

CHILI TOWN BOARD  
October 1, 2008

A meeting of the Chili Town Board was held on October 1, 2008 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 Schulmerich, Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning.

**ALSO PRESENT:** Richard Brongo, Town Clerk; 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 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. Eight speakers addressed the Town Board on various subjects, and the Public Forum concluded at 7:31 p.m.

**PRESENTATIONS/ANNOUNCEMENTS:**

1. Richard Brongo, Town Clerk is presenting the 2009 Tentative Budget to the Town Board.

**SUPERVISOR DUNNING:** Richard Brongo has our budget to hand out. You don't have to read it now.

**COUNCILMAN SLATTERY:** Be back with you in a minute.  
(Laughter.)

**TOWN BOARD LIAISON REPORTS:**

Conservation Board Report by Virginia Ignatowski:  
Drainage Committee Report by Virginia Ignatowski:

**COUNCILWOMAN IGNATOWSKI:** They have not met since the last meeting, and neither has Drainage.

Planning Board Liaison Report by Dennis Schulmerich:

**COUNCILMAN SCHULMERICH:** Defer to the meeting notes.

Zoning Board Liaison Report by Dennis Schulmerich:

**COUNCILMAN SCHULMERICH:** Same.

Architectural Advisory Committee Report by Michael Slattery:

**COUNCILMAN SLATTERY:** Have not met.

Library Board Report by Michael Slattery:

**COUNCILMAN SLATTERY:** Library has met, and the -- the hot topic was the budget, and I appreciate all of the Town Board members attending and being able to hear their presentation.

**SUPERVISOR DUNNING:** Thank you.

Historic Preservation Board Report by Mary Sperr:

**COUNCILWOMAN SPERR:** They have not met.

Traffic Safety Committee Report by Mary Sperr:

**COUNCILWOMAN SPERR:** And Traffic and Safety meets tomorrow night.

Parks and Recreation Committee Report by David Dunning:

**SUPERVISOR DUNNING:** Parks and Recreation have not met.

Plumbing Board Report by David Dunning:

**SUPERVISOR DUNNING:** Board has not met, and the Town Center Development Ad Hoc Committee, basically I would defer to the meeting minutes for everyone to take a look at.

There is a lot going on there, a lot of conversation, a lot of good things, a lot of good dialogue coming out of that. I anticipate we'll have some results fairly soon on that.

**MATTERS OF THE SUPERVISOR:**

New Matters:

1. Vacancies on the Drainage Committee.

SUPERVISOR DUNNING: New matters. We still have one vacancy on the Drainage Committee.

The 9/3/08 Town Board meeting minutes were approved as modified.

**REPORTS SUBMITTED:**

Chili Center Development AD Hoc Committee Minutes – 8/28/08, 9/11/08

Drainage Committee Minutes – 8/5/08

Examining Board of Plumbers Minutes - 3/11/08

Library Board Minutes – 8/26/08

Traffic & Safety Minutes – 8/7/08

Zoning Board Minutes – 8/26/08

Pending Business:

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

SUPERVISOR DUNNING: It looks like we'll be able to move forward on this again very soon. We're just finalizing some paperwork. I think everybody has gotten the final draft to review, so that we'll have this out and open for us.

COUNCILWOMAN SPERR: The one you just?

SUPERVISOR DUNNING: Yes.

COUNCILWOMAN IGNATOWSKI: We got it in e-mail version.

SUPERVISOR DUNNING: Should be a pdf. Did you get a version --

COUNCILWOMAN IGNATOWSKI: I also requested a printed version.

SUPERVISOR DUNNING: Which I believe we have here.

COUNCILWOMAN SPERR: I guess I saw that, but I still expected to see a printed version when one was available.

SUPERVISOR DUNNING: I didn't -- as I explained to Councilwoman Ignatowski, I was reluctant to print off hard copies unless you wanted one. It is 400 some odd pages.

COUNCILWOMAN SPERR: I know. They're going to provide enough copies for all of us. That is part of our contract?

SUPERVISOR DUNNING: No. It is not.

COUNCILWOMAN SPERR: We get one.

SUPERVISOR DUNNING: We get one.

If you would prefer hard copy, please let me know and I will have that made for you. It will be in your mailbox.

COUNCILMAN SCHULMERICH: No easy way to read those.

COUNCILWOMAN IGNATOWSKI: There isn't. That is the thing. Picking it up and sitting it down, I prefer the hard copy instead of trying to go through -- and that way I can write my notes on it and stuff, too. I hate to kill the tree.

COUNCILMAN SCHULMERICH: Same here. As much as I would prefer trying to do 400 pages on a pdf, I know the practicality of that, and I guess I would request a hard copy, but I would probably want it double-sided, if I could.

SUPERVISOR DUNNING: Three more copies.

COUNCILMAN SCHULMERICH: Double-sided to try to save some paper.

COUNCILWOMAN IGNATOWSKI: Now my stack from this whole process will be from this high (indicating) to that high (indicating).

SUPERVISOR DUNNING: We'll start copies as soon as it cools down from Councilwoman Ignatowski's.

COUNCILMAN SCHULMERICH: I'm sorry. I have tried to review long documents in pdf. But if you want to make some changes or comments, it is near impossible.

SUPERVISOR DUNNING: We'll -- well get that taken care of for you.

COUNCILWOMAN SPERR: We have to be prepared for the public hearing any way.

COUNCILWOMAN IGNATOWSKI: That was my point.

COUNCILWOMAN SPERR: Without having that document in hand, I can't sit and view a pdf.

SUPERVISOR DUNNING: Before we look --

COUNCILWOMAN SPERR: I do want to go green, but...

COUNCILWOMAN IGNATOWSKI: So we're nowhere's near getting ready to set the public hearing for that?

SUPERVISOR DUNNING: We should be able to at the next Town Board meeting bring

this back off and set the Public Hearing.

COUNCILWOMAN SPERR: That would set the public hearing for it.

SUPERVISOR DUNNING: I don't see Rich (Stowe) cringing, so it must be all right.

COUNCILWOMAN SPERR: I just want to make sure I understand how much time we --

SUPERVISOR DUNNING: We'll have to amend the resolution to adjust the dates obviously.

RICHARD STOWE: Doesn't have to be 30 days.

COUNCILWOMAN SPERR: Not that it has to be 30, but would you set it for the following -- we have got public hearings for the budget.

SUPERVISOR DUNNING: Didn't we decide we would --

RICHARD BRONGO: Second meeting in November, if it is on -- let's see. If it is on the second meeting in October that we're setting the Public Hearing, we'll have it set for the second meeting in November.

SUPERVISOR DUNNING: And tentatively move to adopt in the first meeting in December.

COUNCILWOMAN SPERR: I didn't want the Public Hearing for that to be the same night as the budget.

COUNCILWOMAN IGNATOWSKI: We don't want to do that.

RICHARD BRONGO: Then we can't do it on -- it is the second -- no. We're having the public hearing meeting on the first meeting of the month.

SUPERVISOR DUNNING: It is November 1st? Is that what we set that for -- 5th --

COUNCILWOMAN SPERR: That would be the 5th. So then that one would be the 19th. Okay.

COUNCILWOMAN IGNATOWSKI: I do see that it is online, so if residents want to review the draft code that we just received, it is available for them to do. I did check that.

**RESOLUTION #133 RE: Set Public Hearing to consider adoption of Local Law #2 of 2008 for the Adoption of updated Code of the Town of Chili**

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

**BE IT RESOLVED** that a Public Hearing be set for April 2, 2008 at 7:00 PM to consider the adoption of Local Law #2 of 2008 to adopt the updated Code of the Town of Chili and;

**BE IT FURTHER RESOLVED**, that the Town Board hereby declares itself lead agency for the SEQR review process and directs the Town Clerk to send notification of such designation to all affected agencies.

HELD

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New Business:

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**RESOLUTION #286 RE: Bids for Sidewalk Plowing**

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

**WHEREAS**, on September 9, 2008, the Chili Town Clerk received written sealed proposals for the plowing of sidewalks for the 2008/2009 season. The proposals identified a total cost for the main general sidewalk areas, and for Sections 1-10 of the Park Place sidewalk district. Two proposals were received as follows:

David Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$894.63

JoAnn Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$939.00

**NOW, THEREFORE, BE IT RESOLVED**, to award the sidewalk plowing bid to the low bidder, David Krenzer at a cost of \$894.63 per trip for both general area sidewalks and the Park Place Sidewalk District.

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: Is this an increase in amount from the previous year?

SUPERVISOR DUNNING: Yes. This went up slightly, didn't it?

DAVID LINDSAY: I think it went up slightly, yes.

SUPERVISOR DUNNING: Any other questions or comments?

**RESOLUTION #287 RE: Extension of New York State Snow and Ice Contract**

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

**BE IT RESOLVED** to authorize the Town Supervisor to execute an Agreement with the State of New York to extend the current 3-year Snow and Ice Control Agreement from July 1, 2010 to June 30, 2011. Said Agreement indicates an estimated expenditure reimbursement amount for the 2008/2009 season to be \$350,935.93.

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question as far as what we'll sacrifice for this, what is going to be put off, if anything.

DAVID LINDSAY: The fund transfer is necessary to cover some expenditures in labors that we already had to date for roadway improvements we did this summer, taking into account what our anticipated expenditures are under that budget line item for now until the end of the year. If you have any other specific questions, I could entertain those.

SUPERVISOR DUNNING: Mrs. Borgus had a question about -- basically, correct me if I am wrong, Mrs. Borgus, basically are we sacrificing anything? Are we not going to be able to do something because of this transfer; is that correct?

DAVID LINDSAY: If that is the question, the answer would be no.

COUNCILMAN SLATTERY: Is it for labor or materials?

DAVID LINDSAY: It's for labor.

COUNCILMAN SLATTERY: Do you feel that -- are the bills in for the work that has been done and then for the increase with the price index for materials, anything to do with oil, gasoline?

DAVID LINDSAY: What I did this year, we divided our Highway Improvement Program up into two phases, given the dramatic increases in asphalt prices we saw throughout the summer. We did Phase 1 in July and August and were rather conservative with what we did and wanted to make sure we could finish the work we started.

This past week and next week we're completing Phase 2, which is -- includes some of the other -- Battlegreen, as well as Meeting House Road. So that is how we broke it up, just to try to insure that we didn't, you know, start work that we couldn't complete.

COUNCILMAN SLATTERY: What type of jobs are we doing on those two roads?

DAVID LINDSAY: Milling and resurfacing program.

COUNCILMAN SLATTERY: That's good because the price index went down for October, so I think we're back to the July figures.

DAVID LINDSAY: We're actually making out a little better than -- by paving in October than doing it all in July, so.

COUNCILMAN SLATTERY: Thank you.

**RESOLUTION #288 RE: Budget Transfer of Highway Funds**

**OFFERED BY: Councilman Slattery SECONDED BY: Councilman Schulmerich**

**BE IT RESOLVED** to transfer \$50,000.00 from account DA 5142.499 (Town Snow Miscellaneous) to account DA 5110.1 (General Road Repairs Labor).

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SCHULMERICH: It is the property across from St. Pius.

MR. BRIXNER: Thank you.

**RESOLUTION #289 RE: APPROVING EXTENSION CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE MAUREEN F. WARMERDAM PROPERTY TAX MAP NUMBER 146.07-1-69, LOCATED AT 3033 CHILI AVENUE, ROCHESTER, NY 14624 IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

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

**WHEREAS**, a petition for the extension of the Chili Consolidated Drainage District to serve the Maureen F. Warmerdam property located at 3033 Chili Avenue, Rochester, NY 14624 tax map number 146.07-1-69, a territory located within the Town of Chili, Monroe County, New York, the said petition being dated August 18, 2008, was duly presented to the Town Board together with the necessary map and plan attached thereto; and

**WHEREAS**, an order was duly adopted by the Town Board on September 3, 2008 reciting the filing of said petition, the boundaries of the proposed district, the proposed services to be provided, the fact that no drainage improvements are proposed to be constructed therein by the Chili Consolidated Drainage District at this time, the estimated costs of the Chili Consolidated Drainage District, as extended, to the typical property, or if different, to the typical one or two family home, within the Chili Consolidated Drainage District, as extended, and specifying October 1, 2008 at 7:00 P.M. as the time and the Town Hall in the said Town of Chili as the place where the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof, concerning the same; and

**WHEREAS**, such order was duly posted and published as required by law; and

**WHEREAS**, a hearing on the matter was duly held by the Board on the 1st day of October, 2008, commencing at 7:00 P.M. at the Town Hall in the said Town and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

**WHEREAS**, this Board has duly reviewed and considered the short Environmental Assessment Form submitted in this matter, as well as all other information obtained at the public hearing referred to above; and the Board has duly considered the impacts which may reasonably be expected to result from the proposed action by using the process and criteria set forth in Article 8 of the State Environmental Quality Review Act and applicable regulations thereunder ("SEQRA");

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

**RESOLVED AND DETERMINED**, that the proposed extension of the Chili Consolidated Drainage District is not likely to result in the creation of potentially significant adverse environmental impacts and therefore, this Town Board does hereby make a Determination of NonSignificance, or a "Negative Declaration" (as the same is defined for purposes of SEQRA); and be it further

**RESOLVED AND DETERMINED**, that (a) the petition aforesaid is signed and acknowledged or proved as required by law, and it duly complies with the requirements of Section 191 of Town Law as to the sufficiency of signers and is otherwise sufficient; (b) all the property and property owners within the proposed district extension are benefited thereby; (c) all the property and property owners benefited are included within the limits of the of the proposed district extension; (d) it is in the public interest to extend the district only if the expenses of the district (except as otherwise provided herein) shall be assessed against the entire district, as extended; and (e) it is in the public interest to grant in whole the relief requested; and be it further,

**RESOLVED AND DETERMINED**, that the extension of the Chili Consolidated Drainage District as proposed in said petition be approved; that cost of the formation of the district extension shall be paid by the petitioners; and that such district shall be bounded and described as set forth in Schedule A, available in the Town Clerk's Office; and be it further,

**RESOLVED AND DETERMINED**, that all expenses of the Chili Consolidated Drainage District, including this extension and all other extensions heretofore and hereafter created, shall be a charge against the entire area of the district, as extended, except as otherwise provided above; and be it further

**RESOLVED**, that the Town Clerk of this Town shall within ten (10) days after the adoption of this resolution file certified copies thereof in duplicate in the office of the State Department of Audit and Control at Albany, New York; and be it further

**RESOLVED**, that the Town Clerk, within ten (10) days of the adoption of this resolution, shall cause to be published and posted, as required by law, a notice setting forth an abstract of this resolution, the date that it was adopted and a statement that it is subject to a permissive referendum.

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

UNANIMOUSLY APPROVED

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**RESOLUTION #290 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED 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 Sperr SECONDED BY: Councilwoman Ignatowski**

**WHEREAS**, a written petition, dated September 18, 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 property located at 3210 Chili Avenue, Rochester, NY 14624 tax map number 146.09-2-6.1, 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 5th day of November, 2008, 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:**

UNANIMOUSLY APPROVED

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**RESOLUTION #291 RE: 2008 Genesee Valley Recreation and Park Society Annual Conference**

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

**BE IT RESOLVED** that Michael Curley, Director of Parks and Recreation is hereby authorized to attend the 2008 Genesee Valley Recreation and Park Society Annual Conference in Victor, NY to be held November 14, 2008 at a cost not to exceed \$100.00 plus mileage to be paid from account A7020.4 (Recreation Administration-Contractual).

UNANIMOUSLY APPROVED

RESOLUTION #292 RE: In Memory of Anthony Simeone

**OFFERED BY: Supervisor Dunning**      **SECONDED BY: Councilwoman Ignatowski,  
Councilman Schulmerich,  
Councilman Slattery  
Councilwoman Sperr**

**WHEREAS**, on September 20, 2008 Anthony Simeone passed away and we are deeply saddened by his loss;

**AND WHEREAS**, Mr. Simeone served on the Examining Board of Plumbers from 1992-2002 and from 2007 – 2008 and was the current Chair during 2008;

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

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question as far as the selection of the term for that. Dianne (O'Meara), would you comment on that, please?

DIANNE O'MEARA: Yes. This is -- it is stated in the resolution I had sent out RFPs to 14 firms, of which I received six proposals. Three of them did not answer the RFPs in the way I directed, asked them to. Um, my feeling with that is that you're auditing the financial records of the Town. You need to be pretty clear and understand what it is that the Town wants to have done and respond in that manner. So I did not look at these three firms. They did not answer everything that I wanted them to.

The other three firms that did answer, um, as you can see, the -- the costs for all of the services that I requested, I had -- I'm recommending Freed Maxick. I had boiled it down to two particular firms. I called on references and while both of the firms had very good references, I felt that Freed Maxick had more experience with municipalities. They were very thorough, very detailed with their proposal.

As I said, with an accounting firm, that is what I want to see, is detail. And also the fact that they are local; whereas, the other firm was located in Buffalo. And I have somewhat of a concern, you know, for -- with that, that if there was a special circumstance that I needed them, um, I just felt that they wouldn't be as available as I would like with them being located in Buffalo.

SUPERVISOR DUNNING: Are there any other questions or comments?

COUNCILMAN SCHULMERICH: Well, I think the only comment I would make is, you know, whether it is public sector or private sector, the purpose of an RFP is to get information from whatever range of individuals choose to bid, and, um, all factors being equal, we should pick the lowest, the lowest bid. But if there is any differential performance received in the RFPs or the references where you have concerns, you pick the best firm at the lowest possible price, but it may not be the lowest price. I did defer to Dianne (O'Meara)'s judgment on this, and to me, I think the rationale agrees with it.

**RESOLUTION #293 RE: Independent CPA Services**

**OFFERED BY: Councilman Slattery SECONDED BY: Councilman Schulmerich**

**WHEREAS**, the Director of Finance sent Requests for Proposal for Professional Services to fourteen firms; and

**WHEREAS**, the Director of Finance has completed the review of the six proposals that were received as follows:

Amato Fix & Company	\$14,200 for all services requested
Freed Maxick & Battaglia	\$19,950 for all services requested
The Bonadio Group	\$22,400 for all services requested
Gray CPA	\$12,500 did not quote all services requested
Raymond F Wager, PC	\$16,000 did not quote all services requested
Testone Marshall & Discenza	\$22,800 did not quote all services requested

**NOW, THEREFORE, BE IT RESOLVED**, on the recommendation of the Director of Finance to accept the proposal of Freed Maxick & Battaglia to perform independent CPA services to audit the 2008 financial records, review court records as per the Uniform Justice Court Act §2019A and to perform a single audit per OMB §133, if required; and

**BE IT FURTHER RESOLVED**, based on performance, to continue services with Freed Maxick & Battaglia for fiscal years 2009 and 2010.

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question what that is for, relating to the Fire Marshal.

DAVID LINDSAY: Budget transfer is necessary to cover the increased fuel cost we realized as a result of the use of vehicles.

SUPERVISOR DUNNING: Thank you.

**RESOLUTION #294 RE: Budget Transfer**

**OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman Ignatowski**

**BE IT RESOLVED** to transfer \$2,000 from A1640.461 (Central Garage – DPW) to A1640.453 (Central Garage – Fire Marshal).



UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SLATTERY: Supervisor, I -- I have one, that would be on page 12. Under parks, general. Six hours, Labor Day security. A little explanation regarding that.  
SUPERVISOR DUNNING: I believe that is -- that is for Labor Day, for the parks security, they get extra pay for -- get paid more for working holidays. I believe that -- yes, it goes to Pro-Tech. They get an additional, or there is an additional hourly rate or different rate for holidays because of -- because it is a holiday, so that would be for that holiday pay.  
COUNCILMAN SLATTERY: Okay. How much longer does their contract run for this year?  
DAVID LINDSAY: I think they're done.  
SUPERVISOR DUNNING: I thought it was through Labor Day, and that was it.

**RESOLUTION #295 RE: October 1, 2008 Abstract**

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

**BE IT RESOLVED** to pay vouchers 5139-5348 totaling \$116,279.74 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$ 63,872.49
Highway Fund	\$ 36,802.97
H45 Baker Park Project	\$ 2,813.27
Consolidated Drainage	\$ 3,170.53
Special Light Districts	\$ 9,620.48
TOTAL	\$ 116,279.74

UNANIMOUSLY APPROVED

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PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on October 1, 2008 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:05 p.m. to discuss extension of the Chili Consolidated Drainage District to serve the 3033 Chili Avenue, Rochester, New York 14624 tax map number 146.07-1-69, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office.

Attendance as previously noted in the 10/1/08 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

JERRY BRIXNER, 14 Hartom Road

MR. BRIXNER: Mr. Supervisor, thank you for the opportunity to ask a question. I'm not really sure. I think our property number here at the Town Hall is 3333. Am I wrong or right?

SUPERVISOR DUNNING: That is correct. This property is 3333.

MR. BRIXNER: So this property is 3033, which is obviously east of here, and may I ask what piece of property it is?

RICHARD BRONGO: Do you know where 3033 Chili Avenue is?

COUNCILWOMAN IGNATOWSKI: It says there's a church across the street, so I think it is somewhere across from St. Pius, would be my guess.

COUNCILMAN SLATTERY: That's too far.

MR. BRIXNER: Down by St. Pius?

COUNCILMAN SLATTERY: No. I don't believe so.

SUPERVISOR DUNNING: Not that far down.

I thought this was the property being used by -- where the Walgreens is being built, but I'm not 100 percent sure of that.

RICHARD BRONGO: Why are they in the drainage district? Walgreens has already been in the drainage district.

COUNCILWOMAN IGNATOWSKI: I have a map here. It says Bell Mawr Drive, so it is close to Bell Mawr Drive. That would be behind it. Did you want to see the map?

MR. BRIXNER: Just read it off, Mrs. Ignatowski, please.

COUNCILWOMAN IGNATOWSKI: My map I have here shows the back side of Bell Mawr Drive, three properties behind it. So if you're sitting on Chili Avenue, it would be --

MR. BRIXNER: Down by Bell Mawr Drive, across from St. Pius?

COUNCILWOMAN IGNATOWSKI: A little further down the street.

COUNCILMAN SCHULMERICH: I'm doing Mapquest right now.

MR. BRIXNER: Thank you very much. No one knows. That is a little surprising, probably, a little embarrassing that no one knows where the property is.