

At a regular meeting of the Town Board of the Town of Farmington held in the Town Hall of said Town on the 25th day of October, 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, **Floyd Kofahl**- Code Enforcement Officer, **Ed McLaughlin** – Highway Superintendent, **Donna LaPlant** – Assessor, **Brandon LaPlant**-resident, **Dotti Mickelsen** – resident, **Messenger Post**, **Adrian Bellis** – Recreation Advisory Member, **Paul Conrad** – Fire Chief, and students.

PUBLIC HEARINGS: 2012 Town Budget

At 7:00 p.m., on this date, a Public Hearing was called to order. The Town Clerk read the legal notice. Supervisor Fafinski opened the Hearing for comments from the public and staff.

Supervisor Fafinski stated there were a few minor changes to the budget. He stated that the total budget went up \$100 after a few minor changes in the Canandaigua-Farmington Water Fund. The Water & Sewer Superintendent increased the “principal” appropriations in the Andrews Road Water District from \$8,500 to \$8,600, and on the revenue side he decreased the fund balance by \$2,000 upon learning the funding wasn’t available due to in part of lowered interest rates. To make up the difference the real property tax lines in the Risser and Andrews districts were raised from \$8,562 to \$9,362 and from \$13,681 to \$14,981, respectively. Supervisor Fafinski added that the figures provided for the total assessed values in a few of the water districts were updated. He stated that his secretary inputted the new figures in the state’s website for calculating our tax cap and found that they are still well below our allowed limit, with an excess of about \$112,000.

Supervisor Fafinski noted some of the following changes from last year’s budget:

- Workers Compensation- will no longer show on tax bill therefore line increased to cover payment to County.
- Audit line increased to perform full audit.
- Street Lighting – some up some down.

Supervisor Fafinski stated that the tax rate itself stayed flat at \$1.06 per thousand and that this is affected on whether the assessments went up or down.

Councilman Mickelsen thanked the Supervisor for his work as Budget Officer on the budget. Supervisor Fafinski thanked the Farmington Fire Department Chief Paul Conrad for keeping their budget flat.

Supervisor Fafinski asked if there were any further comments. Hearing none the Public Hearing was closed at 7:15 p.m.

APPROVAL OF MINUTES:

A motion was made by Councilman Holtz, seconded by Councilman Casale, that the minutes of the October 11, 2011, meeting, given members for review, be approved. Carried.

PRIVILEGE OF THE FLOOR: Elaine Allen – resident at Alloway Manor Senior Living

Ms. Allen expressed her concern over the number of fire calls and asked if the taxpayers were charged per call. Supervisor Fafinski replied that the Fire Department receives a flat budget from the town. Ms. Allen asked if there are fines issued for false alarms, Supervisor Fafinski replied there could be. Ms. Allen stated that there are numerous false alarms sometimes more than three a day. Supervisor Fafinski stated that they were aware of that. Code Enforcement Officer Kofahl stated that they are working with the owners and they are switching out some of the systems and heat detectors are being installed verses smoke detectors. He added that not all calls are false alarms, some are from people smoking in their rooms to burning food. He added there is a problem with the system being too sensitive and they are upgrading the system and changing some of them out. Supervisor Fafinski added that the size of the apartment also comes into play when it comes to sensitivity.

Ms. Allen asked if there were ever fines collected over the last three years. Code Enforcement Officer Kofahl replied no fines have been collected, they have been working with the owners and started an education awareness program there and are working with them in changing out some of the systems. He added that as long as the owners are moving forward n fines will be issued.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Ingalsbe reported:

Water & Sewer: (employee Kevin Scherbyn attended meeting)

1. Discussed new billing software.
2. Discussed Maintenance upgrades, procedures and policies.
3. Discussed circulating pumps, how to or not to burn methane, and screening processes that might me looked at.
4. Discussed Gypsum Mills pumpstation.

Highway & Parks:

1. 2 one ton trucks have been received.
2. Crowley Road – pavement overlay.
3. Discussed Farmbrook Park upgrades.
4. Discussed road widener-shared cost with Town of Victor.
5. Request for a speed survey on Ellsworth Road has been denied.
6. Discussed highway campus progress.

Town Operations Committee: Councilman Casale reported:

1. Discussed CVS.

Town Personnel Committee: None.**Town Comprehensive Plan Committee: None.****Town Finance Committee: None.****Town Public Safety Committee: None.****REPORTS OF TOWN OFFICIALS:****Supervisor Fafinski :**

1. Discussed 2012 Budget.

Highway & Parks Superintendent Ed McLaughlin:

1. Crowley Road is ¾ of the ways finished.

Town Clerk Michelle Finley:

1. Notification that the Clerk's Office will have no evening hours on November 23 due to Thanksgiving Holiday.

Water & Sewer Superintendent Jim Crane:

1. Two hydrants were hit due to accidents.
2. Received phone call from the lab that does their sample testings stating they lost their certification – they are looking into finding a new one.
3. Two employees will be participating in a “job fair” event at Victor Central School, November 10th.
4. Watermain break on North Road.

Code Enforcement Officer Floyd Kofahl:

1. Discussed CVS – preliminary approval.
2. Discussed Organic Farm – final approval – it will be at least three years before its stand.
3. Discussed Mini Storage on Collett Road.

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

1. Working on commercials for 2012.
2. Exemptions are coming in.

Fire Chief Paul Conrad:

1. Open House went well despite the weather.
- 2.

Planning Board Chairman Dave Degear: None.**Ontario County Planning Board Member Mary Neale: None.****COMMUNICATIONS:**

1. Letter to the Supervisor from Bryan White, Assistant City Manager, Canandaigua. Re: 2012 water rate.
2. Letter to the Town from Verizon. Re: Pay phone at the Town Hall.
3. Letter from the Supervisor to Adrian Bellis. Re: Appointment to the town's Recreation Advisory Board.
4. Letter to the Town Clerk from the Water and Sewer Superintendent. Re: Water and Sewer payments pass-to-tax.
5. Letter to the Director of Development from Lance Brabant of the MRB Group. Re: Auburn Meadows Subdivision, Section 5.
6. Letter to the Supervisor from Hyland Hartsough of the NYS Department of Health. Re: Canandaigua-Farmington Water District.
7. Letter to the Supervisor from Shelley Reddout of the Ontario County Real Property Tax Office. RE: Cable TV revenue report.
8. Letter to the Supervisor from U.S. Sen. Charles Schumer. Re: 2012 Laura Bush 21st Century Librarian Program.
9. Letter to the Supervisor from U.S. Sen. Charles Schumer. Re: Community Oriented Policing.
10. Memo to Eileen Yates of the Genesee Transportation Council from the Director of Development. Re: UPWP Task No. 6522 (Auburn Trails Connection Study).
11. Resolution by the Ontario County Board of Supervisors amending the collection of town and city charges.

12. Letter from the Supervisor to Brianna Hutton of the Victor-Farmington Ambulance Corp. Re: Substation proposal.
13. Notice from the NYS Department of Agriculture and Markets to the Town Clerk. Re: Municipal Shelter Inspection Report.
14. Notice from the NYS Department of Agriculture and Markets to the Town Clerk. Re: Dog Control Officer Inspection Report.
15. Resolution by the Ontario County Board of Supervisors regarding erroneous and refunded taxes to be charged to certain towns and special districts.
16. Invoice from the Supervisor's Office to Ontario County for its share of legal fees for assessment cases.
17. Invoice from the Supervisor's Office to the Victor Central School District for its share of legal fees for assessment cases.
18. Letter to K.W. Kelley of Finger Lakes Ambulance from the Supervisor. Re: Request to park an ambulance at a town park.
19. Letter to Town Attorney Jeff Graff from the Supervisor. Re: Review of Finger Lakes Ambulance's request.
20. Memo to the Town Board from the Supervisor. Re: Changes to the preliminary 2012 town budget.
21. Cancellations of certificates of Workers Comp insurance for: David Horn Contracting; Perkins Construction; Pro Construction; Horning Builders; Townsend Oil.
22. Certificates of Workers Comp insurance for Horning Builders; FH Wood Construction.
23. Certificates of Liability Insurance for: Brad Jacobs & Sons; Richard Lentz; Gerard Smith.
24. Insurance cancellation rescind notice for Graphictech sign & Graphic Solutions.
25. Letter to the Town from Vicki Linker, Correction Officer, with the Ontario County Workforce Development. Re: Community service worksites needed.
26. Memo to James Colacino of Newark Electric from the Supervisor. Re: Prevailing wage.
27. Letter to the Supervisor from Jeff Heller of the Joint Landowners Coalition. Re: Forum on the natural gas industry.

REPORTS & MINUTES:

1. Minutes from the Recreation Advisory Board's September 19, 2011, meeting.
2. Minutes from the Recreation Advisory Board's August 15, 2011, meeting.

ORDER OF BUSINESS:

RESOLUTION #292-2011:

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

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF FARMINGTON OF LOCAL LAW NO. 2 OF 2011

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Farmington for a public hearing to be held by said Town Board on October 11, 2011, at 7:00 p.m. at Farmington Town Hall, 1000 County Road 8, Farmington, New York, to hear all interested parties on a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Farmington, on October 3, 2011 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on October 11, 2011, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interest of the Town of Farmington to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington hereby adopts said Local Law No. 2 of 2011, entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Farmington, and to give due notice of the adoption of said local law to the Secretary of State of New York.

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

Local Law No. 2 of 2011

A local law to override the tax levy limit established in General Municipal Law §3-c

Be it enacted by the Town Board of the Town of Farmington as follows:

Section 1: LEGISLATIVE INTENT

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Farmington pursuant to General Municipal Law §3-c, and to allow the Town of Farmington to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

(Order of Business Continued):

Section 2: AUTHORITY

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3: TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Farmington, County of Ontario, is hereby authorized to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4: SEVERABILITY

If any clause, sentence, paragraph, section or part of this local law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part of this local law or in its application to the person, individual, firm or corporation or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 5: EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION #293-2011:

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

RESOLUTION ADOPTING LOCAL LAW AUTHORIZING THE TOWN BOARD TO OVERRIDE THE NEW YORK STATE PROPERTY TAX CAP, AS THE GOVERNING BODY OF THE FIRE PROTECTION DISTRICT AND VARIOUS SPECIAL DISTRICTS

WHEREAS, the Town Board of the Town of Farmington is the governing body of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof; and

WHEREAS, it is the intent of this resolution to override the limit on the amount of real property taxes that may be levied by the Town of Farmington, on behalf of the aforesaid special districts and/or fire protection districts, pursuant to General Municipal Law §3-c, and to allow the Town of Farmington, on behalf of the aforesaid special districts and/or fire protection districts, to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c; and

WHEREAS, this resolution is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington, County of Ontario, is hereby authorized to adopt a budget for the fiscal year 2012 on behalf of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

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

RESOLUTION #294-2011:

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

RESOLUTION ACCEPTING THE DONATION OF USED COMPUTER EQUIPMENT FROM MARY NEALE

WHEREAS, Mary Neale, Chairwoman of the Town's Historic Preservation Commission, has generously offered to donate the following computer equipment to the Town to be used by the Commission:

1 Macintosh computer, model: MINI; serial number: YM9080QV19Y
Plus keyboard, external power supply and mouse,

NOW THEREFORE BE IT RESOLVED that the Town Board accepts the donations as is, without any encumbrances, for the use of the Historic Preservation Commission, and the Board extends its gratitude to Mary Neale for her generosity, and be it further

RESOLVED that the donated computer and related equipment will become part of the Inventory of the Town promptly upon delivery, and be it further

RESOLVED that the Town Clerk provide a copy of this resolution to Mary Neale and the Supervisor's Secretary.

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

(Order of Business Continued):

Resolutions 295 & 296 were blocked:

RESOLUTION #295-2011:

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

Resolution to accept a Maintenance Bond for dedicated improvements made at Section 1, The Estates @ Beaver Creek Subdivision.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a Maintenance Bond, Bond Number S447948, in the total amount of \$ 46,316.90, from A & D Development Company for the water main, sanitary sewers, storm sewers and pavements/roadways site improvements that have been installed in accordance with plans and specifications drawn for Section 1, The Estates @ Beaver Creek Subdivision Tract; and

WHEREAS, the Town Board has also received a resolution, dated October 19, 2011 from the Farmington Town Planning Board (hereinafter referred to as Planning Board) recommending with condition the final release of the Letter of Credit for the above described improvements in Section 1, The Estates @ Beaver Creek Subdivision Tract; and

WHEREAS, the Planning Board recommended condition of approval for the Town Board to authorize the final release of the Letter of Credit is first establish this subject Maintenance Bond.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby accept the subject Maintenance Bond that shall remain in effect for a period of two (2) years from September 23, 2011.

BE IT FINALLY RESOLVED that the Town Clerk is to provide copies of this resolution along with the attached executed Maintenance Bond Number S447948 to: Ernest Ackerman, A&D Development Company; Sandra J. Foster, Attorney-in-fact of NGM Insurance Company; Edward McLaughlin, Town Highway Superintendent; James Crane, Town Water & Sewer Superintendent; and the Town Development Office.

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

RESOLUTION #296-2011:

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

Resolution to accept a Maintenance Bond for dedicated improvements made at Auburn Meadows Subdivision, Section 2.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received a Maintenance Bond, Bond Number S447949, in the total amount of \$ 3,036.60, from A & D Development Company for the 2,892 lineal feet of asphalt top course pavements/roadways site improvement that has been installed in accordance with plans and specifications drawn for Section 2, Auburn Meadows Subdivision Tract; and

WHEREAS, the Town Board has also received a resolution, dated October 19, 2011 from the Farmington Town Planning Board (hereinafter referred to as Planning Board) recommending with condition the final release of the Letter of Credit for the above described improvements in Section 2, Auburn Meadows Subdivision Tract; and

WHEREAS, the Planning Board recommended condition of approval is for the Town Board to authorize the final release of the Letter of Credit after first establishing this Maintenance Bond.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby accept the subject Maintenance Bond that shall remain in effect for a period of two (2) years from September 23, 2011.

BE IT FINALLY RESOLVED that the Town Clerk is to provide copies of this resolution along with the attached executed Maintenance Bond Number S447949 to: Ernest Ackerman, A&D Development Company; Sandra J. Foster, Attorney-in-fact of NGM Insurance Company; Edward McLaughlin, Town Highway Superintendent; James Crane, Town Water & Sewer Superintendent; and the Town Development Office.

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

Resolutions 297, 298, & 299 were blocked:

RESOLUTION #297-2011:

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

Letter of Credit – The Estates @ Beaver Creek Subdivision, Section 1 - Release # 5 in the total amount of \$ 102,495.41.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board a resolution dated October 19, 2011 recommending that the above referenced Letter of Credit Release # 5 be approved in the total amount of \$ 102,495.41 for work completed in Section 1 of The Estates @ Beaver Creek Subdivision Tract, with the condition that a maintenance bond in the amount of \$ 46,316.90 has first been established by the Town Board; and

WHEREAS, the Town Board has by Resolution Number 295 of 2011, at tonight's Town Board Meeting, accepted a maintenance bond in the amount of \$ 46,316.90 for Section 1 of The Estates @ Beaver Creek Subdivision; and

WHEREAS, the Town Planning Board has reviewed the documentation submitted for the final release of the balance of funds remaining in the subject Letter of Credit, including the Town Letter of Credit Release Form No. 5 for The Estates @ Beaver Creek Subdivision, Section 1, Project signed by all department heads; and

(Order of Business Continued):

WHEREAS, the total amount of this Letter of Credit is \$ 642,799.94; and

WHEREAS, there is a balance of \$ 102,495.41 remaining in the Letter of Credit after Release # 4; and

WHEREAS, there will be a zero balance remaining in the Letter of Credit after Release #5.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the Town Supervisor, to execute the final release of the requested amount from the above referenced Letter of Credit.

FINALLY BE IT RESOLVED that the release is to be issued to the Letter of Credit holder, Ernie Ackerman of A & D Development Company.

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

RESOLUTION #298-2011:

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

Letter of Credit – Auburn Meadows Subdivision, Section 2 - Release # 18 in the total amount of \$ 23,647.22.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board a resolution dated October 19, 2011 recommending that the above referenced Letter of Credit Release # 18 be approved in the total amount of \$ 23,647.22 for work completed in Section 2 of the Auburn Meadows Subdivision Tract, with the condition that a second maintenance bond in the amount of \$3,036.60 has first been established by the Town Board; and

WHEREAS, the Town Board has by Resolution Number 296 of 2011, at tonight's Town Board Meeting, accepted a maintenance bond in the amount of \$3,036.60 for Section 2 of the Auburn Meadows Subdivision; and

WHEREAS, the Town Planning Board has reviewed the documentation submitted for the final release of the balance of funds remaining in the subject Letter of Credit, including the Town Letter of Credit Release Form No. 18 for the Auburn Meadows Project signed by all department heads; and

WHEREAS, the total amount of this Letter of Credit is \$ 1,198,037.02; and

WHEREAS, there is a balance of \$ 23,647.22 remaining in the Letter of Credit after Release # 17; and

WHEREAS, there will be a zero balance remaining in the Letter of Credit after Release #18.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the Town Supervisor, to execute the final release of the requested amount from the above referenced Letter of Credit.

FINALLY BE IT RESOLVED that the release is to be issued to the Letter of Credit holder, Ernie Ackerman of A & D Development Company.

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

RESOLUTION #299-2011:

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

Letter of Credit – Auburn Meadows Subdivision, Section 4 - Release # 6 in the total amount of \$ 67,724.27.

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board a resolution dated October 19, 2011 recommending that the above referenced Letter of Credit Release # 6 be approved in the total amount of \$ 67,724.27 for work completed in Section 4 of the Auburn Meadows Subdivision Tract; and

WHEREAS, the Planning Board has reviewed the documentation submitted for the partial release of the Letter of Credit, including the Town Letter of Credit Release Form No. 6 for the Auburn Meadows Project signed by all department heads; and

WHEREAS, the total amount of this Letter of Credit is \$ 1,195,824.87; and

WHEREAS, there is a balance of \$ 522,317.91 remaining in the Letter of Credit after Release # 5; and

WHEREAS, there will be a balance of \$ 454,593.64 remaining in the Letter of Credit after Release #6.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the Town Supervisor, to execute the release of the requested amount from the above referenced Letter of Credit.

FINALLY BE IT RESOLVED that the release is to be issued to the Letter of Credit holder, Ernie Ackerman of A & D Development Company.

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

(Order of Business Continued):

Resolutions 300 and 301 were blocked:

RESOLUTION #300-2011:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND FOR SUPPLIES

NOW THEREFORE BE IT **RESOLVED** that the Town Board authorizes the following budget amendment to cover the purchase of a pre-inked, date stamp to be used by the Town Supervisor’s Office, replacing the former model which expires at the end of 2011:

FROM:	A1010.4	TOWN BOARD	\$96.99
TO:	A1220.4	SUPERVISOR	\$96.99

AND BE IT FUTHER **RESOLVED** that the Town Clerk provide copies of this resolution to the Bookkeeper and the Supervisor’s Secretary.

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

RESOLUTION #301-2011:

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

RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR THE GENERAL FUND FOR LEGAL FEES, VOUCHERS AND ADDITIONAL COSTS

NOW THEREFORE BE IT **RESOLVED** that the Town Board authorizes the following budget amendment for the payment of legal fees, vouchers and additional costs for the year:

FROM:	A1990.4	CONTINGENCY	\$6,000.00
TO:	A1420.4	LAW-CONTRACTUAL	\$6,000.00

AND BE IT FUTHER **RESOLVED** that the Town Clerk provide a copy of this resolution to the Bookkeeper.

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

RESOLUTION #302-2011:

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

RESOLUTION - REIMBURSEMENT OF WATER BILLING

WHEREAS, The W & S Department has discovered a water meter which was improperly programmed from the manufacturer; the meter was installed / billed with a reading truncation problem on the ERT device, and

WHEREAS, The customer has been over billed for water use since 2005,

WHEREAS, total funds to reimburse this account are from the Canandaigua/Farmington Water Distribution Account SW1 8340.4.

NOW, THEREFORE BE IT RESOLVED, that the Farmington Town Board on behalf of the Canandaigua/Farmington Water District hereby authorizes the Water and Sewer Superintendent to reimburse the property owners of 1556 Meadowbrook Lane, Account # 01002732 in the amount not to exceed \$7526.83.

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

RESOLUTION #303-2011:

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

RESOLUTION - WORKING SUPERVISOR POSITION

WHEREAS, the Towns of Canandaigua, Farmington and Victor have seen significant growth over the past years especially in the public utilities service area and in the Operation & Maintenance of the Sanitary Sewer Collection System and the Canandaigua/Farmington Water System, and

WHEREAS, skilled supervision in the field of the Water and Sewer infrastructure system, overseeing water and sewer processing, equipment, maintenance of the water system and the sanitary sewer systems including pump station has become increasingly necessary to insure proper and safe operation, and

WHEREAS, in accordance with Civil Service Law this position must be created in the Water and Sewer Department, and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of Farmington acting on behalf of the Water and Sewer Districts, hereby authorizes the creation of the position of Working Supervisor in the Water and Sewer Department at a starting salary range of \$40,000 to \$48,000 depending on skill and be

IT FURTHER RESOLVED that this position is budgeted under the Canandaigua/Farmington Water System and Sanitary Sewer Disposal budget lines WA 8340.1& SS 8120.1 PS.

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

(Order of Business Continued):

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

RESOLUTION # 304-2011- TO PAY AUDITED BILLS

The bills were audited by the Town Board

ABSTRACT 20-2011

General	\$ 102,023.11
Highway Fund	\$ 181,413.69
Storm Drainage	\$ 1,331.25
Payroll	\$ 2,512.04
Sewer District	\$ 49,495.50
Water District	\$ 15,063.59
Highway Campus	\$ 59,996.09

TOTAL \$411,835.27

Councilman Ingalsbe asked the Water & Sewer Superintendent why he ordered a larger quantity of padlocks. Superintendent Crane replied that they are used for various things such as locks on gates. Councilman Ingalsbe also questioned the Innovated Solutions voucher regarding the travel expenses paid. Superintendent Crane will talk with vendor to get those charges removed.

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

WAIVER OF THE RULE:

DISCUSSION:

TRAINING UNDER \$100:

EXECUTIVE SESSION:

At 7:46 p.m., a motion was made by Councilman Mickelsen, seconded by Councilman Casale, that the Town Board enter into Executive Session to discuss the employment history of a particular person or persons.

A motion was made by Councilman Casale, seconded by Councilman Ingalsbe, to return to regular session at 8:40 p.m. The motion was **CARRIED**.

A motion was made by **Councilman Mickelsen** and seconded by **Councilman Casale** to adjourn the meeting at 8:40 p.m. Motion **CARRIED**.

Meeting was recorded and transcribed by:

Michelle A. Finley, Town Clerk: _____

