, 2024; and

WHEREAS, with this release of funds there will be a zero-balance remaining in this Letter of Credit; and

WHEREAS, the Town Clerk has verified there will be a zero-balance remaining in this Letter of Credit after this second release of funds is authorized.

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 \$ 46,524.00.

BE IT FURTHER RESOLVED, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to: James Swetman, Home Power Systems, LLC, 1127 Corporate Drive East, Farmington, New York 14425; Tom Danks, P.E., BME Associates, 10 Liftbridge Lane E., Fairport, New York 14450; the Town Planning Board Chairperson; the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Code Enforcement Officer; the Town Construction Inspector; the Town Engineer; the Director of Planning & Development; and John Robortella, Clerk of the Planning Board.

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

RESOLUTION #141-2024:

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

RESOLUTION AUTHORIZING ACCEPTANCE OF PARTS 2 & 3 OF THE FULL ENVIRONMENTAL ASSESSMENT FORMS FOR WHITESTONE INCENTIVE REZONING PROJECT AND CONTINUING THE PUBLIC HEARING TO APRIL 9, 2024

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board), has tonight opened the scheduled public hearing upon the above referenced Action; and

WHEREAS, the Town Board must accept Parts 2 & 3 of the Full Environmental Assessment Forms, which are now made part of the public record on this Action; and

WHEREAS, the Town Board has received and reviewed the Ontario County Planning Board Referral, Number 53-2024, dated March 13, 2023, which recommends approval of the proposed Action with comments, which are now made part of the public record on this Action; and

WHEREAS, the Town Board desires to provide time for the public review the public record on this Action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby authorize acceptance of Parts 2 & 3 of the Full Environmental Assessment Forms for Whitestone Incentive Rezoning Project and moves to continue this public hearing on Tuesday evening, April 9, 2024, starting at 7:00 p.m., in the main meeting room at the Farmington Town Hall.

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

RESOLUTION #142-2024:

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

RESOLUTION AUTHORIZING PROVISIONALLY HIRING AN ASSESSOR'S AIDE

WHEREAS, Paula Ruthven was appointed as the Assistant Assessor February 19, 2023 leaving the Assessor Aide position vacant, and

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

WHEREAS, this appointment will be provisional upon Elisabeth Murphy completing the Assessor Aide Civil Service Exam (TBA) and scoring within the top three highest scores, now therefore

BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the provisional hiring of Elisabeth Murphy effective April 1, 2024 at a rate of \$18.50 per hour, and

BE IT FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Supervisor's Secretary, Assessor, Accountant I, and Elisabeth Murphy at 1163 The Grove, Victor, NY 14564.

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

RESOLUTION #143-2024:

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

Abstract 6 – 2024			
A	GENERAL FUND	156,671.06	495-497,500-506,508-532,534-550,552,-555
DA	HIGHWAY FUND	22,837.67	497,499,500,516,521,538,542,577,556,557-559
HG	CTY RD 8 WATERLINE	312.50	536
HK	SIDEWALK CAP PROJ	9,840.79	507
HP	TOWN PARK IMPROVEMENTS	21,657.50	533,536
HT	TOWN HALL CAP PROJ	3,149.00	551
HV	MERTENSIA WATERLINE	795.00	536
HW	WATER TANK REPAIR	17,160.00	536
HY	RT 332 & COLLETT	805.00	536
SD	STORM DRAINAGE	2,243.01	499,531,536,542
SL1	LIGHTING DISTRICT	1,815.46	529,543
SS	SEWER DISTRICT	113,563.23	458-485,499,504,513,516,521,531,536,538,542,553,560,561
SW1	WATER DISTRICT	113,578.12	458-461,466,468,470-474,477,484,486-494,499,504,513,516,521,531,536,538,542,560
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	7,328.24	498,521,542,552
	TOTAL ABSTRACT	\$ 471,756.58	

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

TRAINING UNDER \$100: None.

DISCUSSION: Request to waive late fee – 1440 Tudor Way- Supervisor Ingalsbe will pay the late fee (\$1.85).

WAIVER OF THE RULE: No Objection

RESOLUTION #144-2024:

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

RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN A PROPOSAL FOR PROFESSIONAL SERVICES FROM MRB GROUP FOR WATERMAIN CONNECTION BETWEEN INGLESIDE MACHINE AND COUNTRY MAX

WHEREAS, Country Max is currently under construction and as a part of that project, a watermain has been constructed that terminates in a dead end near the southwest part of the site, and

WHEREAS, due to some concerns with one of the proposed watermain connections that would supply the site, the Town proposed switching the connection to the existing watermain that runs through Ingleside Machine’s property to the south, and

WHEREAS, MRB Group has submitted a Proposal for Professional Services for watermain connection between Ingleside Machine and Country Max at a cost not to exceed \$8,850.00, now therefore

BE IT RESOLVED, that the Town Board of the Town of Farmington authorizes the Town Supervisor so sign the Proposal for Professional Services for watermain connection between Ingleside Machine and Country Max at a cost not to exceed \$8,850.00, and

BE IT FINALLY RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Accountant I, Water & Sewer Department, and Bill Davis of MRB Group.

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

RESOLUTION #145-2024:

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

CLASSIFYING THE ACTION ENTITLED “COUNTRYMAX – INGLESIDE MACHINE WATER MAIN” AS AN UNLISTED ACTION, DECLARING TOWN BOARD’S INTENT TO BE DESIGNATED LEAD AGENCY STATUS UNDER THE PROVISIONS OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) REGULATIONS, AND DIRECTING A PROJECT NOTIFICATION REVIEW LETTER AND PACKET BE PROVIDED TO THE OTHER INVOLVED AGENCY AS PART OF A COORDINATED REVIEW UNDER 6NYCRR PART 617 OF THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) at tonight’s meeting has received information from the David Herman, MRB Group, DPC, the Town’s Engineering Firm and Ronald Brand, Town Director of Planning and Development, of the need to commence a coordinated review under SEQRA for the above referenced Action; and

WHEREAS, the Town Board has reviewed the proposed classification of said Action and understands the need for conducting a coordinated review with other involved agencies.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby classify the proposed Action as being an Unlisted Action under the provisions of 6NYCRR Part 617 of SEQRA.

BE IT FURTHER RESOLVED, that the Town Board desires to conduct a coordinated review with the other involved agencies.

BE IT FURTHER RESOLVED, that the Town Board determines the New York State Department of Environmental Conservation, the New York State Department of Health, and the U.S. Army Corps of Engineers (ACOE) are the other involved agencies providing a permit or approval for the crossing underneath the “Blue Line Classified Stream” shown on the Environmental Mapper.

BE IT FURTHER RESOLVED, that there are no other known involved agencies for the proposed Action.

BE IT FURTHER RESOLVED, that the Town Board directs a Project Notification Review Letter (PNRL), the Town’s SEQR Response Form, the Town Engineer’s Narrative of Project Need and description, the Part 1 Full Environmental Assessment Form and related drawings identifying the Action, are to be provided to the DEC thereby starting a 30 day review period.

BE IT FURTHER RESOLVED, that the Town Board does hereby declare its intent to be designated Lead Agency under SEQRA for the above referenced Action at its meeting on Tuesday, April 23, 2024.

BE IT FURTHER RESOLVED, that a certified copy of this resolution is to be included in the PNRL referenced above.

BE IT FURTHER RESOLVED, that certified a copy of this resolution is to be provided to the Town Director of Planning and Development, the Town Code Enforcement Officer, the Town Construction Inspector, the Town Acting Water and Sewer Superintendent, and the Town Engineer.

BE IT FINALLY RESOLVED, that the Town Board directs a copy of this resolution is to be filed as provided for under the State’s SEQR Regulations.

All Voting “Aye” (Ingalsbe, Holtz, Herendeen, Bowerman, and Casale), the Resolution was **CARRIED**.
EXECUTIVE SESSION: None.

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 7:45 p.m., seconded by **Councilman Bowerman**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk