

At a regular meeting of the Town Board of the Town of Farmington held in the Town Hall of said Town on the 13<sup>th</sup> day of July, at 7:00 PM, there were:

**PRESENT:** Theodore Fafinski – Supervisor  
Peter Ingalsbe – Councilman  
Timothy P. Mickelsen – Councilman  
Michael Casale – Councilman  
Steven Holtz – Councilman  
Michelle Finley – Town Clerk

Also present were: **James Crane** – Water & Sewer Superintendent, **Jim Morse** – Code Enforcement Officer, **Dotti Mickelsen**, **Edward McLaughlin**- Highway/Parks Superintendent, **Dean Litcherman**- Victor Herald, **Paul Conrad**-Farmington Fire Chief, **Mr. & Mrs. Austin**- Residents, **Wesley Pettee**- Resident.

**PUBLIC HEARINGS:** None.

A motion was made by Councilman Holtz, seconded by Councilman Casale that the minutes of the June 22, 2010, meeting, given to members for review, be approved. Councilman Mickelsen abstained. **Carried.**

**PRIVILEGE OF THE FLOOR:** None.

### **REPORTS OF STANDING COMMITTEES:**

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

#### **Water & Sewer:**

1. 3 Resolutions on for tonight- seek bids for new truck with utility box (replaces 1998 truck), agreement for engineering services for the Highway Campus project, and setting a public hearing for an extension to the Sanitary Sewer District (Stonewood).
2. Update on Billing Software problems – lawyers are involved.
3. Discussed excavation testing at Highway Campus.
4. Purdy Road Water Project.
5. Closing out some Capital Projects.

#### **Highway & Parks:**

1. Highway Campus Committee visited Lyons complex, which includes the Town, Village and school district in Lyons, all in one large building. Councilman Ingalsbe made presentation to Planning Board for Preliminary Subdivision approval and that was granted, next meeting will get approval for final.
2. Two resolutions on for tonight – purchase of a new truck and purchase of mower for Parks.
3. Discussed CHIPS Seal Program.
4. Discussed sidewalk requirements on Townline Road and Estates at Beaver Creek.

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

1. Discussed the definitions between patio homes and conventional homes in the Auburn Meadows Subdivision. Ron Brand and Floyd Kofahl will do an analysis of the maps and will discuss in two weeks and hopefully will have recommendation to Town Board for next meeting to act upon.
2. Resolution on for tonight for mowing of two properties.

**Town Finance Committee:** None

**Town Public Safety Committee:** None.

### **REPORTS OF TOWN OFFICIALS:**

#### **Supervisor Fafinski:**

1. 2011 Budget has started, sending out vendor letters.
2. Board of Elections- Mertensia Park Lodge will be new voting site for districts 5, 6, and 8.

#### **Highway & Parks Superintendent Ed McLaughlin:**

1. Discussed localized flooding from the heavy rainfall.

**Town Clerk Michelle Finley:**

1. Update on Dog Enumeration.
2. Training at Cornell Municipal Clerks Institute, \$400 scholarship received from General Code, July 18-22, 2010.

**Water & Sewer Superintendent Jim Crane:**

1. Discussed Energy Containment Power NY.
2. Rainfall caused increase in flows.

**Code Enforcement Officer Jim Morse:**

1. Discussed two properties that need to be mowed in Phillips Landing.
2. Department is fielding a lot of complaints.
3. Permits.

**Director of Planning and Development: None****Assessor Donna LaPlant: None.**

**Fire Chief Paul Conrad:** Trucks in service, Supervisor thanked him for being at July 3<sup>rd</sup> Celebration.

**COMMUNICATIONS:**

1. Letter to the Supervisor's Secretary from the NYS Public Service Commission. Re: Complaint about electrical poles on Calm Lake Drive.
2. Notice of incomplete application from the state DEC for water permit.
3. Letter to resident Frances Dawson from the Supervisor. Re: Complaint regarding utility poles.
4. Letter from the Clerk of the Planning Board to the Town Board. Re: Preliminary Plat Approval for Hook Road property.
5. Letter to Harter Secrest & Emery from Boylan, Brown, Code, Vigdor & Wilson. Re: 1133 Corporate Drive LLC.
6. Letter to Robert Randall from the Town Attorney. Re: Hook Road property.
7. Letter to the Town Clerk from the office of the Town Attorney. Re: Local laws 4 and 5 for 2010.
8. Letter to Robert Somers of the state Division of Ag. & Markets from the Director of Planning and Development. Re: Waiver.
9. Sewer bond
10. Letter from the Supervisor to involved agencies. Re: Purdy Road water main replacement project.
11. Letter from the Town of Macedon to the Town Clerk. Re: two-lot subdivision.
12. Letter from the state Comptroller's Office to the Town Clerk. Re: Mercier lighting district.
13. Paid bond delivery list from M&T Bank.
14. Letter to the Code Enforcement Officer from Jason Wagner, chief of the Shortsville Fire Department. Re: Trash burning complaint.
15. Memo from the Supervisor to Councilmen Mickelsen and Ingalsbe. Re: MRB projects meetings.
16. Letter to Crown Castle from the Supervisor. Re: Request for blanket consent for future co-locations.
17. Letter to the Supervisor from the Hutters. Re: Road sign pole. With response from Supervisor to the Hutters.
18. Memo to the Farmington Fire Department from the Supervisor. Re: Invite to take part in the July 3 festivities.
19. Memo to "involved parties" from the town Planning Board. Re: Quaker Meetinghouse site plan.
20. Letter from Time Warner Cable to the Supervisor. Re: Changes to the programming lineup.
21. Phase I Environmental Site Assessment from Lu Engineers for the Hook Road property.
22. Memo from the Director of Planning and Development to the Town Board. Re: Phase I Environmental Site Assessment Report.
23. Certificate of Workers Comp insurance coverage cancellation for Irondequoit Garden Center.
24. Certificates of liability insurance for: Cellco Partnership, Posella's Pizzeria, Upper New York Conference of the United Methodist Church, Victor Band Boosters.

**REPORTS & MINUTES:**

1. Monthly report of the Supervisor for June 2010.
2. Monthly report for Justice Gligora for June 2010.
3. Monthly report for Justice Lew for June 2010.

**ORDER OF BUSINESS:**

**RESOLUTION #207-2010:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN A CONTRACT WITH BIEL'S INFORMATION TECHNOLOGY SYSTEMS**

**WHEREAS**, Code Enforcement Officer Floyd Kofahl has received written notification that it is time to renew the town's maintenance agreement for the period beginning August 18, 2010 for the Building Department's Canon MS800 system and,

**WHEREAS**, the equipment costs \$745 for a year-long period including 2 p.m. calls for service in conjunction with normal repairs requested by the town, and

**WHEREAS**, the Supervisor's Office has prepared a voucher to pay Biel's,

**NOW THEREFORE BE IT RESOLVED** that the Town Board hereby authorizes the Supervisor to sign the contract with Biel's and

**FURTHER BE IT RESOLVED** that the Town Clerk provide a copy of this resolution to the Building Department and forward the signed contract to the Finance and Accounting Specialist to be mailed along with the payment.

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

**RESOLUTION #208-2010:**

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

**RESOLUTION ESTABLISHING THE STANDARD WORK DAY AND REPORTING SCHEDULE FOR NYS RETIREMENT**

**BE IT RESOLVED**, that the Town of Farmington hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

TITLE	NAME	SOCIAL SECURITY NUMBER	REGISTRATION NO.	STANDARD WORK DAY	TERM BEGINS/ENDS	PARTICIPATES IN EMPLOYERS TIME KEEPING SYSTEM (Y/N)	DAYS/MONTH	DAYS WORKED PER PAYPERIOD
<b>ELECTED OFFICIALS</b>								
SUPERVISOR	THEODORE FAFINSKI	9400	38278248	8	1/1/2010-12/31/2013	N	20	10
TOWN CLERK/REC. OF TAXES	MICHELLE FINLEY	2868	38173696	8	1/1/2010-12/31/2013	N	20	10
TOWN JUSTICE	JOHN GLIGORA	3155	37370715	6	1/1/2010-12/31/2013	N	6.71	3.10
BOARD MEMBER	STEVEN HOLTZ	6635	43361690	6	1/1/2010-12/31/2013	N	4.06	1.87
BOARD MEMBER	MIKE CASALE	5793	10070464	6	1/1/2010-12/31/2013	N	6.03	2.78
HIGHWAY SUPERINTENDENT	EDWARD MCLAUGHLIN	1162	32014078	8	1/1/2010-12/31/2013	N	20	10
<b>APPOINTED OFFICIALS</b>								
WATER & SEWER SUPERINTENDENT	JAMES CRANE	7165	11337854	8	1/1/2010-12/31/2010	N	20	10

And, further be it, **RESOLVED**, that a certified copy of this resolution be transmitted by the Town Clerk to the NYS Comptroller and Supervisor's Office.

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

**ORDER OF BUSINESS CONTINUED:**

**RESOLUTION #209-2010:**

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

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN CONTRACTS FOR MOWING WITH COUNTRYCARE LANDSCAPE MANAGEMENT, INC.**

**WHEREAS**, the Code Enforcement Officer has ordered that properties at 1507 Emma Lane and 1453 Fraser Way within the Town be mowed, and

**WHEREAS**, Countrycare Landscape Management, Inc. has provided quotes for the maintenance of these lawns at a cost not to exceed \$275 for each property, therefore be it

**RESOLVED**, the Farmington Town Board authorizes the Supervisor to sign contracts for mowing with Countrycare Landscape Management, Inc., and further be it

**RESOLVED**, that the Town Clerk forward the contracts to Countrycare Landscape Management, Inc, and copies to the Code Enforcement Officer.

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

**RESOLUTION #210-2010:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO PURCHASE A ROTARY MOWER WITH CANOPY FROM MOFFETT TURF EQUIPMENT.**

**WHEREAS**, the Highway/Parks Superintendent has asked that he be allowed to purchase a Jacobsen R-311 high-production rotary mower with canopy from Moffett Turf Equipment under New York State contract (#PC64364), and

**WHEREAS**, the cost of the mower will not exceed \$42,662.22 and,

**WHEREAS**, it is the lowest of three quotes received; Lakeland Equipment's bid came in at \$46,991.64 and Grassland Equipment's bid was \$49,070.69,

**NOW THEREFORE BE IT RESOLVED** that the Town Board hereby authorizes the Highway/Parks Superintendent to purchase the rotary mower and canopy from Moffett Turf Equipment at a cost not to exceed \$42,662.22 and

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby directed to forward copies of this resolution to the Highway Department.

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

**RESOLUTION #211-2010:**

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

**RESOLUTION AUTHORIZING THE HIGHWAY/PARKS SUPERINTENDENT TO ACCEPT A BID FROM VANBORTEL FORD INC. FOR A NEW 2010 OR NEWER HALF-TON PICKUP FOR NO MORE THAN \$23,720**

**WHEREAS**, the Highway/Parks Superintendent sought bids for a half-ton pickup for the Highway Department and received two responses, from West Herr Ford for \$23,875 and VanBortel Ford Inc. for \$23,720,

**NOW THEREFORE BE IT RESOLVED** that the Town Board hereby authorizes the Highway Superintendent to accept the bid from VanBortel Ford Inc. at a cost not to exceed \$23,720, and

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby directed to forward a copy of this resolution to the Highway Department.

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

**TOWN BOARD MEETING**  
**ORDER OF BUSINESS: (Continued)**

**JULY 13, 2010**

**RESOLUTION #212-2010:**

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

**WHEREAS**, the Town of Farmington is in the process site development for a new Highway Facility, and

**WHEREAS**, the Public Works Committee together with the site Development Committee has requested the Water & Sewer Supt seek "Requests for Proposals (RFP'S)" on Professional Services for Engineering Design and Submittals. (See attached)

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington acting on behalf of the Farmington Sanitary Sewer District hereby authorizes the Town Supervisor to enter into an Agreement with MRB Group P.C., Rochester NY for Engineering Services for the Design and Submittals for the Highway Complex Sanitary Sewer Project on Hook Rd, as outlined in the Professional Services agreement of June 17<sup>th</sup> 2010 for a total not to exceed \$6,600.00.

**BE IT FURTHER RESOLVED**, that funds for said Engineer Services will be from Budget Code SS 8120.4 with a formal copy of this resolution kept on file at this office of the Water & Sewer Dept.

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

**RESOLUTION #213-2010:**

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

**WHEREAS**, the Water and Sewer Department has budgeted for Vehicle and Equipment replacement SS 8120.21 (Equipment - Trucks) and SW1 8340.21 (Equipment), and

**WHEREAS**, The scheduling of this purchase is in accordance with the W&S Departments Capital replacement program, and

**WHEREAS**, funds budgeted are from the Capital Reserve Account which has been established for Equipment Purchases.

**NOW, THEREFORE BE IT RESOLVED**, that the Farmington Town Board authorizes the Water and Sewer Superintendent to seek bids for one new 2010 or latest model Truck including bids for the Utility Body & Crane.

**BE IT FURTHER RESOLVED**, that truck bids will be received until 10:00 A.M. on July 22, 2010 at the office of the Town Clerk, 1000 County Road 8, Farmington, NY 14425. The Utility Body Bids will be received until 10:00 a.m. on August 5, 2010 at the office of the Town Clerk, 1000 County Road 8, Farmington NY 14425.

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

**RESOLUTION #214-2010:**

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

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE PURCHASE OF A PRINTER FOR THE RECREATION DEPARTMENT**

**WHEREAS**, Recreation Director Mark Cain was given permission from the Supervisor to purchase a computer printer for the printing needs of his growing department and

**WHEREAS**, Cain purchased a printer at Staples for \$79.98, and Staples has forwarded the town an invoice,

**NOW THEREFORE BE IT RESOLVED** that the Town Board hereby authorizes the following budget amendment, moving the amount from the Youth CE line to the Youth EQ line:

FROM: A7310.4	YOUTH CE	(\$79.98)
TO: A7310.2	YOUTH EQ	\$79.98

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby directed to forward copies of this resolution to the Finance and Accounting Specialist.

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

**TOWN BOARD MEETING**

**JULY 13, 2010**

**ORDER OF BUSINESS: (Continued)**

**RESOLUTION #215-2010:**

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF FARMINGTON AUTHORIZING SCHEDULING OF PUBLIC HEARING**

**WHEREAS**, by written Petition dated April 30, 2010, submitted in due form by Petitioners, containing the required signatures, which has been presented and filed with the Town Board of the Town of Farmington, Ontario County, New York, for the Stonewood Extension #1 to the Farmington Sewer District (“District”) to serve the several single parcel of land within the proposed district; and

**WHEREAS**, the Town Board deems it to be in the best interests of the residents of the Town of Farmington to pursue the District, pursuant to a Map and Plan prepared by D.S.B. Engineers & Architects, P.C. and by David Freeland, and filed with the Town Clerk on July 9, 2010, (See Exhibit 1 attached hereto and made a part hereof.).

**NOW, THEREFORE, BE IT RESOLVED**, That the Order Calling for Public Hearing, attached hereto, shall be signed by the members of the Town Board of the Town of Farmington and published, posted and entered into the Minutes in accordance with Section 193 of the Town Law and the Town Clerk and/or Counsel to the Town are hereby authorized to take any and all further measures necessary to comply with the Town Law in preparation for the final adoption of the aforementioned extension.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on July 13, 2010, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Theodore M. Fafinski	X	
Timothy Mickelsen	X	
Michael Casale	X	
Peter Ingalsbe	X	
Steven Holtz	X	

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

**RESOLUTION #216-2010:**

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

**RESOLUTION AUTHORIZING THE TOWN CLERK TO ATTEND THE 2010 CORNELL MUNICIPAL CLERKS INSTITUTE CONFERENCE JULY 18 TO 22 IN ITHACA**

**WHEREAS**, Town Clerk Michelle Finley was successful in receiving a scholarship fro General Code for \$400 toward the cost attending the 2010 Cornell Municipal Clerks Institute Conference in Ithaca later this month, and

**WHEREAS**, the remaining cost of \$375 for the July 18 to 22 conference includes the conference, meals and lodging,

**NOW THEREFORE BE IT RESOLVED** that the Town Board hereby authorizes the Town Clerk to attend the conference at a cost not to exceed \$375 plus related expenses and

**FURTHER BE IT RESOLVED** that the Town Clerk forward a copy to the Supervisor’s Secretary and keep a copy for her office.

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

**TOWN BOARD MEETING**  
**ORDER OF BUSINESS: (Continued)**

**JULY 13, 2010**

**RESOLUTION #217-2010:**

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

**RESOLUTION TO PAY AUDITED BILLS**

The bills were audited by the Town Board

**ABSTRACT #13-2010**

General	\$ 33,732.05
Highway Fund	\$111,825.24
Storm Drainage	\$ 296.01
Payroll	\$ 30,329.91
Highway Campus	\$ 4,550.38
Sewer Plant Expan.	\$ 26,110.31
Sewer District	\$ 29,788.32
Water District	<u>\$336,171.65</u>
<b>TOTAL</b>	<b>\$572,803.87</b>

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

**WAIVER OF THE RULE**

**TRAINING UNDER \$100.00:**

1. Ed McLaughlin to attend supervision seminar at the Rochester Plaza Hotel on Aug. 12 for \$79.
2. Donna LaPlant attended the Western NY Chapter of the International Association of Assessing Officers seminar in June for \$25.
3. Leslie O'Malley to attend the Association of Towns Planning and Zoning Summer School 2010 in Geneseo for \$80.

**DISCUSSION:**

1. Pumpkin Hook parade, Aug. 6, 2010
2. Response from Town Attorney to request for fence and pool for a special-needs child in the Auburn Meadows subdivision. (Update)

**EXECUTIVE SESSION: None.**

A motion was made by Councilman Mickelsen and seconded by Councilman Casale to adjourn the meeting at 7:34 p.m. All voted "Aye" **CARRIED**.

Meeting was recorded and transcribed by  
Michelle A. Finley, Town Clerk: \_\_\_\_\_