

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 24<sup>th</sup> day of October, 2023, at 7:00 PM, there were:

**PRESENT:** Peter Ingalsbe – Supervisor  
Mike Casale – Councilman-necessarily absent  
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, **Don Giroux** – FVFA, **Rosalie Bona** – FVFA, **Larry Potter** – resident, **Ed Hemminger** – Planning Board Chairman, **Mike Montalto** – Costich Engineering, **Donna LaPlant** – Assessor, **Christopher LaPlant** – resident, **Tonia Ettinger** – resident, and **Hal Adams** – Ag Advisory Chairman, **Sue Bauer** – resident, **Lindsay Ward** – SBDC SUNY Brockport, **Justin Mirando**, and **Betsy Brugg** – Woods Oviatt Gilman LLP

Also present by telephone/video conferencing were: **Michael Phillips** – resident, and **Mike Rice**

## **PUBLIC HEARINGS:**

### **LOCAL LAW NO. 10 OF 2023 OR AMENDING LOCAL LAW NO. 5 OF 2015, INVOLVING THE REDESIGN OF THE REMAINING LANDS LOCATED WITHIN PORTIONS OF PHASE 3 OF THE REDFIELD GROVE INCENTIVE REZONING PROJECT**

Supervisor Ingalsbe opened the public hearing at 7:00 p.m. The Town Clerk read the legal notice. Mr. Brand stated that the applicant, Mr. DeFelice, previously had approval for five commercial lots along the eastside of Commercial Drive and now the applicant would like to do four lots instead of five and the applicant would also like to take the existing single-family house located on Rt. 96 next to where the old Cassidy's Restaurant was located and make that a small office building. Mr. Brand stated that this would change the design of the overall plan. He added that the board previously allowed this for two other project, Mercier and Auburn Junction, and they are following the same process here bringing back before this board that local law, which was based on an overall site plan, the overall site plan has been proposed to be changed, and as a result of that the board has to recall and amend that local law 5 of 2015, setting forth the criteria for the new design for that area, then forwarding it the Planning Board for their review and approval, and then the applicant can get building permits for final site plans along that corridor. He stated that the applicant has submitted documentation to the county and the county is asking us to resubmit it, which we are doing, then they will meet on November 8<sup>th</sup> and the town will be continuing the public hearing until November 14<sup>th</sup> just so we have the opportunity to look over the county's recommendations before closing the public hearing. Mr. Brand stated that under the Town Operations Reports that have been posted, they have the sketch of the design and proposed amendment and details explaining what was going on.

Supervisor Ingalsbe asked if there were any comments or questions, hearing none, he continued the hearing until the next meeting in November.

### **2024 BUDGET**

Supervisor Ingalsbe opened the public hearing at 7:04 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe stated that the board did make some changes internally, received late information on their property insurance coverage, he stated that it went up about 12% and they had only figured 6-8% in the general, highway and water and sewer funds. He added that once the board approves the 2024 budget, it will be posted tomorrow afternoon on their website. Supervisor Ingalsbe stated that the Town and Highway tax rate went down 30.18%, drainage went down, emergency services is down slightly, and the lighting and sidewalk districts are mostly down.

Supervisor Ingalsbe asked if there were any comments or questions, hearing none, he closed the public hearing at 7:08 p.m.

### **2024 FIRE CONTRACTS (FARMINGTON/MANCHESTER)**

Supervisor Ingalsbe opened the public hearing at 7:08 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe stated that there is a third fire department, Shortsville Fire Department, but the town has a two agreement with them so that is why they are not on this year's agenda for a public hearing. He added that Farmington receives three payments during the year, and Manchester receives two payments during the year.

Supervisor Ingalsbe asked if there were any comments or questions, hearing non, he closed the public hearing at 7:10 p.m.

## **APPROVAL OF MINUTES:**

A motion was made by **Councilman Holtz** and seconded by **Councilman Herendeen** that the minutes of the October 10, 2023, Town Board Meeting and the October 10, 2023, Joint Water Meeting, were given to members for review, be approved. All Voting "Aye" on the Town Board Meeting minutes (Holtz, Herendeen, Bowerman, and Ingalsbe), Three voting "Aye" on the Joint Water Meeting Minutes, (Holtz, Herendeen, and Ingalsbe) and One Abstention (Bowerman). Motion **CARRIED**.

## **PRIVILEGE OF THE FLOOR**

### **PRESENTATION BY LINDSAY WARD WITH SUNY BROCKPORT SMALL BUSINESS DEVELOPMENT CENTER**

Ms. Ward stated that she met with Mr. Brand and discussed how they could support Farmington. She stated that they are a New York State entity, they are taxpayer supported, and they provide free one on one advisement to entrepreneurs and small business owners. She stated that if a small business owner is looking to grow, whatever they need she has a whole team of business advisers to assist them. They also provide workshops, seminars, and webinars. If anyone is interested in future webinars, they can visit their website at [www.sbdc@brockport.org](http://www.sbdc@brockport.org). They are also doing a 20-hour workshop called fast track to business ownership. She stated that Mr. Brand has a few of their fliers and information if anyone is interested in contacting them.

### **PRESENTATION BY BETSY BRUGG (WOODS, OVIATT, GILMAN) AND JESS SUDOL (PASSERO ASSOCIATES)**

Ms. Brugg that they are there to present to the Board a mixed-use project at the former Glacier Lakes Waterpark site which never came to be located on Rt. 332 and County Road 41. She stated that approximately 65+ acres remain vacant, and it is a prime location and she believes the

project he is presenting tonight aligns perfectly with what the town has wanted to see for this property having gone through the town's Comprehensive Plan and believes this project is what the Comprehensive Plan is calling for, to bring the town a mixed-use development that really takes advantage of this prime frontage on Rt. 332, it also deals with the traffic issues with a divide road and some of the issues with frontage. She talked about the commercial piece of the project of General Business type uses/development. The multifamily portion of the project consists of approximately 300 units with 1, 2, and 3 bedrooms with a clubhouse, parking, landscaping, sidewalks, village green and other site improvements. Ms. Brugg stated that the incentive zoning offers the flexibility to have an optimal plan with the mixed-use project and also gives the town some infrastructure improvements and meets some of the goals for instance creating walkability and creating sidewalks and adding infrastructure improvements that are a benefit to the community as a whole. She added that their hope tonight is that the board considers this project worthy of further consideration and allow this to proceed to the Planning Board for further review of the incentive zoning application.

Ms. Brugg stated the proposed amenities for the project such as approximately 1,600 feet of public sidewalk along project frontage on Rt. 332 and County Road 41, 1,685 +/- feet of off-site public sidewalk from the new signalized intersection south along Rt. 332 to Farmbrook Drive, upgrading the future 3-way signalized intersection at Savalia Blvd and Rt. 332 to a 4-way signalized intersection with an estimated 700 +/- feet of south-bound left turn lane, 3,280 +/- feet of dedicated road and 2,715 +/- feet of public sidewalk connecting Rt. 332 and County Road 41 and Quentonshire Blvd (this road will eliminate the need to add any private driveways for uses proposed on Rt. 332 and County Road 41), 2,800 +/- feet of a new 8" water main connecting the existing main along Rt. 332 to the existing stub along Quentonshire Blvd (this will create a looped system improving flows, pressures, and redundancies in the system), and provides increased connectivity for bicyclists and pedestrians, and more access to the Auburn Trail.

Mr. Sudol stated that this plan has gone through several variations over the last six months. He stated that the market rates apartments will be \$1800-\$2200 per month.

Ms. Bower asked about the circular water. Mr. Sudol stated that right now Quentonshire has a dead-end road, and the water main is only in the dedicated portion, and potentially if there were ever a break there, they could potentially lose water service to other areas in the district and what they are doing is providing a dedicated secondary main through the entire project so there is a redundance source of water or a looped system.

Councilman Bowerman stated that he does not like the project at all, he thinks the residential density is too much, he doesn't think the town needs a 300+ units apartment complex there compared to something across the street in Hathaway's Corners which has a similar commercial layout and 140+ acres with less residential units than what the applicant is proposing with their project. He doesn't see a need for Farmington to become a transient apartment community with more massive self-storage facilities and Farmington is not the problem with housing needs for the county, we are the fastest growing town in New York State, we have driven 25% of all housing growth in the county. He thinks there are plenty of communities that would love a 300+ apartment complex and Farmington is just not one of them in his eyes. He is voting no to moving this forward to the Planning Board.

## **PUBLIC CONCERNS:**

### **Mike Montalto, Costich Engineering, presenting Farmington Market Center LLC**

Mr. Montalto stated that he has been working with town staff for a number of years now and on the agenda for later this evening is a resolution adopting Local Law No. 9 of 2023 and at the last town board meeting it was actually carried over from that meeting so they could look over the verbiage of the resolution. He added that in reviewing the proposed resolution they do have a few fine points that they would like to discuss with the town board. He stated the following points:

In resolution 1(a) there was verbiage that had been introduced into the resolution indicating that there will be no drive thru lanes between any buildings and the right of way for lot #4, he stated that the overall site plan had for a number of years identifies drive thru lanes on this particular site, they would like consideration that verbiage be removed since the overall site plan had it on there.

In resolution Part G, there were discussions on setbacks and in the resolution at one point the had discussions of zero foot setbacks for Lot #2 which is the retail expansion, and they noticed that verbiage has been excluded from this resolution and they are seeking clarification so when moving forward they do not have an issue because there seems to a little bit of a conflict between (a) the zero setback and (b) verbiage on building setbacks from drive aisles and in front of TOPS as well. He stated that the current resolution excludes that, and it does need to be in the resolution. Supervisor Ingalsbe stated that the Code Enforcement Officer has reviewed that, and they will definitely address that.

Another concern was regarding the street scape improvements and the timing in which it needs to be provided, verbiage was changed from previous consideration that stated that after Lot #6 & 7, being Canandaigua National Bank and the TOPS fueling kiosk, that once that was done then all of the frontage along Rt. 96 would be completed. He stated that the current resolution states one or the other and the rationale behind on why they had asked for them to be combined was that the landscaping for Lots #6 & 7 are to be installed by Canandaigua National Bank and TOPS then FMC will do the balance.

Lastly, there was a concern about the payment schedule for the sewer contribution. He stated that the previous verbiage being considered by the applicant was that the threshold for the retail portion of certain lots and how that payment was to be made and the current resolution has dates added as well and they do not have control on when those components would be added, and they are asking for consideration to remove the dates from the current resolution. Councilman Bowerman stated that things happen, and the project gets delayed, in 5-6 years \$100,000 isn't going to be very much money with the rate of inflation that we are experiencing right now, so it could be extended further the way Mr. Montalto is asking for where if you do not development a lot then your off the hook for most of the money so the town is just saying that if you're going to start the project then you have four years to come up with the money for the sewer study and even in four years \$100,000 is going to be significantly reduced than the actual amount that it covers for that project. He added that he is not a fan of waiting four years for it but does not think that it is an unreasonable amount of time. Supervisor Ingalsbe stated that is something they can discuss and get back to him.

### **Larry Potter – Letter Received from the Water Department**

Mr. Potter asked if this was a problem with the water the town buys from the City of Canandaigua or a problem with our waterlines. Supervisor Ingalsbe replied that the town buys all its water from the City of Canandaigua and the water the town is getting already has high THM's in it and the further down the system, the higher that number goes. Mr. Conti agreed with the Supervisor's comment. He added that the water the town is receiving at our border is very high in THMs already and the limit that the town violated is 80 parts per billion and they have documented that it is coming to us at 72 parts per billion so there is very little wiggle room on top of that, we are very close to that limit already. Mr. Conti stated that the town has made the EPA and the City of Canandaigua aware that this is a problem to deal with given the fact that we have very little room to work with. He added that what the town has been doing since he has taken over and very aggressively in the last two months, they are flushing the entire system and while this is a prudent thing to do, based on the fact that the town is already receiving water that is very close to the violation limit from our source, he is not certain that this will solve the problem. Supervisor Ingalsbe stated that it is an average of four quarters, and three quarters ago they had really high readings, so as the letters states, this last reading it was only 80.75, .75 over the limit but they still had to send the letter out even with the flushing. Supervisor Ingalsbe stated that the town has been talking with the City of Canandaigua six months ago, the City of Canandaigua has hired an engineering firm to do a study, and they are looking at a 15-million-dollar expenditure on the water plant and the first that they are going to do is tackle the tank filtration, more aeration to help with the THMs and then they're going to tear down a tank and build a bigger tank for more storage and there is quite a few more millions of dollars for the plant not only to filter the water more but over the years to provide a higher capacity volume on a daily basis. He added that ultimately, we are going to have to pay for that, and although there is no new intermunicipal agreement, the current agreement sets aside One Million Dollars in 2024 towards capital projects and it will also increase the water rate about twenty cents per thousand to pay for that, Canandaigua-Farmington water district gets about 45% of the total water they produce that comes to our district. Supervisor Ingalsbe stated that normally in the wintertime the THMs are lower and in the summer with the hear the readings are higher. Mr. Potter stated that the problem then is within our own waterlines. Supervisor Ingalsbe replied only because

of the distance the water must come to get to our border. Mr. Conti stated that the northern parts of the district, north of the thruway, are very far from the source, and that is one of the reasons he is extensively flushing, and it is costing the town money to do that. Mr. Conti explained what flushing is to Ms. Bauer. Mr. Conti stated that his concern is that it is costing the town money because the water coming to us is not at a level where he can keep the town under the limit. He added that they have narrowed it down to one location. Ms. Bauer asked if they would have a report for the next meeting, Supervisor Ingalsbe replied that it takes a couple of weeks to get the readings plus the town recently changed firms because it was taking 4-6 weeks to get the readings. Councilman Bowerman stated that the town can not send out letters until NYS Dept. of Health okays the wording of the letter.

Ms. Bauer stated that her daughter has had two miscarriages and they are not saying the water is the reason, but the Doctor at Strong Hospital said it could be. She stated that her daughter lives off of Hook Road and she didn't know where the water problem is. Supervisor Ingalsbe replied that it is north of the thruway, Maxwell Road and County Road 28 area. Ms. Bauer stated that her daughter is trying to do different things like having a Britta Water filter and buying bottled water.

Ms. Ettinger asked if this continues to be a problem, is there any other options other than buying it from Canandaigua. Supervisor Ingalsbe replied that if they received water from Wayne County, the town would have to pump the water into the system because of the gravity, and he has not talked with Monroe County yet but there would less connection points. He added it is very expensive to put in pumpstations. He stated that is one thing the town will have to look at if they cannot get it resolved with the City of Canandaigua. Mr. Conti stated that the City of Canandaigua is planning tank aeration as mentioned earlier and explained that process. He is researching some other solutions with a company called Exxon.

## REPORTS OF STANDING COMMITTEES:

### Public Works Committee: Councilman Herendeen reported:

1. UV system is now operational. Discussed replacement parts-estimated at \$34,328.
2. Discussed quotes for Digester 3 sludge mixing pump VFD have been requested.
3. Discussed Digester 2 cleaning – bid opening is scheduled for November 3, 2023.
4. Discussed Flow Meters results from Manhole V-2749.
5. Discussed PS-7- is in service, paving and landscaping is complete.
6. Manhole inspections – Cobblestone -nine were located.
7. Discussed inspection at Hathaway Corners.
8. Discussed resolution on agenda.

### Highway & Parks:

1. Highway- equipment maintenance, working on shoulders, replacing gutters, catch basin aprons and sidewalks in Doe Haven, loading up concrete taking to Nardozi in Macedon, cleaned up Park-n-Ride, cameras were installed around town, mowing ditches as farmers get crops off their fields, 104 Contractors are working on Ivory Drive repair and paving.
2. Parks- mowing parks and the Auburn Trail, field stripping and grooming, repainted handicap signs with new stencil, mower maintenance, and finished removing playground at Farmbrook Park.
3. Squirrels have been trapped at the Grange and holes have been patched.
4. Generator inspections have been completed and tested.
5. Discussed resolution for meeting.

### Town Operations Committee: Councilman Bowerman reported:

1. Discussed resolutions on agenda.
2. Environmental Conservation Board – updating Open Space, adopt a highway along Rt. 332 this coming Saturday morning.
3. Building Department still working on updates to the town code.
4. TAP Sidewalk Grant – everything is on schedule.

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

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

## REPORTS OF TOWN OFFICIALS:

### Supervisor Peter Ingalsbe reported:

1. Ordered a F450 two years ago and it finally came in last week.
2. Discussed town bill paying process, already over 2090 bills paid for 2023. The Departments start the invoice process, they are audited for math errors and that the correct fund codes are assigned, then all invoices come to the Supervisor's office by Thursday before the Town Board Meeting for a second review and then an invoice number is assigned. The Town Board members also review each invoice. They also check for math errors and reach out to department heads when they have a question. The last step is the total dollars amounts are included on the agenda for that meeting for approval.
3. Victor Farmington Volunteer Ambulance Corp. are celebrating their 50<sup>th</sup> Anniversary, we wish them another 50 years of success.
4. Hazardous Mitigation – was held at the Ontario County Safety Training Facility, Mr. Brand attended as well, and they spent the afternoon going over the information that Farmington provided two weeks ago, there was a lengthy discussion to develop new strategies going forward.
5. Trunk and Treat – was held last Saturday, approximately 250-300 kids participated.
6. Pumpkin Walk at Beaver Creek Park was held last Saturday night, very well attended.

### Highway& Parks Superintendent Tim Ford reported:

1. Discussed loader – no longer has a steering wheel, it is a stick system, they were very apprehensive about it and didn't think it was going to work, sent a guy over to try it out and he loved it, it will be delivered tomorrow.

2. Fall Clean Up totals: 270 households, 346 trips, 57 people took advantage of the shredding event. In 2022, there were 299 households, 349 trips, and 98 people who used the shredding event.
3. Farmbrook Park – installed new playground equipment.

**Town Clerk Michelle Finley reported:**

1. Ontario County Municipal Clerks Association meeting tomorrow at the Town of Hopewell, Humane Society will be coming to talk with us.
2. Local Laws 3-8 that the Town Board adopted at the September 26<sup>th</sup> meeting have been filed with the State as of October 5, 2023.

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

1. Lead service line inventory is continuing, they are about 25% complete with that, still away from the deadline. They have not run into any documentation of lead services anywhere in our district.

**Code Enforcement Officer Dan Delpriore reported:**

1. It is that time of year where contractors are trying to get everything done before the snow flies.
2. Working with Mr. Brand on some code updates.

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

1. Town Operations Report available on website and filed with the Town Clerk.
2. Conservation Board has been working very diligently on the Open Space Update, met to review all the maps.
3. The town has retained Charland Hopkins to prepare a resident survey for the update of the Parks and Recreation Master Plan Update. The draft will be presented to the Advisory Board next month.
4. Loomis Road Industrial letter was sent to them reminding them that they need to have the drawings in by early November.
5. Agricultural Advisory Meeting – November 16<sup>th</sup>.

**Assessor Donna LaPlant reported: Supervisor Reported:**

1. Three small claims decisions are in correspondence, still waiting on one.
2. Thanked Ed Hemminger for his years of service on the Board of Assessment Review. He will be missed. They will be seeking a new member.

**Town Engineer Bill Davis reported: None.****Fire Chief reported: None.****Planning Board Chairman Ed Hemminger reported:**

1. Next meeting – public hearing for the three-lot subdivision, Pheasant Crossing will get pushed off until the next meeting, site plan approval for a single-family home over on the eastside of County Road 28, and possible look at the Whitestone Development project.

**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. Meeting November 16<sup>th</sup>.

**COMMUNICATIONS:**

1. NYS Education Department Notice of Grant Award for Local Gov't Records Management.
2. Small Claims Assessment Review Hearing Officer Decision. Re: 5082 State Route 96.
3. Small Claims Assessment Review Hearing Officer Decision. Re: 277 Stonefield Drive.
4. Small Claims Assessment Review Hearing Officer Decision. Re: 5454 State Route 96.
5. Letter to the Town Supervisor from Eric Amberg, President, of the Ontario County Farm Bureau. Re: Ontario County Farm Bureau Annual Meeting.
6. Letter to CFWD Customers. Re: Notification Total Trihalomethanes.
7. Certificates of Liability Insurance from: Rochester Computer Recycling & Recovery, LLC; Finger Lakes Racing Association, Inc.; Creative Contracting; Alta Bella Casa, Inc.

8. Certificates of Workers' Compensation Insurance from: United Rental, Inc.; Finger Lakes Racing Association, Inc.
9. Cancellation of Insurance Rescind Notice: Serenity Pool and Spa, LLC.

**REPORTS & MINUTES:**

1. Conservation Board Meeting Minutes – September 25, 2023.
2. Building Department – Inspections Report – Augie Gordner – September 2023.
3. Building Department – Inspection Schedule – September 2023.
4. Building Department – Permit Report by Type – September 2023.
5. Project Review Committee Meeting Minute – October 5, 2023.

**ORDER OF BUSINESS:****RESOLUTION 380-2023:**

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

**RESOLUTION CONTINUING THE PUBLIC HEARING UPON A DRAFT LOCAL LAW NO. 10 OF 2023, FOR AMENDING LOCAL LAW NO. 5 OF 2015, INVOLVING THE REDESIGN OF THE REMAINING LANDS LOCATED WITHIN PORTIONS OF PHASE 3 OF THE REDFIELD GROVE INCENTIVE REZONING PROJECT AND FURTHER INVOLVING LANDS FRONTING ALONG THE NORTH SIDE OF STATE ROUTE 96 AND THE EAST SIDE OF COMMERCIAL DRIVE; AND CONTINUING THE BOARD'S DELIBERATIONS UPON THE ADOPTION OF SAID DRAFT LOCAL LAW TO THE TUESDAY, NOVEMBER 14, 2023, TOWN BOARD MEETING**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) at its' meeting on Tuesday, September 26, 2023, by adopting Resolution No. 361 of 2023, accepted a draft local law (hereinafter referred to as Action) to be known as Local Law No. 10 of 2023, amending Local Law No. 5 of 2015, affecting the redesign of the remaining portions of land located within Phase 3 of the Overall Site Plan for the Redfield Grove Incentive Zoning Project; and

**WHEREAS**, said resolution directed submission of said action along with attachments thereto to the Ontario County Planning Board, hereinafter referenced as OCPB, for review and recommendation, under the provisions of Section 239-l & -m of the New York State General Municipal Law, at its October 11, 2023, meeting; and

**WHEREAS**, the OCPB did act, Referral 215-2023, dated October 11, 2023, to retain the referral as a Class 2 and return it to the local board as incomplete; and

**WHEREAS**, said recommendation was understood to be based in part on the October 10, 2023, County Review Committee (CRC) minutes which listed a total of six (6) CRC findings and one comment seeking clarification of what is being retained/expelled from the Plan; and

**WHEREAS**, the Town Supervisor and Town Director of Planning and Development, received on Monday, October 16, 2023, an email from Linda Phillips, Senior Planner, Ontario County Planning Department, providing more detailed references to text in the draft local law (No. 10 of 2023) that led to her comment and those of the OCPB made in the referral; and

**WHEREAS**, the County notes that much of the lacking documentation regarding zoning standards, incentives, and allowable uses is typically in the Town Board Resolution for adoption (as evidenced by Town Board resolution 103 of 2015 to adopt LL 5 of 2015, which had been submitted as part of the rezoning referral), however, such resolution (for adopting LL 10 of 2023) was not included with referred materials; and

**WHEREAS**, said October 16, 2023, email listed three (3) concerns that it is understood the OCPB needs to accept the referral for reconsideration at its November 8, 2023, meeting; and

**WHEREAS**, the Town Supervisor has, in an email response dated Friday, October 20, 2023, to Linda Phillips, provided detailed information to the requested information; and

**WHEREAS**, the Town Board has reviewed said information and does hereby make said response an attachment to this resolution in fulfillment of the County's requested information.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby move to continue the public hearing tonight upon the draft Local Law No. 10 of 2023, dated September 26, 2023, to Tuesday evening, November 14, 2023, commencing at 7:00 p.m., daylight savings time.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby agree, in accordance with the provisions contained in Section 239-m. 1. (c) of the New York State General Municipal Law, to continue its deliberations upon the draft local law to enable the OCPB to review and to consider amendment to Referral 215-2023.

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to provide a certified copy of this resolution to Linda Phillips, Senior Planner, Ontario County Planning Board, both electronically and via U.S. Mail, on Wednesday, October 27, 2023.

**BE IT FINALLY RESOLVED**, that the Town Clerk is further directed to provide certified copies of this resolution to the Applicant, Frank DiFelice, DiFelice Development Corporation, 91 Victor Heights Parkway, Victor, New York 14564; the Applicant's Engineers, Matthew Tomlinson, Project Manager, Marathon Engineering, 39 Cascade Drive, Rochester, New York 14614; and the Town Director of Planning and Development.

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

**RESOLUTION #381-2023:**

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

**RESOLUTION ADOPTING THE 2024 TOWN BUDGET**

**WHEREAS**, a Public Hearing was held October 24, 2023, for the 2024 Town Budget, and

**WHEREAS**, the public hearing was advertised in the Town’s legal newspaper on October 15, 2023, now therefore be it

**WHEREAS**, the Town’s General and Highway tax rate will decrease by 30.18% to .69 per thousand dollars of assessed property value and the total tax levy of all funds is over the New York State Property Tax Cap by \$108,527.00 and,

**WHEREAS**, the Town Board nevertheless voted at its annual Organizational Meeting, held in January 2023, to override the state’s 2 percent Property Tax Cap as a precautionary measure should any errors in calculation be found subsequent to the budget’s adoption, or changes in interpretation of the state legislation occur after the Town Budget’s adoption, now therefore be it

**RESOLVED**, the Farmington Town Board adopts the 2024 Town Budget as attached, and further be it

**RESOLVED**, that the Town Clerk is directed to furnish two copies to Ontario County along with a certified copy of this resolution adopting the budget.

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

**RESOLUTION 382-2023:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN FARMINGTON FIRE CONTRACT FOR 2024**

**WHEREAS**, the Farmington Town Board held a public hearing on October 24, 2023, for its proposed contract for 2024 with the Farmington Volunteer Fire Association, and

**WHEREAS**, the public hearing was advertised in the Town’s legal newspaper on October 15, 2023, now therefore be it

**RESOLVED**, the Farmington Town Board authorizes the Supervisor to sign the attached contract in the amount of \$666,645.00, and be it further

**RESOLVED**, that the Town Clerk forward two copies of the signed agreement to the attention of the President at the fire department and provide copies to the Accountant I and the Supervisor’s Office.

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

**RESOLUTION #383-2023:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN MANCHESTER FIRE CONTRACT FOR 2024**

**WHEREAS**, the Farmington Town Board held a public hearing on October 24, 2023, for its proposed contract for 2024 with the Manchester Fire Department, and

**WHEREAS**, the public hearing was advertised in the Town’s legal newspaper on October 15, 2023, now therefore be it

**RESOLVED** the Farmington Town Board authorizes the Supervisor to sign the attached contract in the amount of \$68,406.00, and be it further

**RESOLVED**, that the Town Clerk forward two copies of the signed agreement to the attention of the Chief at the fire department and provide copies to the Accountant I and the Supervisor’s Office.

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

**RESOLUTION #384-2023:**

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

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

**WHEREAS**, Timothy Bryant recently became a Junior Firefighter and

**WHEREAS**, Herbert Hartman recently went from a Retired Life Member to an Active Fire Fighter Member, and

**WHEREAS**, Nadine Carr recently became an active Fire Fighter Member, therefore be it

**RESOLVED**, the Farmington Town Board acknowledges and approves the new memberships of Timothy Bryant, Herbert Hartman, and Nadine Carr 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, Holtz, Herendeen, Bowerman), the Resolution was **CARRIED**.

**RESOLUTION #385-2023:**

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

**RESOLUTION AUTHORIZING THE TOWN OF FARMINGTON TOWN BOARD TO REFUND THE PLANNING BOARD FEES FOR A MAJOR HOME OCCUPATION, A DAYCARE, FOR 1604 CLOVERTRAIL DRIVE OF \$100.00 TO JESSICA DUDEK**

**WHEREAS**, the Town received the \$100.00 Planning Board fees from Jessica Dudek for a Major Home Occupation, a daycare, at 1604 Clovertrail Drive,

**WHEREAS**, upon further review of the Town Code approval from the Planning Board for the Major Home Occupation, a daycare, is not required,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board of Farmington does herein approve the refund of \$100.00 to Jessica Dudek of 1604 Clovertrail Drive, Farmington, New York, 14425,

**FINALLY, MAY IT BE FURTHER RESOLVED**, that the Town Clerk provide copies of this resolution to the Building Department, the Accountant 1, and Jessica Dudek of 1604 Clovertrail Drive, Farmington, New York 14425.

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

**RESOLUTION #386-2023:**

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

**RESOLUTION AUTHORIZING WAIVING THE MERTENSIA LODGE FEES FOR THE COBBLESTONE ARTS CENTER**

**WHEREAS**, the Cobblestone Arts Center has requested the use of Mertensia Lodge on various dates in November and December for art classes; and

**WHEREAS**, Emily KilKenny, Without Walls Supervisor & Recreation Coordinator, 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 for various dates in November and December for the Cobblestone Arts Center for the art classes; and be it

**FURTHER RESOLVED** that the Town Clerk provide a copy of this resolution to Emily KilKenny at emily.cobblestonearts@gmail.com and the Accountant I.

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

**RESOLUTION #387-2023:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN CHANGE ORDER ONE FOR THE CLINE & BROWNSVILLE ROAD HIGHWAY IMPROVEMENTS PROJECT AND APPROVING THE FINAL PAYMENT APPLICATION TO SENECA STONE CORPORATION**

**WHEREAS**, MRB has provided the Town with change order 1 in an amount of \$14,487.52 and the final payment application for this project as well as the certificate of substantial completion, the correction period letter, the bond letter, debts and claims form, release of lien, and the consent of surety, now therefore

**BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the Supervisor to sign the change order 1 and approves the final payment to Seneca Stone Corporation, and be it

**FULLY RESOLVED**, that the Town Clerk returns the signed change order to MRB Group, and forwards a copy of this resolution, the signed change order and the certificate of substantial completion to the Accountant I and the Highway department.

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

**RESOLUTION #388-2023:**

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

**RESOLUTION AUTHORIZING ADVERTISEMENT OF BIDS FOR BRICKYARD ROAD TANK AND TRANSMISSION MAIN**

**WHEREAS**, construction of 10,300+/- LF of new 16" water transmission main, removal of the existing 1.0 MG water storage tank and construction of a new 2.0 MG water storage tank needs to be completed at the Brickyard Road tank site and along Brickyard Road and Purdy Road; and

**WHEREAS**, MRB Group has prepared the Advertisement for Bids as well as a draft bidding schedule; now therefore

**BE IT RESOLVED**, that the Town Board authorizes to go to bid for the Brickyard Road Tank and Transmission Main with a pre-bid conference on November 16, 2023 at 2:00 p.m. at the Town Hall and a bid opening at the Town Hall on November 30, 2023 at 10:00 a.m.; and be it further

**RESOLVED**, that the Town Clerk have the Advertisement to Bid published in the local newspaper and forward the copies of this Resolution to the Water & Sewer Department, Bill Davis and David Herman of MRB Group, and the Accountant I.

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

**RESOLUTION #389-2023:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN THE 2024 FIREWORKS EXHIBITION AGREEMENT FROM YOUNG EXPLOSIVES CORPORATION**

**WHEREAS**, the Town Board for the Town of Farmington has agreed to hold the annual July 3, 2024 fireworks celebration on Town Property, and

**WHEREAS**, Young Explosives has submitted an exhibition agreement for 2024 along with a Certificate of Liability insurance, now therefore

**BE IT RESOLVED**, that the Town will be exempt from any permit fees for the celebration, and

**BE IT FULLY RESOLVED**, that the Town Clerk mails the original agreement to Young Explosives at PO Box 18653, Rochester, NY 14618 and maintains a copy of the signed document and provides a copy to the Building Department and the Recreation Department.

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

**RESOLUTION #390-2023:**

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

**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 00 Loomis Rd LLC ("Owner") regarding the Town's obtaining a Stormwater Management Facility Easement, a Sanitary Sewer and Utility Easement and a Stormwater Maintenance Agreement over portions of Owner's property located at 00 Loomis Road, as shown on maps attached to the easements; 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.

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

**RESOLUTION #391-2023:**

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

**RESOLUTION ACCEPTING A TWO (2) YEAR MAINTENANCE BOND FROM REDMAN CONSTRUCTION, INC., FOR NEWLY CONSTRUCTED SITE IMPROVEMENTS WITHIN PHASE 1 OF THE VILLAS AT HATHAWAY'S CORNERS INCENTIVE ZONING PROJECT, IN THE TOTAL AMOUNT OF \$22,600.50**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from Lance S. Brabant, CPESC, MRB Group, D.P.C., the Town Engineers, a letter dated October 19, 2023, recommending a two (2) year Maintenance Bond, for newly constructed improvements (e.g., sanitary sewer, watermain and sidewalk along Caleb Court) that have been dedicated to the Town, be provided and accepted in the total amount of \$26,600.50; and

**WHEREAS**, the Town Board has received the signed Dedication Checklist Form G-3.0, Dedication Forms G-3.1 and G-3.2, and the Final Inspection Form G-11.0 all dated 10-18-23; and

**WHEREAS**, the Town Board understands that a two-year Maintenance Bond, (United States Fire Insurance Company Maintenance Bond no. 602-137563-3, in the total of \$22,600.50, signed and sealed October 24, 2023,) has been received by the Town Clerk; and

**WHEREAS**, said surety is to be used for making repairs or replacement for the above identified newly constructed improvements of any defects that may be found, during a specified two (2) year period, in material and/or workmanship relating to the dedicated items; and

**WHEREAS**, the Town Clerk has verified the above referenced dollar amount in said Maintenance Board is accurate and that said two-year period is scheduled to end on October 24, 2025.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby accept the above referenced two-year Maintenance Bond, in the total amount specified above herein, for the above referenced project improvements which have been completed as part of Phase 1 of said Project.

**BE IT FURTHER RESOLVED**, that said Maintenance Bond is hereby acknowledged as being on file with the Town Clerk for this Phase of said Project.

**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; Edward Hemminger, Town Planning Board Chairperson; and Ronald L. Brand, Town Director of Planning and Development.

**BE IT FINALLY RESOLVED** that a certified copy of this resolution is to be issued to the Applicant, David A. DePaolo, Executive Vice President, Marrano Marc Equity Coporation, 2730 Transit Road, West Seneca, New York 14224-2597; and the Applicant's Contractor, Redman Construction, Inc., 6565 Redman Road, Brockport, New York 14420.

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

**RESOLUTION #392-2023:**

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

**RESOLUTION REQUESTING A REPORT AND RECOMMENDATION FROM THE FARMINGTON TOWN PLANNING BOARD, UPON A PROPOSED REZONING OF LAND LOCATED ALONG THE EAST SIDE OF STATE ROUTE 332, SOUTH OF COUNTY ROAD 41 AND WEST OF QUENTONSHIRE DRIVE, FROM PD PLANNED DEVELOPMENT TO IZ INCENTIVE ZONING**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received a letter dated October 17, 2023, from Betsy D. Brugg, Woods Oviatt Gilman, LLP, on behalf of Whitestone Development Partners, LLC, requesting incentive zoning approval for the proposed development of the Whitestone Incentive Zoning Project; and

**WHEREAS**, the Town Board has also received the following documents relating to the above referenced request: a complete Part 1, Full Environmental Assessment Form; a Concept Plan for the proposed IZ Incentive Zoning Project; an aerial photo identifying the requested zoning incentives and proposed amenities; and a reply letter from Shauncy Maloy, Project Manager, Passero Associates to the Town Director of Planning and Development identifying changes that have been made to the FEAF, Part 1; and

**WHEREAS**, the Town Board tonight has received a presentation on the proposed incentive rezoning proposal from Betsy Brugg and Jess Sudol, P.E., President, Passero Associates; and

**WHEREAS**, said proposal requests the rezoning of approximately 65 acres of land, the former Glacier Lakes Water Park Project site, from PD Planned Development to IZ Incentive Zoning, for the proposed mixed use development of the Whitestone Incentive Zoning Project; and

**WHEREAS**, the Town Board desires input from the Town Planning Board upon said requested incentive rezoning.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby request the Applicant and associates to make a presentation of their request to the Town Planning Board, at their meeting on Wednesday evening, November 1, 2023; and to the Town Project Review Committee, at their meeting on Thursday morning, November 2, 2023.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby request the Town Planning Board to prepare a report and recommendation upon the requested incentive rezoning of land for the Whitestone Incentive Zoning Project.

**BE IT FURTHER RESOLVED**, that the Town Board respectfully requests that said report and recommendation be submitted for its consideration at the November 28, 2023, Town Board meeting.

**BE IT FINALLY RESOLVED**, that the Town Clerk is hereby directed to provide certified copies of this resolution to the following: Town Planning Board; Town Highway and Parks Superintendent; Town Water and Sewer Superintendent; Town Construction Inspector; Town Code Enforcement Officer; Town Director of Planning and Development; Town Engineer; the Applicant, Whitestone Development Partners, LLC, Justin Mirando, 1170 Pittsford-Victor Road, Suite 260, Pittsford, New York 14534; Betsy D. Brugg, Partner, Woods Oviatt Gilman, 1900 Bausch and Lomb Place, Rochester, New York 14604; and the Applicant's Engineer, Jess Sudol, P.E., President Passero Associates, 242 West Main Street, Suite 100, Rochester, New York 14614.

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

**RESOLUTION #393-2023:**

**RESOLUTION AUTHORIZING THE CLOSEOUT OF THE SIPP LINING CAPITAL PROJECT**

**WHEREAS**, the committee of Public Works has determined that there will be no additional disbursements for this project on the Hook Road Watermain under the thruway and that the capital project can be closed out,

**WHEREAS**, the project utilized ARPA funding and the balance in the project plus any interest earned will be returned to the General fund for use on future projects,

**THEREFORE BE IT RESOLVED**, that the following budget amendment be completed within the capital project:

HS599	Appropriated Fund Balance	\$5507.52 plus interest earned
HS9901.9	Transfer to Other Funds	\$5507.52 plus interest earned

**BE IT FURTHER RESOLVED**, that the Town Clerk forward a copy of the Resolution to the Accountant I.

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

**RESOLUTION #394-2023:**

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

**CONFIRMING RESOLUTION FOR REPLACING CONCRETE SIDEWALKS IN THE TOWN OF FARMINGTON**

**WHEREAS**, sidewalk maintenance is required within the Town's sidewalk districts,

**WHEREAS**, several repairs were required on Spartan Drive, Estate Drive and Clovertrail, and

**WHEREAS**, Hynes was the only proposal (including the concrete vendors listed in the Ontario County bid book) which included the removal of current sidewalks, slip forming and replacing 5" of concrete,

**NOW THEREFORE BE IT RESOLVED**, that the Highway Superintendent has decided to hire Hynes Contractor for the required sidewalk repairs which will be funded from the following sidewalk districts: SM-5410.4 (Auburn Meadows) \$12,285.00 and SM-5410.41(Beaver Creek) \$9,750, with the following budget amendments:

SM599 Appropriated Fund Balance	\$19,485	
SM5410.4 Auburn Meadows Contractual		\$10,005
SM5410.41 Beaver Creek Contractual		\$9,480

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

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

**RESOLUTION #395-2023:**

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

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR THE GENERAL FUND**

**WHEREAS**, budget amendment are needed in two contractual expense lines,

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

Credit: A2001PL Parkland Revenue	\$22,500	
Debit: A1620.4 Buildings Contractual		\$20,000
Debit: A1680.4 Central Processing Contractual		\$2,500

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

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

**RESOLUTION #396-2023:**

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

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

**WHEREAS**, an invoice has been received from RGE for streetlight connection at Brimstone Drive, which is part of the Monarch Manor street lighting district,

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

From: SL1-599 Appropriated Fund Bal	\$181	
To: SL1-5182.591 Monarch Manor Connection Fee		\$181

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

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

**RESOLUTION #397-2023:**

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

**RESOLUTION ACCEPTING DEDICATION OF IMPROVEMENTS IN THE VILLAS AT HATHAWAY CORNERS**

**WHEREAS**, by prior resolution approved on October 25, 2022, the Town Board accepted from THE MARRANO/MARC-EQUITY CORPORATION ("Owner") Sanitary Sewer, Water and Sidewalk Easements over portions of the Owner's properties in The Villas at Hathaway's Corners, Phase 1C, as shown on a map prepared by BME Associates dated July, 2021; and

**WHEREAS**, on October 2, 2023, the aforesaid Sanitary Sewer, Water and Sidewalk Easements were all recorded in the Ontario County Clerk's Office; and

**WHEREAS**, after the Owner delivered a bill of sale to the Town of Farmington for the sanitary sewer, water and sidewalk improvements located within the easement areas of the aforesaid Sanitary Sewer, Water and Sidewalk Easements, the bill of sale was filed in the Town Clerk's Office on July 28, 2022; and

WHEREAS, the Town Highway Superintendent, Water and Sewer Superintendent, Code Enforcement Office and Construction Inspector have now determined that the sanitary sewer, water and sidewalk improvements located within the easement areas of the aforesaid Sanitary Sewer, Water and Sidewalk Easements are completed and have recommended that the Town Board take action to accept dedication of all such improvements.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington does hereby accept dedication of the sanitary sewer, water and sidewalk improvements located within the easement areas of the aforesaid Sanitary Sewer, Water and Sidewalk Easements in The Villas at Hathaway’s Corners, Phase 1C.

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

**RESOLUTION #398-2023:**

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

Abstract 20 – 2023

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

<i>ABSTRACT NUMBER</i>		<u>20</u>	
<i>DATE OF BOARD MEETING</i>		<u>10/24/2023</u>	
<i>FUND CODE</i>	<i>FUND NAME</i>	<i>TOTAL FOR EACH FUND</i>	<i>VOUCHER NUMBERS</i>
A	GENERAL FUND	105,144.48	1979-1990,1992-1994,1996-2009, 2011-2012,2014-2025,2092
DA	HIGHWAY FUND	558,115.58	1979,1992,2000,2004,2008,2009, 2014,2026-2037
HK	SIDEWALK CAP PROJECT	8,180.01	1995
HT	TOWN HALL CAP PROJECT		
HG	COUNTY RD 8 WATERLINE	4,062.50	2004
HN	NORTH ROAD CAP PROJECT	11,994.97	2004
HB	BEAVER CREEK PARK		
HP	TOWN PARK IMPROVEMENTS	2,432.00	2004
HW	WATER TANK REPAIR	2,717.50	2004
SD	STORM DRAINAGE	2,484.84	1992,2010,2014,2038
SM	SIDEWALKS	22,035.00	2093
SL1	LIGHTING DISTRICT	1,646.31	1985,2011
SS	SEWER DISTRICT	51,438.14	1979,1992,2000,2004,2008, 2014,2039-2077
SW1	WATER DISTRICT	36,051.72	1979,1992,2000,2004,2008,2014, 2039,2040,2042,2048,2050-2052, 2054,2056-2060,2062,2066,2069, 2074,2078,2080,2091
TA200	PAYROLL DEDUCTIONS	8,422.65	1979,1991,1992,2014,2019,2074
	<b>TOTAL ABSTRACT</b>	<b>\$ 814,725.70</b>	

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

**TRAINING UNDER \$100:**

1. Cadin Lloyd to attend the NYS DEC Endorsed 4 Hour Erosion and Sediment Control Required Training on Thursday, November 15, 2023 at the Cornell Cooperative Extension at a cost not to exceed \$100.00.
2. Peter Ingalsbe to attend the Finger Lakes Water Works Conference December Meeting on December 5, 2023 at King’s Catering at a cost not to exceed \$35.00 per person.

**DISCUSSION:** 20 Square Drive- request to waive late fee- after board discussion, the board declined to waive the fee.

**WAIVER OF THE RULE:** None.

**EXECUTIVE SESSION:**

A motion was made by Councilman Bowerman to enter into Executive Session to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation at 8:32 p.m., seconded by Councilman Herendeen. Motion CARRIED.

A motion was made by Councilman Holtz to exit Executive Session at 8:53 p.m., seconded by Councilman Herendeen. Motion CARRIED.

With no further business before the Board, Councilman Bowerman offered a motion to adjourn the meeting at 8:55 p.m., seconded by Councilman Herendeen. Motion CARRIED.

Michelle A. Finley, MMC, RMC -Town Clerk