

## CHILI TOWN BOARD MEETING - January 21, 2009 - Page 1

CHILI TOWN BOARD  
January 21, 2009

A meeting of the Chili Town Board was held on January 21, 2009 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:** Councilwoman Ignatowski, Councilman Slattery and Supervisor David Dunning. Councilwoman Sperr was excused.

**ALSO PRESENT:** Richard Brongo, Town Clerk; Jordon Brown, Deputy Town Supervisor; Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Chris Karelus, Building Department Manager; David Lindsay, Commissioner of Public Works/Highway Superintendent; Dianne O'Meara, Director of Finance; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Richard Brongo.

The Cub Scouts presented the colors. The Pledge of Allegiance was cited. The fire safety exits were identified for those present.

**PRESENTATIONS/ANNOUNCEMENTS:**

1. U.S. Flag Procession & U.S. Pledge of Allegiance Ceremony, Webelos Cub Scout Pack 178.

**SUPERVISOR DUNNING:** Thank you to the Cub Scouts, Pack 178. I understand they all move on to Boy Scouts. They practice this quite a bit. They did an excellent job. Thank you again for them doing this.

2. Certificate Presentation to Gates/Chili Football Team.

**SUPERVISOR DUNNING:** We also have a presentation for the Gates-Chili football team, and if the Town Board and the coach and the team would like to join us down here.

Coach Benham, on behalf of the Town of Chili, I understand that your -- your football team have -- they won the 2008 section -- AA Section V Championship. As I understand it, this is the fifth Section V Championship in the school's history. What we would like to do is present this certificate of recognition from the Town of Chili to the Gates-Chili Spartan varsity football team.

**COACH BENHAM:** Thank you. (Applause.)

**SUPERVISOR DUNNING:** With that, we notice there are several members of your team that weren't able to make it here tonight.

If you -- this is the rest of the team here (indicating). Coach, if you would be kind enough to distribute those to the rest of the team and pass along our congratulations to the team and appreciation for what they have brought to the school.

Also, if you wouldn't mind taking a moment -- guys, if you could introduce yourself, tell us a little bit about you, what your positions are and role on the team.

The players introduced themselves.

**COACH BENHAM:** I'm Jason Benham. I have been honored to serve for 18 seasons, and we had a great group of guys this year who -- I got to throw in our lowest grade point average this past quarter was 78, and everybody else was 80s or above. They're what is good in public education and you should all be proud of them. (Applause.)

**SUPERVISOR DUNNING:** Would you honor us with a photo so we can have a picture of you with the -- this half of the Town Board anyways?

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speakers addressed the Town Board on various subjects: Jerry Brixner, Dorothy Borgus and Irene Brixner. The Public Forum concluded at 7:24 p.m.

**MATTERS OF THE SUPERVISOR/MATTERS OF THE TOWN COUNCIL:**

**SUPERVISOR DUNNING:** Around the Organizational Meeting, one of the things, anyone that attends a budget meeting or the budget workshops, the open public budget work shop we had here in Town hall, as well as the several meetings that preceded, as well as the Public Hearing for the budget would completely understand pretty much everything on that organizational agenda was related to things that were covered under the budget, which is why this Town Board was very well versed in this budget this year.

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Spent an awful lot of time studying it, spent time working with it, understand completely the personalities, the salaries and the intricacies of most of that, which is why a lot of that agenda is able to move along as quickly as possible. Which, by the way, Councilman Slattery did point out at the last Organizational Meeting, and I thought it was pretty clear at that time. We do spend an awful lot of time. It is not rehearsed. It's not practiced. It is just that we know the material that is in that agenda, each and every -- each and every agenda item that was addressed there, the entire -- the -- the resolution as well as -- the title of the resolutions were read in their entirety, if not by me, if by the Council who were moving and seconding the resolutions.

So the -- so the topics which were covered were -- were set, were -- were repeated back as the -- as the resolutions were read.

As well as the agendas were out, I believe, prior -- they were out either on Thursday or Friday before the meeting, so the agenda, the public had plenty of time to review, which is something new that never happened prior to. Agendas typically weren't realized until a few hours before the meeting, as I recall, having looked for agendas myself in the past. So you have at least five days, those agendas are out for public review and comment.

I received no phone calls or e-mails from anyone in the public regarding any issues that -- with anything that was on that agenda.

And I would also like to briefly comment on -- on Mrs. Borgus' request to relook at the resolution for alternates, if you will, or substitutes on the Zoning Board and Planning Board. I do have that resolution. I have looked at. I know you brought it up once before and I did pull it out. I apologize nothing has happened to this point. It -- and quite honestly, it is not a high priority right now. We have been able to successfully fill these committees and the logistics how this works is being looked at, but it is just -- not moved at a hare's pace. It's moving at a snail's pace. But it is out there and I understand that resolution was passed.

COUNCILMAN SLATTERY: One thing about the survey, I'm glad Dorothy (Borgus) brought that up. That was a good point, and hopefully people will take the time to fill it out. I know we do need to do a little spell check on it because there are some words that are misspelled on the survey, on the online version.

And I -- as far as the Library programs, have the -- I know the past the Director from the Library has met with Michael Curley, the Director of Parks and Rec, and do you know if that is still ongoing?

SUPERVISOR DUNNING: To the best of my knowledge, that still is happening and there may be some oversight and some overlap. They're not duplication of programs. I know that. It is my understanding anyways there is no duplication of programs. There may be programs that the Library conducts that may be better suited for either Recreation or Senior Center type activities. We are not currently overlapping, and they are working together trying to identify those opportunities and hopefully at some point we'll be able to separate those out and know what really belongs with the Town and what belongs with the Library and freeing some resources for the Library.

COUNCILMAN SLATTERY: As far as the staffing goes, it's a possibility that the staffing in the Library, they're on staff, they're there, while they're working, maybe that is why they're conducting these programs, I don't know.

SUPERVISOR DUNNING: And I could -- that would be more a question, I think, for the Library. And I think we actually would -- the Library meetings are open to the public. The Library Director is there and probably able to answer some of these questions during that time. I would certainly encourage the -- anyone that has questions about that to attend the Library Board meetings. I know they're not very well attended by the public from time to time. It's a good place for those questions to address some of that. The Town is trying to put some separation in those programs.

COUNCILMAN SLATTERY: Which is next Tuesday at 6 o'clock at the Library.

SUPERVISOR DUNNING: Thank you.

COUNCILWOMAN IGNATOWSKI: Do you know what the participation thus far has been for the survey?

SUPERVISOR DUNNING: I don't. We received a few mail-ins and a couple of drop-offs or hand-ins. We had a little confusion over at the Library. Someone tried to turn it in and we didn't have a box over there, so we're working with the Library to try to get that straightened out.

I'm not sure if -- Chris Levey has not gone in to look at exactly what has been pulled out or what we received electronically at this point. There has been some press release going out. We're doing our best to get the information out, to let people know the survey is out there. So it does seem the public is very well aware that they're out there.

COUNCILWOMAN IGNATOWSKI: At the Drainage Committee, they brought this issue up. In the past, it has been years now since this effort has been made. We used to have photo identification for the members of the committees and boards so they had that available when they visited various sites. And I know we're going through the effort now in taking group photos. Perhaps we can also implement getting individual shots because we have a lot of new members to these committees and boards.

SUPERVISOR DUNNING: Thank you. I think that was brought up once before.

COUNCILMAN SLATTERY: I brought it up last meeting.

SUPERVISOR DUNNING: And it -- it slipped through the cracks a little bit, but we'll work with Mr. Levey to get those taken care of.

DAWN FORTE: I actually talked to him about those, and he said that he -- when we get a new member, he asks them to come in and, you know, that -- that basically he takes their picture,

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gives them their ID, but as far as he is aware, they're pretty current, unless there is somebody who loses one or breaks one or something of that nature, or we have a new person that just hasn't come in to take the picture.

COUNCILWOMAN IGNATOWSKI: I know the Drainage Committee, we have a bunch of new members and none of them have had that. And I don't think they have been approached because it seems when the discussion was brought up, it seemed like new information to them. So they're going to be there any ways at the next committee meeting. We're planning on having the group photo so maybe we can capture them at that point and they don't have to try to make a separate visit. Perhaps it is not easy for people to come in during the day because they have day jobs.

SUPERVISOR DUNNING: And I left out one thing. I wanted to comment on the liaison reports and the elimination of the liaison reports on the agenda. That was my call to remove those from the agenda and not have them as part of necessarily the Town Board meeting for basically one reason. It's not that Town Board members don't go to those meetings; they do. I go to them, and I know they do to. And it's not that they are not expected to go to the meetings and perform in the function of the liaison to the Town Board.

But the purpose of those reports were for purposes of reports back to the Supervisor in which I already get all of the minutes from every one of the committees. I hear things coming back. The minutes for every one of the committees are available online. They are easily obtainable. If anybody wants them, you get can them online, download them, print them off very easily, come to the Town Hall and get them. The information is available. The meetings are public.

I didn't see the -- see where it was necessary to basically go over that information once again in a Town Board meeting. It's -- it's information we should already have and if we're doing our jobs, at which -- which we are, then we should know the information contained in the reports in which we accept. That is why they were removed.

COUNCILWOMAN IGNATOWSKI: If I may, also, the liaison reports were only done under the local administration before that. Before that it was always council member reports when we had other issues that we brought forward. It wasn't like it was something that had been done for -- over many, many years. It was just during that administration and we requested -- I know I did, I would like to go back to matters of the Town Council, so that way we're not pigeon-holed into just what happened at committee meetings.

SUPERVISOR DUNNING: Thank you.

And we have added that, members of the Council comments which we'll move on to now. So -- do members of the Council have anything they would like to add?

COUNCILWOMAN IGNATOWSKI: I thought we were at that.

SUPERVISOR DUNNING: That's okay. We kind of combined them. Anything else?

#### New Matters:

1. Supervisor Dunning has been notified that the Town of Chili has been awarded a grant under the Justice Court Assistance Program.

SUPERVISOR DUNNING: I've been notified -- the Town of Chili has been notified. The grant consisted of about about, I think, \$1500 for the supplies for the court. Also, I'm just skipping over Number 2 for a second.

3. Vacancies on Traffic & Safety, Recreation Advisory, Architectural Advisory & Board of Assessment Review (sub).

SUPERVISOR DUNNING: There are variances we're looking to fill on the Traffic and Safety Committee pending the outcome of tonight's meeting, as well as Recreation Advisory. We do have one opening there. We have an opening on the Architectural Advisory Board and a -- Board of Assessment Review, we do have an opening for a sub on that Committee. So we encourage residents to apply for those -- fill out an application. They're available online. Can get them at Town Hall, but please we're looking for volunteers to serve on those committees.

2. Planning/Zoning Liaison.

SUPERVISOR DUNNING: Planning and Zoning, I put this on there, because we have -- I talked to several other supervisors during our supervise -- the association -- Supervisors' Association meetings and talked to some of the other Supervisors and talked to some of the other towns about how they handle their Planning and Zoning Board liaison responsibilities. And Councilman Schulmerich did an excellent job for us as liaison to those committees and those Boards while he was here serving the Town and now he is not here, so right know we don't have an official liaison.

I would actually like to abandon the liaison position, if you will, for a Town Board member to sit at -- to go to these meetings as a liaison. No other Town does that as a Town Board member or their Supervisor, sit in on these meetings in the liaison capacity. They do have their Building Department Manager or Building Inspector, Code Enforcement, Superintendent of Highways, somebody like that that sit on those meetings as a liaison to the Town, if you will, at those meetings and we already have that at Planning Board and Zoning Board meetings.

This does not mean that -- by no means there is no intent to say that a Supervisor, the Town

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Board members cannot go to a meeting and sit in and listen to what is going on, but it -- but the liaison capacity I don't necessarily see where that is necessary at this point and I kind of like -- I like to know, I guess, how you feel about that, if you would like to go in this direction, if you have any opinion one way or the other.

COUNCILWOMAN IGNATOWSKI: If I may, it seems that the liaison for Planning and Zoning functions in a different capacity than what it does say at Drainage or Conservation Board where they will at times look to the liaison, ask a question, or ask us to take something back to you, or to the Town Board. I don't think I ever seen that. I read all of the Planning Board and Zoning Board minutes. I never seen that for -- when Denny (Schulmerich) was present in that capacity. And I know that in years past, it was just -- designation of liaison was the Supervisor given the involvement at the Town Hall. There wasn't really a Town Board member that was present there.

So -- we also have the laws where we cannot influence the Planning Board and the Zoning Board, so there has to be the extra caution of not saying anything, not giving the appearance that you're getting involved. So I think that is where I'm coming from, is certainly the precedent for many years ago, through many administrations was no one was present, probably for that very reason.

COUNCILMAN SLATTERY: I would say refer to Counsel and get his opinion regarding this, as well.

RICHARD STOWE: I don't -- I don't think that -- the fact that there is a Town Board member present at the meeting means that there is any sort of influence over the Board, or their independent ability to function as they're supposed to statutorily.

I know that it has happened both ways. I would say that's a policy call the Board can make on its own. That's the Board's call.

SUPERVISOR DUNNING: Thank you.

We can have further discussion. I know Councilwoman Sperr is not here. She should be involved in discussion. We can ask for further discussion on it. As it stands right now, we don't have a liaison appointed for those two committees. I will let it stand that way.

COUNCILWOMAN IGNATOWSKI: Can we rest assured information from Planning and Zoning would still be directed to us through your office?

SUPERVISOR DUNNING: Yes.

COUNCILWOMAN IGNATOWSKI: That's the key.

SUPERVISOR DUNNING: Absolutely.

The 12/3/08 and 12/31/08 Town Board meeting minutes were approved as printed.

**REPORTS SUBMITTED:**

Community Center Revenue Report -- December 2008  
 Recreation Center Revenue Report -- December 2008  
 Senior Center Revenue Report -- December 2008  
 Town Clerk Report -- December 2008  
 Conservation Board Minutes -- 12/1/08  
 Drainage Minutes -- 12/2/08  
 Dog Control -- Year End Report 2008  
 Historic Preservation Minutes -- 12/8/08  
 Recreation Advisory Minutes -- 11/12/08  
 Planning Board Minutes -- 12/9/08  
 Town Center Development Ad Hoc Minutes -- 12/18/08  
 Zoning Board Minutes -- 11/25/08

**CORRESPONDENCE:**

1. Mr. Brongo has received notification from Pat Tata that he is resigning from the 2030 Comprehensive Plan Committee effective immediately.
2. Mr. Brongo has received notification from Ronald Young that he is resigning from the Board of Assessment Review effective immediately.
3. Mr. Brongo has received notification from Douglas Gloff that he is resigning from the Architectural Advisory Committee effective immediately.

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**RESOLUTION #102 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 3520A UNION STREET, NORTH CHILI, NY 14514, TAX MAP NUMBER 145.03-1-10, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**WHEREAS**, a written petition, dated December 23, 2008, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili,

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Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the property located at 3520A Union Street, North Chili, NY 14624, Tax Map Number 145.03-1-10, more particularly described in Schedule A (**Property Description**) on file in the Town Clerk's Office; and

**WHEREAS**, if the district extension is approved, the properties within the proposed extension will be eligible to receive the drainage services available to other properties within the Chili Consolidated Drainage District. No drainage improvements are proposed to be constructed within the proposed district extension by the Chili Consolidated Drainage District at this time.

**WHEREAS**, as stated in the Petition, all costs relating to the formation of the district extension shall be paid by the petitioners.

**WHEREAS**, except as otherwise provided above, all expenses of the Chili Consolidated Drainage District, including all extensions heretofore and hereafter created, shall be a charge against the entire area of the district, as extended; and

**WHEREAS**, the estimated cost to the typical property, and, if different, the typical one or two family home within the Chili Consolidated Drainage District, in the first year following the formation of the district extension for debt service and operation and maintenance charges, is as follows:

Typical Property: \_\_\_\_\_ \$0.00 \_\_\_\_\_  
 Typical One or Two Family Home: \_\_\_\_\_ \$0.00 \_\_\_\_\_

**WHEREAS**, the proposed district extension is an Unlisted Action for the purposes of the State Environmental Quality Review Act and the regulations promulgated thereunder ("SEQRA"); and

**NOW, THEREFORE**, it is hereby,

**RESOLVED**, that the Chili Town Board is hereby designated "Lead Agency" for the environmental review of this proposed action; and be it

**ORDERED**, that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on the 4th day of March, 2009, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition as may be proper or required by law; and it is further

**ORDERED**, that the Town Clerk of the Town of Chili is hereby authorized and directed to publish a copy of this order in the Gates-Chili News and post a copy of the same on the bulletin board in the Office of the Town Clerk, not less than ten (10) days, but not more than twenty (20) days, prior to the date set for said public hearing.

**Upon a call of the Roll of the Members of the Town Board of the Town of Chili:**

APPROVED BY A VOTE OF 3 YES

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

RICHARD BRONGO: I believe there is a problem in that tax ID number. That's 132.20-1-4. It's just a repetition again of the same number.

COUNCILWOMAN IGNATOWSKI: Right.

RICHARD STOWE: It is not correct in the body of the resolution?

RICHARD BRONGO: It's correct in the body of the resolution.

RICHARD STOWE: Simply excise the one out of the heading. The body of the resolution is correct. The resolution will read properly in the minutes.

**RESOLUTION #103 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE GORDON HYDE SUBDIVISION LOCATED AT 175 & 179 GOLDEN ROAD, ROCHESTER, NY 14624, TAX MAP NUMBERS 132.20-1-5 & 132.20-1-4, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**WHEREAS**, a written petition, dated December 11, 2008, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili, Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the Gordon Hyde Subdivision located at 175 & 179 Golden Road, Rochester, NY 14624, Tax

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Map Numbers 132.20-1-5 & 132.20-1-4, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office; and

**WHEREAS**, if the district extension is approved, the properties within the proposed extension will be eligible to receive the drainage services available to other properties within the Chili Consolidated Drainage District. No drainage improvements are proposed to be constructed within the proposed district extension by the Chili Consolidated Drainage District at this time.

**WHEREAS**, as stated in the Petition, all costs relating to the formation of the district extension shall be paid by the petitioners.

**WHEREAS**, except as otherwise provided above, all expenses of the Chili Consolidated Drainage District, including all extensions heretofore and hereafter created, shall be a charge against the entire area of the district, as extended; and

**WHEREAS**, the estimated cost to the typical property, and, if different, the typical one or two family home within the Chili Consolidated Drainage District, in the first year following the formation of the district extension for debt service and operation and maintenance charges, is as follows:

Typical Property: \_\_\_\_\_ \$0.00 \_\_\_\_\_  
 Typical One or Two Family Home: \_\_\_\_\_ \$0.00 \_\_\_\_\_

**WHEREAS**, the proposed district extension is an Unlisted Action for the purposes of the State Environmental Quality Review Act and the regulations promulgated thereunder ("SEQRA"); and

**NOW, THEREFORE**, it is hereby,

**RESOLVED**, that the Chili Town Board is hereby designated "Lead Agency" for the environmental review of this proposed action; and be it

**ORDERED**, that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on the 4th day of March, 2009, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition as may be proper or required by law; and it is further

**ORDERED**, that the Town Clerk of the Town of Chili is hereby authorized and directed to publish a copy of this order in the Gates-Chili News and post a copy of the same on the bulletin board in the Office of the Town Clerk, not less than ten (10) days, but not more than twenty (20) days, prior to the date set for said public hearing.

**Upon a call of the Roll of the Members of the Town Board of the Town of Chili:**

APPROVED BY A VOTE OF 3 YES

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**RESOLUTION #104 RE: ORDER ESTABLISHING THE EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 3210 CHILI AVENUE, ROCHESTER, NY 14624, TAX MAP NUMBER 146.09-2-6.1, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**WHEREAS**, at a regular meeting of this Town Board held on December 3, 2008, Resolution # 333 was adopted approving an extension of the Chili Consolidated Drainage District to serve the property located at 3210 Chili Avenue, Rochester, NY 14624 tax map number 146.09-2-6.1; and

**WHEREAS**, the Town Board's determination that it is in the public interest to assess all expenses of the Chili Consolidated Drainage District, including this extension and all extensions heretofore or hereafter established, as a charge against the entire area of the district, as extended, was subject to a permissive referendum pursuant to Sec. 206a of the Town Law; and

**WHEREAS**, a notice of resolution subject to a permissive referendum containing an abstract of the Town Board's determination was published and posted as required by law; and

**WHEREAS**, no petition requesting a referendum has been filed;

**NOW, THEREFORE, IT IS ORDERED**, that the Chili Consolidated Drainage District is hereby extended, as of this date, to include an area wholly located within the Town of Chili, County of Monroe and State of New York, pursuant to the terms contained in the Town Board Resolution # 333, dated December 3, 2008; and said area to be included in said extension is more

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particularly described in Schedule A which is attached hereto and incorporated herein by reference, and it is further

**ORDERED**, that the Town Clerk is hereby directed to certify a copy of this Order and forthwith cause said copy to be recorded in the Office of the Monroe County Clerk in which County the Town of Chili is situate and to forward a certified copy of the same (in duplicate) to the New York State Department of Audit and Control.

**Upon a call of the Roll of the Members of the Town Board of the Town of Chili:**

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## TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: He is definitely missed. This just captures some of the things he did for the Town in his official capacity. Beyond that I know he did a lot for the Cobblestone Schoolhouse and a number of other efforts in the Town.

SUPERVISOR DUNNING: I only had the pleasure of knowing Mr. Widener for the past year or so, and it has been an absolute pleasure and joy to have him stroll into my office and a bit challenging at times, and he was a great character, and I loved the times he came in and spent with me. It was very nice.

COUNCILMAN SLATTERY: And I recognize his son Pete here.

SUPERVISOR DUNNING: With us today is his son Peter Widener.

**RESOLUTION #105****RE: In Memory of Jay C. Widener**

**OFFERED BY: Supervisor Dunning**

**SECONDED BY: Councilwoman Ignatowski  
Councilman Slattery**

**WHEREAS**, on January 2, 2009, Jay C. Widener passed away and we are deeply saddened by his loss;

**AND WHEREAS**, Mr. Widener served on the Board of Assessment Review from May 1979 thru April 1987; In 1983 was appointed as Chair of the Board of Assessment Review and from January 1991 thru December 2001 served as Town Historian;

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

APPROVED BY A VOTE OF 3 YES

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## TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: He was Supervisor at the first Town Board meeting that I attended.

SUPERVISOR DUNNING: I know he has been down in North Carolina for many years.

RICHARD BRONGO: South Carolina, Myrtle Beach.

SUPERVISOR DUNNING: Oh, okay.

MR. BRIXNER: Was he ever Town Councilperson?

RICHARD BRONGO: No.

COUNCILMAN SLATTERY: His wife was.

RICHARD BRONGO: Jane (Callahan) was.

COUNCILMAN SLATTERY: His wife.

MR. BRIXNER: No.

RICHARD BRONGO: Jane Callahan.

MR. BRIXNER: Okay. I hear you. Thank you.

**RESOLUTION #106RE: In Memory of John H. Hannah**

**OFFERED BY: Supervisor Dunning      SECONDED BY: Councilwoman Ignatowski  
Councilman Slattery**

**WHEREAS**, on January 10, 2009, John H. Hannah passed away and we are deeply saddened by his loss;

**AND WHEREAS**, Mr. Hannah served as Town Supervisor from January 1, 1988 thru December 31, 1989.

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

APPROVED BY A VOTE OF 3 YES

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**RESOLUTION #107 RE: Ethics Committee****OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery****BE IT RESOLVED** that Mark DeCory be appointed to the Ethics Committee and shall complete the term of Bill Bingham to expire on 12/31/2009.

APPROVED BY A VOTE OF 3 YES

SUPERVISOR DUNNING: At this time I would like to introduce, if I may, the new member of our Ethics Committee, Mark DeCory.

COUNCILWOMAN IGNATOWSKI: Thank you for coming out.

SUPERVISOR DUNNING: Thank you for volunteering.

**RESOLUTION #108 RE: Zoning Board of Appeals****OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski****BE IT RESOLVED** that Fred Trott be appointed to the Zoning Board of Appeals and shall complete the term of Jordon Brown to expire on 12/31/2012.

APPROVED BY A VOTE OF 3 YES

SUPERVISOR DUNNING: At this time I would like to introduce our new member of the Zoning Board of Appeals, Fred Trott. (Applause.)

SUPERVISOR DUNNING: For those who may not know, Fred (Trott) has served as Chairman of the Traffic Safety Committee for many years, which is one of the reasons why we have to go back to the need for new members on this particular Committee.

COUNCILMAN SLATTERY: Also liaison to the Planning Board on occasion.

COUNCILWOMAN IGNATOWSKI: So you will be very missed on Traffic and Safety, but we'll welcome you on Zoning.

COUNCILMAN SLATTERY: Our condolences. (Applause.)

**RESOLUTION #109 RE: Board of Assessment Review****OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski****BE IT RESOLVED** that Rockwell Yarid be appointed to the Board of Assessment Review and shall complete the term of Ronald Young term to expire on 9/30/2011.

APPROVED BY A VOTE OF 3 YES

SUPERVISOR DUNNING: I don't see Rockwell (Yarid) here this evening. Rockwell (Yarid) has been an alternate on the Board of Assessment Review and had all of the appropriate training, so this will be a good addition, and we will again go back to we're looking for someone to fill that substitute position on the Board.

**RESOLUTION #110 RE: FLBOA (Finger Lakes Building Officials Association) 34th Annual Continuing Education Conference****OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery****WHEREAS**, the Finger Lakes Building Officials Association offers an annual continuing education conference for municipal officials involved in the building and development field;**AND, WHEREAS**, this annual conference provides municipal Code officials 24 hours of in-service training credits to meet the NYS minimum yearly requirements;**BE IT RESOLVED** that Christopher Karelus, Ed Shero and Patrick Sheridan be allowed to attend the 34th Annual FLBOA Continuing Education Conference March 16 thru March 19, 2009 at the RIT Inn & Conference Center, at a cost not to exceed \$390.00 each from A3620.4.

APPROVED BY A VOTE OF 3 YES

**RESOLUTION #111 RE: Finger Lakes Building Officials Association training seminar on "New Workers Compensation Procedures & Requirements in NYS"****OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski**

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**WHEREAS**, new workers compensation procedures and requirements for permit processing have been introduced by NYS;

**AND, WHEREAS**, the Finger Lakes Building Officials Association (FLBOA) is offering a training seminar on the procedures and permit updates for municipal clerks;

**BE IT RESOLVED** that Ed Shero, Kathy Reed and Mary Lander be allowed to attend the workers compensation training seminar offered by FLBOA from 10AM – 1PM on February 4, 2009 at the RIT Inn & Conference Center, at a cost not to exceed \$10.00 each from A3620.4.

APPROVED BY A VOTE OF 3 YES

**RESOLUTION #112 RE: Copier Request for Proposal**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski**

**WHEREAS**, the current copier equipment lease is scheduled to expire on March 31, 2009; and

**WHEREAS**, the Director of Management Information Services has created a copier equipment specification to replace the currently leased equipment;

**NOW, THEREFORE, BE IT RESOLVED**, that the Director of Management Information Services is authorized to submit a Request for Proposals to area office equipment providers to secure quotations to provide the Town with copier equipment and related equipment, maintenance, and supplies.

APPROVED BY A VOTE OF 3 YES

**TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:**

**COUNCILMAN SLATTERY:** I know we didn't refund all of the money that was requested, and I welcome that. I know there was some time and effort put into it from our Building Department, so I'm glad that we did recoup some of our time for it.

**SUPERVISOR DUNNING:** Thank you. I -- it was a good thing that -- we got to get paid for the time.

**COUNCILMAN SLATTERY:** We have a responsibility to the taxpayers, so unfortunately, it didn't work out for that individual, but at the same time, we have to -- we have that commitment.

**RESOLUTION #113 RE: Building Permit Refund**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski**

**BE IT RESOLVED** that per recommendation of Building Department, a refund of \$1454.00 for Building Permit Application #B-334-2008 (from account A2555) be issued to John Cahoon.

APPROVED BY A VOTE OF 3 YES

**RESOLUTION # 114 RE: Letter of Credit Release For Bellaqua Estates Release No. 9**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**BE IT RESOLVED** that per recommendation of the Town Engineer, \$20,405.10 be released from the letter of credit with First Niagara Bank (#428143) for Bellaqua Estates, with the remaining balance of \$37,669.00 on hand with the Town; subject to engineering fees and street light bills to the Town.

APPROVED BY A VOTE OF 3 YES

**RESOLUTION #115 RE: January 21, 2009 Abstract**

**Offered by: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski**

**BE IT RESOLVED** to pay vouchers 1-120 totaling \$748,352.19 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund

\$ 656,018.78

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Highway Fund	\$ 62,707.25
Library F	\$ 610.25
H46 2008-9 Annual Update Project	\$ 997.50
Clifton Fire Department	\$ 2,266.00
Chili Fire Department	\$ 23,713.00
Scottsville Fire Department	\$ 369.00
Special Light Districts	\$ 1,670.41
TOTAL	\$ 748,352.19

APPROVED BY A VOTE OF 3 YES

The next meeting of the Chili Town Board is scheduled for Wednesday, February 4, 2009 at 7:00 p.m. at the Chili Town Hall meeting room.

The meeting was adjourned at 7:47 p.m.