

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 13<sup>th</sup> day of December, 2022, at 7:00 PM, there were:

**PRESENT:** Peter Ingalsbe – Supervisor  
Mike Casale – Councilman  
Steven Holtz – Councilman  
Nate Bowerman – Councilman  
Ron Herendeen – Councilman  
Michelle Finley – Town Clerk

Also present in person: **Tim Ford** – Highway and Parks Superintendent, , **Dave Conti** – Water & Sewer Superintendent, **Dan Delproire** – Code Enforcement Officer, **Ron Brand** – Director of Planning and Development, , **Ed Hemminger** – Planning Board Chairman, and **Bill Davis** – MRB Group,

Also present by telephone/video conferencing were: **John Piper** – HR Consultant, **Michael Phillips** - resident, **Tonya Ettinger** - resident, **Verna Crowley**, and **Adrian Bellis** – Planning Board Member

**PUBLIC HEARINGS: None.**

**APPROVAL OF MINUTES:**

A motion was made by **Councilman Holtz** and seconded by **Councilman Casale**, that the minutes of the November 22, 2022, Town Board Meeting and given to members for review, be approved. All Voting “Aye”. ( Herendeen, Casale, Holtz, 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 clay valve for influent building has been installed.
2. Discussed Bio Screw pilot has been transferred to the NW Facility in Monroe County. Sludge cake was delivered to NW Facility.
3. Discussed Low Lift Pump VFD cooling fans need to be replaced.
4. The Bell and Gossett pump has been delivered and ready to be installed.
5. Discussed replacement parts for the UV Disinfection system.
6. Discussed watermain replacement at the intersection of Rt. 332 and Rt. 96.
7. Discussed watermain replacement at Townline Road.
8. Discussed Flow Testing- Sewer Flow Meters were inspected on November 11, 2022.
9. PS-25 is completed.
10. Discussed Hook Road Watermain Repair.

**Highway & Parks:**

1. Highway- equipment maintenance, grinding stumps, cleanup and topsoil, cut trees on Rushmore and YellowMills Roads, flushed driveway pipes, cleaned ditches on New Michigan Road and Running Brook, started clearing log jam on Mud Creek, and did a salt run.
2. Parks- Building and Park Maintenance, grinding stumps, cleanup and topsoil, removed tables from parks, and installed sidewalk markers.
3. Discussed Mertensia Tennis Court repair and first aid kits.
4. Heat a Swap Shop repaired.
5. Discussed resolutions for meeting.

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

1. Discussed various projects -TAP Grant project, Short-term rentals.
2. Report filed with Town Clerk and posted on website.

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

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

**REPORTS OF TOWN OFFICIALS:****Supervisor Peter Ingalsbe reported:**

1. Total Solar Eclipse on April 8, 2024.
2. Discussed Mortgage tax-town receives two checks per year-For 2022 the 1<sup>st</sup> check was \$254,789 and the 2<sup>nd</sup> check was \$421,065, over by approximately \$75,000 than what he budgeted in the 2022 budget and in the 2023 budget he lowered the estimated revenue by approximately \$100,000 or so.
3. Discussed THM water readings- November readings were read, 4 locations that the town is required to get samples from were below the level. Supervisor read the various readings. Next samples will be taken in February 2023.

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

1. Reported on log jam on Mud Creek- log is out of creek and on the bank, next step is to get the log moved from the bank.

**Town Clerk Michelle Finley reported:**

1. Officiated two marriages.
2. Office attended training on new tax software.
3. Report on visit with Santa and Mrs. Clause at Mertensia Lodge.

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

1. Wagnum Road PS25 is completed, next project will be PS7 which they have already started.
2. Directional drilling under Mud Creek is completed.
3. THM locations will be the same next year as this year.

**Code Enforcement Officer Dan Delpriore reported:**

1. Permits issued for November – 63, total to date – 905.
2. Permit Inspections for November – 204, total to date – 3045.
3. Fire Inspections completed in November – 12.
4. Stormwater/MS4 inspections completed in November – 30.
5. Zoning Inspections completed in November – 13.

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

1. Report available on website and filed with the Town Clerk.
2. Solar Farm is almost operational.

**Assessor Paul Arndt reported: None.**

Supervisor Ingalsbe reported that Paula sent him the November sales and a number of the sales are down from the September/October time frame but there are people paying much more than the assessed value.

**Town Engineer Bill Davis reported:**

1. Discussed flow meters, same locations.
2. Lead service line inventory update.
3. Rt. 332 and 96 project – pressure testing passed inspections.
4. Update on North Road Watermain design.
5. Update on Brickyard Road Tank project – budget needs to increase due to the rising cost of things.

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

1. Last meeting – preliminary site plan for a single-family home that had burnt, review 2023 Rules and Procedures, letter was sent to Board on chickens, and LOC's.

**Zoning Board of Appeals reported: None.****Recreation Advisory Committee Bryan Meck reported: None.****Recreation Director Mark Cain reported: None.****Ontario County Planning Board Member reported: None.****Conservation Board Chairperson reported:**

Supervisor Ingalsbe reported that sadly Tim Hannan Conservation Board Member, passed away over the weekend.

**Town Historian Donna Herendeen reported: None.**

**Swap Shop Update: Councilman Holtz reported: None.**

**Agricultural Advisory Committee Chairman Adams: None.**

### COMMUNICATIONS:

1. Letter to the Town Supervisor from Peter Stankovic of Town Web Design. Re: Municipal Website.
2. NYSEFC Survey – Town of Farmington.
3. Letter to the Town Supervisor from Ginny and Rob Clark. Re: Mercy Flight Central.
4. Email to Kevin Ketchman of Opinion Dynamics from the Town Supervisor. Re: NYSERDA Clean Energy Communities Program (COBRA Streetlight information).
5. Email to the Town Supervisor from the W&S Superintendent. Re: OEL Notification.
6. Certificates of Liability Insurance from: Backyard Products, LLC; American Plumbing HVAC Mechanical, Inc.; CP Ward, Inc.; North Eastern Pools, Inc.; Power & Construction Group, Inc.; American Equipment, LLC; Expert Environmental & Construction Group, LLC; FF Thompson Health System, Inc.

### REPORTS & MINUTES:

1. Farmington Senior Citizens Meeting Minutes – November 7, 2022.
2. Manchester Fire Department Incident Run Log – October 2022.
3. ZBA Meeting Minutes – September 26, 2022.
4. Project Review Committee Meeting Minutes – November 10, 2022.
5. Municipal Shelter Inspection Report – October 27, 2022.
6. Building Department – Permit Report by Type – November 2022.
7. Building Department – Inspection Schedule – November 2022.
8. Building Department – Inspection Report – Gordner – November 2022.
9. Building Department – Inspection Report – Weidenborner – November 2022.
10. Ontario County Sheriff Report – November 2022.
11. Monthly Report – Judge Gligora – November 2022.
12. Monthly Report – Judge Lew – November 2022.
13. Planning Board Meeting Minutes – November 2, 2022.
14. Municipal Shelter Inspection Report – November 28, 2022.
15. Manchester Fire Department Incident Run Log – November 2022.

### ORDER OF BUSINESS:

#### RESOLUTION 461-2022:

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

#### RESOLUTION OF SYMPATHY FOR THE BOWERMAN FAMILY

**WHEREAS**, the Town Board was deeply saddened to learn of the untimely passing of Linda Bowerman, on November 22<sup>nd</sup>, 2022; and

**WHEREAS**, Linda's husband, Gerry Bowerman, worked as an MEO in the Town of Farmington Highway Department for over 25 years as well as serving as Deputy Highway Superintendent for several years;

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

**FURTHER RESOLVED**, that the Town Clerk forward a copy of this resolution to Linda's husband, Gerry Bowerman, at 404 Bowerman Road, Farmington, NY 14425.

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

#### RESOLUTION #462-2022:

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

#### RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SUBMIT A NOTICE AND PETITION RELATING TO MORE RESTRICTIVE CONSTRUCTION STANDARDS (UNIFORM CODE – EXECUTIVE LAW §379) FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE AND THE NEW YORK STATE ENERGY CONSERVATION CONSTRUCTION CODE WITHIN THE TOWN OF FARMINGTON

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has by approving Town Board Resolution Number 441 of 2022 (hereinafter referred to as Resolution), dated November 22, 2022, amended Chapter 74 of the Code of the Town of Farmington (hereinafter referred to as Town Code) in its entirety by adopting Local Law No. 7 of 2022; and

**WHEREAS**, the Town Clerk has submitted Local Law No. 7 of 2022 to the New York State Department of State for filing; and

**WHEREAS**, the State's Executive Law §379 (1) provides that the Notice and Petition relating to a local law that imposes more restrictive standards for construction must be submitted to the New York State Department of State Division of Building Standards and Codes within thirty days of such adoption by the Legislative Body (the Town Board); and

**WHEREAS**, the Town Board has reviewed the Town's completed State Building Standards and Codes Notice and Petition Form and attached Exhibits A through J Relating to More Restrictive Construction Standards (Uniform Code – Executive Law §379); and

**WHEREAS**, the Notice and Petition seeks a determination from the New York State Department of State Division of Building Standards and Codes, that the standards for construction imposed by Local Law No. 7 of 2022, are more stringent than the standards for construction applicable generally to the Town within the New York State Uniform Fire Prevention and Building Code (the Uniform Code); and

**WHEREAS**, said determination would allow the adopted Town Code (Chapter 74) to require sprinklers be installed in all new and redeveloped commercial and industrial building(s) regardless of a total square foot dimension in building area in lieu of the 10,000 square foot minimum size in building area provided for within the recently amended Uniform Code.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board based upon its review of the information, contained within the above referenced Petition and Notice to the State Department of State, Division of Building Standards and Codes, believes that requiring automatic sprinkles in all new and reconstructed commercial and industrial buildings within the Town, no matter the square foot size, will: (1) simplify and thus better insure Town Code compliance by having uniformity; and (2) will better enhance the public's safety while minimizing property damages or loss.

**BE IT FURTHER RESOLVED**, the Town Board based upon its review of the ten (10) exhibits prepared by Town Staff, which are part of the above referenced Notice and Petition, finds said amendment to the Uniform Code to be reasonably necessary because of the identified special conditions prevailing within the Town at this time.

**BE IT FURTHER RESOLVED**, the Town Board based upon its review of the above referenced exhibits and the recently adopted Local Law finds that the standards for construction imposed by the Local Law conform with accepted engineering and fire prevention practices.

**BE IT FURTHER RESOLVED**, the Town Board based upon its review of the above referenced exhibits and the recently adopted Local Law finds that the standards for construction imposed by the recently adopted Local Law conform with the purposes of Article 18 of the State Executive Law.

**BE IT FURTHER RESOLVED**, the Town Board does hereby authorize the Town Supervisor to sign and submit said Application, with Exhibits A through J, to the State Department of State, Division of Building Standards and Codes on or before December 22, 2022, which is to be submitted by the Town Code Enforcement Officer.

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to provide a certified copy of this resolution which is to be inserted as part of Exhibit J of the above referenced Notice and Petition.

**BE IT FINALLY RESOLVED**, that certified copies of this resolution are to be provided to the Town Code Enforcement Officers, the Town Fire Marshal, the Town Zoning Officer, the Town Director of Planning and Development, the Chief of the Farmington Volunteer Fire Department, the Chief of the Manchester Volunteer Fire Department and the Chief of the Victor Volunteer Fire Department.

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

**RESOLUTION #463-2022:**

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

**RESOLUTION APPROVING THE MRB PROPOSAL FOR GRANT WRITING SERVICES FOR THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND APPLICATION (LGRMIF)**

**WHEREAS**, MRB has submitted a proposal for Professional Services for grant writing services for the Local Government Records Management Improvement Fund Application (LGRMIF), now therefore be it

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign the proposal at an amount not to exceed \$5,800.00; and be it

**FURTHER RESOLVED**, that the Town Clerk returns a copy of the signed proposal to MRB group and forwards a copy of the resolution and the signed proposal to the Accountant I and the Building Department.

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

**RESOLUTION #464-2022:**

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

**RESOLUTION TO DIRECTIONAL DRILL UNDER CANANDAIGUA FARMINGTON TOWNLINE TO INSTALL 5 NEW WATER SERVICES**

**WHEREAS**, The Water and Sewer Superintendent has identified the need to directional drill 5 long side services under Canandaigua Farmington Townline Road; and

**WHEREAS**, The Water and Sewer Superintendent has received 2 quotes for said Directional Drilling. The low Quote was from Burrows Brothers Inc. at a total cost of \$6,000.00 The second quote from Turner Underground Installations for a total cost of \$ 9,050.00; and

**NOW, THEREFORE BE IT RESOLVED**, that the Farmington Town Board authorizes the Water and Sewer Superintendent to award Directional Drilling to Burrows Brothers Inc. at a cost not to exceed \$6,000.00 from account code HW 8397.26 with the following budget amendment:

HW8397.21	Financial Advisor	\$6,000.00	
HW8397.26	Waterline		\$6,000.00

**BE IT FURTHER RESOLVED**, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, and the Accountant I.

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

**RESOLUTION #465-2022:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN AMBULANCE AGREEMENT**

**WHEREAS**, the Farmington Town Board budget monies for general ambulance services for 2023, therefore be it

**RESOLVED**, the Farmington Town Board authorizes the Supervisor to sign the Ambulance Agreement with Victor-Farmington Volunteer Ambulance Corps. at a cost not to exceed \$250,000.00, and further be it

**RESOLVED**, that the Town Clerk forward a copy of the agreement to the Ambulance Corps. at 1321 East Victor Road, Victor, NY 14564 and to the Principal Account Clerk.

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

**RESOLUTION #466-2022:**

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

**RESOLUTION ESTABLISHING THE PENALTY DATE FOR ALL UNPAID 2022 FOURTH QUARTER ACCOUNTS LOCATED WITHIN THE CANANDAIGUA-FARMINGTON (CFWD) WATER AND VICTOR SEWER DISTRICTS**

**WHEREAS**, payment for the 4<sup>th</sup> Quarter 2022 CFWD water and sewer bills and Victor Sewer District sewer bills are due on Tuesday, January 31, 2023,

**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, February 1, 2023 including online payments. Payments with US mail postmarks as of 12:00 AM February 1, 2023 will be accepted without penalty, and be it

**FURTHER RESOLVED**, a 20% late fee will be applied to the water and sewer portion of unpaid residential and commercial bills on Wednesday, February 1, 2023 with a shutoff date of Wednesday March 8, 2023 established for this quarter with the administration fee also being added, 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, Herendeen, Bowerman, and Casale), the Resolution was **CARRIED**.

**RESOLUTION #467-2022:**

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

**RESOLUTION AUTHORIZING THE CARRYOVER OF VACATION TIME FOR DAVE ORIANIS**

**WHEREAS**, due to a scheduled vacation day that could not be used due to illness, a request was made to carryover 56 hours of vacation time to 2023 for Dave Orians; and

**WHEREAS**, this time will be used before March 31, 2023; now therefore be it

**RESOLVED**, the Farmington Town Board authorizes the carryover of 56 hours of vacation time for Dave Orians, to be used by March 31, 2022 and be it

**FURTHER RESOLVED**, that copies of this resolution shall be submitted by the Town Clerk to the Accountant I, Confidential Secretary, Construction Inspector Dave Orians and Code Officer Dan Delpriore.

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

**RESOLUTION #468-2022:**

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

**ACCEPTANCE OF A TWO YEAR MAINTENANCE BOND FOR PHASE 1A (DEDICATED UTILITIES) WITHIN THE HATHAWAY'S CORNERS INCENTIVE ZONING PROJECT, PHASE 1A, IN THE TOTAL AMOUNT OF \$ 13,021.15**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Director of Planning and Development, a draft resolution recommending the Town Board accept the above referenced two year maintenance bond for approved site improvements within the Hathaway's Corners Incentive Zoning Project, Phase 1A, in the total amount of \$ 13,021.15; 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 Town Engineer's cover letter dated November 21, 2022, and related attachments; and

**WHEREAS**, a two (2) year maintenance bond is required to be filed with the Town Clerk's Office for the dedicated site improvements within this phase of the overall project.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby accept and directs the filing of a two year maintenance bond with the Town Clerk's Office, for the Hathaway's Corners Phase 1A (Dedication Set #4), in the total amount of \$ 13,021.15.

**BE IT FURTHER RESOLVED**, that the Town Board does hereby direct the Town Clerk to provide certified copies of this resolution to: Mark Stevens, SB Ashley Management Corporation, The Powers Building, 16 W Main Street, Suite 700, Rochester, New York 14614; Shawn Skivington, SB Ashley Management Corporation, The Powers Building, 16 W Main Street, Suite 700, Rochester, New York 14614; 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 #469-2022:**

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

**CONFIRMING RESOLUTION TO SERVICE AND REPAIR 3 SEWER FLOW METERS**

**WHEREAS**, The Water and Sewer Superintendent has identified the need to repair and rebuild said flow meters, and

**WHEREAS**, The Water and Sewer Superintendent has received an invoice for the service and repair of said flow meters, and

**NOW, THEREFORE BE IT RESOLVED**, that the Farmington Town Board authorizes the Water and Sewer Superintendent to purchase said rebuild for a cost not to exceed \$3,606.00 from 2022 account codes SS 8120.4 and SS 8120.4V to be split 50-50, and

**BE IT FURTHER RESOLVED**, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, and the Accountant I.

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

**RESOLUTION #470-2022:**

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

**RESOLUTION AUTHORIZING TOWN CONTRIBUTIONS TO HSAs**

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

**WHEREAS**, whereas, Resolution 253-2022 authorized the electronic withdrawals and contribution to ten employees, and one additional employee is now eligible to receive a contribution,

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

David Conti: single plan - \$500 for Dec

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

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

**RESOLUTION #471-2022:**

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE MONTHLY REPORT OF THE SUPERVISOR FOR NOVEMBER 2022**

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

**WHEREAS**, the Principal Account Clerk submitted the Monthly Report of the Supervisor for November 2022 to the Town Supervisor on December 1, 2022, and

**WHEREAS**, the Town Supervisor approved and executed the Monthly Report of the Supervisor for November 2022 on December 1, 2022,

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby accepts the Monthly Report of the Supervisor for November 2022, and be it further

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

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

**RESOLUTION #472-2022:**

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

**RESOLUTION APPROVING THE 284 AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONIES IN 2023**

**WHEREAS**, the attached 2023 agreement for the expenditure of Highway monies (Section 284 of the Highway Law) was submitted by the Highway/Parks Superintendent and reviewed by the Supervisor’s Office, now therefore be it

**RESOLVED**, that the Town Board hereby approves the agreement for the expenditure of Highway monies in 2023 as it adheres to the previously adopted 2023 Town Budget, and be it further

**RESOLVED**, that the Town Clerk forward a copy of this Resolution with a signed copy of the agreement for the expenditure of Highway monies for 2023 to the Highway/Parks Department, the Accountant I, and the Supervisor.

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

**RESOLUTION #473-2022:**

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

**SETTING THE 2023 TOWN OF FARMINGTON SPRING & FALL CLEANUP DATES AND TIMES**

**WHEREAS**, the Town of Farmington holds two (2) Annual Cleanups twice a year to give Town Residents an opportunity to rid themselves of unwanted waste and various household items,

**WHEREAS**, the Spring Clean Up dates are:

May 4 <sup>th</sup>	THURSDAY	8:00 AM to 6:00 PM
May 5 <sup>th</sup>	FRIDAY	8:00 AM to 6:00 PM
May 6 <sup>th</sup>	SATURDAY	8:00 AM to 3:00 PM

**WHEREAS**, the Fall Clean Up dates are:

October 13th	FRIDAY	8:00 AM to 6:00 PM
October 14th	SATURDAY	8:00 AM to 3:00 PM

**THEREFORE BE IT RESOLVED**, that the Rules and Regulations of the Annual Cleanups, such as that only Town Residents may take part and only certain items are accepted as set by the Highway/Parks Superintendent and posted on the Town of Farmington’s website, and

**BE IT FURTHER RESOLVED**, that the Town Clerk forward copies of the Resolution to the Highway/Parks Superintendent, the Water and Sewer Superintendent, the Town Clerk (for posting) and the Supervisor’s Office.

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

**RESOLUTION #474-2022:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN AGREEMENT WITH GREEN RENEWABLE, INC. FOR GRINDING OF BRUSH PILE AT 420 HOOK ROAD**

**WHEREAS**, Green Renewable, Inc. has provided the Town of Farmington with an Agreement for grinding of brush pile located at 420 Hook Road, and

**WHEREAS**, said agreement provides the following: Grinder and Operator, will remove all processed material and will regrind existing pile for chips for town residents, and

**WHEREAS**, this quote will provide services at a cost not to exceed \$7,300.00 from DA-5140.4, now therefore be it

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign the quote and the Highway/Parks Superintendent to hire vendor, and therefore,

**RESOLVED**, that the Town Clerk forward the original quote and copy of this Resolution to the Highway/Parks Department and a copy of this resolution to the Accountant I.

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

**RESOLUTION #475-2022:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO PURCHASE A BOBCAT SNOWBLOWER**

WHEREAS, the Highway/Parks Superintendent has budgeted for an Snowblower in the 2023 budget, and

WHEREAS, the snowblower M7046 is an attachment for the existing Highway Department Bobcat Skid Steer S64, and

WHEREAS, in compliance with the current purchasing policy for the Town using the New York Contract #PC69396 at a cost not to exceed \$6,500 per Bobcat’s quote, now therefore be it

WHEREAS, the breakdown will be funded thru Sidewalks – Equipment A – 5410.2 (\$3,250) and Sidewalk – Equipment SM-5410.2 (\$3,250), and now therefore be it

RESOLVED, that the Town Board authorizes the Town Supervisor to sign the customer acceptance to purchase the Bobcat Snowblower, and be it further

RESOLVED, that the Town Clerk forward the originals to the Highway/Parks Department and copies of this Resolution be forwarded to the Accountant I.

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

**RESOLUTION #476-2022:**

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

**RESOLUTION APPROVING THE 2023 WAGELIST**

WHEREAS, the attached 2021 Farmington Town Employee Salary List reflects wages of all employees and has been reviewed by the Supervisor, Accountant I and the Town Board; now therefore be it

RESOLVED, that the Town Board approves the 2023 Salary List; and be it further

RESOLVED, that the Town Clerk forward a copy of this resolution and the salary list to the Accountant I and the Supervisor’s Secretary.

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

**\*\*INSERT WAGELIST HERE\*\***

**RESOLUTION #477-2022:**

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

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

WHEREAS, additional funding is needed in the following expenditure lines,

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

Debit: A3620.1	Code Enforcement Personnel	\$800	
Credit: A3620.12	Code Enforcement Personnel OT		\$800
Debit: A1990.4	Contingent	\$12,380	
Credit: A8020.49	Town Comprehensive Plan		\$2880
Credit: A1430.4	Personnel Contractual		\$4500
Credit: A1680.4	Central Data Processing		\$1000
Credit: A1660.4	Central Storeroom		\$1000
Credit: A3989.4	Public Safety		\$3000

BE IT RESOLVED, that the Accountant I performs the budget amendments,

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

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

**RESOLUTION #478-2022:**

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

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

WHEREAS, budget amendments are needed to pay current and future invoices and,

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

From: SW1-8310.1	Water Admin- PS	\$12,000.00
To: SW1-8310.12	Water Admin – PS – OT	\$1,000.00



To:	SW1-8340.12	Trans & Dist. – PS – OT	\$11,000.00
From:	SW1-8340.4	Trans & Dist. – CE	\$9,500.00
To:	SW1-8340.20	Trans & Dist. – Minor Equipment	\$500.00
To:	SW1-8340.41U	Trans & Dist. – Utilities	\$4,000.00
To:	SW1-8340.44	Trans & Dist. – Fuels	\$5,000.00

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

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

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

**RESOLUTION #479-2022:**

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

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

**WHEREAS**, budget amendments are needed to pay current and future invoices and,

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

From:	SS8120.42V	Sanitary Sewers – Odor Control - Victor	\$49,000.00
To:	SS8110.12	Sanitary Admin – PS - OT	\$1,000.00
To:	SS8110.4	Sanitary Admin – CE	\$14,000.00
To:	SS8120.41	Sanitary Sewers – Utilities	\$7,000.00
To:	SS8120.41V	Sanitary Sewers – Utilities – Victor	\$20,000.00
To:	SS8130.4	Sewage Treatment – CE	\$7,000.00

**BE IT RESOLVED**, that the Accountant I completes the budget amendments,

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

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

**RESOLUTION #480-2022:**

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

**RESOLUTION AUTHORIZING A CHANGE TO THE FARMINGTON/VICTOR SEWER RATE IN THE TOWN OF FARMINGTON FEE SCHEDULE**

**WHEREAS**, the Fee Schedule was adopted by Resolution #44-2022 at the January 4, 2022 Town Board Organizational Meeting; and

**WHEREAS**, the Farmington/Victor Sewer Rate for Residential Accounts was increase to \$90.00 in January 2022; and

**WHEREAS**, the Farmington/Victor Sewer Rate for Commercial Accounts has not been increased since January of 2017; now therefore

**BE IT RESOLVED**, that the Town Board hereby authorizes the increase of the Farmington/Victor Sewer Rate for Commercial Accounts to \$90.00 per unit/per quarter; and

**BE IT FURTHER RESOLVED**, that the Town Board hereby adopts the change to the Sewer Fee beginning with the 4<sup>th</sup> Quarter billing (September 2022 – December 2022); and

**BE IN FINALLY RESOLVED**, that the Town Clerk provide copies to the W&S Superintendent, the Town Supervisor, the Accountant I, and a copy of this resolution to the Victor Town Supervisor and the Victor Finance Director, and the Confidential Secretary to update fee schedule on the Town’s website.

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

**RESOLUTION #481-2022:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO PURCHASE ONE (1) GROUNDMASTER 4000-D UNDER HEAVY EQUIPMENT AWARD FOR NYS CONTRACT PC68896**

**WHEREAS**, the Highway/Parks Superintendent budgeted for a Groundsmaster 4000D for the Parks Department, and

**WHEREAS**, in compliance with the current purchasing policy for the Town, this quote follows state bid prices for heavy equipment (PBG-22792) at a cost not to exceed \$90,471.60 (A-7110.2) for the Groundsmaster 4000-D, now therefore be it

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign the customer acceptance and return original to the Highway Department, to purchase one (1) Groundsmaster, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Accountant I.

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

**RESOLUTION #482-2022:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO PURCHASE ONE (1) JOHN DEERE 6110M ROADSIDE MOWER WITH ALAMO 22' MACHETE 3 BOOM AND ALAMO 50" SEVERE DUTY ROTARY VIA SOURCEWELL AI 070821-AGI**

**WHEREAS**, the Highway/Parks Superintendent budgeted for the Highway Department to purchase a new roadside mower out of the 2023 budget, and

**WHEREAS**, in compliance with the current purchasing policy for the Town, and this quote ID 227165620 from LandPro Equipment LLC and pricing from Sourcewell AI 070821-AGI at a *cost not to exceed \$143,853.78* (DA-5130.2 - \$39,000), (A-5410.2 - \$6,000), (SD-8540.2 - \$30,000) and \$75,000 from the 2022 budgeted funds, now therefore be it

**RESOLVED**, that the Town Board authorizes the Highway/Parks Superintendent to purchase one (1) New and Unused John Deere from the Sourcewell Ag Tractors 110719-JDC, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Accountant I.

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

**RESOLUTION #483-2022:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO PURCHASE ONE (1) 2023 CATERPILLAR 962M FROM NYS OGS NJPA HEAVY EQUIPMENT CONTRACT #PC 69406**

**WHEREAS**, the 2023 Budget has been approved and Board Resolution #414 of 2022 authorizing the Highway Superintendent to send out Letters of Intent, and

**WHEREAS**, the LOI was sent to Jeremy Bellingier at Milton Cat for a 2023 Caterpillar 962M for the Highway Department for 2023, and

**WHEREAS**, in compliance with the current purchasing policy for the Town, this quote follows the NYS OGS NJPA Heavy Equipment Contract PC#69406, and

**WHEREAS**, the total purchase price shall be \$121,206 (DA-5130.2 - \$81,786) and (DA-5130.2VLT - \$39,492), after the trade allowance of \$220,000 for CAT 962M J2S00706, and

**RESOLVED**, that the Town Board authorizes the Highway/Parks Superintendent to purchase one (1) 2023 Milton Caterpillar 962M, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Accountant I.

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

**RESOLUTION #484-2022:**

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

**AUTHORIZE HIGHWAY SUPERINTENDENT TO HIRE PHELPS GUIDERAIL TO REPAIR GUIDERAIL AFTER HOOK ROAD ACCIDENT**

**WHEREAS**, an accident occurred on Hook Road resulting in damage to the Town's Guiderail, and

**WHEREAS**, we have an accident report for the Ontario County Sheriff's with information regarding the driver, and

**WHEREAS**, Phelps Guiderail, Inc., quote comes in at \$8,258.90, and

**THEREFORE**, the Town Board authorizes the Highway/Parks Superintendent to hire Phelps Guiderail Inc., to repair the damages and then the Town of Farmington will be compensated via the individual's insurance company, and

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Accountant I.

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

**RESOLUTION #485-2022:**

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

**AUTHORIZE HIGHWAY SUPERINTENDENT TO HIRE PHELPS GUIDERAIL TO REPAIR GUIDERAIL AFTER REDFIELD DRIVE ACCIDENT**

**WHEREAS**, an accident occurred on Redfield Drive resulting in damage to the Town's Guiderail, and

**WHEREAS**, we have an accident report for the Ontario County Sheriff's, but they were unable to locate the driver, and

**WHEREAS**, Phelps Guiderail, Inc., quote comes in at \$5,366.75, and

**THEREFORE**, the Town Board authorizes the Highway/Parks Superintendent to hire Phelps Guiderail Inc., to repair the damages to be funded from DA-5110.4, and

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Highway/Parks Department and the Accountant I.

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

**RESOLUTION #486-2022:**

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

**RESOLUTION OF SYMPATHY FOR THE HANNAN FAMILY**

**WHEREAS**, the Town Board was deeply saddened to learn of the untimely passing of Timothy Hannan, on December 10<sup>th</sup>, 2022; and

**WHEREAS**, Timothy served on the Conservation Board;

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

**FURTHER RESOLVED**, that the Town Clerk forward a copy of this resolution to Timothy's family at 676B Crowley Road, Farmington, NY 14425.

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

**RESOLUTION #487-2022:**

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

**BOBCAT POWER TILT SERVICE QUOTE TO BE APPROVED BY TOWN BOARD**

**WHEREAS**, the Highway Department's Bobcat Power Tilt requires service from DJM Equipment, Inc, and

**WHEREAS**, the service quote came in at \$3,269.45, and

**WHEREAS**, the Highway Superintendent has discussed the itemized quote with DJM Equipment and the cost should be set at a not to exceed price of \$3,500, and

**THEREFORE BE IT RESOLVED**, that the Town Board authorizes the Highway Superintendent to Supervisor to sign the Service Quote: 01-14902 to be funded from Highway Machinery- Contractual (DA-5130.4), and be it further

**RESOLVED**, that the copies of this Resolution be forwarded to the Highway/Parks Department and the Accountant I.

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

**RESOLUTION #488-2022:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO PURCHASE ONE (1) LOADER R540-R43 FROM ADMAR CONSTRUCTION EQUIPMENT & SUPPLIES UNDER NYS CONTRACT PC 69404**

**WHEREAS**, the Highway/Parks Superintendent budgeted for a Compact Loader with 72" General Purpose Bucket for SSL Coupler, a 72" BOCE and a Hydraulic Quick Coupler /R540 for the Parks Department, and

**WHEREAS**, in compliance with the current purchasing policy for the Town, and this quote follows state bid prices under NYC Contract PC 69404 at a cost not to exceed \$35,614 (A-7110.2), and

**WHEREAS**, this includes a trade in of the Park's Department Wacker WL37 with a trade in value of \$33,000, and therefore be it

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign the customer acceptance and return original to the Highway Department, to purchase one (1) Compact Loader, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Accountant I and Highway/Parks Account Clerk.

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

**RESOLUTION #489-2022:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO ADVERTISE FOR QUOTES TO SERVICE ALL TOWN GENERATORS**

**WHEREAS**, two Requests for Proposals including annual preventive maintenance and service are required one for seven (7) Gorman Rupp Auto-Start Pump Stations and a second for five (5) stationary building generators, eleven (11) W&S generators plus two (2) portable generators, and

**WHEREAS**, these quotes will be for a minimum of two years with option to extend for another two years, and

**WHEREAS**, quotes will be due to the Town Clerk's Office no later than Thursday, January 5<sup>th</sup>, 2023 at 2 p.m., now therefore be it

**RESOLVED**, that the Town Board authorizes the Town Supervisor to advertise for quotes to service all Town generators, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Accountant I, the Highway Superintendent, and the W&S Superintendent, and be it finally

**RESOLVED**, that the Town Clerk submit a legal notice to the Daily Messenger.

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

**RESOLUTION #490-2022:**

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

**RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN AGREEMENT WITH XPRESS-PAY FOR CREDIT/DEBIT CARD SERVICES FOR TOWN TAXES AND TOWN CLERK FEES**

**WHEREAS**, the Ontario County Treasurer's office has signed a contract with Systems East Inc. for tax collection software with an effective date of January 1, 2023, and

**WHEREAS**, all municipalities within Ontario County will be switching from Edmund Gov Tech (iTax) to the Systems East Inc. software as of January 1, 2023; and

**WHEREAS**, the Town's current credit card vendor (Value Payment Systems) does not work with the Systems East software therefore the town needs to change vendors in order to process tax payments online and at the counter for those residents who want to pay with their credit/debit card, and

**WHEREAS**, since the town is switching to Xpress-Pay for tax collection, it would be easier to include the town clerk fees as well and remove Value Payment Systems all together, and

**WHEREAS**, the processing fee through Xpress-Pay is 2.85% plus 40¢ per transaction of which the Town is not responsible for any portion of this payment option; and

**WHEREAS**, the only fee the town will be charged is for two (2) card swipers for each of the deputies desks at a cost of \$100.00 each,

**NOW, THEREFORE, BE IT RESOLVED**, Town Clerk / Receiver of Taxes Michelle Finley is recommending to the Town Board to approve the agreement with Systems East Inc. (Xpress-Pay) for the debit / credit card payment option for the Town and County Taxes and Town Clerk fees effective January 1, 2023; and

**BE IT FURTHER RESOLVED**, the Farmington Town Board authorizes the Town Supervisor to sign the agreement with Xpress-Pay/Systems East and authorizes the purchase of two (2) card swipers at a cost of \$100.00 each.

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

**RESOLUTION #491-2022:**

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

**RESOLUTION APPROVING SETTLEMENT OF PENDING TAX ASSESSMENT LITIGATION WITH PINTAIL CROSSING, LLC AND CONIFER REALTY, LLC**

**WHEREAS**, there is currently tax assessment litigation pending between Pintail Crossing LLC and Conifer Realty, LLC (collectively, "Petitioner") and the Assessor of the Town of Farmington, Town of Farmington Board of Assessment Review and the Town of Farmington (collectively, "Town") claiming that property owned by Petitioner and located at 5792 Pintail Crossing (SBL 41.07-1-28.411) ("Property") in the Town of Farmington and the County of Ontario was not properly assessed in actions filed in 2020, 2021 and 2022 (Index Numbers 127474-2020, 130005-2021 and 133317-2022)("Pending Actions"); and

**WHEREAS**, the assessor and the attorney representing the Town in the Pending Actions have obtained discovery, worked with an appraiser to analyze Petitioner's annual income and expense information on this RPTL §581-a property, evaluated the cost of obtaining formal appraisals and, based on this information, the Town Board has determined that settlement of these actions is in the best interest of the Town; and

**WHEREAS**, the 2020 original assessment of \$1,889,700 ("2020 Original Assessment") will be reduced to the revised assessment of \$1,424,652 ("2020 Revised Assessment") and a 100% equalization rate will be applied and the 2021 original assessment of \$1,895,900 ("2021 Original Assessment") will be reduced to \$1,364,841 ("2021 Revised Assessment") and a 95% equalization rate will be applied and the 2022 original assessment of \$1,895,900 will remain at \$1,895,900 and not be reduced; and

**WHEREAS**, Petitioner shall be entitled to refunds for taxes paid on the original assessments in excess of the taxes due on the 2020 Revised Assessment and the 2021 Revised Assessment; and

**WHEREAS**, the Town's proportionate share of said refund payments will be approximately \$1,060 and the remainder of the 2020 and 2021 refunds will be paid pro rata by the Victor Central School District, County of Ontario and the Special Districts; and

**WHEREAS**, Petitioner is not entitled to collect refunds for 2022; and it is therefore

**RESOLVED**, that the Town Board approves a reduction in the 2020 Original Assessment to the 2020 Revised Assessment of \$1,424,652 and a reduction in the 2021 Original Assessment to the 2021 Revised Assessment of \$1,364,841; and it is further

**RESOLVED**, that the 2022 original assessment of \$1,895,900 shall remain unchanged; and it is further

**RESOLVED**, that the assessment will not be held for 3 years pursuant to RPTL §727 as RPTL §581-a requires that the Town set the assessment based on actual annual net operating income; and it is further

**RESOLVED**, that the Town Supervisor and attorneys for the Town are authorized to execute agreements and all documents necessary to effectuate the referenced settlement and the attorneys for the Town may seek Court approval for the settlement authorized herein; and it is further

**RESOLVED**, that a copy of this Resolution be forwarded to the Town of Farmington Assessor, Farmington Town Clerk, Victor Central School District and the Ontario County Department of Real Property Tax Services.

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

**RESOLUTION #492-2022:**

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

**RESOLUTION URGING AGAINST DIVISION OF ONTARIO COUNTY INTO THREE ASSEMBLY DISTRICTS**

**WHEREAS**, the redistricting process in New York State comprises of redrawing legislative boundaries every 10 years following the completion of the United States Census; and

**WHEREAS**, the Independent Redistricting Commission of New York State has been tasked with proposing new Assembly Legislative Districts for Assembly terms to begin in 2025; and

**WHEREAS**, on December 1, 2022, the Independent Redistricting Commission of New York State proposed new Assembly Legislative Districts and solicited public comments on such proposals; and

**WHEREAS**, those new districts propose that Ontario County be separated into three new Assembly Districts including the 130th, 131st and 133rd; and

**WHEREAS**, the proposed 131st and 133rd separate Ontario County into eastern and western portions respectively, the towns of Manchester and Farmington have been singled out to be included in the 130th District with Wayne and Cayuga Counties; and

**WHEREAS**, New York State Law requires that each legislative district shall "consist of contiguous territory", "be as compact in form as practicable" and consider the pre-existing subdivisions of counties, cities, towns and communities of interest; and

**WHEREAS**, the history and tradition of Ontario County is that it has been included within one or two Assembly Districts, including the most recent redistricting years of 2022, 2012, 2002 and 1992; and

**WHEREAS**, Ontario County will be wholly represented in one New York State Senate District and one US Congressional District until the next redistricting cycle after the 2030 US Census; and

**WHEREAS**, the Independent Redistricting Commission of New York State and the New York State Legislature should continue the State’s longstanding practice of containing Ontario County to one or two Assembly Districts because they constitute a community of interest whose residents are best represented by a unified voice in the New York State Assembly; and

**WHEREAS**, while previous constructions of Assembly Districts have well served the residents of Ontario County and they are generally compact, contiguous and respect municipal boundaries, the Independent Redistricting Commission of New York State and the New York State Legislature should make every effort to preserve the District boundaries to the greatest extent practicable; now, therefore, be it

**RESOLVED:** The Town of Farmington strongly urges the Independent Redistricting Commission and the New York State Legislature to not split Ontario County into three different Assembly Districts and make every effort to preserve Ontario County to one or two Assembly Districts.

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

**RESOLUTION #493-2022:**

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

Abstract 23 – 2022

**TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS**

<i>ABSTRACT NUMBER</i>		<u>23</u>	
<i>DATE OF BOARD MEETING</i>		<u>12/13/2022</u>	
<i>FUND CODE</i>	<i>FUND NAME</i>	<i>TOTAL FOR EACH FUND</i>	<i>VOUCHER NUMBERS</i>
A	GENERAL FUND	44,766.41	2316,2318-2324,2326-2348,2351-2364,2377
DA	HIGHWAY FUND	14,431.71	2322,2326,2356,2358,2365-2376
HD	TOWN SIGNS CAP PROJECT	1,790.78	2325
HB	BEAVER CREEK PARK	327.11	2350
HH	ROUTE 332/96 WATERLINE	7,318.75	2342
HK	SIDEWALK CAP PROJECT	120.00	2317
HS	SIPP LINING CAP PROJECT	1,170.00	2342
HQ	LED STREET LIGHTING		
HW	WATER TANK REPAIR	4,757.04	2295,2299,2310,2311
SL1	LIGHTING DISTRICT	111.33	2349
SD	STORM DRAINAGE	392.58	2296,2342,2358
SS	SEWER DISTRICT	89,495.44	2264-2298,2312-2315,2327,2331,2336,2339,2342,2358,2362
SW1	WATER DISTRICT	26,305.36	2265,2269,2275,2277-2279,2281,2282,2285-2289,2293-2309,2312,2315,2327,2331,2336,2339,2342,2358,2362
TA200	PAYROLL DEDUCTIONS	191.15	2298,2359,2378-2381
	<b>TOTAL ABSTRACT</b>	\$ 191,177.66	

Councilman Bowerman abstained from Voucher 2320-22.

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

**TRAINING UNDER \$100: None.**

**DISCUSSION: None.**

**EXECUTIVE SESSION: None.**

With no further business before the Board, **Councilman Casale** offered a motion to adjourn the meeting at 7:50 p.m., seconded by **Councilman Bowerman**. Motion **CARRIED**.

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Michelle A. Finley, MMC, RMC -Town Clerk