

CHILI TOWN BOARD
November 16, 2016

A meeting of the Chili Town Board was held on November 16, 2016 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

PRESENT: Councilman DeCory; Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning. Councilman Brown was excused.

ALSO PRESENT: Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Virginia Ignatowski, Town Clerk; Daniel Knapp, Director of Finance; David Lindsay, Commissioner of Public Works/Highway Superintendent; Councilman Slattery, Deputy Town Supervisor; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Virginia Ignatowski.

The Pledge of Allegiance was cited. The fire safety exits were identified for those present.
Town Board Public Hearing

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on November 16, 2016 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss Historic Landmark Status for Cox Hall.

Attendance as previously noted in the 11/16/16 Chili Town Board meeting minutes.

SUPERVISOR DUNNING: I would like to begin this Public Hearing, if you don't mind, with Bonnie Moore, Chair of the Historic Preservation Committee.

MS. MOORE: Okay. Thank you, David (Dunning). Can you hear me? Okay. Thank you for the opportunity again to bring another landmark possibility. We appreciate that.

We're dealing with a skeleton crew here tonight because most of our crew came down with the flu, so if Earl (Bassett) and I start to sneeze, we'll scatter if that makes you feel better.

SUPERVISOR DUNNING: Do we thank Phil (Supernault) for that?

MS. MOORE: Phil (Supernault) is quite sick but put together the film, or the pictures that we're going to do on Cox Hall, and he tried. He called again this morning and said, "I can hardly lift my head."

And then Linda Hamilton called later and said, "I'm so sick."

So I don't know what happened to Rona (Pearce), but she is probably getting about somewhere. But, Earl (Bassett), we're competent and I think we can carry this through. We have Ruth Logan with us tonight.

And, Ruth (Logan), what is your title?

MS. LOGAN: Vice President for Administration.

MS. MOORE: For Roberts Wesleyan. Okay. We have come to talk to you a little bit about Cox Hall. We think it is a beautiful building. It's a different building than any of the others here in Town. It's a stucco building with cross timbers on it, and it -- it is so different from the others on campus, too. Because most of them -- well, Roberts Hall is a Victorian style red brick building, but most of the others are newer except for Carpenter Hall. So this building sort of stands out with tan stucco and brown beams and a very different style. So that has captivated some of us for a long time.

We had a wonderful fall visit over there. Ruth (Logan) took us around inside and so on. And the members took a lot of the pictures and so on. We just come with a sincere heartfelt we hope you will, as we recommend this, that you will accept it.

So let me just tell you a little bit about the background of this building. Um, for one thing, it was built in 1893, and one of the reasons why was there was a disastrous fire that happened to the only existing building on the campus three years before that. It was a tall, four-story building that housed students. It housed classrooms and so on. And on a September day, the first week of school, it caught fire. I don't know that there is a definitive reason as to why the fire happened. Students at that time were asked to bring coal from home to help keep the heating system going. Whether one of those embers was a rogue, we don't know. I don't know that there is a real answer.

It caught fire. The firefighting equipment in Chili at that time was not quite up to putting out a four-story building. And I think that was the tallest building in the Town at that time. Well, as the fire died down -- of course, this attracted the Town's people in Chili. I mean, they didn't have television in those days, so a fire was the best excuse to get together.

And the President did address the townspeople and to their credit, he asked, "Would some of you put up the students, lodge them and feed them? And we need room for classrooms."

And a couple of the churches in the area, the Free Methodist Church, the Methodist church which is across the street all helped in that regard. But you can't go on for that forever. So there had to be a need for a couple more buildings. Hence, Roberts Hall, brick building on one side of the campus, very different from Cox Hall on the other side.

Both of them were put up in the same year. Cox Hall was named for one of its BTs, benefactors. He was a very successful businessman. I don't know what he was successful at, but he was a successful businessman from Buffalo. Hence, the name Cox Hall. Actually, the name of the school changed it also at that time to Chesbro, and that was named for another benefactor for the college, and that retained that name until 19 -- in the 1940s.

Anyway, the building, as I said, it's very unique. If you were to look at the front of the building, what you would find is not a symmetrical building. All of the windows are three over one. In other words, three panes on the top and one big pane at the bottom. They're quite uniform throughout -- around the building. Both the upper floor and the bottom floor. But what is asymmetrical is the entrances off to the left, big huge stone arch there, and I believe those are original doors that were there, still today, and the stone steps. You can even see some imprint of some of the steps that have taken place and -- over the last 100 and so years. And that still is there today. But right beside it is a rounded turret. It is Paul Shewman's office today. It has like a bay window effect with the windows in a semicircle. So it was that part of it.

And then if you go off to the right and hidden is another entrance with another set of small stairs -- stairways there. And inside, they have an auditorium which exists to this day as it was then. It had a stage at that time. They do today. Except it's been upgraded and has more theatrical lighting in it. And on the one side is a beautiful -- we have a picture of it, pipe organ. And Ann Honeywell who taught organ at the college for a number of years used to play that particular organ.

I was -- what was an interesting fact, this went up in 1893. That was the year that President BT Roberts died and that is where his funeral was held. And one of the speakers at that particular time was a Dr. Anderson who founded the University of Rochester. He and Roberts were very good friends and consulted -- consulted with each other and so on and so forth. Because that started as a Baptist school and BT started this as a Free Methodist College. A school, a seminary, eventually a college.

All right. In the back of the building, which I find it's simple, but it's almost as beautiful as the front. It has a lot of architectural lintels. I think we have a picture, don't we of that? It is sort of plain, but it's plain beautiful. So I think we have some pictures that we can demonstrate that to you.

Eventually upstairs -- these were classrooms, but eventually upstairs on the second floor, the library became the dominant part of that floor. And it was for many, many years. I like to tell the story about a couple that met at the library. It was very full that evening, and there was only one seat left at one of the library tables and this gentleman sat down and met the young lady that was right beside him and they both spied a quarter that had fallen on the floor. He picked it up and said, "Is this yours?"

And she said, "No."

He said, "Is that yours?"

"No."

So he didn't know how to split a quarter. So they decided the next day they would get together and spend it together and they spent the next 53 years together as a couple. They bought five candy bars. That was a good choice, wasn't it?

SUPERVISOR DUNNING: How did they split five candy bars then?

COUNCILMAN SLATTERY: She got one.

MS. MOORE: So that basically is what the building is like inside and out. It's no longer the auditorium there, but it's been renovated since -- well, the last maybe 20 years, Ruth (Logan)?

MS. LOGAN: Yes.

MS. MOORE: It is just beautiful inside. Downstairs -- or the basement, there is a -- was a special entrance for that. It was just like a little tunnel of a doorway on the extreme left, and that's how you got into the basement, was -- was outside. And you would climb down these stairs. Inside at that time for many years, was a mail room, a bookstore and a snack bar. But it was very dark looking. I believe some of the walls were still the foundation walls there that were evident and so on. Today it's like it was lifted from, you know, up at the top of the -- of the top of the building because it's brightly lit and carpeted and beautifully redone as is everything else.

Now, the window stayed and a lot of the woodwork is the same. But the -- the classrooms are pretty much is the same as they were then. Same kind of doors. But it's very brightly lit now, and it's carpeted throughout. Which just gives it a nice warm feeling.

And upstairs, those -- every place there -- if I didn't tell you this before, it's called the Music Department and it is revered by most of the music students. So you can walk in on any day and you can hear the piano or you can hear a cello or a trumpet and also a human voice trying to make the notes high enough to satisfy themselves.

But at any rate, that's what the building is like inside today and what it used to be and I have told you a little bit about the outside.

Do you have any questions for us before we show pictures? I would love to have you climb the stairs. The stairs are original. And they creak like they did -- probably did then, too. Very -- they have left the touches there that needed to be left. That's the beauty of it. And renovated everything else that needed to be renovated. So we're very proud of the fact that it exists in our community. It's a wonderful building. I would urge anybody to go over and visit

during regular hours and so on and so forth. As I say, we wholeheartedly recommend to you to have you place it in the Landmark District.

So we have some pictures for you, and Phil (Supernault) --

MR. BASSETT: I went through those as you were talking, I scrolled through them.

MS. MOORE: Okay. Have they all seen them? So you have seen all -- did you see the organ?

RICHARD STOWE: Yes.

COUNCILWOMAN SPERR: He put that up there.

MS. MOORE: Sorry. These eyes don't go that far.

COUNCILMAN SLATTERY: I believe the last one, Bonnie (Moore), was the clock tower that was outdoors. The last picture was the clock tower that was outside.

MS. MOORE: It does have a bell tower. Well, it's a tower and a bell that used to be in it. I'm not sure, but I think that used to be rung many, many years ago to dismiss and bring in classes. I don't think they use it for anything now. But yes, it does.

COUNCILMAN SLATTERY: We actually just saw the pictures. It was a great job. You guys -- I know how hard you worked to put it all together.

MS. MOORE: There was a lot of hard work into it. It seems simple, but it isn't. So we're going to leave it in your hands. But before we do that, Ruth (Logan), would you -- is there anything you would like to come up and say anything about?

MS. LOGAN: Well, I would just want to thank the Committee that's been making the recommendation and for all their hard work. It was a fun tour, nice to show off a building at the campus, a nice opportunity. So I just -- I don't know what the group will decide, but I do appreciate the group for the work and all that means to it.

The building is the home of the Roberts Wesleyan College Music Department. It is a -- kind of a centerpiece for us on our campus. We have tried to stay true to the history of the building, but it is very functional now and has all that soundproofing in it so that music isn't crashing from one room to the next and that kind of thing. So it is a -- it is a building that we have tried to take good care of. There were -- years back when we said, "Are we going to invest the money to make it better, um, or do we need to make a different choice," the campus really chose that we would keep this building as a historic building on our campus, and so we're quite proud of it, and so we hope you will feel that way, too.

MS. MOORE: Anything else needed from us?

SUPERVISOR DUNNING: I don't think right at the moment. No. Is there anyone else that would like to speak at the Public Hearing?

COMMENT OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:16 p.m.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. There following speaker addressed the Town Board: Dorothy Borgus. The Public Forum concluded at 7:17 p.m.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: In answer to that, I believe we accepted that Chili Center Master Plan at a previous meeting.

COUNCILWOMAN SPERR: Yes.

SUPERVISOR DUNNING: So it's been accepted and the document itself should be on the website. Um, if it is not, I will look at that first thing tomorrow but it should be. It's completed. It's been accepted by this Board and --

COUNCILMAN SLATTERY: Is there a copy at the library?

SUPERVISOR DUNNING: There should be a copy at the library, should be a copy at the Town Clerk's Office and we'll make sure that -- there was one on the Town website, but as you know, there were some challenges there. But I will -- I will verify that -- it should still be there. If it is not, we'll make sure it is. But it is completed.

New Matters:

2. Christmas Day Lunch. (See New Matter 1 addressed during Matters of the Town Council.)

SUPERVISOR DUNNING: Moving right along, under Matters of the Supervisor, I would just like to say for -- for those who may not know it and for those people who do tend to watch the videos of these meetings, that on Christmas Day again this year, we'll be holding a luncheon. That luncheon will be held over at the Senior Center from noon to 2 o'clock. There -- the intent of this luncheon is to make sure no one is alone on Christmas Day.

There is -- it is -- there is no cost. And just for anyone who may be interested, not that -- it is not paid for by the Town of Chili. This is done -- gotten money from volunteers, donations from other people. So -- just like to make that very clear.

But it is from noon to 2. It is a buffet style type lunch. Come on in, and again, we just

don't want anybody to have to be alone on Christmas day. Last year was a great success. We had a lot of people there volunteering and helping out. We just want to make sure people are aware of that.

Pending Matters:

1. Vacancy BAR (2 - Permanent & 1 - Temp Member) Committee, Ethics Committee.

SUPERVISOR DUNNING: Under pending matters, we do have vacancies, two, for permanent members of the Board of Assessment Review and one for a temp member on the Board of Assessment Review as well as our Ethics Committee.

MATTERS OF THE TOWN COUNCIL:

1. Parade of Lights & Tree Lighting - 12/2/16

COUNCILMAN DECORY: Mr. Supervisor, could I? We have a couple events coming up in early December. The first one is Friday, December 2nd at 6 p.m. I just want to read this because I like the write-up. This is the Parade of Lights and tree lighting. 6 p.m., snow, doesn't matter. The show goes on.

Details say, "Bundle up as we bring the holiday cheer" -- and someone is trying to call me as I'm trying to read this -- build up -- "bundle up as we build the holiday cheer for Chili. Local organizations, residents and business will brighten the night during a Parade of Lights which will lead Santa Claus to a stage outside the Chili Senior Center. The Chili community will then gather around to kick off the holiday season with the lighting of the Town Christmas tree. Stick around for festive fun outside the Senior Center including carols, children's activities led by Recreation staff and horse-drawn wagon rides with Santa Claus and Chili Rec. Food will be available for purchase."

So I went last year just to -- to kind of just participate and watch. The parade was great. It was a fun time.

And Michael (Slattery) is smiling at me over there. This year I will be part of the Town Board and will be in the parade which is very exciting.

And then the next day is Breakfast with Santa for families. I believe there is still some tickets available for that that you can check the website or call the Recreation Department.

SUPERVISOR DUNNING: Excellent.

Anybody else? You know it would be really nice if Roberts Wesleyan wanted to do a parade -- a float in the parade and join us. It would be very, very nice. We would love to have you join us. I know the other schools, Churchville-Chili and Gates-Chili usually participate, but it's a fun time. Build a little float, light it up with holiday cheer and we would love to have you. I know we have some of your students, I believe, that are coming over and performing this year.

MS. LOGAN: Okay.

SUPERVISOR DUNNING: But it would be nice to have you join us for the Parade of Lights. You might want to take that back.

COUNCILMAN SLATTERY: Any questions, call the Supervisor's office.

SUPERVISOR DUNNING: Little shameless plug, but nonetheless. Anything else? Anyone else?

The 10/12/16 and 10/24/16 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:

Advanced Payment of Claims – October 2016
Building Department Report – September 2016, October 2016
Chili Parks & Recreation Minutes – 9/20/2016, 10/18/2016
Conservation Board Minutes – 10/3/2016
Dog Control Report – September 2016, October 2016
Drainage Committee Minutes – 9/6/2016
Historic Preservation Board Minutes – 9/19/2016, 10/17/2016
Library Board Minutes – 9/27/2016
Monthly Financial Statement – September 2016
Recreation Revenue Report – September 2016, October 2016
Senior Center Revenue Report – October 2016
Town Clerk Report – October 2016

RESOLUTION #254 RE: Adopting Assessment Rolls for 2017 for Lighting Districts, Drainage Districts, Fire District, Fire Protection Districts, Ambulance Districts, Water Districts, Park District, Sidewalk Districts and Sewer District

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, this Board on October 12, 2016 commencing at 7:00 p.m., duly held a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the

fiscal year commencing January 1, 2017, including the assessment rolls for the lighting districts, drainage district, fire protection districts, ambulance districts, water districts, park district, sidewalk districts, and sewer district for 2017, and having heard all persons desiring to be heard in the matter and said assessment rolls for said fiscal year having been fully discussed and considered by the Town Board acting on behalf of all said Districts; and

BE IT RESOLVED that the assessment rolls for 2017 for the various lighting districts, drainage district, fire district, fire protection districts, ambulance districts, water districts, park district, sidewalk districts, and sewer district, as printed in the preliminary budget, are hereby adopted and established as the final assessment rolls for the fiscal year beginning January 1, 2017; and

BE IT FURTHER RESOLVED, that said assessment rolls be and the same hereby are filed in the Office of the Town Clerk.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I would like to thank the Town Board and all of the department heads that worked very, very hard to put together a very good budget, very responsible budget. So thank you very much for everything everyone contributed.

COUNCILWOMAN SPERR: Thank you, David (Dunning). Good job.

RESOLUTION #255 RE: Adoption of the Annual Town Budget for 2017

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, this Board on October 12, 2016 commencing at 7:00 p.m., duly held a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2017, including the assessment rolls for the lighting districts, drainage district, fire district, fire protection districts, ambulance districts, water districts, park district, sidewalk districts, and sewer district for 2017, and having heard all persons desiring to be heard in the matter of the budget for this Town for such fiscal year having been fully discussed and considered; and

BE IT RESOLVED that said preliminary budget is approved and filed, including the budgets for the lighting districts, drainage district, fire protection districts, ambulance districts, water districts, park district, sidewalk districts, and sewer district for 2017, and that such annual budget is so adopted as detailed in the minutes of the proceedings of this Town Board; and

BE IT FURTHER RESOLVED, that the salaries of the elected officials included in the 2017 budget and as set forth in the published notice are adopted as published; and

BE IT FURTHER RESOLVED, that the Town Clerk shall prepare and certify as provided by law, triplicate copies of the said annual budget hereby adopted and deliver one such copy to the Supervisor of the Town and two copies to the County of Monroe as required by law.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #256 RE: Historic Landmark Designation for Cox Hall

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that the premises located at 2301 Westside Drive (Cox Hall), tax a/c #132.13-1-35.12; owned by Roberts Wesleyan College be designated a "Landmark" as per Local Law #3 of 1993 per the recommendation of the Historic Preservation Board.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #257 RE: Close Out 2016 Assessment Roll Update

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

WHEREAS, all work has been completed and all payments have been made for the 2016 Assessment Roll Update; and

NOW, THEREFORE, BE IT RESOLVED, to close out the 2016 Assessment Roll Update and transfer remaining cash balance of \$1,656.94 from H56 to the Assessment Reserve.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #258 RE: Appointment of Constable for the Town

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

BE IT RESOLVED that Sande Macaluso be appointed as Constable to serve summons and petitions on behalf of the Town of Chili at a zero cost.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #259 RE: Extension of New York State Snow and Ice Contract

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, the Town Board of the Town of Chili on November 16, 2016 makes a resolution to approve the Snow & Ice Contract No. D009808 between the State of New York and the Town of Chili for snow and ice control as the current contract will expire on June 30, 2018 unless further extended. The contract will be for \$278,734.78.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SLATTERY: In regards to the computer equipment, the old computer equipment, what will happen with that this year?

SUPERVISOR DUNNING: We'll put it in a room, inventory and go up for auction so to speak for the highest bidder.

COUNCILMAN SLATTERY: Do we know when that is going to be?

SUPERVISOR DUNNING: Not at this point I don't know.

COUNCILMAN SLATTERY: Will that be on the Town website? There were some people inquiring about that equipment.

SUPERVISOR DUNNING: Typically Chris (Levey) posts it up that the equipment is there and I believe he does it -- over a day or so he allows people to go in, write down your bid and it's done by silent bid.

COUNCILMAN SLATTERY: Yeah. There was some organizations that were looking for some used equipment and so -- and some residents, so I was approached about that. So if -- somehow if we can ---

SUPERVISOR DUNNING: If you have some contact information, I will make sure -- especially the organizations that may not have funds to do something like that, I would like to know to see what maybe we can do.

RESOLUTION #260 RE: Purchase of Computer Equipment

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

WHEREAS, the Director of Management Information Services has determined that the Town needs to replace obsolete computer equipment that has passed its useful life; and

WHEREAS, the replacement of said equipment is in accordance with the Town's plan to replace obsolete computer equipment on a rotating basis; and

NOW, THEREFORE, BE IT RESOLVED, that the Director of Management Information Services is hereby authorized to purchase (18) new computer workstations to replace obsolete equipment for a sum not to exceed \$13,800.00 from Account 01.1680.0002 (Information Technology - Equipment) from Dell, a computer systems vendor under New York State contract; and

BE IT FURTHER RESOLVED, that the equipment being replaced and other outstanding obsolete IT equipment is hereby declared to be surplus equipment and that the Director of Management Information Services is hereby authorized to disposed of said equipment.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #261 RE: Transfer to Equipment Reserves

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, an auction of equipment was held in October 2016 and the Town received proceeds of \$73,462.50 for the sale of that equipment; and

WHEREAS, it has been advantageous to transfer the auction proceeds to equipment reserves for future use; and

NOW, THEREFORE, BE IT RESOLVED, to amend revenue budget A2665 (Sales of Equipment) by an increase of \$25,762.50 and amend expense budget A9901.9000 (Interfund Transfers) by an increase of \$25,762.50; and

BE IT FURTHER RESOLVED, to transfer \$25,762.50 to the General Fleet Reserve; and

BE IT FURTHER RESOLVED, to amend revenue budget DA2665 (Sales of Equipment) by an increase of \$47,700.00 and amend expense budget DA9901.9000 (Interfund Transfers) by an increase of \$47,700.00; and

BE IT FURTHER RESOLVED, to transfer \$47,700.00 to the Highway Equipment Reserve.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #262 RE: Letter of Credit Release #2 for King Forest Section 6, Phase A

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer, \$54,899.00 be released from the letter of credit #520005369 with Bank of Castile for King Forest Section 6, Phase A, leaving a balance of \$51,866.24; subject to engineering fees and street light bills to the Town.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #263 RE: Establish Letter of Credit for Carriage House - Section 3

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that per the recommendation of the Commissioner of Public Works/Superintendent of Highways and Town Engineer that a letter of credit be established for Carriage House Section 3 in the amount of \$285,383.20.

Items within the letter of credit include, but are not limited to storm sewers, roadway work, street trees, street lights, storm water control and erosion and sediment control.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #264 RE: Set Public Hearing for January 18, 2017 at 7:00 p.m. to consider the rezoning of 100, 350, 400 International Blvd, and 100, 300 Trade Court from LI (Limited Industrial) to LI with ADATOD (Airport Development Area Transportation Overlay District)

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

WHEREAS, the Planning Board at a public hearing meeting held on November 15, 2016 by a vote of 3 in favor 2 opposed, resulting in a “no action” determination for the rezoning of 100, 350, 400 International Blvd, and 100, 300 Trade Court from LI (Limited Industrial) to LI with ADATOD (Airport Development Area Transportation Overlay District); and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that this is a Type I Action, declares itself lead agency for SEQR review purposes and directs the Town Clerk to send notification of such designation to all, if any, affected agencies; and

BE IT FURTHER RESOLVED, that a Public Hearing be set for January 18, 2017 at 7:00 p.m. to consider the rezoning application for the property located at 100 International Blvd (Tax #147.01-1-8.4), 350 International Blvd (Tax #147.01-1-8.61), 400 International Blvd (Tax #147.01-1-8.311), and 100 Trade Court (Tax #147.01-1-8.11), 300 Trade Court (Tax #147.01-1-8.12) from LI (Limited Industrial) to LI with ADATOD (Airport Development Area Transportation Overlay District). Roger Brandt, agent for the above referenced properties has requested the rezoning and the owner has paid the necessary zoning application fee.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #265 RE: Title III C-1 Funds and Senior Center Stove

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, the Director of Programs for the Aging has received notification from the Monroe County Office of the Aging that Title III C-1 funds are available for the benefit of the Senior Center Nutrition Program; and

WHEREAS, the Chili Senior Center is in need of a new stove, and desire to express their gratitude to the Monroe County Office of the Aging for the generous donation to the Chili Senior Center; and

WHEREAS, three quotes were received for a new stove and associated expenses as follows:

General Supply	\$8,845.00
BHS Foodservice Solutions	\$13,015.00
Batavia Restaurant Supply	\$13,892.00

WHEREAS, the Director of Programs for the Aging has reviewed the submitted quotes and have determined that the proposal from General Supply best meets the intent of the specification and requirements of the Town and is acceptable for the intended use and recommends that it be accepted; and

NOW, THEREFORE, BE IT RESOLVED, to accept the Title III-C1 funds; and

BE IT FURTHER RESOLVED, to amend revenue budget A2389 (Misc. Revenue, Other Governments) by an increase of \$5,000.00 and amend expense budget A6772.2 (Programs for Aging – Equipment) by an increase of \$8,845.00; and

BE IT FURTHER RESOLVED, to transfer \$3,845.00 from A1990.4000 (Contingency) to A6772.2 (Programs for Aging – Equipment); and

BE IT FURTHER RESOLVED, to authorize the Director of Programs for the Aging to accept the quote from General Supply for a cost not to exceed \$8,845.00 to be paid from account A6772.2 (Programs for Aging – Equipment); and

BE IT FURTHER RESOLVED, that the equipment being replaced is hereby declared to be surplus equipment and that the Director of Programs for the Aging is authorized to dispose of said equipment for its highest value in whatever form attainable.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #266 RE: 2016 Budget Amendments

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

BE IT RESOLVED to transfer \$5,000 from DA5142.1 (Snow Removal – Personnel) to DA5140.1 (Brush & Weeds - Personnel); and

BE IT FURTHER RESOLVED, to transfer \$20,000 from DA5142.4 (Snow Removal – Miscellaneous) to DA5110.1 (General Repairs - Personnel).

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

**RESOLUTION#267 RE: Assessment Settlement with Jack Howitt & Paul Road LLC
(a.k.a. Greenwood Townhomes)**

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, the Town’s special counsel for tax review proceedings and the Town’s Assessor have recommended settlement of an Article 7 RPTL proceeding commenced by Jack Howitt and Howitt-Paul Road LLC at Greenwood Townhomes, as identified in attached Schedule A, Rochester, NY 14624; and

WHEREAS, acceptance of this recommendation and settlement of this action, at this time, is in the best interests of the taxpayers of the Town of Chili; and

NOW, THEREFORE, BE IT RESOLVED, that the Town’s special counsel, its Assessor and the Supervisor are hereby authorized to execute the necessary paperwork to settle the tax proceedings commenced by Jack Howitt and Howitt-Paul Road LLC for Greenwood Townhomes being index number 2015-8634 and to take whatever action is appropriate to discontinue said actions; and

BE IT FURTHER RESOLVED, to refund to Howitt-Paul Road, LLC, an amount of \$2,048.75, representing the 2016 COMIDA overpayment from account A1081 (Other Payment in Lieu of Taxes).

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #268 RE: In Memory of Ralph DiFiore, Jr.

**OFFERED BY: Supervisor Dunning SECONDED BY: Councilman DeCory
Councilman Slattery
Councilwoman Sperr**

WHEREAS, on November 10, 2016 Ralph DiFiore, Jr. Passed away and we are deeply saddened by his loss; and

WHEREAS, Mr. DiFiore, Jr. Served as a Foreman in the Highway Department from 5/10/1977 – 5/30/2003; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili hereby extends their deepest sympathy to the DiFiore family and also sets aside this special page of their minutes from this Town Board Meeting in his honor and takes a moment of silence in Mr. DiFiore's memory. The Town Clerk is hereby directed to send a copy of this resolution to the family.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #269 RE: Set Public Hearing for December 14, 2016 at 7:00 p.m. to consider the Frontier Telephone of Rochester, Inc. Cable Franchise Application/Agreement

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, Frontier Telephone of Rochester, Inc. Has filed an application for a cable franchise to offer cable/video service in the Town of Chili, Monroe County, New York; and

WHEREAS, a public hearing upon said franchise application is required under the law; and

NOW, THEREFORE, BE IT RESOLVED, that a public hearing is scheduled for the 14th day of December, 2016, at 7:00 P.M., to be held by the Chili Town Board at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 and that the Town Clerk is hereby directed to publish notice of same for an opportunity to be heard in regard thereto will be given. Written comments may also be directed to the Chili Town Clerk on or before the 9th day of December, 2016; and

BE IT FURTHER RESOLVED, that a complete copy of the text of the application/agreement is available for inspection and/or copying at a fee, Monday through Friday during regular business hours, at the Office of the Clerk of the Town of Chili, 3333 Chili Avenue, Rochester, New York 14624.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #270 RE: October 19, 2016 Abstract

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, January 4, 2016 Resolution #1 authorized vouchers to be paid October 19, 2016, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 22713, 22744-22767, 22770, 22774-22831, 22833-22835, 22837-22864 totaling \$135,558.46 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 22713, 22744-22767, 22770, 22774-22831, 22833-22835, 22837-22864 were paid from the following funds:

General Fund	\$	81,064.68
Highway Fund		48,524.23
Library Fund		75.20
Drainage District		2,794.35
Fire Protection Districts		<u>3,100.00</u>
Total Abstract	\$	135,558.46

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #271 RE: November 2, 2016 Abstract

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman DeCory

WHEREAS, January 4, 2016 Resolution #1 authorized vouchers to be paid November 2, 2016, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 22771-22773, 22874-22875, 22883, 22886-22887, 22889-22907, 22912, 22914, 22929-22941, 22984-22985, 23029, 23032, 23036, 23041, 23043, 23045-23046, 23066-23072, 23074, 23080, 23082, 23084, 23086-23092, 23094-23096, 23098-23099, 23101-23104, 23106-23110, 23112, 23114-23117, 23120-23121, 23123, 23127-23138, 23141, 23144-23152 totaling \$191,194.40 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 22771-22773, 22874-22875, 22883, 22886-22887, 22889-22907, 22912, 22914, 22929-22941, 22984-22985, 23029, 23032, 23036, 23041, 23043, 23045-23046, 23066-23072, 23074, 23080, 23082, 23084, 23086-23092, 23094-23096, 23098-23099, 23101-23104, 23106-23110, 23112, 23114-23117, 23120-23121, 23123, 23127-23138, 23141, 23144-23152 were paid from the following funds:

General Fund	\$	66,486.25
General Fleet Reserve		23,670.68
Highway Fund		71,550.99
Library Fund		2,323.69
H56 Annual Assessment Project		812.50
Drainage District		4,718.81
Street Lighting Districts		21,631.48
Total Abstract	\$	191,194.40

Councilman Brown - Absent
 Councilman DeCory - Aye
 Councilman Slattery - Aye
 Councilwoman Sperr - Aye
 Supervisor Dunning - Aye

RESOLUTION #272 RE: November 16, 2016 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

BE IT RESOLVED to pay vouchers 23153, 23155-23168, 23170-23177, 23179-23185, 23187, 23191-23198, 23200-23202, 20205-23214, 23216-23223, 23229-23230, 23232, 23235-23243, 23245-23252, 23254-23283, 23288, 23290, 23294-23299 totaling \$111,087.93 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	65,574.86
Highway Fund		45,015.57
Drainage District		497.50
Total Abstract	\$	111,087.93

Councilman Brown - Absent
 Councilman DeCory - Aye
 Councilman Slattery - Aye
 Councilwoman Sperr - Aye
 Supervisor Dunning - Aye

Councilman Slattery made a motion for the Town Board to go into Executive Session to discuss a real estate matter, and Councilwoman Sperr seconded the motion. All Board members present were in favor of the motion.

Supervisor Dunning stated the Town Board may conduct business upon returning from Executive Session.

The Town Board went into Executive Session at 7:32 p.m.
 The Town Board returned from Executive Session at 7:44 p.m.

Supervisor Dunning made a motion for the Town Board to come out of Executive Session, and Councilman Slattery seconded the motion. All Board members present were in favor of the motion.

RESOLUTION #273 RE: Letter of Intent, Consideration of Real Property Transaction

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

BE IT RESOLVED the Town Board of the Town of Chili authorizes Supervisor David Dunning to sign a letter of intent for the consideration of a real property transaction for recreational purpose.

Councilman Brown - Absent
 Councilman DeCory - Aye
 Councilman Slattery - Aye
 Councilwoman Sperr - Aye
 Supervisor Dunning - Aye

The next meeting of the Chili Town Board will be Wednesday, December 14, 2016 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:45 p.m.