

At a regular meeting of the Town Board of the Town of Farmington held in the Town Hall of said Town on the 27th day of April, at 7:00 PM, there were:

PRESENT: Theodore Fafinski – Supervisor
Peter Ingalsbe – Councilman
Timothy P. Mickelsen – Councilman
Michael Casale – Councilman
Steven Holtz – Councilman
Tammy Means – Deputy Town Clerk

Also present were: **Jim Crane** – Water & Sewer Superintendent, **James Morse** – Code Enforcement Officer, **Daily Messenger Reporter**, **Dean Litcherman**- Victor Herald, **Ed McLaughlin** – Highway/Parks Superintendent, **Donna LaPlant**-Assessor, **Jeff Graff**- Town Attorney, **Paul Conrad**- Fire Chief, **Dotti Mickelsen**, and Students from Victor Central School.

PUBLIC HEARINGS: 1. Local Law No. 2: Adoption of Official Zoning Map.
2. Local Law No. 3: Repeal of Section 32, Chapter 165, LC Land Conservation.

At 7:00 PM, on this date, a Public Hearing was called to order to hear all persons/citizens, in interest, concerning the adoption of the Official Zoning Map for the Town of Farmington. The Deputy Town Clerk read the Legal Notice, as published in the Town's designated newspaper.

Supervisor Fafinski opened the public hearing. No one wishing to be heard, for or against the foregoing subject matter, the Hearing was declared closed at 7:03PM.

At 7:03 PM, on this date, a Public Hearing was called to order to hear all persons/citizens, in interest, concerning the adoption of a Local Law to repeal of Section 32, Chapter 165, LC Land Conservation. The Deputy Town Clerk read the Legal Notice, as published in the Town's designated newspaper.

Supervisor Fafinski opened the public hearing. No one wishing to be heard, for or against, concerning the foregoing subject matter, the Hearing was declared closed at 7:04 PM.

A motion was made by **Councilman Casale**, seconded by **Councilman Ingalsbe**, that the minutes of the April 13, 2010, workshop and meeting, given to members for review, be approved with corrections.
CARRIED.

PRIVILEGE OF THE FLOOR: NONE.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: **Councilman Ingalsbe** reported:

Highway & Parks:

1. Discussed changing the Mertensia Lodge rental form.
2. Discussed Farmbrook Park excavation has started, looking into three new light poles for parking lot.
3. Discussed NYS DOT denial of reduction of speed on Rt. 332 and approval of speed survey study in Auburn Meadows.
4. Discussed issue with dogs in parks.
5. Discussed placing vehicles to auction.
6. Discussed Yellow Mills Road piping project.
7. Discussed stormwater management project over Stonehedge is 85% complete.
8. Discussed vehicle purchases.

Water & Sewer:

1. Discussed upcoming resolutions for tonight (professional services agreement with Newark Electric, surplus equipment to auction,
2. Discussed RIT Students touring the Plant on April 30.
3. Discussed upcoming excavation safety training.
4. Discussed proposed water district extension – Yahn Road- single parcel.
5. Discussed vehicle purchase.

Town Operations Committee: **Councilman Holtz** reported:

1. Discussed resolutions on agenda tonight.
2. Discussed Agricultural grant being resubmitted.
3. Discussed working with Lu Engineers on updating the Comprehensive Plan.

REPORTS OF TOWN OFFICIALS:

Supervisor Fafinski:

1. Discussed being notified by the Public Service Commission regarding the removal of the Verizon Telephone booth located outside the town hall., there are options available, they are awaiting letter from PCS and then the town will take action.

Highway & Parks Superintendent Ed McLaughlin:

1. Discussed Speed Survey completed – Rt. 332 reduction was denied, Auburn Meadows was approved.
2. Discussed the increase in the number of dogs in the parks-will make larger signs to make people more aware of the code.
3. Discussed the finishing the piping at the stormwater project.
4. Discussed the donation of a piano for the Lodge. Councilman Mickelsen asked him to look into the cost of a maintaining it.
5. Farmbrook Road work and tear out at Suede Circle and Whitetail Lane.
6. Discussed asphalt costs.

Deputy Town Clerk Tammy Means:

1. Town Clerk @ training in Saratoga Springs.
2. Dog Enumeration is completed-currently going through 27 log books to see what dogs are not licensed at this point approximately 450 are not licensed, log books are very difficult to read and had misinformation on them. The voucher was held pending further review on logs.

Water & Sewer Superintendent Jim Crane:

1. Discussed Annual Report on Water Quality, completed rough draft and mailed to Manchester, Canandaigua, Bristol, and Health Department for preview. Also required to publish in Pennysaver.
2. Discussed the Purdy Road project.
3. Survey on Highway Campus meeting tomorrow. Supervisor stated to make sure the Bookkeeper gets a copy of the proposal.

Code Enforcement Officer James Morse:

1. Discussed the annual review of Mobile Home Parks. Supervisor asked if there were any changes in ownership. Jim Morse replied there were none.

Director of Planning and Development:

1. Thanked Kevin Schultz for preparing the Official Zoning Map.
2. Discussed State Historic Preservation – proposed Highway Campus site.
3. Planning Board met and approved new business on Loomis Road.
4. Two Local Laws on Wind Energy.
5. Amendment to Farm Protection Program.

Assessor Donna LaPlant:

1. Revals on business sector set for May 25-Greivance Day.

Farmington Fire Chief Paul Conrad:

1. Wisconsin to inspect new pumper-delivery in a week or two.

Supervisor informed the Fire Chief about the Town's July 3rd Fireworks event, starts at 6:00 p.m.

COMMUNICATIONS:

1. Letter to the Town Court from Ontario County Sheriff Phil Povero. Re: Court parking.
2. Letter to the Town from USDA. Re: Year End Reporting.
3. Letter to the Town Clerk from the state Department of Transportation. Re: Speed limit study on Route 332.
4. Notice and insurance certificate from Young Explosives for July 3 fireworks.
5. Memo from Director of Development Ron Brand to the Town Board. Re: Draft local law to repeal Chapter 165, Section 32, LC Land Conservation District and a Draft Local Law to adopt a new Official Zoning Map.
6. Letter to the Town Clerk from the state Department of Transportation. Re: Establishment of a speed limit in the Auburn Meadows subdivision.
7. Letter to the Town Clerk from Chris Wade, president of Wade's grocery store. Re: NYS liquor license.
8. Notice of Assessment changes for town properties from Town Assessor Donna LaPlant.
9. Letter to Nancy Todd of the NYS Office of Parks, Recreation and Historic Preservation from Ron Brand. Re: Review of Farmington Highway Campus Site project.
10. Notice to Town Clerk, Supervisor and Town Board from Highway Superintendent Ed McLaughlin. Re: Mertensia Lodge deposit held.

11. Letter from the Supervisor to Derek Brocklebank, attorney for former Town Clerk Rose Kleman. Re: Response to letter regarding former checking account.
12. Letter to Water and Sewer Superintendent Jim Crane from James Gresens of the MRB Group. Re: Purdy Road water main replacement.
13. Enrollment form for PowerPay!New York.
14. Notice from the state Public Service Commission. Re: Public Statement Hearings for New York State Electric and Gas rates.
15. Notice of Work Zone Workshop for Ontario County employees.
16. Letter from Town Clerk Michelle Finley to Governor David Paterson. Re: Opposition to the adoption of legislation.
17. Invitation to Wood Library's 2010 Donor Appreciation Event.
18. Certificates of liability insurance for: Robert E. Johnston Inc.; Erectall Corp.
19. Notice of cancellation of policy for St. Brandan's Christain Fellowship.
20. Certificates of Workers Compensation Insurance for: Robert E. Johnston Inc. and Ricky Dufoe/Superior Renovations.

REPORTS & MINUTES:

1. Annual ERISA information for group health insurance plan.

ORDER OF BUSINESS:**RESOLUTION #133-2010:**

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

Adoption of Local Law # 2 of 2010 entitled "Amend, Adopt and Certify the new Official Zoning Map of the Town of Farmington."

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has held a public hearing tonight on the above referenced local law (hereinafter referred to as Action); and

WHEREAS, the Town Board has considered the public hearing record and the Ontario County Planning Board Referral # 50 - 2010; and

WHEREAS, the Town Board has previously determined that said Action is a Type II Action as defined under Article 8 of the Environmental Conservation Law (hereinafter referred to as ECL), the State Environmental Quality Review Regulations; and

WHEREAS, the Town Board in making such determination has satisfied the procedural requirements set forth in the above referenced ECL.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby adopt in its entirety Local Law # 2 of 2010.

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to certify each copy of the new Official Zoning Map with the adoption date of April 27, 2010 and the Last Revision date of January 8, 2009 in accordance with the provisions contained in Chapter 165, Section 12. D. of the Farmington Town Code.

BE IT FURTHER RESOLVED that the Town Clerk is to submit a certified copy of the Official Zoning Map to the Town Attorney for filing along with the Local Law to the Department of State.

BE IT FURTHER RESOLVED that the Town Clerk is directed to request from the Ontario County Department of Planning a sufficient number of copies of the Official Zoning Map with the adoption date of April 27, 2010 and the Last Revision date of January 8, 2009; and upon receipt to further certify each copy as being accurate as of the date of signing.

BE IT FINALLY RESOLVED that the Town Clerk is to provide certified copies of the Official Zoning Map to the following Town departments and Officials: the Town Highway & Parks Superintendent; the Town Water & Sewer Superintendent; the Town Code Enforcement Officer; the Town Building Department; the Town Director of Planning & Development; the Town Assessor; the Town Attorney and the Town Engineer.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #134-2010:

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

Adoption of Local Law # 3 of 2010 entitled "Local Law to Repeal Section 32 of Chapter 165 of the Farmington Town Code, known as LC Land Conservation District."

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has held a public hearing tonight on the above referenced local law (hereinafter referred to as Action); and

ORDER OF BUSINESS: (Continued)

WHEREAS, the Town Board has considered the public hearing record and the Ontario County Planning Board Referral # 49 – 2010 (hereinafter referred to as OCPB Referral); and

WHEREAS, the Town Board has been informed by the Town Director of Planning and Development that staff have complied with the two conditions of modification cited in the OCPB Referral; and

WHEREAS, the Town Board has previously determined that said Action is a Type II Action as defined under Article 8 of the Environmental Conservation Law (hereinafter referred to as ECL), the State Environmental Quality Review Regulations; and

WHEREAS, the Town Board in making such determination has satisfied the procedural requirements set forth in the above referenced ECL.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby adopt in its entirety Local Law # 3 of 2010.

All voting “Aye”, the Resolution was **CARRIED**.

RESOLUTION #135-2010:

Councilman Mickelsen offered the following Resolution, seconded by **Councilman Ingalsbe**:

Resolution Accepting Draft Local Law to amend Articles II, IV, and VI of Chapter 165 of the Town Code, to be known as “On-site-use Wind Energy Systems Local Law;” directing a referral to the Ontario County Planning Board under the provisions of Section 239-1 & -m of the New York State General Municipal Law; sending a referral to the Town of Farmington Planning Board as provided for under the provisions of Chapter 165 of the Town Code; sending a referral to the Town of Farmington Agriculture Advisory Committee; sending a referral to the Town of Farmington Conservation Board; establishing a date for a public hearing to be held upon said local law; and directing the Town Clerk to publish and post a legal notice thereon.

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received a final draft local law, dated April 22, 2010 to amend Article II, Definitions; Article IV, District Regulations; and Article VI, Special Permit Uses of Chapter 165 of the Town Code; and

WHEREAS, said local law has been reviewed and discussed by the Town Board at a previous public workshop session held on April 13, 2010 and again at tonight’s public meeting; and

WHEREAS, the Town’s formal adoption process for such a local law requires the preparation of a referral to the Ontario County Planning Board, to the Town Planning Board, the Town Agriculture Advisory Committee, the Town Conservation Board, the setting of a public hearing date and the publishing and posting of a public hearing notice.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Town Director of Planning and Development is to submit the Ontario County Planning Referral Form and accompanying information on the need to enact this local law for presentation to the Ontario County Planning Board at their meeting on May 12, 2010.

BE IT FURTHER RESOLVED that the Director of Planning and Development is to submit a copy of the final draft of said local law to the Farmington Planning Board, the Farmington Agriculture Advisory Committee and the Farmington Conservation Board for their review and recommendation, in accordance with the provisions of Chapter 165 of the Town Code, and to provide a response of their findings to the Town Board, on or before noon on Friday, May 21, 2010.

BE IT FURTHER RESOLVED that the Town Board does hereby established a public hearing to be held on said local law for Tuesday, May 25, 2010 commencing at 7:00 p.m., Eastern Daylight Savings Time, in the main meeting room in the Farmington Town Hall; and

BE IT FINALLY RESOLVED that the Town Board does hereby direct the Town Clerk to place a notice for said public hearing in the Town’s official newspaper and to post a copy of said notice on the Official Bulletin Board in the Town Hall.

All voting “Aye”, the Resolution was **CARRIED**.

TOWN BOARD MEETING
ORDER OF BUSINESS: (Continued)

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RESOLUTION #136-2010:

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

Resolution Accepting Draft Local Law to amend Articles II, IV, VII and Attachment 1, Town of Farmington Zoning Schedule, Lot Area, Bulk and Coverage Requirements of Chapter 165 of the Town Code, to be known as “WEF Wind Energy Farm District;” directing a referral to the Ontario County Planning Board under the provisions of Section 239-1 & -m of the New York State General Municipal Law; sending a referral to the Town of Farmington Planning Board as provided for under the provisions of Chapter 165 of the Town Code; sending a referral to the Town of Farmington Agriculture Advisory Committee; sending a referral to the Town of Farmington Conservation Board; establishing a date for a public hearing to be held upon said local law; and directing the Town Clerk to publish and post a legal notice thereon.

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has received a final draft local law, dated April 22, 2010 to create a new Section 32 of Chapter 165 of the Town Code; and

WHEREAS, said local law has been reviewed and discussed by the Town Board at a previous public workshop session held on April 13, 2010 and again at tonight’s public meeting; and

WHEREAS, the Town’s formal adoption process for such a local law requires the preparation of a referral to the Ontario County Planning Board, to the Town Planning Board, the Town Agriculture Advisory Committee, the Town Conservation Board, the setting of a public hearing date and the publishing and posting of a public hearing notice.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Town Director of Planning and Development is to submit the Ontario County Planning Referral Form and accompanying information on the need to enact this local law for presentation to the Ontario County Planning Board at their meeting on May 12, 2010.

BE IT FURTHER RESOLVED that the Director of Planning and Development is to submit a copy of the final draft of said local law to the Farmington Planning Board, the Farmington Agriculture Advisory Committee and the Farmington Conservation Board for their review and recommendation, in accordance with the provisions of Chapter 165 of the Town Code, and to provide a response of their findings to the Town Board, on or before noon on Friday, May 21, 2010.

BE IT FURTHER RESOLVED that the Town Board does hereby established a public hearing to be held on said local law for Tuesday, May 25, 2010 commencing at 7:00 p.m., Eastern Daylight Savings Time, in the main meeting room in the Farmington Town Hall; and

BE IT FINALLY RESOLVED that the Town Board does hereby direct the Town Clerk to place a notice for said public hearing in the Town’s official newspaper and to post a copy of said notice on the Official Bulletin Board in the Town Hall.

All voting “Aye”, the Resolution was **CARRIED**.

RESOLUTION #137-2010:

Councilman Ingalsbe offered the following Resolution, seconded by Councilman Mickelsen:

AUTHORIZATION FOR LU ENGINEERS to perform a 1527-05 ASTM Compliant Phase I ESA Report for approximately 45 acres of land, a portion of Tax Map #17.00-2-15.200, located along the east side of Hook Road, north of the Ontario Central Railroad.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a total of three (3) qualified proposals from Lu Engineers, Passero Associates and Beardsley Design Associates for performing the above described Phase I ESA Report; and

WHEREAS, the Town Board has considered and identified the need to have this Phase I Environmental Site Assessment (ESA) completed to provide documentation to assist the Town Board in making a decision to acquire and develop said parcel of land; and

WHEREAS, the Town Board has reached an agreed-to price for the subject parcel of land with the land owner(s); and

WHEREAS, the Town Board has completed the 30 day public notice and petition process for requiring a referendum upon the use of public funds to acquire said parcel of land without receiving a petition; and

WHEREAS, the Town Board has established funds for this report in a Capital Project Fund A231T entitled “Town Complex Facilities & Land Acquisition Reserve.”

ORDER OF BUSINESS: (Continued)

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby authorize the Town Supervisor to sign and execute the agreement with Lu Engineers, to perform said Phase I ESA for the total amount of \$1,100.00 as specified in their proposal.

BE IT FURTHER RESOLVED that the Town Finance and Accounting Specialist is to be provided a copy of this resolution and is hereby further directed to establish a balance of \$1,100.00 in the HC Highway Land Acquisition & Improvement Capital Project, Account Number HC201.

BE IT FINALLY RESOLVED that a certified copy of this resolution shall be forwarded by the Town Supervisor along with a cover letter and signed Agreement to Stephen Campbell, Environmental Division Leader, at Lu Engineers within two business days.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #138-2010:

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

Town Board Resolution Authorizing the Waiving of all Town Fees associated with Land Subdivision, Site Plan and Building Permit Applications for the Town Highway Campus Site.

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board) has entered into a purchase and sale contract to acquire approximately forty-five (45) acres of land that is to be used for the construction of a new Town Highway Campus, including site features such as a new highway garage, highway offices, outdoor (cold) storage area for highway materials, on-site parking, access roads, parking aprons and a new salt storage facility; and

WHEREAS, the Town Board and Town Planning Board will have, later this year, detailed plans to make applications for the approval of Land Subdivision, Site Plan and Building Permits, as well as Town Water and Sewer Connection Fees and any other Public Utility Fees related to this project to enable the construction of a new Town Highway Campus Site that will be located along the east side of Hook Road, north of the Ontario Central Railroad; and

WHEREAS, the Town Board has established fees, in the Town's Adopted Fee Schedule, for several of these applications; and

WHEREAS, these fees that are associated with the publishing of legal notice(s) for the various approvals listed above herein as well as other expense obligations for compliance with New York State Town Law, as well as fees associated with connections to other Public Utilities will be paid for initially by money transferred from the Town of Farmington Town Complex Facilities and Land Acquisition Reserve Funds into the Highway Land Acquisition & Improvements Capital Project Budget.

NOW, THEREFORE, BE IT RESOLVED that the Town Board agrees to waive any and all fees normally levied by the Town for Land Subdivision, Site Plan, Building Permits, as well as Town Water and Sewer Connection Fees associated with the development of the Town Highway Campus Site.

BE IT FURTHER RESOLVED that the Town Board does hereby direct the Town Finance and Accounting Specialist to make the appropriate journal entries into and from the proper line item(s) contained in the 2010 Operating Budget for all legal notice costs incurred for this project.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #139-2010:

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

AUTHORIZATION FOR GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS AND COMMITMENT TO 25% LOCAL MATCH FOR THE PREPARATION OF A TOWN OF FARMINGTON AGRICULTURAL AND FARMLAND PROTECTION PLAN

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a revised draft Application for State Assistance Payments for Municipal Agricultural and Farmland Protection Plan Development, Forms A and B-1, a copy of which is hereby attached to and made part of this resolution (hereinafter referred to as Action), from the Town of Farmington Agriculture Advisory Committee (hereinafter referred to as Ag Committee); and

WHEREAS, the Town Board has discussed at tonight's meeting the April 7, 2010 letter from John Brennan, New York State Department of Agriculture and Markets, which identifies the need to make amendments to the original Request For Application that was dated March 15, 2010; and

WHEREAS, the Town Board has reviewed the revised Action prepared by the Town's Agricultural Advisory Committee dated April 20, 2010; and

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ORDER OF BUSINESS: (Continued)

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WHEREAS, the Town Director of Planning and Development (hereinafter referred to as Director) has since reviewed said Action with the members of the Ag Committee; and

WHEREAS, the Action has been amended to reflect the twenty-five percent (25%) local match of cash and in-kind services required by the State Department of Agriculture and Markets (hereinafter referred to as Department of Ag & Markets); and

WHEREAS, the Director has also reviewed Section 617.5 of the State Environmental Quality Review (SEQR) Regulations to determine whether said Action is a Type II Action; and

WHEREAS, the Director finds that the Action involves information collection including basic data collection and research that do not commit the agency to undertake, fund or approve any Type I or Unlisted Action under the SEQR Regulations; and

WHEREAS, the Director further finds that the Action involves the routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; and

WHEREAS, the Director further finds that the Action involves the conducting of studies, planning and budgetary processes necessary to the formulation of a proposed action, providing those activities do not commit the Town Board to commence, engage in or approve such action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board concurs with the Director's findings contained above herein.

BE IT FURTHER RESOLVED that the Town Board determines that the Action is a Type II Action as defined under the provisions of Section 617.5 (a), (b) and (c) (18), (20) and (21) of article 8 of the State Environmental Conservation Law.

BE IT FURTHER RESOLVED that the Town Board in making this determination has satisfied the procedural requirements of the SEQR Regulations in that Type II Actions have been determined by the SEQR Regulations not to have a significant impact upon the environment and are otherwise precluded from environmental review under the Environmental Conservation Law, article 8.

BE IT FURTHER RESOLVED that the Town Board authorizes the Town Supervisor to enter into a Contract Agreement, for a period of 24 months, with the Department of Ag & Markets involving the total expenditure of \$33,340.00 for the purpose of preparing a Municipal Agricultural and Farmland Protection Plan for the Town of Farmington (hereinafter referred to as Project).

BE IT FURTHER RESOLVED that the Town Board acknowledges that the costs associated with this Project shall be reimbursed by the State of New York in the manner provided for under the program and set forth in the Contract Agreement.

BE IT FURTHER RESOLVED that Town funds in the total amount of \$8,340.00, to be used for in-kind match amount to this Project's total cost, is hereby authorized by the Town Board to be taken from the Town's Contingency Fund and placed into a dedicated line item in the 2010 Town Operating Budget for this project upon receipt of the Project award by the State Department of Agriculture and Markets.

BE IT FURTHER RESOLVED that of this total amount, \$6,340.00 will be in-kind match contribution for professional services provided to this Project by the Town Director of Planning and Development, and secretarial services by town personnel, printing costs associated with the project, costs of supplies, costs of preparing and sending communications, setting up public meetings and other project related expenses. Finally, a total of \$2,000.00 will be in the form of cash to cover all in-kind services/activities associated with the project.

BE IT FURTHER RESOLVED that a certified copy of this resolution be submitted to Lucy Roberson, Director, Division of Fiscal Management, at the State Department of Ag & Markets along with a cover letter from the Town Supervisor and the completed Grant Application Forms; and, copies thereof to be filed with the Town Clerk, the Town Director of Planning and Development, the Town Planning Board, the Town Agricultural Advisory Committee and the Town Conservation Board.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #140-2010:

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

RESOLUTION AUTHORIZING WATER AND SEWER SUPERINTENDENT TO ATTEND NYRWA TECHNICAL CONFERENCE

WHEREAS, the New York Rural Water Association will hold its annual conference May 24 to 26 at Turning Stone Casino and Resort in Verona, N.Y., now therefore be it

ORDER OF BUSINESS: (Continued)

RESOLVED, that the Town Board authorizes Water and Sewer Superintendent Jim Crane to attend at a cost of \$395 including dinners as well as an added \$230 for two nights' lodging and therefore be it

RESOLVED, that the Town Clerk forward a copy of this resolution to Crane.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #141-2010:

Councilman Mickelsen offered the following Resolution, seconded by **Councilman Ingalsbe**:

RESOLUTION AUTHORIZING THE SUPERVISOR'S CONFIDENTIAL SECRETARY TO ATTEND AN HR TRAINING WORKSHOP MAY 15

WHEREAS, the Statewide Labor and Employment Law Annual Conference "Workplace 2010" will be held on May 18 in Rochester and will feature workshop sessions on issues like the impact of the new health care reform, FMLA, and general HR matters, and

WHEREAS, Confidential Secretary Jessica Youngman handles payroll and human relations matters for the Town of Farmington,

Now therefore be it **RESOLVED** that the Town Board authorizes Youngman to attend the workshop at a cost of \$185 for the day-long program and be it

RESOLVED, that the Town Clerk provide a copy of this resolution to the Confidential Secretary.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #142-2010:

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

RESOLUTION AUTHORIZING THE PURCHASE OF A SHREDDER FOR THE TOWN HALL

WHEREAS, the shredder now used in the mail-room in the Town Hall has for an extended period of time been problematic for its users with frequent paper jams, slow operation and a minimal allowance of sheets per pass, and

WHEREAS, the Town Clerk's Office has been and will be continuously shredding numerous boxes of records that are no longer required to be kept by the Town and

WHEREAS, this shredding by the Town Clerk's Office as well as day-to-day shredding by all employees of the Town Hall would be far less time-consuming with a more efficient, heavy-duty machine, and

WHEREAS, the Supervisor's Confidential Secretary has spent the last few weeks researching shredders and garnering quotes on a range of models for offices with roughly 10 users, and

WHEREAS, the Secretary received multiple quotes for a machine that has received high reviews, carries a warranty and would meet the needs of the Town Hall staff, now therefore be it

RESOLVED, that the Town Board authorizes the Secretary to purchase the machine, a Fellowes Powershred C-420C that has a list price of \$1,999 at a sale cost of \$1,417.14 including a shipping fee of \$127.95 and therefore be it

RESOLVED, that the purchase come from the contingency line in the budget and therefore be it

RESOLVED, that the Town Clerk forward a copy of this resolution to the Confidential Secretary.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #143-2010:

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

A RESOLUTION AUTHORIZING A BUDGET AMENDMENT TO COVER UNEMPLOYMENT INSURANCE PAYMENT

WHEREAS, the Supervisor's Office has been billed \$1,930.22 from the New York State Department of Labor to pay for unemployment insurance for former employees and

WHEREAS, said amount exceeds what was budgeted for in the 2010 spending plan, now therefore be it

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RESOLVED, that the Town Board authorizes the following budget amendment:

FROM	A1990.4 Contingency – CE	(\$1,930.22)
TO	A9050.8 Unemployment Insurance	\$1,930.22

And therefore be it **RESOLVED** that the Town Clerk provide a copy of this resolution to the Finance and Accounting Specialist.

All voting “Aye”, the Resolution was **CARRIED**.

RESOLUTION #144-2010:

Councilman Mickelsen offered the following Resolution, seconded by **Councilman Ingalsbe**:

WHEREAS, on April 12, 2005 the Town Board authorized the purchase of SCADA components and the Installation of the Supervisory, Control and Data Acquisition System at the Waste Water Treatment Facility and Wastewater Pump Stations.

WHEREAS, the Public Works Committee has reviewed the Rates of the Professional Services agreement.

NOW, THEREFORE BE IT **RESOLVED**, that the Town Board of Farmington acting on behalf of the Canandaigua/Farmington Water District and the Sanitary Sewer District hereby authorizes the W S Supt to enter into a Professional Services Agreement with Newark Electric (Colacino Industries) for electric and SCADA System maintenance and service work. (See attached)

BE IT FURTHER **RESOLVED**, that funds for said Professional Services will be from the Farmington Sanitary Sewer Budget and the Canandaigua/Farmington Water District.

All voting “Aye”, the Resolution was **CARRIED**.

RESOLUTION #145-2010:

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

RESOLUTION ESTABLISHING THE STANDARD WORKDAY PER TITLE FOR THE PURPOSE OF DETERMINING DAYS WORKED REPORTABLE TO THE NEW YORK STATE AND LOCAL EMPLOYEES’ RETIREMENT SYSTEM

WHEREAS, effective August 12, 2009, new regulation requires both employers and elected and appointed officials to record three consecutive months of days worked to help insure that employees receive the correct days reported to NYS Retirement, therefore be it

RESOLVED, that the Farmington Town Board hereby establishes the following as a standard workday for elected, appointed, and hourly employees for the purpose of determining days worked reportable to the New York State and Local Employees’ Retirement System as follows:

FIVE DAY WORK WEEK, 8 HOUR DAY – Employee will be credited with 10 days per payperiod

Supervisor
Town Clerk/Receiver of Taxes
Highway Superintendent
Assessor Deputy Town Clerk
Confidential Secretary to the Supervisor
Principal Account Clerk
Account Clerk Typist
Water & Sewer Superintendent
Code Enforcement Officer (FT)
Asst. Code Enforcement Officer (FT)
Motor Equipment Operator
Motor Equipment Operator Light
Court Clerk FT
Water & Sewer Maintenance Asst.
Wastewater Treatment Plant Operator
Public Works Maintenance Asst.
Secretary to the Planning/Zoning Board
Auto Mechanic
Sewage Treatment Plant Operator
Labor

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ALL PART-TIME EMPLOYEES WILL HAVE SERVICE CREDIT DETERMINED FOR THEM BASED ON THE NUMBER OF HOURS WORKED DIVIDED BY THE NUMBER OF HOURS SET BY THE TOWN BOARD AS A STANDARD WORKDAY (6 HOURS) WHICH IS AS FOLLOWS:

Clerk of the Boards (PT)
Court Clerk (PT)
Meter Reader (PT)
Code Enforcement Officer (PT)
Recreation Director
Election Custodian
Town Justices
Clerk PT
Recreation Leaders
Recreation Assistants
Recreation Specialists
Assessor's Aide
Historian
Health Officer
Planning Board Members and Chairperson
Budget Officer
Town Board
All other Part0time positions with less than 30 hours per week

And, further be it, RESOLVED, that the Town Clerk forward copies of this resolution to the Supervisor, Finance and Account Specialist, and New York State and Local Employees' Retirement System.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #146-2010:

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

All Surplus Vehicle/Equipment for Auction – 2010

WHEREAS, the following piece(s) of vehicle/equipment used by the Water and Sewer Department are now obsolete and/or surplus:

1. 1997 Ford ¾ Truck w/utility body VIN #1FDHF25H9VEB57673
2. 2000 Chevrolet 1 ½ ton Truck w/utility body VIN #1GBKC34F4YF403671

WHEREAS, the Annual Municipal Equipment Auction is being held May 8, 2010, at the Town of Palmyra Highway Department.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Water and Sewer Districts, hereby authorizes the Water and Sewer Superintendent to have this piece of equipment be sold at this auction.

All voting "Aye", the Resolution was **CARRIED**.

RESOLUTION #147-2010:

Councilman Mickelsen offered the following Resolution, seconded by **Councilman Ingalsbe**:

RESOLUTION TO PAY AUDITED BILLS

The bills were audited by the Town Board

ABSTRACT #8-2010

General	\$ 78,247.20
Highway Fund	\$ 14,819.11
Storm Drainage	\$ 2,041.43
Payroll	\$ 907.00
Fire Protection	\$142,906.67
Lighting	\$ 6,244.08
Sewer District	\$ 49,960.57
Water District	<u>\$ 51,892.73</u>
TOTAL	\$347,018.79

All voting "Aye", the Resolution was **CARRIED**.

WAIVER OF THE RULE (no objections)

RESOLUTION #148-2010:

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

Town Board Resolution declaring equipment in the Highway and Parks Department surplus and authorizing it be disposed of at the Palmyra Municipal Equipment Auction.

WHEREAS, the Highway/Parks Superintendent has asked the Farmington Town Board to declare the following items surplus:

- A 1998 Chevy half-ton pick-up
- A 1997 International single-axle dump truck
- A 325 mower

Now therefore be it **RESOLVED** that the above listed items be deemed surplus and disposed of at the annual Palmyra Municipal Equipment Auction to be held on May 8 and therefore be it

RESOLVED, that a copy of this resolution be forwarded to the Highway/Parks Superintendent.

All voting "Aye", the Resolution was **CARRIED**.

TRAINING UNDER \$100.00:

1. Margaret Hartsaugh attended Landmark Society preservation conference in Palmyra April 24 at a cost not to exceed \$72.

DISCUSSION: None.

EXECUTIVE SESSION:

A motion was made by Councilman Mickelsen, seconded by Councilman Casale to enter in executive session to discuss pending litigation at 7:40 PM. Motion carried.

A motion was made by Councilman Ingalsbe, seconded by Councilman Casale to close the executive session at 8:30 PM. Motion carried.

A motion was made by Councilman Mickelsen, seconded by Councilman Casale to adjourn the meeting at 8:30 PM. Motion Carried.

Meeting was recorded by Deputy Town Clerk Tammy Means and transcribed by Michelle A. Finley, Town Clerk: _____