

THE CHILI TOWN BOARD MEETING
August 14, 2024

A regular meeting of the Chili Town Board was held on August 14, 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, and Supervisor 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.

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF CHILI**

The Chili Town Board will conduct a Public Hearing on August 14, 2024 at 7:00 p.m. to consider the rezoning application for property located at 2675 Chili Ave. (tax # 134.13-2-2) from R-1-15 (Residential Single Family 15,000 SF min lot) to NB (Neighborhood Business).

The meeting will be held at the Chili Town Hall, 3333 Chili Avenue, Rochester, NY 14624. Anyone wishing to speak for or against this rezoning proposal may do so at this time. Please contact the Chili Town Hall by August 9, 2024 if you require special accommodations for the meeting. The meeting can also be viewed online at: <https://www.youtube.com/channel/UCDPfZ4msE6QKH6Cjz1WSGMw/> featured

Virginia L. Ignatowski, Town Clerk
Chili, N.Y.
2634205 7-29-1t

The Daily Record (NY)
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Rochester, NY, 14614
Phone: 5852326920 Fax: 0




Affidavit of Publication

To: TOWN Of Chili - Virginia Ignatowski
3333 Chili Ave
Rochester, NY, 146245324

Re: Legal Notice 2634205, TOWN OF CHILI
State of NY }
 } SS:
County of Monroe }

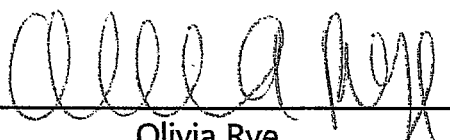
The undersigned is the authorized designee of Ben Jacobs/Associate Publisher of The Daily Record (NY), a Daily newspaper published in Rochester, NY. A notice was published in said newspaper. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Monroe County for this purpose. The dates of the publication were as follows: 07/29/2024

Sworn to me on this 29th day of July 2024

By 

Ben Jacobs

Authorized Designee of the
Publisher



Olivia Rye

Notary Public, State of NY

No. 01RY0009578

Qualified in Monroe County

My commission expires on June 14,

THE CHILI TOWN BOARD MEETING

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PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on August 14, 2024 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss rezone of 2675 Chili Avenue from R-1-15 to NB, Neighborhood Business, Jack Hill, owner.

Attendance as previously noted in the 8/14/24 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

COUNCILMAN SLATTERY: There was some questions I was going to have for Mr. Hill if he wanted to step up. But that --

SUPERVISOR DUNNING: Certainly. Mr. Hill?

MR. HILL: Sure.

COUNCILMAN SLATTERY: I went back and I read the meeting minutes. You have been before three different Boards: Planning Board, Zoning Board and the Town Board. And in reading the different meeting minutes that were in there, looking at the -- well, I will start out -- have you had any -- have you advertised the property for a different type of use? Because I know this has been going on for a period of time. And there was a specific client that was going to come in and rent the facility.

Is it still looking to go that route?

MR. HILL: Yes, sir.

COUNCILMAN SLATTERY: Have you advertised -- you were with Howard Hanna, I believe it was?

MR. HILL: It's been advertised and, in fact, I showed it to another individual as a Plan B about a month ago. I should retract that. It was my realtor that showed it about a month ago. The individual was looking at it more for a car dealership, so...

COUNCILMAN SLATTERY: Well, thank you.

SUPERVISOR DUNNING: Kind of a small car dealership?

MR. HILL: Would be a small one, wouldn't it?

COUNCILMAN SLATTERY: When you read the different meeting minutes and I got into the parking, how many were there and then how many were allowed. And then you talked about if there were three hairstylists you would have there and then your comment would be they would have probably two cars each, so what you're looking at there. Somebody -- a client that's going to be worked on. Somebody that is coming. So then they would -- so drop down a little bit.

And then what are your thoughts -- when you came before one of the Boards, you mentioned -- and I only saw it on one of the Boards -- you talked about -- the reason why you came to the Town was because you were looking to put in a two-car garage.

Is that still your thought, anticipation to do that?

MR. HILL: It's way on the back burner. Knowing what is entailed through all that, it's unlikely that I will pursue that.

COUNCILMAN SLATTERY: Also, I was going to get into the amount of green space, the amount of parking. Which you still have -- what would be required if you did do that.

MR. HILL: Yes, sir. It would -- it would be tight, but it would also be very, very close to the neighboring property lines, as well, where there would need to be a -- a variance on it.

COUNCILMAN SLATTERY: So you would be back in front of the Town Board. Not a Town Board, but -- you know, a Planning or Zoning Board in regards to that. So you said Ms. Members was the one that was interested in the gift shop. You confirmed that the variance with -- went back to the '50s -- 1950s or the Chair of the Zoning Board brought that up.

So just looking at the different time periods. Because then I also saw that at one point -- it was mentioned in one of the meetings that -- and in each one of the meetings there were different things that were brought up. So it was educational from my standpoint to go back to read the three different meetings. And that there was a veterinarian that was in there at one point. And then there was a TV repair business that was in there at one point. So -- I don't know the years that they were in there and the time periods that they were there, as well.

MR. HILL: Yes. It has been a hair salon since 1985, I believe, the last use variance on that.

COUNCILMAN SLATTERY: That's what I saw they brought up at the meetings and when they were there. Planning Board meeting minutes were very short. It was the Zoning Board that was more in-depth and there was more information.

MR. HILL: Yes, sir.

COUNCILMAN SLATTERY: I just wanted to get an update where you are now with this. And so is -- is it still looking to go that route as far as that business that you originally came into us for to get -- to get the change?

MR. HILL: Yes, sir.

COUNCILMAN SLATTERY: She is still interested?

MR. HILL: She is still interested.

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COUNCILMAN SLATTERY: Okay. Well, God bless her because it has been a while.

MR. HILL: Yes. She has been patient. She's looking at some other options and I think one of the contingencies that were really -- that weighs on her the most is the fact that it is right -- it is around the block.

COUNCILMAN SLATTERY: Close -- close to her house?

MR. HILL: Yes. So she was really, really pleased with that. And again, the place is going to be used more for event planning and backgrounds and that sort of thing. She will have a website. A lot of things she'll be doing via the web. I don't foresee a lot of traffic in and out of there.

COUNCILMAN SLATTERY: My one thought, because I started reading -- I think it was in the Zoning Board meeting minutes -- where you got more in-depth with what she's looking to do and you touched on it a little bit.

If -- now, if she does this, is she going to be like a third person? Because where would she store - - if she is going to do these weddings or be a wedding planner -- is she going to have items -- or is she going to work with like a third-party vendor to bring in -- if it is outside, bringing tents or tables, chairs, the decorations -- whatever.

MR. HILL: There won't be anything going on at 2675. 2675 is where she will have her displays and examples of backgrounds and stuff like that for her customers. But then she would actually be going to the venue to get them set up.

COUNCILMAN SLATTERY: No. But what I mean is in the meantime if she had to store all this stuff like in the off-season? If she has a lot of items, where would that be?

MR. HILL: That would be inside the building. Everything that she has or does will be inside the building.

COUNCILMAN SLATTERY: So what I'm saying is is the building large enough to accommodate all of that? MR. HILL: Yes, it is.

COUNCILMAN SLATTERY: Just looking at it, it was 730 square foot.

MR. HILL: Yes. It's not a big place.

COUNCILMAN SLATTERY: Right.

MR. HILL: If you stretch your imagination.

COUNCILMAN SLATTERY: If it is the big wedding, just the amount of things she would need. I appreciate your time and thanks for answering these questions for me.

MR. HILL: Yes, sir.

COUNCILMAN SLATTERY: Thank you.

The Public Hearing was closed at 7:08 a.m.

SUPERVISOR DUNNING: For your information, Mr. Hill, we do not vote on a rezone on the same night we hold a Public Hearing. So you can expect that this will be on the September agenda for the Town Board's consideration to rezone. It won't be until the September agenda.

MR. HILL: I think it is September 18th, I believe.

SUPERVISOR DUNNING: Sure. If you say so.

COUNCILMAN SLATTERY: I will give you a hint, it is on the last page. September 18th.

SUPERVISOR DUNNING: It will be up for the Town Board's consideration at that time.

COUNCILWOMAN SPERR: Thank you, Mr. Hill.

MR. HILL: I thank everybody else for their time, as well.

COUNCILMAN SLATTERY: You're welcome, sir. Have a good night.

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 7:09 p.m.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: Tonight you were all issued your tentative budget books. I want to say thank you --

COUNCILWOMAN SPERR: I'm doing my Vanna White (indicating). Sorry.

SUPERVISOR DUNNING: Oh. -- to the --

COUNCILMAN SLATTERY: To Vanna.

SUPERVISOR DUNNING: -- all of the department heads who did a phenomenal job this year again with their budgets, what they put together for consideration for our taxpayers and the Town's budget. They did a phenomenal job. And, of course, Dan (Knapp) -- Dan Knapp does an incredible amount of work around this budget. We sit down and go over a lot of things. But the work that he puts into this has been great and I think you will find looking at this budget -- as a tentative budget, the proposal is very, very attractive for our taxpayers, property owners in Chili. The levy pretty much

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remains fairly flat and it has -- over the last ten years it's one of the -- one of the lowest levies that we have had.

It is not the lowest as we did have -- last year we had a little bit lower than this year, but our tax rate is the lowest it has probably been almost in the history of the Town of Chili. The tax rate proposed with the tentative budget is a \$1.83, which will have a great -- great -- from -- it is down from 2.61.

COUNCILMAN SLATTERY: 2.62.

SUPERVISOR DUNNING: 2.62. I rounded up. It was -- it was -- it was 2.617. So --

COUNCILMAN SLATTERY: Dan (Knapp), can you help us?

SUPERVISOR DUNNING: -- so 2.62. But it was 2.61, 2.62, however you want to look at it, Councilman. But down from that to \$1.83 is a great reduction in the tax rate, making the Town of Chili the second lowest -- of those who have a Town tax, second lowest in Monroe County. Only Henrietta -- they have a \$0.93 tax rate.

COUNCILMAN SLATTERY: It's a -- commercial business.

SUPERVISOR DUNNING: We don't want to be Henrietta. But a lot of this budget as you'll read -- if you read the cover letter, a lot of it is attributed to the investment that the commercial businesses are making as well as property owners and new development, new homes being built and things.

So -- but once again, hats off. Thank you. Thank you, Dan (Knapp), Ginny (Ignatowski) and all of the other department heads who -- David (Lindsay) -- especially David (Lindsay) who were great to work with to get this budget where it is. So I am very pleased to present that to you at this time.

Hopefully you'll -- when you read through it, you will be equally as pleased.

Mr. Lindsay, could you give us a little update on some of our multiple projects that we have working out there?

DAVID LINDSAY: Sure. I will run down the list here. We have a few still ongoing.

The RTUs were completed -- mostly completed -- about 98 percent -- a few weeks ago. We have some thermostats that are coming in that -- probably next week we will -- we'll put those new thermostats in and that will close that project down.

We have got the soffit repair project which we approved about a month and a half ago. That should only take a few -- maybe a couple weeks when they get started. We're in the process of getting a schedule from them and some submittals. That will replace the soffits around the perimeter of the building.

COUNCILMAN SLATTERY: David (Lindsay), just for people watching this at home or people in the audience, that's for the Town Hall building?

DAVID LINDSAY: Yes, for the Town Hall building. That's the vinyl soffits that kind of run under the overhang, around the outside of the building. They're cracking and falling off.

So we have got the Merante parking lot project that we started ourselves probably last year. We have got the stone down. Once we finish our roadwork this fall, we're hoping to get back in there and finish doing some grading work in that area. And then get the binder down before November. That is that small parking area.

SUPERVISOR DUNNING: Did you say "Merante Park"? Did you mean "Memorial"?

DAVID LINDSAY: Sorry. Memorial Park.

SUPERVISOR DUNNING: Just want to be clear for -- for anybody that would see this, we're talking about Memorial Park. There is no Merante Park.

COUNCILMAN SLATTERY: There's Merante Field.

DAVID LINDSAY: Sorry. I misspoke. Memorial Park.

SUPERVISOR DUNNING: Thank you.

COUNCILMAN SLATTERY: Didn't know there was a dedication.

DAVID LINDSAY: We do have the cold storage -- the two cold storage buildings on the agenda tonight for approval. If that goes through, we're hoping to give them the go-ahead in the next couple of weeks. I spoke with the contractor. He is anticipating around 120 days to be able to complete that project, both of those there. That is the Archer Road addition and expansion over there.

We're going to basically remove the entire metal skin from that building and reconfigure it and add an addition off the back and make it look a little bit more agricultural type of building there.

COUNCILMAN SLATTERY: David (Lindsay), any -- I'm sorry. Any increase in parking or -- or just same -- one access for it? Just the building, the structure itself?

DAVID LINDSAY: Just the structure itself. There's some minor grading and some drainage that will go in there, but nothing changes as far as like the access. That will come later.

SUPERVISOR DUNNING: Seeing that I was asked a couple questions on this -- not by the Board but from residents -- just for people's general information when they watch this afterwards, these are not refrigerated buildings. Cold storage is just a place where you put equipment that's not heated. It is not -- it is not air-conditioned.

COUNCILMAN SLATTERY: Out of the elements.

SUPERVISOR DUNNING: It's out of the elements. So it is called "cold storage." It is not a refrigerated building.

DAVID LINDSAY: Essentially, it's a garage. Essentially a garage.

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Paul Road sidewalk, um, we're working with Lu Engineers and DDS to finalize the updated survey out there. We're still on track for essentially having those design plans over to the County this fall and then going out to bid shortly after the 1st of the year. Probably around the February time frame. Really don't want to go out to bid before that because then it's really hard for the contractors to hold prices and whatnot that far in advance. That project would be a 2025 project. We did submit the grant paperwork to the County for that in early July.

SUPERVISOR DUNNING: Okay. Nothing back from them yet?

DAVID LINDSAY: Nothing yet. I will follow up with Tim Harris. On the agenda tonight is the SEQR resolution, too. This is the only other thing –

SUPERVISOR DUNNING: They have to have that before they can approve -- okay. Thank you.

DAVID LINDSAY: Um, playgrounds. We have got four playgrounds that we're still working on. We're a couple weeks behind schedule on those simply because we had that -- some hold-up with some concrete. The same thing with the Veterans Memorial. We're a little bit behind that because of the concrete deliveries. There is another project in the County which has been kind of taking up a lot of the concrete supply. But that's back. Both of those projects are back on track. We anticipate hopefully pouring or replacing the rubber bond surface Hubbard Park next week if weather is permitting and then following on with Union Station Park after that. And then by early September, have the two parks or playgrounds at Davis Park completed, as well.

Veteran's Memorial, they just finished with the exposed aggregate walkway concrete. They have the foundations in for all of the granite monuments as well as the statue in the middle. The only thing we have left to do there from a concrete standpoint is the brushed concrete that goes in around each of the granite monuments and the statue in the middle. That should take place -- I think tomorrow they're scheduled to do that with the granite stones getting placed at some point next week. And then after that, it is mainly landscaping, topsoil, seeding and planting the trees. So that's on track for being completed by early September with grass -- you know, grass in, hydroseeded and growing. So...

COUNCILMAN SLATTERY: Is there lights -- any type of lighting that will be at the Veteran's Memorial?

DAVID LINDSAY: There are. On the walkway there is some bollard lighting that goes in and each of the granite monuments as well as the statue in the middle has some up-lighting associated with it.

COUNCILMAN SLATTERY: Great. Thank you.

COUNCILWOMAN SPERR: David (Lindsay), can I ask about the condition of the roadway on Paul Road? You know the Water Authority project? I have driven through there several times and it's really a mess. And I wasn't sure how they were going to leave it. They were hydroseeding today. But it looks like they just patched -- I didn't know if you considered that their final?

DAVID LINDSAY: No, I would not.

COUNCILWOMAN SPERR: Good.

DAVID LINDSAY: I sent an email off to the EIC today because I have got a couple complaints from the residents in the area there. I drove through there yesterday and again today. Most of the patch to me seems just like a temporary patch. Just they did their excavation, did the hole, patched it for a temporary basis. I have not heard back from them. But in the email I expressed my concerns about it and I'm hoping that it's not a permanent situation, that when they come through with their final seeding and final patchwork, it will be better than what they have now.

COUNCILWOMAN SPERR: Okay. Great. Because the cuts -- they had a cut vertical across the road. Not just the ones along the sides. They haven't put anything in those. So it is "ba-da-boom."

SUPERVISOR DUNNING: Try riding a motorcycle over it.

COUNCILMAN SLATTERY: Try riding a bicycle through there. Actually, your tires go right inside.

COUNCILWOMAN SPERR: Thank you, David (Lindsay).

SUPERVISOR DUNNING: You looked like you had a question?

COUNCILMAN SLATTERY: Oh, no.

SUPERVISOR DUNNING: I think David (Lindsay) covered the list, correct?

COUNCILMAN DECORY: Thank you, David (Lindsay).

SUPERVISOR DUNNING: That's all I have for now.

MATTERS OF THE TOWN COUNCIL:

COUNCILMAN SLATTERY: Yes. I received a phone call after the last Town Board meeting -- because we have people that watch our meetings -- and somebody called somebody else who called me about Story of Hope. And I was given an update because I asked about where we stand on that. And I was told that it should be done with the month or two. And so we're -- we're at that month period, so -- but they said there is going to be a ribbon-cutting and "Don't worry. You will be invited." I'm not worried about a ribbon cutting. I'm worried about a building that has been sitting there for four or five years that wasn't completed.

So he gave me some information and then I talked to a couple other people in regards to it. So the flooring, I guess, is now in and they're relying on donations from others. So that has been sort of the

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hang-up, as well. But it is moving along. And so hopefully another month or so we'll actually see that completed. So...

COUNCILWOMAN SPERR: I did get a chance –

SUPERVISOR DUNNING: I received the same phone call.

COUNCILWOMAN SPERR: Michael (Slattery), I got a chance to tour the building last week. They just started having appliances delivered. And they are having trouble with the volunteers. They're doing it on their off times and they're really busy right now.

COUNCILMAN SLATTERY: Sure.

COUNCILMAN DECORY: Summertime.

COUNCILWOMAN SPERR: I don't know that is a month is going to be enough.

COUNCILMAN SLATTERY: Neither do I. I didn't think so either. I was by it the other day myself.

COUNCILWOMAN SPERR: But it is going to be fantastic.

COUNCILMAN SLATTERY: It's a great cause. It's a great service.

COUNCILMAN DECORY: It is.

SUPERVISOR DUNNING: Anything else?

The 7/17/2024 Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Advanced Payment of Claims – July 2024

Architectural Advisory Committee – 7/9/2024

Building Department Report – July 2024

Dog Control Reports – July 2024

Library Board Minutes – 6/25/2024

Monthly Financial Statement – June 2024, July 2024

Planning Board Minutes – 7/9/2024

Recreation/Senior Center Report – July 2024

Town Clerk Report – July 2024

Traffic & Safety Minutes – 6/6/2024 (No July Mtg.)

Zoning Board Minutes – 6/25/2024

RESOLUTION #176 RE: Senior Initiative Programs Fund

OFFERED BY: Councilman DeCory

SECONDED BY: Councilwoman Sperr

WHEREAS, on Resolution #388 from December 31, 2004, the Town Board created the Senior Initiative Programs Fund for the purpose of supporting senior programs and activities; and

WHEREAS, Senior programs are funded through the General Fund negating the need for the Senior Initiative Fund; and

WHEREAS, all funds in the Senior Initiative Fund have been spent; and

NOW, THEREFORE, BE IT RESOLVED, to close the Senior Initiative Programs Fund.

Councilman DeCory - Aye

Councilman Slattery - Aye

Councilwoman Sperr - Aye

Councilman Valerio - Absent

Supervisor Dunning - Aye

RESOLUTION #177 RE: Transfer to Archer Rd Park Project

OFFERED BY: Councilman Slattery

SECONDED BY: Councilwoman Sperr

WHEREAS, the Town of Chili is in the process of developing the Archer Rd Park property into usable park space for the community as well as rehabbing and enlarging an existing storage facility; and

WHEREAS, as of December 31, 2023, the Town had funds set aside in the General Fund Assigned Unappropriated Fund Balance for use towards a series of ongoing and upcoming projects, including the Archer Road Park development; 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 the development of the Archer Road Park property; and

NOW, THEREFORE, BE IT RESOLVED, to amend expense budget A9950.9 (Transfers to Capital Projects) by an increase of \$245,000.00; and

BE IT FURTHER RESOLVED, to transfer \$245,000.00 from the General Fund Assigned Unappropriated Fund Balance to the Archer Road Park project.

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

RESOLUTION #178 RE: Use of Highway Facility Reserve – Cold Storage Building

OFFERED BY: Councilman Slattery

SECONDED BY: Councilman DeCory

WHEREAS, on December 31, 1969, on Resolution #347, the Town Board established the Highway Facility Reserve, Pursuant to §6-c of the General Municipal Law, as amended, for the purpose of financing the cost of equipment, construction, reconstruction, acquisition or renovation of Chili Highway Facilities; and

WHEREAS, the Town wishes to construct a cold storage building on the site of the highway facility to be able to store more equipment indoors, extending said equipment's life span, at an estimated cost of \$415,000.00; and

WHEREAS, on April 12, 2023, on Resolution #126, the Town Board approved the use of \$215,000.00 towards this project, of which \$201,250.00 remains; and

WHEREAS, in an effort to reduce the fiscal burden on the current and future budgets, the Town wishes to use funds from the Highway Facility Reserve for the costs related to the construction of the cold storage building on the site of the highway facility; and

NOW, THEREFORE, BE IT RESOLVED, that funds in an amount not to exceed \$213,750.00 from the Highway Facility Reserve be used to pay for the costs related to this project, subject to permissive referendum, to be paid from A1620.4000.0009 (Buildings – Contractual – Highway Facility Reserve); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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

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RESOLUTION #179 RE: School Traffic Guard – Full Time

OFFERED BY: Councilman Slattery

SECONDED BY: Councilman DeCory

BE IT RESOLVED that Raymond Ward Jr. Shall be appointed to the School Traffic Guard Full Time position and shall be paid at the rate of \$64.30 per day, expenses to be paid by voucher as incurred.

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

RESOLUTION #180 RE: Substitute School Traffic Guard Part Time

OFFERED BY: Councilman Slattery

SECONDED BY: Councilman DeCory

BE IT RESOLVED that Kimberly Farmer shall be appointed to the Substitute School Traffic Guard part Time position and shall be paid at the rate of \$64.30 per day, expenses to be paid by voucher as incurred.

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

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RESOLUTION #181 RE: Award Bid – Archer Road Cold Storage Addition and New Public Works Cold Storage Facility

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilman DeCory

WHEREAS, bids for the construction of an addition for the cold storage building on Archer Road and the construction of a new cold storage building at 200 Beaver Road were received by the Town Clerk on July 31, 2024 as follows:

Bid Item	Bidder		
	Loyal 9	Whitney East	Taylor Builders
Base Archer Road	\$284,900.00	\$381,600.00	\$405,600.000
Add Alt DPW GC	\$274,000.00	\$305,400.00	\$337,500.00
AR Add Alt - 1 Concrete	\$ 19,390.00	\$ 24,900.00	\$ 21,500.00
DPW Add Alt – 1 Concrete	\$ 13,790.00	\$ 15,500.00	\$ 10,640.00
AR Add Alt – 2 Site	\$ 78,400.00	\$ 41,900.00	\$ 59,850.00
DPW Add Alt – 2 Site	\$ 50,400.00	\$ 26,000.00	\$ 43,175.00
AR Add Alt – 3 Electric	\$ 42,000.00	\$ 42,800.00	\$ 39,750.00
DPW Add Alt – 3 Electric	\$ 63,000.00	\$ 63,800.00	\$ 82,890.00

WHEREAS, the bids and qualification were reviewed by the Town Engineer and Commissioner of Public Works and a determination has been made that the Bid from Loyal 9 best meets the intent of the Contract Documents, Specifications and requirements of the Town and is acceptable and therefore recommends that it be accepted; and

WHEREAS, that funds in an amount not to exceed \$213,750.00 from the Highway Facility Reserve, which are subject to a permissive referendum will be used for costs related to Add Alt DPW GC, DPW Add Alt – 1 Concrete, DPW Add Alt – 2 Site and DPW Add Alt – 3 Electric; and

NOW, THEREFORE, BE IT RESOLVED, per the recommendation of David P. Lindsay, P.E, Commissioner of Public Works and Town Engineer, to award the bid to Loyal 9 for Base Archer Road, AR Add Alt – 1 Concrete, AR Add Alt -2 Site and AR Add Alt -3 Electric for a total cost of \$424,690.00, to be paid from H7110.2000.0061 (Rec Facility – Archer Rd Park); and

NOW, THEREFORE, BE IT RESOLVED, per the recommendation of David P. Lindsay, P.E, Commissioner of Public Works and Town Engineer that, subject to the permissive referendum, bids for Add Alt DPW GC, DPW Add Alt – 1 Concrete, DPW Add Alt – 2 Site and DPW Add Alt – 3 Electric be awarded to Loyal 9 for a total cost of \$401,190.00, to be paid from A1620.4000.0009 (Buildings – Contractual – Highway Facility Reserve); and

NOW, THEREFORE, BE IT FURTHER RESOLVED, to authorize the Supervisor to sign the contract with Loyal 9 subject to the approval of the Counsel for the Town for Base Archer Road, AR Add Alt –1 Concrete, AR Add Alt -2 Site and AR Add Alt 3, Electric and subject to the permissive referendum, sign the contract with Loyal 9 for Add Alt DPW GC, DPW Add Alt – 1 Concrete, DPW Add Alt – 2 Site and DPW Add Alt – 3 Electric.

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

RESOLUTION #182 RE: Intermunicipal Agreement

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

WHEREAS, the Town of Chili and Churchville-Chili Central School District have entered into Agreements in the past allowing for Town equipment and personnel to provide salting of roads, parking lots and paved areas at the District's Chestnut Ridge Elementary School in the Town of Chili with said services to be billed to and paid by the district; and

BE IT RESOLVED that Supervisor Dunning is hereby authorized to execute an Intermunicipal Agreement with the Churchville-Chili Central School District from 7/1/2024 - 6/30/2027 for said services subject to review and approval of said Agreement by the Counsel for the Town.

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

RESOLUTION #183 RE: SEQRA Classification and Designating Lead Agency Status for the Paul Road Sidewalk Project

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, the Town Board of the Town of Chili ("Town Board") desires to progress with the construction of a sidewalk along Paul Road west of Chili Avenue ("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 July 18, 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, the only 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.

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

RESOLUTION #184 RE: SEQRA - Determination of Significance for the Paul Road Sidewalk Project

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilman Slattery

WHEREAS, the Town Board of the Town of Chili (hereinafter referred to as Town Board) would like to undertake the construction of a sidewalk along Paul Road west of Chili Avenue ("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 July 18, 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 July 18, 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 August 14, 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.

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

THE CHILI TOWN BOARD MEETING
August 14, 2024

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I just would like to make one comment. I know what this resolution says. As a part of the project, we have been calling this Milkhouse Park. It has not been designated as a park at this point in time. So I would just like to make that clear, that this is just a naming convention as part of the original project.

All right?

COUNCILMAN SLATTERY: Which was all discussed during the -- working with the engineer and design and so forth.

SUPERVISOR DUNNING: Correct. I just want that --

COUNCILMAN SLATTERY: They were looking for a name to put on it and just with the history what the land was used for and so forth. So it wasn't official.

SUPERVISOR DUNNING: Correct.

COUNCILWOMAN SPERR: No. That is good.

RESOLUTION #185 RE: SEQRA Classification and Designating Lead Agency Status and Set Public Hearing for the Milkhouse Park Development Project

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, the Town Board of the Town of Chili ("Town Board") desires to progress with the development of Milkhouse Park ("Project"); and

WHEREAS, Part 1 of the Full Environmental Assessment Form ("FEAF") and project map has been completed by the Town ("Applicant/Project Sponsor") and no agencies were identified as 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 Type I action under SEQRA, and completed Part 1 of the FEAF; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby classifies the Project as a Type I action under SEQRA and hereby establishes itself as lead agency for purposes of review under SEQRA of the Project; and

BE IT FURTHER RESOLVED, that a Public Hearing be set for September 18, 2024 at 7:00 pm at the Town of Chili Town Hall Meeting Room at 3333 Chili Avenue for the Milkhouse Park Project located at 177 Archer Road (Tax Parcel No. 146.14-1-1.111) and for the purposes of SEQRA

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

RESOLUTION #186 RE: Letter of Credit Release #12 for Rose Hill, Phase 2

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$60,511.20 be released from the letter of credit #520006900 with the Bank of Castile for Rose Hill, Phase 2, leaving a balance of \$69,401.48; subject to engineering fees and street light bills to the Town.

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

THE CHILI TOWN BOARD MEETING

August 14, 2024

RESOLUTION #187 RE: Website Design and Hosting

OFFERED BY: Councilman Slattery

SECONDED BY: Councilman DeCory

WHEREAS, the Town wishes to enhance and expand its web presence through the engagement of a website developer to design and develop a web presence for the Town; and

WHEREAS, the Town wishes to migrate ongoing hosting of the Town website to a hosted solution provider that will manage the backup, security, and compliance of the Town website; and

NOW, THEREFORE, BE IT RESOLVED, to transfer \$29,075.00 from A1990.4 (Contingency) to A1680.4 (Information Technology – Support/Maintenance); and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to engage an outside firm whom specializes in the development and hosting of municipal websites to design and develop a new website for the Town, and to host the website for one year for a cost not to exceed \$29,075.25, to be paid from account A1680.4 (Information Technology – Support/Maintenance); and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to engage an outside firm to provide hosting services for the Town website for 3 additional years at a cost of \$8,988.00 per year.

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

RESOLUTION #188 RE: August 7, 2024 Abstract

OFFERED BY: Councilman DeCory

SECONDED BY: Councilwoman Sperr

WHEREAS, January 2, 2024 Resolution #1 authorized vouchers to be paid August 7, 2024, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 46697, 46846-46849, 46851-46852, 46856-46866, 46872-46878, 46885-46888, 46890-49892, 46896-46897, 46904-46909, 46912-46917, 46919-46933, 46938-46973 totaling \$485,179.62 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	\$	93,853.44
General Fleet Reserve		11,543.98
Highway Fund		358,254.99
Library Fund		3,932.31
Drainage District		351.98
Street Lighting Districts		<u>17,242.92</u>
Total Abstract	\$	485,179.62

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

THE CHILI TOWN BOARD MEETING
August 14, 2024

The next scheduled meeting of the Chili Town Board will be on September 4, 2024 at 5:00 pm; regarding the 2025 Budget Workshop in the Town Hall Main Meeting Room (No public comments will be taken at this meeting).

The next regular scheduled meeting of the Chili Town Board will be on September 18, 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 7:24 p.m.

Virginia Gnatuski, Town Clerk