

CHILI TOWN BOARD
March 14, 2018

A meeting of the Chili Town Board was held on March 14, 2018 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 Brown, Councilman DeCory; Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning.

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.

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 7:02 p.m. Town Board

MATTERS OF THE SUPERVISOR: Nothing to report.

MATTERS OF THE TOWN COUNCIL:

COUNCILMAN DECORY: Just wanted to make everyone aware of three events coming up for the Recreation Department. You can find them all on the website.

Friday, the 23rd, is dinner with the Easter Bunny. Saturday the 24th, Easter Egg Hunt at Roberts Wesleyan. And Tuesday, March 27th, 6 to 7 p.m. is the Easter Egg Decorating Night. All of the information is on the website.

SUPERVISOR DUNNING: Excellent.

The 2/14/2018 minutes were approved as submitted.

REPORTS SUBMITTED:

- 2030 Comprehensive Plan Minutes – 2/12/2018
- Advanced Payment of Claims – February 2018
- Architectural Advisory Committee Minutes – 10/10/2017, 10/24/2017 (No November, December, January Mtgs.).
- Building Department Report – February 2018
- Conservation Board Minutes – 1/8/2018, 2/5/2018
- Dog Control Reports – February 2018
- Drainage Committee Minutes – 10/3/2017 (No November, December or January Mtgs.).
- Library Board Minutes – 1/23/2018
- Monthly Financial Statement – January 2018
- Planning Board Minutes – 12/12/2017 (No January Mtg.).
- Recreation Center Report – February 2018
- Senior Center Report – February 2018
- Town Clerk Report – February 2018
- Zoning Board Minutes – 11/28/2017 (No December Mtg.).

RESOLUTION #116 RE: Fireworks Chil-E Fest

OFFERED BY: Councilman Brown **SECONDED BY:** Councilwoman Sperr

WHEREAS, the Town of Chili provides professional fireworks as part of the annual Chil-E Festival for July 4, 2018; and

WHEREAS, Young Explosive Corporation has provided the Town with outstanding service at previous Chil-E Festivals; and

NOW, THEREFORE, BE IT RESOLVED, that per the recommendation of Michael Curley, Parks and Recreation Director, that Supervisor Dunning is hereby authorized to enter into a contract with Young Explosive Corporation for the provision of a professional fireworks display at the 2018 Chil-E Festival in the amount of \$12,000.00 to be paid from A7550.4

(Celebrations-Chil E-Fest).

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

RESOLUTION # 117 RE: Marching Band at Chil-E-Fest

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Brown

BE IT RESOLVED that Supervisor Dunning is hereby authorized to sign a contract with Kelly's Heroes to march in the 2018 Chil-E Festival Parade for \$600.00 to be paid from A7550.4. (Celebrations-Chil E- Fest).

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

RESOLUTION #118 RE: Sound, Staging and Lighting For Chil-E Fest

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, the Town intends to provide live entertainment during the 2018 Chil-E Festival to the benefit of residents of the Town; and

WHEREAS, Audio Images Sound and Lighting has provided the Town with outstanding service in the past; and

NOW, THEREFORE, BE IT RESOLVED, to accept the proposal from Audio Images Sound and Lighting and authorize Supervisor Dunning to sign an agreement in the amount of \$5,000.00 to be paid from A7550.4. (Celebrations-Chil E-Fest).

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

RESOLUTION #119 RE: Chili Fire Department Active List

OFFERED BY: Councilman Brown SECONDED BY: Councilman Slattery

BE IT RESOLVED that the following individual(s) be added to the Chili Fire Department active list effective March 5, 2018:

Ashley Chapman, David A. Donovan, Nicholas Holley, Kyle Kelly, Mark Nicolella, Abigail J. Sauer

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

RESOLUTION #120 RE: Friends of the Chili Public Library Donation

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, the Chili Public Library has been given an \$8,500 donation from the Friends of the Chili Public Library which is to be used for the purpose of providing programming for all ages; and

WHEREAS, the 2018 budget included an anticipated donation revenue in the amount of \$5,000

from the Friends of the Chili Public Library; and

NOW, THEREFORE, BE IT RESOLVED, to accept the donation; and

BE IT FURTHER RESOLVED, to amend the 2018 revenue budget L2705 (Gifts and Donations) by an increase of \$3,500.00; and amend the 2018 expense budget L7410.4089 (Library – Other Operation & Maintenance, Programs) by an increase of \$3,500.

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

RESOLUTION #121 RE: Parks Security

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Brown

WHEREAS, the Town of Chili contracts with a professional security company to provide seasonal park security; and

WHEREAS, an updated proposal from Reliant Security was received by the Town and reviewed by the Commissioner of Public Works and found to be acceptable; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with Reliant Security for seasonal park security services at a rate of \$21.00/per hour to be paid from A7110.4267 (Park Security Guards).

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

RESOLUTION #122 RE: Purchase of Crawler Dozer

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, the Town was awarded a State Municipal Facilities Grant in the amount of \$144,000 for the purchase of a Crawler Dozer and Mini-Excavator; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new 2018 John Deere Crawler Dozer from Five Star Equipment of NYS OGS Contract PC67075 (NJPA 032515-JDC) for a cost not to exceed \$115,000 with \$85,000 of the cost to be paid from DA02.5130.2 (Machinery-Equipment) and the remainder up to a maximum of \$30,000 to be paid from DA5130.2000.0010 (Machinery – Equipment - Highway Equipment Reserve).

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I do want to make one comment that you did receive this evening, the outcome of the resolution. The applicant did provide a SEQR document for you, so you are just getting those this evening. I know you haven't had a chance to review them at all. So, you know, we -- for the record, you do have them to review.

COUNCILMAN SLATTERY: Is -- it says short form. Did they do the long form?

SUPERVISOR DUNNING: It's for you to review right now. That is -- that -- the packet you have in your hands is what you were provided.

COUNCILMAN SLATTERY: Okay. Thank you, sir.

RESOLUTION #123 RE: Incentive Zoning 219, 223, 225, 227, 229 Golden Road & 29, 31 Stone Barn Road

OFFERED BY: Councilman Brown

SECONDED BY: Councilman DeCory

WHEREAS, the applicant has submitted a proposal to the Town Board; and

WHEREAS, the applicant has appeared before the Town Board on the 11th day of October, 2017 to discuss its proposal, where the Town Board had determined that the application was worthy of further consideration and authorized the applicant to submit their proposal to the Planning Board for its review; and

WHEREAS, on the 14th day of November, the applicant did appear before the Planning Board and a vote of 6 yes to 1 no, the Planning Board did recommend the incentive zoning application; and

WHEREAS, on the 13th day of December the Town Board held a public hearing; and reviewed the Referral from Monroe County's Planning Department under GML §239m; and

WHEREAS, said referral noted that comments from several agencies including N.Y.S.D.E.C. had not yet been received by the County; and

WHEREAS, The Town requested and received additional comments from N.Y.S.D.E.C. via the County's Planning Department which were not available at the December 13, 2017 Public Hearing; and

WHEREAS, the Board's review of the Application as submitted and the current environmental record, which does not contain any required Environmental Assessment Form, raises environmental concerns and leaves potential impacts unaddressed; and

NOW, THEREFORE, be it resolved as follows:

- (1) The Town Board hereby determines the Application to be incomplete in its current form.
- (2) The Town Board directs the applicant, if it desires to proceed with the incentive zoning request, to submit the necessary Environmental Assessment Form and other documentation necessary for the Town Board to comply with its duties under SEQRA.
- (3) That the Town Board after reviewing the Record, its Town Zoning Code, Town Comprehensive Plan and New York State Law finds that the applicant's assertion that no separate SEQRA review of this incentive zoning application is unsupported, not in compliance with SEQRA and not in the best interests of the Town of Chili.

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

RESOLUTION #124 RE: In Memory of Alfred J. Heilman

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

WHEREAS, on January 30, 2018 Alfred Heilman passed away and we are deeply saddened by his loss; and

WHEREAS, Mr. Heilman served as the Assistant Town Counsel from 1972 – 1976 and Town Counsel in 1980; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili hereby extends their deepest sympathy to the Heilman 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. Heilman's memory. The Town Clerk is hereby directed to send a copy of this resolution to the Heilman family.

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

RESOLUTION #125 RE: February 21, 2018 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, January 3, 2018 Resolution #1 authorized vouchers to be paid February 21, 2018, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 27175, 27179-27194, 27198-27199, 27201, 27203, 27206-27207, 27211-27236, 27238-27269 totaling \$150,257.87 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 27175, 27179-27194, 27198-27199, 27201, 27203, 27206-27207, 27211-27236, 27238-27269 were paid from the following funds:

General Fund	\$	38,158.82
Highway Fund		80,478.05
Highway Equipment Reserve		31,621.00
Total Abstract	\$	150,257.87

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

RESOLUTION #126 RE: March 7, 2018 Abstract

OFFERED BY: Councilman Brown SECONDED BY: Councilman Slattery

WHEREAS, January 3, 2018 Resolution #1 authorized vouchers to be paid March 7, 2018, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 27278-27295, 27304, 27313-27314, 27317-27320, 27322-27323, 27326-27334, 27338-27414 totaling \$202,702.41 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 27278-27295, 27304, 27313-27314, 27317-27320, 27322-27323, 27326-27334, 27338-27414 were paid from the following funds:

General Fund	\$	73,305.94
Highway Fund		108,877.74
Library Fund		2,547.33
Consolidated Drainage District		638.07
Street Lighting Districts		14,846.98
Sidewalk Districts		1,986.35
Private Purpose Trust		500.00
Total Abstract	\$	202,702.41

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

The next meeting of the Chili Town Board will be Wednesday, April 11, 2018 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:08 p.m.

Virginia Ignatowski