

CHILI TOWN BOARD
June 12, 2024

A regular meeting of the Chili Town Board was held on June 12, 2024 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, Councilman Valerio and Supervisor David Dunning.

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

The invocation was given by Virginia Ignatowski.

The Pledge of Allegiance was cited. The fire safety exits were identified for those present.

PRESENTATIONS/ANNOUNCEMENTS:

1. Jack Hill, Proposal to Rezone 2675 Chili Avenue from the R-1-15 District to NB.

SUPERVISOR DUNNING: We do have one presentation this evening. Jack Hill has a proposal to rezone 2675 Chili Avenue from R-1-15 to -- District to Neighborhood Business.

Jack (Hill) -- just for information sake, the Town Board -- I have emailed the Town Board previously and gave them kind of a little bit of a background and what we're looking to hear.

Jack (Hill), just to let you know, this Board will ultimately consider in rezoning what is the most intense use under that zone. So as Neighborhood Business, we have to look at not just what you're proposing to do there, but what could potentially go in there. And we need to make sure that the zoning would be correct for that particular location. So that is our consideration if this application moves forward.

I will give you a couple minutes to kind of share with the Board what you're looking at and why -- why you're looking at Neighborhood Business zoning.

MR. HILL: Yes. Good evening, everyone. I would like to request your consideration and the possibility of rezoning the property located at 2675 Chili Ave., Parcel 134.13-2-2.

I have a couple of reasons that I would like to share with you in your consideration.

One is the property has been a commercial endeavor since its creation. And the parcel does not conform to the R-1-15 District parameters for that area in dimension.

The structure does not, nor has it ever conformed to the required size for a single-family dwelling as defined by the -- as defined by the code for the -- of the Town of Chili. Excuse my tongue-tying.

The neighboring property of 2669 Chili Ave. is zoned as a Neighborhood Business and this property is contiguous to my property. Thus it wouldn't really be considered as spot zoning.

The surrounding neighborhood is compromised of a pharmacy, a church, a group home and apartment complex, a dentistry and other small businesses, thus does not tout the character for the neighboring environment. The size of the parcel and the size of the structure do not lend themselves to intensive uses or high-traffic counts or demanding parking quantities.

So again, with that said, I would like to ask your consideration to rezoning it to the Neighborhood Business. And any questions I can answer, I would be grateful to.

SUPERVISOR DUNNING: I would like to just start out for the Board's information, and you may or may not have seen it but Mr. Hill's -- currently has a -- there is a Land Use Variance as a beauty salon. He has had that variance for quite some time.

Mr. Hill did come to the Zoning Board to try to get a -- apply for a Land Use Variance for the gift shop. The Zoning Board of Appeals, after -- it looked like -- it looked like a longer meeting than it was after reading the minutes, but the Zoning Board of Appeals asked a lot of really good questions and ultimately denied the application. And the reason for the -- to decline it was it was unable to meet the criteria of proving that there was a hardship.

I believe the Zoning Board of Appeals at that time felt that he could still do it, still rent it as a beauty salon. So for them a Land Use Variance was -- was not appropriate.

And they did recommend in their minutes, at the meeting, that Mr. Hill do come to the Town Board and ask for a rezoning of the property.

So with that, just a little bit of background of history so far what I know, what Mr. Hill has been through. I open up to the Board to any --

COUNCILMAN VALERIO: Mr. Hill, I read the minutes, but just for the sake of the audience online and here, what use do you have for the -- the gift shop -- can you go into a little more detail?

MR. HILL: I would be glad to do that. A gift shop -- even when I was first told, I'm picturing it as a store with a whole bunch of stuff on shelves that people would buy as gifts.

But what this is actually more -- what it more encircles is -- it's going to be for -- I can give you items as -- such as gift baskets, wrapping paper. So it is stuff to wrap gifts with.

So there is -- also flower arrangements, candy bouquets, treats, soaps and some jewelry. Purses, scarves.

And then I think the big thing the way she explained it to me is the event planning. Weddings. Where she actually sets up backgrounds at a venue for a -- for a wedding celebration. And so the way she explains it -- I mean she did have a letter of intent that was sent out and the deliveries are going to be -- it's going to be low traffic. Let's put it that way. It is going to be more a website. People look at their stuff. They can swing by in and look at her stuff and then do the event planning.

Along with that event planning, there is the handbags and the wrapping paper and the stuff that can help enhance some of these things, as well.

COUNCILMAN VALERIO: How many cars would you expect there in the parking lot at maximum?

MR. HILL: I would say -- I would say six would be a good number. It would be less than the traffic that was going there when it was a salon. When it was a salon, there was three hairdressers, so you have three cars -- three cars with the people that are working there and then, you know, two for each person. You know, one leaving and going and that sort of thing.

COUNCILWOMAN SPERR: How many spaces are available?

MR. HILL: There is a minimum of eight. I just had -- see, this -- the parking lot was an atrocity when I bought it.

COUNCILWOMAN SPERR: I just didn't know -- I can't visualize how many spaces.

MR. HILL: No. I understand. And so I haven't had it marked out for spaces now that I had it all nicely repaved. In fact, I just had it resealed about two weeks ago -- or had it sealed about two weeks ago. That will be my next step.

But from past history, there has been eight -- it shows on a drawing on an old survey map eight spots. There is actually room for several more. At least another four or five more.

COUNCILWOMAN SPERR: Thank you.

COUNCILMAN SLATTERY: Mr. Hill, I have a number of questions for you if I could, please.

MR. HILL: Yes, sir.

COUNCILMAN SLATTERY: How old is the structure?

MR. HILL: Depending on what real estate portal you look at -- this is where I got tripped up -- but --

COUNCILMAN SLATTERY: Guesstimate?

MR. HILL: Could you repeat that again?

COUNCILMAN SLATTERY: How old is the structure?

MR. HILL: So that was -- I was told 1950, 1960 and 1970.

COUNCILMAN SLATTERY: So that is good.

MR. HILL: I know there is history on the businesses that were in there that goes back to at least the '70s. I would say it is at least that old, if not older.

COUNCILMAN SLATTERY: What has been the past use of this structure? The past use? What has been in there in the past? Was this originally a home that was converted to a business or it was never a home?

MR. HILL: No, sir. It was never a home. There is not even a -- if anybody was to go in and give an inspection, there is no way you could even put a tub or shower in there. So to me it has never had it.

And I have seen in some of the history that there was a TV repair shop there. I believe a veterinarian was in there. I think the -- the biggest -- the Land Use Variance on the -- the latest on that, I believe, was 1985.

COUNCILMAN SLATTERY: What is the square footage of the structure?

MR. HILL: 760 square feet.

COUNCILMAN SLATTERY: Small.

MR. HILL: It is all of a commercial code. It is all block -- the walls are all block and there are 10-foot ceilings.

COUNCILMAN SLATTERY: What are the structures next to -- immediately next to your building?

MR. HILL: Facing the property, on the corner, there is a residence there. That gentleman has a glass business. In fact, he replaced our glass -- that front glass for me.

And then to the left is a dentistry. It is a pretty good-sized parking lot in the building.

COUNCILMAN SLATTERY: It seems like multiple lots. It's just not a single lot for the dentistry. It seems like it --

MR. HILL: Yeah. That is big.

COUNCILMAN SLATTERY: Okay. And then -- so this is not a chain store that is looking to come -- come into this building then?

MR. HILL: No, sir. This is a private individual. She has had this type of business before.

COUNCILMAN SLATTERY: Okay. And then follow-up. What happens -- since this is an individual that -- it is not a chain. It is just an individual.

You own the building now, correct?

MR. HILL: Yes, sir.

COUNCILMAN SLATTERY: You have owned it for X amount of years previously? Or you just bought this?

MR. HILL: I bought this in October of 2022.

COUNCILMAN SLATTERY: Okay. So then say this building -- say this business fails. The woman that is coming in -- God forbid -- say it fails. Where would we go next?

Because as the Supervisor mentioned, when we rezone this, with the multiple things that could go on this property, where are we left standing?

MR. HILL: I would --

COUNCILMAN SLATTERY: That is where we have to be cautious.

MR. HILL: I would agree and put it in black and white, that I would not rent that out as a use that would require any kind of alterations to the property, the building, you know.

Let's talk, for instance, a restaurant. You know, I would not let anybody do that as a restaurant. You're talking ANSUL systems and exhaust fans.

COUNCILMAN SLATTERY: You wouldn't have enough parking to begin with.

MR. HILL: And you wouldn't have the parking to a lot -- you know, this a very -- it's a small place, as you know.

COUNCILMAN SLATTERY: Right. 700 and something square feet.

MR. HILL: It's rather unique. So I would never -- it will never be anything that is going to be what I would -- what would be considered as a nuisance to the neighborhood.

COUNCILMAN SLATTERY: And realistically, when you look if it did go -- I would see that just being like a catering business. If you try to go that route. There is one building that I'm familiar with that basically, they -- that is all they do, is catering and take-out. So -- you know, that would be a challenge.

I think Counsel would help educate us as well as the Building Department Manager, as well.

I guess I'll hold off for that. There is a couple more, but I will stop and -- so.

COUNCILMAN DECORY: Mr. Hill, have you had any conversations with the neighbor at the corner regarding other use -- potential use of the building?

MR. HILL: I did. I was actually talking to him just prior to the past meeting that I attended and he says, "Oh, you should have no problem with that."

You -- you know. So he was -- he seemed very, you know, positive about it.

COUNCILMAN DECORY: So he has no issues with the potential of it being a different type of business?

MR. HILL: No, sir.

COUNCILMAN SLATTERY: I just remember when CVS went in. If people remember, there used to be a little strip plaza that was there. There was the neighborhood behind to the south of the Chili Avenue homes, businesses -- that old plaza, that you know, had some concerns.

And once things got put in, the CVS went in, the fence was put in, the landscaping, that helped them quite a bit. But they were just initially concerned about that type of development.

But having an existing business that was there, um, and then -- for what you're -- sounds like you would like to do -- I just think if that doesn't make it, what could go there? That is the unknown that has -- you know, just has that concern for people.

MR. HILL: Okay.

SUPERVISOR DUNNING: All good questions. Good points.

But looking at, you know, parking, setbacks, size --

COUNCILMAN SLATTERY: You're limited.

SUPERVISOR DUNNING: -- you're so limited as to what actually could even happen there. And, you know, I think -- to answer your question, you know, what could go in there is anything within the code that could meet all those setbacks, parking requirements, which is very limited to -- very small service-type business. So...

MR. HILL: See right now there is no way I could say "Okay. I'm just going to knock this thing down and turn it into a house." I wouldn't be able to do it because the size of the lot does not permit for a residence.

COUNCILMAN SLATTERY: That is why I was asking if it was a home previously and was converted because you know how that happens.

MR. HILL: Oh, yeah. Yes, sir.

COUNCILMAN SLATTERY: I'm good.

SUPERVISOR DUNNING: Any other questions from the Board?

COUNCILWOMAN SPERR: No.

SUPERVISOR DUNNING: Okay. So then I guess I will ask the Board -- the next step in this, if the Board so chooses, would be to send this to the Planning Board for their recommendation. You would have to make application with the Building Department to go to the Planning Board. The Planning Board would kind of hear similar to what you shared with us this evening and they would look at this and say whether or not they would recommend it be rezoned to Neighborhood Business.

So if the Board approves of that -- and I will ask now is there any objection to sending Mr. Hill to the Planning Board for that review?

COUNCILMAN DECORY: No.

COUNCILWOMAN SPERR: No.

COUNCILMAN SLATTERY: No.

SUPERVISOR DUNNING: Okay. Seeing no objections from the Town Board, you would then need to make application to get to the Planning Board. The -- the process -- I think I laid this out for you already, but the process is once you have gotten through the Town Board, this recommendation to the Planning Board -- the Planning Board would hear it at their next --

hopefully at their next meeting if you can get in there. I would do this tomorrow if you can, to get into the next Planning Board meeting for July, and state your case there.

The Planning Board would then render a decision -- either they approve or they disapprove. And they are not necessarily the final say. It's a recommendation from the Planning Board.

Then you would have to come back to this Board. We would have to hold a Public Hearing on the rezoning. So we would -- so let's say timing-wise everything worked out well, you're looking at probably August for us to set a Public Hearing -- maybe July. I don't know when the Planning Board meeting is -- if it is ahead of Town Board next month. If it is, we could probably then set the Public Hearing at the next meeting. We hold the Public Hearing in August. We wouldn't vote until September. So you're looking at September, October before you get any final decisions from this Board.

But you need to go to the Planning Board next. Again, you have our approval to -- to then move to the Planning Board. But I recommend you do it immediately.

MR. HILL: All right.

SUPERVISOR DUNNING: I would do that tomorrow.

MR. HILL: I will do that. So that's -- will just be an application? I mean --

SUPERVISOR DUNNING: They will walk you through everything you need to know to get to the Planning Board for this. But it is -- yes. All right?

MR. HILL: All right.

COUNCILMAN VALERIO: Thank you.

COUNCILWOMAN SPERR: Thank you, sir. Good luck.

MR. HILL: Thank you all, as well. Wishing all of the fathers a happy Father's Day coming up. And ladies, as well.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. No speakers addressed the Town Board. The Public Forum concluded at 7:19 p.m.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: As everyone knows, before we meet again, we will have Summer Fest and I am very, very excited for that. June 29th, from noon -- from --

COUNCILMAN SLATTERY: Thank you. Thank you very much.

SUPERVISOR DUNNING: -- from noon to probably -- well, the Summer Fest and then we'll have the fireworks following that as we have had that tradition. Should be a great event.

The parade is at 5:30. That takes the normal parade route up Paul Road, up Chili Avenue and it will move out through the Chili -- through the Chili-Paul Plaza. Oh, I know. Two Fronts. Whatever.

COUNCILMAN SLATTERY: The water main project on Paul Road, we have to make sure that they have things --

COUNCILMAN DECORY: Buttoned up.

COUNCILMAN SLATTERY: Well, not so much buttoned up, but cleaned up?

COUNCILMAN DECORY: Yeah. Cleaned up.

SUPERVISOR DUNNING: I will say I have talked to the head of the Water Authority and explained to them that we have a parade that is coming down -- that will be coming up Paul Road on that day. If there is anything that could be done to make sure that the safety of the participants are a very high priority, that they consider that.

COUNCILMAN SLATTERY: Beautiful. Thank you.

SUPERVISOR DUNNING: I will also tell you I have also asked the new owner of our old Town property to make sure that the lawn is manicured, cut, taken care of before so it doesn't look like it does today. So we're trying to get on top of that to get that taken care of.

COUNCILMAN SLATTERY: Beautiful. Thank you.

And unfortunately, we will not have that property -- the old Town Hall property because it is private -- to utilize.

SUPERVISOR DUNNING: It's a nice set-up. We'll still have the two stages. The vendors will still be along the street.

COUNCILMAN SLATTERY: But if we just let people know that because it's privately owned --

SUPERVISOR DUNNING: It's privately owned. They're not to be on the property.

COUNCILMAN SLATTERY: Because social media will --

SUPERVISOR DUNNING: Right. There's no parking there. There's no driving through. There will be ample parking at the Community Center if they want to and walk up. Great place to park and lots of room over there for that.

We have a lot of overflow parking. I don't know. We could talk to Mr. Lindsay and Mr. Curley and see if we could open up Archer Road if we need to.

COUNCILMAN SLATTERY: Will there be a shuttle?

SUPERVISOR DUNNING: No. There will be no shuttles this year. Everybody who is participating in the parade will have to rely on their own transportation to the -- which I'm suggesting parade participants think about the proximity of where they're taking off and the proximity of their parking areas.

COUNCILMAN SLATTERY: I see more side street parking closer to the parade start.

SUPERVISOR DUNNING: Other than that, I don't -- oh, just some updates. I will give

you some updates.

I believe we are going to have the fitness court installed over the weekend. It should be done maybe Monday or Tuesday --

DAVID LINDSAY: Yes.

SUPERVISOR DUNNING: -- weather providing. And if the weather stays as it is today. The rooftop units are in and done -- well, for the most part done. There is some tweaking that needs to be done, some final touches. The gas line still has to be hooked up and installed.

But we know we have air-conditioning because it has been very cold in here the last few days. So that seems to be working just fine. That's pretty well -- is done. Everybody is safe. Nothing fell. Nobody got hurt. But that went well.

The playground -- David (Lindsay), can you give us a little update on the playground?

DAVID LINDSAY: We're finishing up some of the playgrounds at Lower Davis and we're doing some concrete work over there and then moving on over to Union Station. We're still shooting for probably a midsummer completion and there is some constraints as far as like when the rubber bond surfacing goes down. We haven't had really great weather to even think about that yet. It has to be above, I think, 55 degrees for an extended period and obviously dry.

So -- and then once we get all of the prep work done on the playground, then we'll contract -- then we'll be coordinating with GameTime to come in and do all of the surfacing for all of the playgrounds at the same time.

SUPERVISOR DUNNING: Excellent.

And no update on the design plans for Paul Road sidewalk, the big Paul Road sidewalk? No updates on that. And -- why? You have something?

DAVID LINDSAY: No. I will provide -- I will provide you --

SUPERVISOR DUNNING: Okay. That is fair.

What else do we have?

COUNCILMAN SLATTERY: Veterans.

SUPERVISOR DUNNING: Veterans Memorial. It can be start -- they were supposed to start with that this week.

DAVID LINDSAY: Today.

SUPERVISOR DUNNING: They did start today? Okay. They're starting to stage equipment right now, right?

DAVID LINDSAY: Yes.

SUPERVISOR DUNNING: We should start to see some progress on that pretty soon.

COUNCILMAN SLATTERY: And completion for that would be?

DAVID LINDSAY: I think the calendar that I had scheduled for that shows completion by early September.

COUNCILMAN SLATTERY: Thank you.

SUPERVISOR DUNNING: Excellent.

I think that's it. Except the Community Center is closed next -- next Friday. Not this Friday -- this Friday.

COUNCILWOMAN SPERR: This Friday.

SUPERVISOR DUNNING: This Friday the Community Center will be closed due to further repairs on the water main that broke about a week or so ago. They need to do a little bit more over there. The Community Center will be closed because there won't be any water.

MATTERS OF THE TOWN COUNCIL: Nothing to report.

The 5/15/24 Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Advanced Payment of Claims -- May 2024

Architectural Advisory Committee -- 9/12/2023 (No Mtgs. Oct, Nov, Dec 2023, Jan, Feb, March, April, May 2024)

Building Department Report -- May 2024

Conservation Board -- 5/6/2024

Dog Control Reports -- May 2024

Historic Preservation Minutes -- 5/13/2024 (No April Meeting)

Library Board Minutes -- 4/23/2024

Monthly Financial Report -- April 2024, May 2024

Planning Board Minutes -- 5/14/2024

Recreation/Senior Center Report -- May 2024

Town Clerk Report -- May 2024

Traffic & Safety Minutes -- 5/2/2024

Zoning Board Minutes -- 4/23/2024

CORRESPONDENCE:

1. Virginia Ignatowski, Town Clerk has received notification from Ashley Kroll, Recreation Supervisor that she is resigning; effective June 21, 2024.

SUPERVISOR DUNNING: I would just to also say, you know, Ashley (Kroll) was a

great -- she has done a great job here in the Town of Chili over the years. Recently married and had a baby. So new house and -- she is -- decided right now to be a stay-at-home mom for a little. I would like to thank her for all she contributed to the Town of Chili --

COUNCILWOMAN SPERR: Great job.

SUPERVISOR DUNNING: -- and wish her very, very well in whatever she chooses to do moving forward.

2. The Town of Chili has received notification from Mihajlo Soklevski that he has resigned; effective June 4, 2024.

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN VALERIO: Supervisor, I would just like to say the Historic Preservation Board has been working on this sign, Chili Center historic sign and giving the history what has been in Chili Center going all of the way to the Native Americans who settled there. And it has been kind of in the works for two years and I just want to thank them for their work.

And I want to thank Wegmans for giving them a spot to put it and excited to see it.

SUPERVISOR DUNNING: And Wegmans also gave them \$1,000 towards this, too. Very nice.

COUNCILWOMAN SPERR: Very nice.

RESOLUTION #148 RE: 2024 Budget Amendments

OFFERED BY: Councilman Slattery SECONDED BY: Councilman Valerio

BE IT RESOLVED to transfer \$335.00 from A7520.4 (Historical Property – Utilities) to A7519.4 (Historical Preservation Board - Contractual).

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #149 RE: Barstool Golf Management, LLC

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

WHEREAS, the Town's special counsel for tax review proceedings and the Town's Assessor have recommended settlement of an RPTL Article 7 Judicial Review proceeding and commenced by Barstool Golf Management, LLC at 172.04-1-8.11, 760 Chili Scottsville Road; 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 Barstool Golf Management LLC, being index number E2023008337 and to take whatever action is appropriate to discontinue said actions.

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #150 RE: Establish Letter of Credit for 30 King Road, Phase 1

OFFERED BY: Councilman Valerio 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 30 King Road, Phase 1 in the amount of \$123,407.25.

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.

Councilman DeCory - Aye

Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #151 RE: Letter of Credit Release #2 – Final for 39 Jetview – Sydor Optics

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that per recommendation of the Town Engineer and Commissioner of Public Works that, \$22,327.00 be released from Letter of Credit#SB2422950001 with M&T Bank for 39 Jetview Drive (Sydor Optics). Said release leaves a balance of \$0.00, resulting in said Irrevocable Letter of Credit being closed out; subject to any outstanding engineering fees to be paid to the Town for the project.

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #152 RE: Funding for LED Street Light Conversion

OFFERED BY: Councilman Valerio SECONDED BY: Councilman DeCory

WHEREAS, the Town of Chili is in the process of converting the street lights from cobra head lights to LED; and

WHEREAS, as of December 31, 2023, the Town had funds in the General Fund Assigned Unappropriated Fund Balance for use towards a series of ongoing and upcoming projects; and

WHEREAS, in an effort to reduce the fiscal burden on the current and future budgets, the Town wishes to use funds from the General Fund Assigned Unappropriated Fund Balance for the costs related to street light conversion; and

NOW, THEREFORE, BE IT RESOLVED, to amend expense budget A5182.4 (Street Lighting – Street Lights) by an increase of \$35,000.00; and

BE IT FURTHER RESOLVED, to expend an amount not to exceed \$35,000.00 from the General Fund Assigned Unappropriated Fund Balance on the street light conversion.

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SLATTERY: Supervisor, more for the Superintendent of Highways. I know your Deputy and other staff were out looking at the streetlights throughout the community and they were creating a list of all of the ones that need to be addressed.

How has that progressed?

DAVID LINDSAY: It's a continual effort. We're just constantly out there updating the list on a regular bases and then furnishing that information over to RG&E for repairs or replacements of the bulbs.

There was a period of time when we are -- when the dispatchers were still on, we were quite active but trying to do a comprehensive review of the Town. We finished that and gave that list to RG&E.

But now it's just as we become aware of the occasional light that is out, we make note of it and advise RG&E.

COUNCILMAN SLATTERY: How -- I know they had a change in contract -- the subcontractor that went out and worked on them. How has the response been? Has the new contractor taken over? The subcontractor, I should say.

DAVID LINDSAY: I don't know if the new contractor has taken over. But I do have a contact over there, Ms. Kim Geer. When I reach out to her, we seem to get a pretty good response with getting certain lights -- or getting the lights repaired or the bulbs replaced.

COUNCILMAN SLATTERY: Beautiful. Thank you. Appreciate it.

RESOLUTION #153 RE: Authorize Agreement for Light Emitting Diode (LED) Cobra Head Street Light Conversion

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, the Town of Chili and the Rochester Gas and Electric Corporation (RG&E) have reviewed and analyzed the benefits of converting various existing cobra head lights to LED; and

WHEREAS, it is recommended by the Commissioner of Public Works that completing the conversion of various cobra head lights to LED at this time is in the best interest of the Town of Chili; and

WHEREAS, RG&E has provided the Town with an estimated cost for the conversion of \$28,735.70; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the Town Supervisor to execute the Light Emitting Diode Cobra Head Street Light Conversion Agreement with RG&E for a total project cost not to exceed \$35,000.00, subject to the review and acceptance by the Counsel for the Town, to be paid from A5182.4 (Street Lighting – Street Lights).

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #154 RE: Funding for Town Hall Soffits

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

WHEREAS, the Town of Chili is in the process of replacing the soffits on the Town Hall; and

WHEREAS, as of December 31, 2023, the Town had funds in the General Fund Assigned Unappropriated Fund Balance for use towards a series of ongoing and upcoming projects; and

WHEREAS, in an effort to reduce the fiscal burden on the current and future budgets, the Town wishes to use funds from the General Fund Assigned Unappropriated Fund Balance for the costs related to replacement of the soffits at the Town Hall facility; and

NOW, THEREFORE, BE IT RESOLVED, to amend expense budget A1620.2 (Buildings - Equipment) by an increase of \$75,000.00; and

BE IT FURTHER RESOLVED, to expend an amount not to exceed \$75,000.00 from the General Fund Assigned Unappropriated Fund Balance on the Town Hall soffits.

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #155 RE: Town Hall Soffit Replacements

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Valerio

WHEREAS, the gutters and roof were recently replaced at the Town Hall as part of a roof rehabilitation project that will extend the roof service life up to fifty years; and

WHEREAS, to fully complete the roof rehabilitation project it is necessary to replace the existing vinyl soffits; and

WHEREAS, the Town of Greece solicited bids to establish a statewide Job Order Contracting Services in 14 separate regions whereby each region received separate bids for the following trades: General Construction, HVAC, Electrical, Plumbing, and Site Work; and

WHEREAS, the Town of Greece publicly opened the bids on March 7, 2024; and

WHEREAS, Pike Construction Services, Inc. (Aka the Pike Company) was the lowest responsible bidder for General Construction (JOC-2024-15-GC) for Region 15 (Monroe and

Livingston Counties) for the contract period from 2024 through 2025; and

WHEREAS, Pike Construction Services, Inc. Appears on the approved vendor list of the New York State Office of General Services, and are qualified to perform public work for various owners in New York State; and

WHEREAS, the Town of Chili wishes to utilize this Job Order Contracting Service and cooperative bidding process; and

WHEREAS, representatives from Gordian and Pike Construction Services, Inc. Performed a walk-through of the Town Hall Facility with Town of Chili DPW Staff for the purpose of producing an appropriate Detailed Scope of Work Activities (Job Order Reference No. 128591.0) and corresponding Contractor Price Proposal in accordance with JOC-2024-15-GC to furnish all labor, equipment, and materials required to replace the existing soffit materials at the Town Hall; and

NOW, THEREFORE, BE IT RESOLVED per the recommendation of the David P. Lindsay, P.E, Commissioner of Public Works, to approve Job Order Reference No. 128591.0 for a cost not to exceed \$75,000.00, to be paid from A1620.2 (Buildings – Equipment); and

BE IT FURTHER RESOLVED, to authorize the Supervisor to sign the contract with Pike Construction Services, Inc., subject to the review and acceptance by the Counsel for the Town.

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #156 RE: ARPA/ SLFRF Funds – Veteran’s Memorial

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, in 2021, the Federal Government passed the American Rescue Plan Act (ARPA), which included the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) program, to deliver funds to state, local and tribal governments across the country to support their response to and recovery from the COVID-19 public health emergency; and

WHEREAS, the SLFRF program provides governments the resources needed to fight the pandemic and support families and businesses struggling with its public health and economic impacts, maintain vital public services, and build a strong, resilient, and equitable recovery by making investments that support long-term growth and opportunity; and

WHEREAS, the Town of Chili has received funding from the SLFRF program and wishes to use proceeds from that program for the benefit of the community by constructing a new veteran’s memorial at the community center; and

NOW, THEREFORE, BE IT RESOLVED, to amend revenue account A4089 (Federal Aid - Other) by an increase of \$8,000.00; and to amend expense account A7110.2 (Parks - Equipment) by an increase of \$8,000.00.

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #157 RE: Authorize Use of Landscaping Fund for Tree Planting

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

WHEREAS, on May 6, 1992, on Resolution # 335, the Town established the Landscaping Fund for the express purpose of purchasing and planting trees, shrubbery, and other such similar landscaping; and

WHEREAS, on February 14, 2024, on Resolution # 90, the Town adopted a Tree Planting Policy; and

WHEREAS, the purpose of said policy is to allow for the annual planting of trees within the Town parks over a five (5) year period to provide additional shade trees and beautification of the

parks; and

WHEREAS, the Conservation Board has provided the Commissioner of Public Works with a recommended species of tree, tree size and planting locations; and

WHEREAS, the Commissioner of Public Works has determined that the estimated cost for the first year's installation of three (3) trees is approximately \$1,200.00; and

NOW, THEREFORE, BE IT RESOLVED, that funds in an amount not to exceed \$1,200.00 from the Landscaping Fund be used to pay for the costs related to planting new trees, to be paid from account CM8090.4000.0085 (Environmental Control – Contractual – Landscaping Fund).

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION # 158 RE: In Memory of Madeleine Campoli

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

WHEREAS, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Campoli family during the passing of Madeleine Campoli, who on June 8, 2024 passed away; and

WHEREAS, Madeleine Campoli served from 9/11/1972 – 4/26/1991 as a Telephone Operator for the Town of Chili; and

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

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #159 RE: Clifton Fire Department Active List

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Valerio

BE IT RESOLVED that the following individual(s) be added to the Clifton Fire Department active list effective June 3, 2024:

Eric Williams

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

RESOLUTION #160 RE: June 5, 2024 Abstract

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

WHEREAS, January 2, 2024 Resolution #1 authorized vouchers to be paid June 5, 2024, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 46360, 46440-46442, 46446-46450, 46456-46461, 46473-46490, 46498-46533, 46536-46567 totaling \$319,024.16 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	\$ 226,186.15
Recreation Facility Reserve	1,267.91
General Fleet Reserve	12,006.47
Highway Fund	57,261.41
Library Fund	2,764.90
Drainage District	1,328.08
Street Lighting Districts	15,757.90
Sidewalk Districts	<u>2,451.34</u>
Total Abstract	\$ 319,024.16

Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Councilman Valerio - Aye
Supervisor Dunning - Aye

The next meeting of the Chili Town Board will be on July 17, 2024 at 7:00 PM in the Town of Chili, Town Hall Main Meeting Room 3333 Chili Avenue, Rochester, NY 14624.

The meeting was adjourned at 7:33 p.m.

Virginia Ignatowski; Town clerk