

Chili Town Board Meeting

May 15, 2024

Agenda

A. Call to Order

B. Invocation

Pledge of Allegiance

C. Roll Call

Councilman **Mark L. DeCory**

Councilwoman **Mary C. Sperr**

Councilman **Michael S. Slattery**

Councilman **James V. Valerio**

Supervisor **David J. Dunning**

D. Officials/Advisors:

Town Clerk **Virginia Ignatowski**

Deputy Town Supervisor **Councilman Slattery**

Counsel for the Town **Jared Hirt**

Commissioner of Public Works/Superintendent

Of Highways **David P. Lindsay, P.E.**

Director of Finance **Daniel Knapp**

Insurance Counselor **Scott Bonnewell**

Supervisor's Office **Dawn Forte**

Stenographer **Sandy Hewlett**

FIRE SAFETY ANNOUNCEMENT: In the event of an emergency requiring the evacuation of the building, please use the indicated exits to my right, left and rear of the room to exit the building.

CELLULAR PHONES: Please turn off all cell phones or put them on silent mode.

E. Presentations/announcements:

F. Public Hearings: **Anyone wishing to be heard at a public hearing, please step up to the podium.**

1. Local Law of ___ 2024 to Consider the Repeal of Chapter 127 "Parks & Recreation Committee" of the Town code.
2. Public Hearing to Consider an Increase in the Limited Income Senior Exemption.

G. Public Forum

The Public Forum is intended to provide an opportunity for people to address the Town Board on any topic. Those wishing to be heard may raise their hand once the public forum starts, The Supervisor will call upon those who desire to address the Town Board until all have been heard. For those who will be addressing the Town Board through our Live Streaming, may enter their comments on the live feed. Those comments will be read by the Supervisor once all who are physically present have been heard. During the Public Forum period, each person will be allowed to comment for up to five minutes. Comments should be addressed directly to the Supervisor. Be respectful and courteous keeping comments as concise as possible. Questions pertaining to Agenda items will be answered when the Resolution is Moved and Seconded, Questions on topics not pertaining to the Agenda will be addressed at the conclusion of the Public Forum time, if at all possible. Virginia L. Ignatowski, Town Clerk, or her designee will keep the time and notify you when you have 30 seconds remaining so that you can conclude your comments within the allotted time.

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H. *Matters of the Supervisor* –

New Matters:

Pending Matters:

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 4/10/2024

Reports Submitted –

Advanced Payment of Claims – 4/30/2024

Building Department Report – April 2024

Conservation Board – 4/1/2024

Dog Control Reports – April 2024

Historic Preservation Minutes – 3/11/2024, (No April Mtg.)

Library Board Minutes – 3/26/2024

Monthly Financial Report – March 2024

Planning Board Minutes – 4/9/2024

Recreation/Senior Center Report – March 2024, April 2024

Town Clerk Report – April 2024

Traffic & Safety Minutes – 3/7/2024, 4/4/2024

Zoning Board Minutes – 3/26/2024

J. Correspondence –

1. The Town of Chili has received notification from Tyler Powlowski, Highway, that he is resigning; effective May 10, 2024.

K. Pending Business

L. Old Business

M. New Business

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RESOLUTION #133 RE: Library Board of Trustees

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, that Robert Bones be appointed to fill the vacancy of Lori Hahn; term to expire on December 31, 2025.

**RESOLUTION #134 RE: SEQR Status for Adoption of Local Law #3 of 2024 to Repeal Chapter 127
“Parks & Recreation Committee” of the Town Code of the Town of Chili**

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, that the Town Board classifies the adoption of proposed Local Law #3 of 2024 to be a Type II action under the provisions of Section 617.5 of the State Environmental Quality Review Act (SEQRA) and the regulations promulgated thereunder; and

NOW, THEREFORE, BE IT RESOLVED, that the Board in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

**RESOLUTION #135 RE: Adoption of Local Law #3 of 2024 Repeal Chapter 127 “Parks &
Recreation Committee” of the Town Code of the Town of Chili**

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, a proposed Local Law #3 of the year 2024 to the Code of the Town of Chili, to Repeal Chapter 127 “Parks & Recreation Committee” of the Town Code of the Town of Chili was introduced to the Town Board of the Town of Chili on the 10th day of April, 2024; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 15th day of May, 2024 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law #3 of the year 2024 to the Town Code of the Town of Chili, Repealing Chapter 127 “Parks & Recreation Committee” and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

NOW, THEREFORE, upon the evidence obtained by the Town Board at said public hearing and upon all other information obtained and reviewed by the Board; and

NOW, THEREFORE, RESOLVED, that Local Law #3 of 2024 is hereby enacted by the Town Board of the Town of Chili.

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RESOLUTION #136 RE: Senior Citizen Limited Income Exemption

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, New York State Real Property Tax Law §467 establishes the towns authority to allow for certain exemptions from real property taxation; and

WHEREAS, the Town Code of the Town of Chili §451-2 authorizes the Town Board to change the amount of assessed valuation exemption by resolution; and

WHEREAS, pursuant to §467 of the Real Property Tax Law, a public hearing was held on May 15th, 2024; and

NOW, THEREFORE BE IT RESOLVED, after hearing all interested in the subject, the Town Board of the Town of Chili hereby authorizes the maximum exemption (\$58,400.00) currently authorized by New York State Real Property Tax law.

RESOLUTION #137 RE: Establish Letter of Credit for 400 International Blvd

OFFERED BY: _____ **SECONDED BY:** _____

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 400 International Blvd in the amount of \$207,120.09

Items within the letter of credit include, but are not limited to storm sewers, post construction storm water control features and erosion and sediment control.

RESOLUTION #138 RE: Purchase of Pickup Truck for Highway

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, included in the approved 2024 budget is the purchase of one (1) new pickup for the Highway Department; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase a 2024 Chevrolet Silverado 2500HD of the NYS OGS Contract PC68975 from Jim Barnard Chevrolet for a cost not to exceed \$53,000.00 with \$49,500.00 to be paid from #DA5130.2000.0010 (Machinery – Equipment - Highway Equipment Reserve) and up to \$4,000.00 to be paid from account DA5130.2 (Machinery-Equipment).

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RESOLUTION #139 RE: Purchase of 10 Wheel Dump with Plow Package

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, included in the approved 2024 budget is the purchase of one (1) new 10-wheel plow truck and plow package; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new Model VHD64F300 6X4 plow truck replacement with plow package for the Highway Department under Onondaga County Contract Bid, Bid Reference Number 10914, from Beam Mack Sales and Service at a cost not to exceed \$330,000.00 to be paid from account DA5130.2 (Machinery-Equipment).

RESOLUTION #140 RE: C.H.I.P.S. Budget Amendment

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, the year 2024 budget for the C.H.I.P.S. account included \$175,000.00; and

WHEREAS, the Town of Chili was informed by the State of New York that the 2024 C.H.I.P.S. apportionment for Chili will be \$248,027.71; and

WHEREAS, the Town of Chili will be receiving funding under the PAVE NY Program for the rehabilitation and reconstruction of local highways in the amount of \$58,869.71; and

WHEREAS, the Town of Chili will be receiving funding under the Extreme Winter Recovery (EWR) Program in the amount of \$47,556.30; and

WHEREAS, the Town of Chili will be receiving funding under the Pave Our Potholes (POP) Program in the amount of \$39,246.48; and

NOW, THEREFORE, BE IT RESOLVED, to amend accounts DA3501 (State Aid/CHIPS) and DA 5112.4 (CHIPS-contractual) to \$393,700.02.

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RESOLUTION #141 RE: SEQRA Classification and Designating Lead Agency Status for the Extension of Sidewalks Along Paul Road

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, the Town Board of the Town of Chili (“Town Board”) desires to progress the Extension of Sidewalks along Paul Road (“Project”); and

WHEREAS, Part 1 of the Short Environmental Assessment Form (“SEAF”) and project map has been completed by the Town (“Applicant/Project Sponsor”) and was circulated to identified Involved Agencies for establishing the Town Board as “Lead Agency” in accordance with the State Environmental Quality Review Act (“SEQRA”) for the purpose of conducting a SEQRA review of the Project; and

WHEREAS, the Town Board desires to comply with the requirements of SEQRA and its implementing regulations set forth at 6 NYCRR Part 617 (the “Regulations”) with respect to the Project; and

WHEREAS, the Town Board preliminarily classified the Project as an Unlisted action under SEQRA, and provided Part 1 of the SEAF to other involved agencies for review on April 11, 2024 and comment and concurrence with the Town Board’s desire to serve as lead agency; and

WHEREAS, the Monroe County Department of Planning and Development, an “involved agency” under SEQRA, have not objected to the Town Board establishing itself as lead agency; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby classifies the Project as an Unlisted action under SEQRA and hereby establishes itself as lead agency for purposes of a coordinated review under SEQRA of the Project.

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RESOLUTION #142 RE: SEQRA - Determination of Significance for the Extension of Sidewalks on Paul Road

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, the Town Board of the Town of Chili (“Town Board”) desires to progress the Extension of Sidewalks along Paul Road (“Project”); and

WHEREAS, Part 1 of the Short Environmental Assessment Form (“SEAF”) and project map has been completed by the Town (“Applicant/Project Sponsor”) and was circulated to identified Involved Agencies for establishing the Town Board as “Lead Agency” on April 11, 2024, in accordance with the State Environmental Quality Review Act (“SEQRA”) for the purpose of conducting a SEQRA review of the Project; and

WHEREAS, the Town Board desires to comply with the requirements of SEQRA and its implementing regulations set forth at 6 NYCRR Part 617 (the “Regulations”) with respect to the Project; and

WHEREAS, the Town Board preliminarily classified the Project as an Unlisted action under SEQRA, and provided Part 1 of the SEAF to other involved agencies for review on April 11, 2024 and comment and concurrence with the Town Board’s desire to serve as lead agency; and

WHEREAS, all of the aforementioned Involved Agencies have not objected to this Town Board acting as Lead Agency in reviewing this Action pursuant to SEQRA and on May 15, 2024, the Town Board adopted a resolution that classified the Project as an Unlisted action and also established the Town Board as Lead Agency for purposes of a coordinated review for the Action under SEQRA; and

WHEREAS, the Town Board has thoroughly reviewed all information provided in the SEAF; and

WHEREAS, the Town Board considered all of the comments that were received concerning the Action; and

WHEREAS, the Town Board is mindful of the criteria set forth in Section 617.7(c) of the Regulations for determining the environmental significance of an action; and

WHEREAS, pursuant to the Regulations, the Town Board has considered the significance of the potential environmental impacts of the Action by (1) using the criteria specified in Section 617.7(c) of the Regulations, and (2) examining the SEAF for the Action, including the facts and conclusions in Part 1 of the SEAF, and completing the analyses for Parts 2 and 3 of the SEAF; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board determines the action to be an unlisted action for the purposes of SEQR and based on the information and analysis above and the supporting documentation referenced above that the proposed action WILL NOT result in any significant adverse environmental impacts and directs the Town Supervisor to sign and date Part 3 of the Short Environmental Assessment form.

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RESOLUTION #143 RE: Standard Work Day and Reporting Resolution for Elected and Appointed Officials

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, that the town of Chili 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 Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/Day)	Term Begins/Ends	Participates in Employer's Time Keeping System	Days/Month (based on Record of Activities)
ELECTED	OFFICIALS				
Town Supervisor	David Dunning	7	01/01/2024 – 12/31/2025	N	23.15
Town Clerk/ Tax Receiver	Virginia Ignatowski	7	01/01/2024 – 12/31/2025	N	22.15
Councilman	James Valerio	6	01/01/2024 – 12/31/2027	N	2.29
APPOINTED	OFFICIALS				Days/Meeting
Stenographer	Sandra Hewlett	6	1/1/2024 – 12/31/2025	N/A	1.32
Conservation Board Member	Jill Fornarola	6	1/1/2024 – 12/31/2025	N/A	.22

RESOLUTION #144 RE: Chili Fire Department Active List

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, that the following individual(s) be added to the Chili Fire Department active list effective May 13, 2024:

Robert L. Bridges

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RESOLUTION #145 RE: April 17, 2024 Abstract

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, January 2, 2024 Resolution #1 authorized vouchers to be paid April 17, 2024, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 46108, 46111-46119, 46122-46133, 46135-46161, 46165-46171, 46173-46206 totaling \$490,548.55 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 the above listed vouchers were paid from the following funds:

General Fund	\$ 462,759.45
Highway Fund	21,129.61
Library Fund	3,758.53
Drainage District	2,900.96
Total Abstract	<u>\$ 490,548.55</u>

RESOLUTION #146 RE: May 1, 2024 Abstract

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, January 2, 2024 Resolution #1 authorized vouchers to be paid May 1, 2024, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 43037, 46051, 46093, 46097, 46100, 46134, 46172, 46212-46217, 46227-46245, 46248-46264, 46266, 46275-46279, 46281-46286, 46288-46301, 46303, 46305-46320, 46324 totaling \$249,415.46 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 the above listed vouchers were paid from the following funds:

General Fund	\$ 109,646.23
Highway Fund	36,426.06
Library Fund	3,009.53
Drainage District	82,736.72
Street Lighting Districts	15,978.92
Sidewalk Districts	1,618.00
Total Abstract	<u>\$ 249,415.46</u>

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RESOLUTION #147 RE: May 15, 2024 Abstract

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, to pay vouchers 46302, 46304, 46321-46323, 46325-46332, 46344-46353, 46357-46359, 46361-46439 totaling \$246,728.37 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	116,828.08
Recreation Facility Reserve		73,784.59
Highway Facility Reserve		13,750.00
Highway Fund		30,413.28
Library Fund		3,439.87
Drainage District		3,462.55
Miscellaneous Special Revenue		5,050.00
Total Abstract	<u>\$</u>	<u>246,728.37</u>

The next meeting of the Chili Town Board will be on June 12, 2024 at 7:00 PM in the Town of Chili, Town Hall Main Meeting Room 3333 Chili Avenue, Rochester, NY 14624.