

CHILI TOWN BOARD
October 16, 2013

A meeting of the Chili Town Board was held on October 16, 2013 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

PRESENT: Councilman Brown, Councilwoman DiFlorio; Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning.

ALSO PRESENT: Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Virginia Ignatowski, Town Clerk; Daniel Knapp, Director of Finance; Ken Kraus, Deputy Town Supervisor; David Lindsay, Commissioner of Public Works/Highway Superintendent and Building Department Representative; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Virginia Ignatowski.

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

PRESENTATIONS/ANNOUNCEMENTS:

1. Presentation for landmark status by the Historic Preservation Board.

BONNIE MOORE: Bonnie Moore. I just thought I should say a few remarks before I turn it over to the other ladies. But we do hope that you will positively consider the resolution to put into the landmark district the two nominees that we have here tonight.

You know, we were so consumed with the barn book last year that we really didn't get into the real mission that we are charged with, but this year, January, we hit the ground running and so we have done some research, along with the homeowners, extensive research into their particular homes.

You know, the -- usually the regulation is you have to consider a house that is over 100 years, and that isn't so any more. Um, and, in fact, some of the landmark officials have told us that if you have a 50-year-old house and it's representative of its era, in other words, if there was a ranch house that was erected we'll say in 1960, we could consider that as long as it was representative of that particular age and has not seriously been changed. We don't have that problem with us tonight.

We have two very elderly homes that have been lovingly taken care of. We have the Fuhrmans who have taken care of the Paul House. The Paul House was built by the two Paul Brothers, Lemuel and Zebulon. I don't even think Zebulon ever lived there, but Lemuel did.

The outstanding feature of that particular house, besides its architecture, is the fact that the Fuhrmans have told us that since 2000 -- pardon me. 1811, since that time, to this, there have been continuous families living in that particular house. Can't say that about many 200-year houses. They usually turn into businesses or into decay, one way or the other.

And then we have Carol Thoms' house, which is a very good replica of the 19th Century. She has just beautifully restored the inside and outside of that house and the barns and so on. The one factor that stood out for us, besides the architecture, is the fact that Carol shared with us, that her father, grandfather, father and uncle had lived in the house and this was 100 years ago. And during the depression, as it happened with so many other homeowners, they lost the house. But apparently this bothered Carol (Thom)'s father, and so later on whenever he had an opportunity to buy back the house, he did. That shows how much he loved it.

And Carol (Thoms) has been willed that house and has done a wonderful restoration inside that particular house. So I want you to know a little bit about that, so that you will think positively about the resolution that we can add these two into the Preservation District.

Now, if you have any questions after -- Linda Hamilton will read the summary. We do the investigations, and then we usually hone it down and do a summary with pictures and documents, and I will say the homeowners have been wonderful in this regard, because they gave us files about this thick (indicating) that we needed to go through, and -- and so on and so forth with pictures and all sorts of other things that helped us make this particular decision.

So Linda (Hamilton) is going to give the summary for the Fuhrmans. And for Carol (Thoms), I believe Rona (Pearce) is going to do the summary. So if you have any questions after they talk, that you want to ask either the Fuhrmans or Carol (Thoms) or any of us, feel free to do that.

SUPERVISOR DUNNING: Thank you, Bonnie (Moore).

Just for the record, this is Linda Hamilton. Linda (Hamilton) also a member of our Historic Preservation Board.

MS. HAMILTON: Good evening, everyone. Okay. So we have the Fuhrman Home, which is at 436 on Paul Road. And it's on the north side of Paul Road, facing south. Right

across from Bausch & Lomb. There is the front of the home (indicating). If you have ever driven down Paul Road, you may have seen that beautiful Colonial home. Of course, the way it looks like now is not the way it looked when it was first built in 1811.

That (indicating) was the original entrance on the left -- on the west side of the house. It faced west at the time that it was built. There was another view of the west side. These lovely porches (indicating) make the house look very attractive. On the east side, that -- whoops. That (indicating) is the west side. There is the east side (indicating).

That porch (indicating) was actually built over the existing well from 1811, and also under that porch is a hand pump and a cast iron trough which would have caught the overflow of water and the small animals might have had a nice drink out of there in the summertime.

Now, can't really see -- unfortunately, you can't see the windows that were part of the original building, but they were brought from Massachusetts by the Paul Brothers, and they would have been the 12 over 8 windows. They are, I believe, so the -- to the right of our picture there on the east side.

In the basement, you can see the original rubble foundation. You know, this was very -- let's see if I can use my pointer here. The large boulders right there (indicating), those -- they couldn't really move them with their crude tools back then, so they built the foundation using them. Very clever.

This is inside (indicating), and this is the dining room on the north side (indicating). And this is the dining room on the south side and that hallway leads into the front of the house.

At the time it was built, it was originally a three-room New England salt box with a three-sided center fireplace and upstairs loft. What is now the dining room, living room and kitchen would have been the size of the original building.

The first owners began to add to the house, and then on the north side -- go back one picture -- um, would have been -- that (indicating) would have been the summer kitchen added on, going through that door, I believe.

This is the chronology of people who lived there.

Beginning with 1811, the Paul Brothers and Zebulon's wife, Susan, who was a real pioneer. You will see it later, her husband died when he was just 36, so she would have been -- had to do a lot of work by herself, although I'm sure she had a lot of help.

The house between 1835 and 18 -- let's see. Between '66 and '68, the house turned over a couple times, and that could have been because of the Civil War, um, necessitating that. When they bought -- when they built the land, or the house, it would have been 160 acres of land, and they called it Rolling Acres.

If you drive past there today, you will see a plaque on the lawn that says, "Rolling Acres." This is actually the oldest -- we believe it's the oldest home in Chili. It's probably older than the Town itself. And Paul Road was most likely named after the Paul Brothers.

In its hay day, the farm had a white fence with a red top railing enclosing the entire farm, and the outbuilding included a carriage house, stables, hay barn, grain barn, ice house and dairy barn. And to the east they had the cozy coolie. I don't know how cozy it was in the middle of the winter, but it was there. And then the dump for recycling and Rolling Acres.

By the time that it was sold to Jacob Dietrich -- you can see he is down there -- at 1868 it had 13 rooms. So they added to it quite a bit from the original building. He was a Pennsylvania Dutch farmer and he farmed the land until close to the end of his life at age 100 and he died right there in his own house on Paul Road.

One of his three daughters, Jenny, married Byron DeWitt Beale from Macedon and continued to live in the farmhouse, and he was called BD, and he served as Chili's Democratic Supervisor in 1885 to '86. And those of you who know, our Town has been pretty much run by Republicans, so that was quite a feat for him.

He wrote to the Governor during his leadership to request a post office be established on the east side of Town so people wouldn't have to go all of the way to Chili Center for their mail, and the post office became a reality and it was called Bealesburg after him. He was also Chili's Justice of the Peace and the federal collector of internal revenue in Rochester in the 1890's.

The next picture shows the Paul Family grave sites and you can see -- I don't know if you can tell well, but the ones on the bottom right are infants that just had their initials. No actual names. That is in the Grove Place Cemetery at the corner of Chili Avenue and Marshall Road.

There are some more of the early owners of the home (indicating). Paul Dietrich and Neely. Down on the bottom right (indicating) is the gravestone of Edna, Jenny.

And Edna was one of their daughters. She was born in the front bedroom of the homestead in 1887 which would now be the east side of the living room, and she attended Number 3 School in the city. Graduated, we're not quite sure -- we think maybe West High School, and she attended Genesee Teachers College.

She actually started teaching at the Cobblestone Schoolhouse up here on Scottsville Road, and I don't -- you probably can't see it, but that is her teaching contract at the bottom (indicating), and it says she earned \$11 a month. And out of that \$11 she had to take out \$1 for New York State Teachers Retirement.

Then she transferred to Number 9 School on Joseph Avenue where she taught mainly immigrant children of Russian and German/Jewish families. 1914, she moved back to the Paul Road home with her mother whose health was failing and she taught again in Chili.

Then after her mom's death, she moved to Bristol Road Island where she became the first woman personnel officer in the U.S. Rubber Company.

Two years later, she returned to Rolling Acres to care for her father. And she became the

first woman labor relations person at Bausch & Lomb, which was right across the street from where she lived and there she met and married Ted Pease. Edna organized and managed the gas rationing program at Taylor Instrument Corporation during World War II and she was a most able versatile person of -- really a forerunner of the women's liberation movement in industry.

The next owners were actually -- this is quite a good relationship between Edna and her husband and Eleanor and Norm Burgess who bought the home from her. Um, Norm -- when they bought it, they bought the 13 acres there from Edna and Ted Pease, and Norman was a social studies teacher at Monroe High School.

Eleanor was a speech therapist at Ben Franklin and Norman became the Coordinator of Personnel for the City School District, having 5,000 School District employees under his leadership. Eleanor became the Director of Student Educational Services and she was active in her profession of speech language pathology and audiology, serving on many national and New York State boards.

But during the process of the sale, as I said, the Burgesses and Edna and Ted Pease developed a strong friendship, and after her husband's death, um, Edna was invited to come back and live in the homestead with the Burgesses and she accepted their invitation. And if you were to read Eleanor's tributes to her, they thought she was just like a wonderful family member to them.

She used to entertain and she did all of the cooking and cleaning, and she would have had to do the dishes on the table because there was no kitchen sink. There was no bathtub. So she did them in a pan on the kitchen table with water that she heated on the stove because there was no hot water heater.

All of the refuse was dumped on the pile at the east side of the house, and when she sold that property, the dump wasn't part of the property that they sold, so the Burgesses had always wanted to dig there because there would be 200 years of who know what kind of treasures in that, but they were never able to do that. So maybe the neighbors on east side were able to find some treasures in that hill.

Both the Burgesses and Edna were members of Parkminster Presbyterian Church. Edna lived with them until she was 80. Then she moved to the Presbyterian Home on Thurston Road and she continued to spend a lot of time there entertaining their guests and she was the life of the party. She and all her family are buried there at Grove Place Cemetery at Chili and Marshall Roads.

The Burgesses decided to move back to the city after her death, and they sold the back acreage to Michael DeFrancesco for the development of what was called Walnut Hills.

The remaining two acres, house and garage were sold to David and Janet Jenkins who sold it to Jerry and Susan Furman, who we have with us tonight, in 1986.

And now the next picture shows the 200-year celebration. In September of 2011, Susan and Jerry (Furman) held a celebration of the 200-year anniversary of Rolling Acres to honor Lemuel and Zebulon Paul and to recognize the continual stream of families who have inhabited it ever since.

The -- Jerry and Susan's family and extended family ate a meal in the large dining room at the homestead and the meal was probably similar to what would have been served back in the 1800s, early 1800s.

After that, they went to the Grove Place Cemetery where they placed grapevine wreaths on the tombstones of the Paul Brothers and Lemuel's wife, Susan, an early pioneer woman of Chili. They want future generations to pass along the stories of those who knew joy and sorrow there, some of whom were even buried around that home. The grave site celebration became even more meaningful in reflection because the scripture and prayer were offered by Jerry and Susan Susan's precious son, the late Reverend Jeffrey Fuhrman.

And at that time, Susan wrote a news article for the occasion in which she said, "I and my husband, Jerry, hope to pass the house onto someone with a sense of history, a love for a squeaky floor and unconcern for moldings that don't match and a belief that old houses tell us stories of the past.

We agree with you, Susan. And it is our hope that this property and -- that you call your home will continue to be appreciated and cared for as you and other gracious owners have so lovingly done. And that is the end of my presentation.

SUPERVISOR DUNNING: Thank you, Linda (Hamilton). (Applause.)

RONA PEARCE: Good evening. Supervisor, Town Council, ladies and gentlemen, this is the story of the Gruendike Doherty Thoms Farm at 122 Stryker Road circa 1816. The Preservation Board requests this house be designated as a Chili Historic landmark.

Over 188 years ago, John Gruendike and his wife Elizabeth were living in New Jersey at the time and perhaps they heard that cry, "Go west, young man, go west." And like so many others, they did.

Did they know the hardships they would encounter while forging through deep forests and meandering over streams? Perhaps they did, but they went on west anyway.

Ultimately, they landed in Chili, which at that time was a part of Riga. Chili was the chosen spot. As you can imagine, 1816 was still very country and rough. There were a few taverns and a cluster of small businesses. Few other homesteaders were within shouting distance. The task at that time was to purchase property through the agent from John Hornby of Middlesex, United Kingdom.

The parcels they chose crossed the Stage Coach Road now known as Chili Scottsville Road Route 386. And it was there they would build their home. As most settlers needed immediate

shelter, they usually just constructed a small prudent cabin to live in while preparing to build their home. They had to clear land, dig wells, plant crops to sustain them. This venerable old house was the beginning of their new life in Chili, just as Chili was beginning its future. The house is built in 1825 and Chili became a Town in 1822. The house sits on a slight rise facing south and today is surrounded by huge maple trees that are now turning bright gold. There are great fields behind the house and they are the site of many years growth of grain and corn.

Along with the growth of the farm, Mr. Gruendike helped the growth of the Town. He was listed as a paid Highway Superintendent in 1828 and also the overseer of the poor. He helped to organize the Methodist Episcopal Church in 1832.

He sold the land for the first public cemetery where he laid to rest his infant child. This is thought to be the earliest recorded death in Chili.

In addition to the one-room schoolhouse, Number 3, that sat at the corner of Stryker Road and Chili Scottsville Road, and -- is listed on the deed as the Gruendike Schoolhouse. Along with his neighbor, John Stryker, they were involved with the construction of the local grange that this is now the American Legion Post 1830.

When the farm was no longer needed, it was then purchased by Carol (Thom)'s great grandfather who worked the farm for over 30 years and was sadly compelled to leave during the Great Depression. That was 1929.

After that loss, the farm was either rented or sold until Carol (Thom)'s grandfather bought it back in 1973. Carol (Thoms) and her daughter's lives were so deeply intertwined with the history of this house and land, it was almost destiny that they should research the history to record it for prosperity.

The house is over 2,000 square feet, has ten rooms and has been meticulously furnished with a style of antiques Carol (Thoms) has gathered over the years.

As with any house, there were changes made that were necessary of people living there, but the bones of the house reveal those changes and, um, Carol (Thoms) was able to work around them but still restore it back to its original.

Directly across the road stands the original barn and I have it on good authority it's haunted. Please don't tell the horses. It might spook them.

COUNCILWOMAN SPERR: Is the ghost picture in there? You didn't put it in there?

RONA PEARCE: No.

Several additions had been made to the barn also to accommodate the needs of a whole working farm. Outside is the paddock overlooking the meadow where the horses now can be seen grazing.

Over several years, Carol (Thoms) has lovingly restored the interior of the home and with an understanding of its history and her dreams of restoring the house, she, who is an astute historian and antique collector, her vision that would -- would become true.

Um, skip one there.

She has dated the house through their research, the property, 1816 to 1817. We considered this 1825 house a blue ribbon example of the history of Chili and those who love it and those who are saving our cultural heritage. I give sincere thanks to Carol (Thoms) and Sabrina (Thoms) who both did an unbelievable job of researching the Doherty Farm, and it's been 72 pages that she turned over to us of the complete history, and it's not only a history of the farm, but a history of Chili.

And so that is the end. Thank you. (Applause.)

COUNCILWOMAN SPERR: Just wanted to make a comment. As liaison to the Historic Preservation Board, I get the privilege of listening to their preparations for these presentations throughout the meetings, and I just want to thank everyone for all their hard work on this and to also mention there are other members of our Preservation Board that are in the audience tonight.

We have Pete Widener with us here, Melissa Pernesky and -- let's see. And then Phil Supernault also helped work on the presentation tonight. So I just want to thank them and Michael Tata who was also not able to make it tonight. Just thank them for a great job.

Wonderful house. I live in an 1880s house, so I can fully appreciate the mismatched moldings and nothing square. But it is lovingly appreciated.

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on October 16, 2013 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss the 2013 Budget hearing to consider the following:

Water District Assessment Rolls (Hynes Tract, S Chili Benefit Area #1, S Chili Benefit Area #2)
Sewer Districts (Chili Sewer Improvement Benefit Area #1)
Consolidated Lighting District #1
Lighting Districts (Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili.)
Sidewalk District (Park Place)
Park District (Lexington) Consolidated Drainage District
Assessment Rolls for Fire and Fire Protection Districts (Chili, Gates-Chili, Clifton, Chili, Scottsville)
Assessment Rolls for Ambulance Districts (Chili, Gates-Chili, Clifton, Chili, Scottsville)

Proposed contracts for Ambulance Districts
Proposed contracts for Fire and Fire Protection Districts
Preliminary Budget

Attendance as previously noted in the 10/16/13 Chili Town Board meeting minutes.

SUPERVISOR DUNNING: I would like to make clear the rules for Public Hearings. I ask that anyone that has any comments on any of the Public Hearings, as we get to each individual one, please step up to the podium and state your name and address for the record. And at this time, I will go ahead and open the Public Hearing for the 2013 or 2014 budget.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

DOROTHY BORGUS, 31 Stuart Road

MS. BORGUS: First off, I would like to make -- excuse me, a comment that I made last year, as well, and it must not have been heeded or remembered. The money that we spend in this Town on Highway and Public Works vehicles and replacements is not chump change.

Last year, I believe it was roughly \$625,000. And I had to ask last year for a list of those replacements along with how much each one was, what it was replacing and the explanation for the need. Mr. Lindsay came up with one, upon request. And I suggested last year that that be a must. I -- I mean they're all in the budget, but they're buried with no explanation, just, "Replace Number 9." "Replace Number 15."

What does this mean? We're supposed to be striving for transparency here. I did ask him for this one again. He has graciously come up with it one more time this year, but it shouldn't be necessary for me to ask and it should be in your hands before you vote. It should be very clear.

COUNCILWOMAN SPERR: We have it, Dorothy (Borgus).

MS. BORGUS: Might I ask when those were distributed to the Board? I see -- I see the -- Councilwoman Sperr holding up a paper.

SUPERVISOR DUNNING: We discussed the -- the entire Board, during the workshops did discuss each and every one of these vehicles and the need for their replacement.

MS. BORGUS: But as far as this particular --

SUPERVISOR DUNNING: The Board -- if any of the Board members wish to correct me.

MS. BORGUS: You had this at the time of the workshops?

SUPERVISOR DUNNING: Not that specific workshop. We had -- we had -- we had a full description of the vehicle replacements and why they needed to be replaced during the workshop, about a month ago now. So we had the information, but we may not have had the physical sheet you have in front of you, in front of us at this time.

MS. BORGUS: You got this one when?

SUPERVISOR DUNNING: Probably yesterday or today I'm guessing.

MS. BORGUS: Today I would bet because it wasn't in existence last night. The reason you have it is because I asked for it.

SUPERVISOR DUNNING: That doesn't mean that we didn't understand.

MS. BORGUS: I realize -- I hear you. It also is -- we're supposed to be striving for transparency, and when -- when a citizen such as myself researches this budget, I -- I should not have to go and hunt up somebody to do this. It's a suggestion that bears, I think, paying attention.

Next year, why don't -- why isn't that done at the time the budget preparations are made? It's a suggestion, and I would hope next year I don't have to go after it again.

SUPERVISOR DUNNING: Quite frankly and with all due respect, the transparency was certainly very, very apparent during our public workshops that were open -- excuse me. Let me finish. This is a Public Hearing, and I am allowed to respond to this. During these public workshops, all of this was discussed. Public was certainly welcome to join us.

I will say again, once again, out of all due respect, this is not a document that we're required to produce. We did as a courtesy. We don't normally produce this particular document in the format in which you personally requested. Which I will say right now, I will go out on a limb, and unless you request it again next year, it's unlikely that we're going to produce the document as you see it today, and it will be discussed once again at the public workshop in great detail and to what the specifics are. The public is welcome at those meetings. This Town Board is extremely transparent in sharing that information with the public. If the public is interested in coming and seeing it, it is right there for them.

COUNCILMAN SLATTERY: Dorothy (Borgus), if I could, on page 6 of page -- of 21 pages in our budget, um, for -- for the -- under the Highway Department, when you look down it says, "Dog control."

MS. BORGUS: Yes.

COUNCILMAN SLATTERY: Then it says, "Replace Number 15" and -- and I think that's what you're referring to.

MS. BORGUS: That's what I'm talking about.

COUNCILMAN SLATTERY: Now if I could, Dorothy (Borgus), please. When we did have the budget meeting with the department head, we -- I actually, one of the things I look at is what vehicles he is going to replace for that year. That was one of the ones that we discussed. He talked about -- so we got a better handle on it, why -- what, why what vehicles are going to be replaced.

MS. BORGUS: Fine. That's fine. As long as there is an explanation somewhere. But the

very page mentioned, it is page 6.

COUNCILMAN SLATTERY: Page 6 of 21 under the highway budget.

MS. BORGUS: I think it is one of the ones I marked as an example of lack of transparency, because it -- because it says just what you said. "Replace Number" so and so.

COUNCILMAN SLATTERY: Under, "Dog control." That is what we talked about.

MS. BORGUS: There is many.

COUNCILMAN SLATTERY: I understand. That one thing I did ask for was within this new program that we have for the budget, I asked for every department -- you can check with some of the department heads that are here, three of them tonight -- that they put more notes within that budget, and that is something that we're going to be looking to improve on.

And this being the second year, I believe, that we utilized this system, you know, they're still getting familiar with it and so forth, but that was one of the questions that was asked, to use more notes.

MS. BORGUS: Thank you, Michael (Slattery). My point. Exactly my point. If this is not a space problem in this document, then let's put more detail in there. It -- with the old system, there were worksheets. And you got them and I went and copied them and I went through them all, and when we did this -- we got this new system, I thought it was wonderful. It certainly cuts down on paper, but you have to have either the worksheets like we used to have, or you got to have more explanation in this, because it's not transparent in so many ways.

And it's less transparent in a lot of instances and I have some documented here. I won't burden you with the details now, but I have marked several what was there last year is not there this year and I don't know why it is such a problem to write a few words.

]COUNCILWOMAN SPERR: We did request that at the Public Hearing, Dorothy (Borgus). I know you weren't in attendance at either one of them.

MS. BORGUS: My sister passed away.

COUNCILWOMAN SPERR: I'm sorry, Dorothy (Borgus), to hear that. You interrupted me.

I'm pointing out that when you weren't there to listen to our discussion, you don't know that Michael (Slattery) and all of us asked many questions and we have got notes and details on our budget copies here and additional paperwork that we requested. So we have taken quite a bit of time to dive into the budget and make sure we fully understand it. I just want to make sure that I mention that to you while you stand there and try to attack us.

MS. BORGUS: I'm not attacking. I'm --

COUNCILWOMAN SPERR: It sounds that way.

MS. BORGUS: In some ways compared to last year, we have gone backwards. We spent a lot of money on this. It has got a lot of good features, but you have got to use it.

COUNCILWOMAN SPERR: Yes. But, Dorothy (Borgus), you can't expect to see the worksheets we had in the past. We have --

SUPERVISOR DUNNING: I don't want to belabor this. I think we just have a very, very different understanding of what is transparent and what is not at this point. I think, in support -- I think the implication is what is being taken offense to is that we're not providing transparency and we're hiding something in our budget.

MS. BORGUS: I'm not saying --

SUPERVISOR DUNNING: It's not appreciated at all.

MS. BORGUS: I'm not saying that. I'm saying let's pay attention to this and -- and in another year let's correct this.

COUNCILMAN SLATTERY: You're saying there are tools there. Let's have the Town utilize them more and as I mentioned, there is -- they're still learning it, the system. Hopefully we will.

MS. BORGUS: After a couple years, I would think that the learning curve would --

SUPERVISOR DUNNING: Let's move on.

MS. BORGUS: -- would kind of straighten out.

COUNCILWOMAN DI FLORIO: Point taken.

MS. BORGUS: I have a question about attorney financial management advisor. It's on page 21 of 91. The budget last year was \$2,000. The budget this year is proposed to be 7,000. That's a 250 percent increase.

Does anybody have a --

COUNCILMAN SLATTERY: Dorothy (Borgus).

SUPERVISOR DUNNING: What budget?

DOROTHY BORGUS: Page 21 of 91. It's under "Attorney" and it is account 0114204157.

COUNCILWOMAN SPERR: "Supervisor" and "Attorney."

Is that where we are?

DOROTHY BORGUS: Page 21.

SUPERVISOR DUNNING: You obviously have a different set of sheets.

COUNCILWOMAN SPERR: Our pages may be different, Dorothy (Borgus). Depends when they were printed.

MS. BORGUS: This is printed on September 17th.

SUPERVISOR DUNNING: Ours is different.

MS. BORGUS: It's under "Attorney."

COUNCILWOMAN SPERR: What is the upper left-hand --

MS. BORGUS: It's Item 1420 and it's further down.

SUPERVISOR DUNNING: Where it says, "Account table"?

COUNCILWOMAN SPERR: It's --

SUPERVISOR DUNNING: Upper left corner account table. What account table does it say?

DANIEL KNAPP: Under "Finance."

COUNCILWOMAN SPERR: Under "Supervisor" and then "Attorney."

COUNCILWOMAN DI FLORIO: Which attorney line are you looking at, Dorothy (Borgus)?

MS. BORGUS: 1420.4157, "Attorney financial" --

COUNCILWOMAN SPERR: Got it.

COUNCILWOMAN DI FLORIO: At the bottom of our page 2 of 4 in the Supervisor's budget.

COUNCILWOMAN SPERR: Dorothy (Borgus), could repeat what your concern was again for me?

DOROTHY BORGUS: Last year's budget was \$2,000. This year's preliminary budget number is 7,000. That's a 250 percent increase, and I'm wondering what we're going to be doing with that extra money?

SUPERVISOR DUNNING: Dan (Knapp), please.

DANIEL KNAPP: If you look at the actuals. The actuals are probably running -- they should be running about that 5, 6, \$7,000 range.

SUPERVISOR DUNNING: \$6,700.

COUNCILWOMAN DI FLORIO: 2012 it was almost \$12,000.

DANIEL KNAPP: What it is is our Financial Counsel, they -- because of the BAN that we have on the new highway facility they work, they do -- actually runs about \$5,000 per incidence. Last year in 2012, they had to do it two times because we had a new BAN. In the summer of 2012, the 1.5 million BAN and then there is the new BAN in December for the \$2.1 million, so it was about \$5,000 each time. That is where we have the actual \$12,000.

This year, there was only one BAN. That will be going into December, so it will be about \$5,000 for that. Basically what happened, we under-budgeted for that the last couple of years and so I was just making a budget to what it actually needs to be. It will continue to run that until the BAN is under \$1 million, in which case it will drop down from that seven to probably about a \$3,000 range.

MS. BORGUS: Thank you.

The other account I would like to talk about is personnel and it's Item 1430. I'm looking at the last line where all of the expenses are added up. And the percentage of increase is 21.37 percent.

SUPERVISOR DUNNING: What is that? Upper left corner, what is it under?

MS. BORGUS: Personnel.

SUPERVISOR DUNNING: Account table?

MS. BORGUS: Personnel.

SUPERVISOR DUNNING: That is what it says under account table?

DANIEL KNAPP: Personnel.

SUPERVISOR DUNNING: That's under you. Finance. Which one are you looking at, Dorothy?

MS. BORGUS: I'm looking at the total line for item 1430. The percent of increase is 21.37 percent.

SUPERVISOR DUNNING: Personnel services we have our -- that is our Director of Finance. Time cards.

COUNCILWOMAN DI FLORIO: What is your concern?

DOROTHY BORGUS: The increase. For that account.

SUPERVISOR DUNNING: I don't have my glasses. I will have Dawn (Forte) get my glasses.

DANIEL KNAPP: What it is, there is a line item in there in next year's budget for \$5,000 for a GASB audit, which is required by law every three years. So the last time you would have seen it was in 2011. So it would not have been there this year or last year.

MS. BORGUS: I understand expense, however, it makes my point again, why couldn't that have been written in there? I mean, there is no explanation. It says, "Actuarial," which the spelling in this -- this whole report -- it ought to be spell-checked. And I think that says -- supposed to be actuary services three-year renewal.

You know, I know what GASB is. But, you know, a few more words would -- would be so helpful to anybody that takes the time to really go through this budget. It takes a lot of time and I don't mind doing it. I don't do it for myself. I do it for everybody in this Town who doesn't know how or doesn't want to take the time and it would make it a lot easier if we just had a little more verbiage in this report.

Under -- under "Youth programs," um, again, now, I'm looking at "Recreation," and I'm looking at youth -- the total for "Youth programs." It's total Item 7310. There again, I'm looking at the total for the whole account.

SUPERVISOR DUNNING: Okay.

MS. BORGUS: And I'm -- I'm -- I see that it has been shift -- the shifting of money around. I can see that. But I would hope that we are going to raise our fees appropriately to cover that.

Have you looked at the revenues?

DOROTHY BORGUS: I have. I have.

SUPERVISOR DUNNING: You understand the numbers have gone up considerably.

MS. BORGUS: But I don't think it's -- I don't think it's going to come to that. And -- the problem with that is we have talked about at these budget meetings before that there are so many costs you don't put in there but we have to pay. I mean the insurance, gas, trucks, I mean, you know, you put in balls and basketball hoops, but all of the other costs you kind of -- just kind of sweep under the rug like they were there anyway. So my point is, I just want to see those fees go up enough that this doesn't turn into some kind of a big problem for the Town, because that's a big increase.

COUNCILWOMAN SPERR: Dorothy (Borgus), I just wanted to let you know in our budget presentation given to us by our Director, Michael Curley, he, um, gave us quite a bit of great information that in 2000 -- he gave us a comparison from 2011 up through his projected budget of 2014, and the impact on the Town has gone down considerably of how the Recreation Department, the revenues have gone way up. So I don't know what you're seeing, but he gave us quite a bit of detailed information and what he anticipates the programs that will grow. And he -- he was very specific in the information he gave us, so we were very pleased with his presentation and what he had to tell us.

MS. BORGUS: Um, I would like to talk about "Celebrations," item 7550.

COUNCILWOMAN DI FLORIO: In Rec also.

MS. BORGUS: And I believe this was something I brought up last year, too. Why are there no numbers for the description of the 2012 actual? Any of the 2013 budgets? Why are those all zeroes?

SUPERVISOR DUNNING: You want to answer that, Michael (Slattery)?

COUNCILMAN SLATTERY: Actually, I asked that at the budget meeting.

SUPERVISOR DUNNING: Go for it. Go ahead. Please. You're well versed.

COUNCILMAN SLATTERY: It's your budget.

SUPERVISOR DUNNING: We moved things around and I believe that is the answer to that. Because in the 2012 budget, all of these individual things were in different areas, so we have combined them now under "Celebrations" so all these individual celebrations were never categorized like they are here now. So there is no celebrations account number for 2012. But if you go back to the 2012 budget and you look at Breakfast with Santa or you look for the Easter Egg Hunt -- Easter Egg Hunt you would see them individually, what those expenses were for that, but we have changed it.

MS. BORGUS: They were under "Recreation"?

COUNCILWOMAN DI FLORIO: If you look at page up above it, you can see the breakdown from the previous years.

COUNCILMAN SLATTERY: Then you will see the blank lines.

COUNCILWOMAN DI FLORIO: Breakfast with Santa, they're all up on the page right directly above "Celebrations."

And they're zeros for this year on those line items.

COUNCILMAN SLATTERY: Just a slash. There's slashes through there. So if you look under "Department tentative stage," there would be a line through it. Actually, that was a question that was brought up at the workshop.

MS. BORGUS: And also under "Celebrations," are we not going to have a celebration for Flag Day?

SUPERVISOR DUNNING: We are not.

COUNCILWOMAN SPERR: We didn't last year.

SUPERVISOR DUNNING: We haven't -- we tried it the first year --

COUNCILWOMAN SPERR: Two years.

SUPERVISOR DUNNING: Two years, you're right.

Tremendously successful first year. The second year was a tremendous disappointment.

We decided our money was better spent with other celebrations.

MS. BORGUS: Fine.

On -- on let's see. We're looking at Highway Fund, and this is under "Revenue." There is an account there for sales of equipment. The actual in 2012 was \$25,303. And --

SUPERVISOR DUNNING: Which number, Dorothy (Borgus)?

DOROTHY BORGUS: Were item 2665, "Sales of equipment," revenue for the highway one. The number on it is 02.2665.

SUPERVISOR DUNNING: What was the question? I'm sorry. I can't --

MS. BORGUS: The question is why -- why there is no 2013 budget numbers and no actuals and no -- no budget for this year at all? It's blanks.

SUPERVISOR DUNNING: Do you know that? Dan (Knapp), do you know that? I don't have that page in front of me. Our books are arranged a little differently than yours are, Dorothy (Borgus).

DAVID LINDSAY: We didn't have the -- most of the vehicles and items were auctioned in the fall auction. We didn't have that information when this was prepared.

MS. BORGUS: How about 2013?

DAVID LINDSAY: That's for 2013.

MS. BORGUS: Oh, that would be this year you don't have them yet. Okay.

And those will be filled in when?

DAVID LINDSAY: When we receive the money.

MS. BORGUS: But it will be in the approved budget?

SUPERVISOR DUNNING: Depends on if we receive the money before we approve a budget. If we don't sell everything or do -- or get the money before -- it may -- it may end up going in in 2014.

DOROTHY BORGUS: But they're sold now.

SUPERVISOR DUNNING: No, I don't believe so. Are they, David (Lindsay)?

DAVID LINDSAY: They were sold last weekend.

SUPERVISOR DUNNING: Okay. All right. So it depends on when the money gets received.

MS. BORGUS: Now, I -- I don't expect you're going to agree with me, but I am going to say it anyway. Um, under "Machinery," Highway Fund expense, "Machinery."

COUNCILMAN SLATTERY: Sorry, Dorothy (Borgus), a number if you could, please?

DOROTHY BORGUS: 2.5130.

COUNCILMAN SLATTERY: Thank you.

MS. BORGUS: Uh-huh.

SUPERVISOR DUNNING: 5130, you said?

DOROTHY BORGUS: Uh-huh. I'm looking at "Machinery supplies," "Machinery parts" and "Machinery equipment repairs."

In fact, it's the -- the third -- the -- the last three of the last four items before you get to the grand total for the -- for the account. "Machinery parts," like the budget was, um -- "Machinery supplies" was \$65,000. "Machinery parts" was \$4,000 and "Machinery equipment repairs" was \$38,000.

Do you see those? That totals \$187,000. And I don't question that these numbers are right. I'm not questioning the numbers.

What I question is how we can have that many repairs when so much of our equipment is being replaced to the tune of 600 -- 500 to \$600,000 every year. Everything we have ought to be pretty well kept. And fairly new. And that's a lot of money to be budgeting for repairs when so much of the fleet is so new. It's a comment. I don't expect an answer. I just notice these things and it does seem like it's a little out of whack.

And the other thing I would like to talk about is, um, fire protection expense. It's item 3410.

SUPERVISOR DUNNING: Question?

DOROTHY BORGUS: Where is the Gates-Chili fire bill?

SUPERVISOR DUNNING: We --

COUNCILWOMAN SPERR: We don't have one yet.

SUPERVISOR DUNNING: We don't have one yet. They just had their Public Hearing this week. Or last week, I'm sorry.

COUNCILWOMAN SPERR: Last night was the Public Hearing.

DOROTHY BORGUS: Maybe you should wait until this thing is more permanent.

SUPERVISOR DUNNING: You can't.

COUNCILWOMAN SPERR: You can't, Dorothy (Borgus).

MS. BORGUS: Well, that's a big ticket item not to put in here.

SUPERVISOR DUNNING: Then you need to talk to your State representatives and tell them that we have prolong it and wait because we're under -- we're under guidelines to get budgets done. So.

MS. BORGUS: Do you have any idea what that number is going to be?

SUPERVISOR DUNNING: Do we have a rough number on it? Did we get a rough number?

DANIEL KNAPP: Gates-Chili?

SUPERVISOR DUNNING: Gates Fire Department.

Gates Fire District.

DANIEL KNAPP: Isn't that the separate district?

SUPERVISOR DUNNING: Yes.

DANIEL KNAPP: That taxes on itself and is no part of our budget at all.

SUPERVISOR DUNNING: That's right. I forget.

DANIEL KNAPP: Doesn't show up in our budget.

SUPERVISOR DUNNING: Doesn't affect the budget number.

MS. BORGUS: It affects Chili's Ambulance, though, right?

SUPERVISOR DUNNING: Now, because the fire contract is -- I'm sorry, the ambulance contract is with the ambulance.

MS. BORGUS: Which is another animal.

SUPERVISOR DUNNING: Correct. I mean -- that is another.

COUNCILWOMAN DI FLORIO: Different agency.

MS. BORGUS: Okay. Thank you.

SUPERVISOR DUNNING: Thank you.

MS. BORGUS: I, again, please, if there is room -- I haven't seen the software. I don't know the program. I would have no reason to see it. But there has got to be room for more explanations in here if we're not going to go back to the old work papers. I don't think anybody wants to do that.

COUNCILMAN SLATTERY: And I think we're agreeing with that, Dorothy (Borgus).

MS. BORGUS: Well, you are, Michael (Slattery).

COUNCILWOMAN DI FLORIO: Nobody is disagreeing with you, Dorothy (Borgus). We ask the same things.

SUPERVISOR DUNNING: We could have more information. I don't know that you're going to get it, the specific format that you would like to see.

MS. BORGUS: A little bit? We could start in that direction a little bit?

SUPERVISOR DUNNING: We'll see.

COUNCILWOMAN SPERR: We did ask.

MS. BORGUS: But I think that was brought out last year.

SUPERVISOR DUNNING: All right. Thank you.

LAUREL TURNER

MS. TURNER: My name is Laurel Turner and it is not so much a question about the budget but the Water District assessment rolls.

Is there a way to get a description of the South Chili Benefit Area 1, South Chili Benefit Area 2 and if there is any residences that currently do not have public water that might become part of a Water District, and if not, how that can be done?

SUPERVISOR DUNNING: The -- what are you looking for, for a description of the Water District?

MS. TURNER: Are there streets?

SUPERVISOR DUNNING: Boundaries of the District?

MS. TURNER: Yes, boundaries.

SUPERVISOR DUNNING: We could provide that, get that to you if you would like. We can get that, David (Lindsay)?

DAVID LINDSAY: Yes.

SUPERVISOR DUNNING: I would suggest if you could, get a hold of Mr. Lindsay or talk to Mr. Lindsay after the meeting and we can make sure you get a description of that, the boundaries of that district.

MS. TURNER: That's not available online, correct?

SUPERVISOR DUNNING: It probably is not.

COUNCILWOMAN SPERR: Probably is not. We're redoing the website.

SUPERVISOR DUNNING: The second part of your question, as far as getting into -- or getting places that are not currently served by water, we did look into that a couple years ago. There wasn't a tremendous amount of support for it, where the support really has to come from. I think the residents in -- and refresh me if I am missing something -- the Milewood area and then there was a loop from Union Street, down Wickens Road and then back up --

COUNCILMAN SLATTERY: Wheatland Center Road.

SUPERVISOR DUNNING: -- Wheatland Center Road. So I believe that -- those were the two areas that were looked at for possibility, but again, there wasn't a tremendous amount of support it.

MS. TURNER: From?

SUPERVISOR DUNNING: From the residents --

COUNCILWOMAN DI FLORIO: Property owners.

SUPERVISOR DUNNING: -- who would bear a greater portion of the cost of doing something like that. So that was actually -- that was kind of just sat on the back burner. We had quite a bit of work put into it. We had quite a bit of study work done.

MS. TURNER: Is that information, even though it is not current, available?

SUPERVISOR DUNNING: I'm sorry?

MS. TURNER: Is that information regarding the study that was done available?

SUPERVISOR DUNNING: Yes. We can make that information available.

COUNCILWOMAN SPERR: Sure. They passed it out at the public information meeting that we held about it.

SUPERVISOR DUNNING: The information from -- what we shared in there we could get it to you if you would like.

MS. TURNER: Do you have to do an F --

SUPERVISOR DUNNING: No. No. If you would -- Mr. Lindsay -- Mr. Lindsay would, I'm sure -- sorry, David (Lindsay) -- but I am sure would be glad to help you out and get that information to you.

MS. TURNER: And is there a process to become a Water District, if there is enough interest?

SUPERVISOR DUNNING: Yes. Come and talk to me and I would be happy to discuss it with you.

MS. TURNER: Okay. Thank you.

SUPERVISOR DUNNING: You're welcome.

JUNE BABIUK, Humphrey Road

MS. BABIUK: I'm June Babiuk. I live about a mile down the road on Humphrey Road and for 30 years we have been trying to get the Water District. And I think it's about time we should get it.

Mr. Lindsay, I went to see him. He said he would talk it over with you. Evidently he didn't get to you because I haven't heard a word from him or you, which I sent you three letters, never heard a reply. And we would like to know after 30 years, why we can't get water.

SUPERVISOR DUNNING: I don't -- I'm not familiar with that, but I don't --

MS. BABIUK: You mean to tell me the postman didn't send you any mail?

SUPERVISOR DUNNING: I'm sorry?

MS. BABIUK: You mean to tell me the postman didn't send you any mail?

SUPERVISOR DUNNING: I'm sure I probably did get something. Typically I respond and respond rather quickly, but I don't recall. I haven't seen anything about water in a couple of years.

MS. BABIUK: I went to see Mr. Lindsay and he said he would talk it over with you and get back to me about whether it would be possible.

Now, if it isn't possible from Chili, why can't you turn it over to the Monroe County Water Authority?

SUPERVISOR DUNNING: Well, eventually it would.

Can you do me a favor -- or Dawn (Forte), can you get the name and address and a phone number, contact information? I will get back to before the end of the week.

MS. BABIUK: Promise?

SUPERVISOR DUNNING: I promise. In front of all these people, I made that promise.

MS. BABIUK: After --

SUPERVISOR DUNNING: I will get back before the end of the week.

MS. BABIUK: After seeing all of the crooks in the newspaper today, I'm not sure of anything any more.

SUPERVISOR DUNNING: I understand completely, but I will get back to you before the end of the week.

COUNCILMAN SLATTERY: That's why you got to stop reading the paper. (Laughter.)

The Public Hearing was closed at 7:54 p.m.

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on October 16, 2013 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:54 p.m. to discuss the Historic Landmark Status for the Fuhrman Home, 436 Paul Road.

Attendance as previously noted in the 10/16/13 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

COUNCILWOMAN SPERR: Anything you wanted to say, Fuhrmans, about the place or anything, Mr. Fuhrman.

MR. FUHRMAN: We feel very honored you would like to consider it. We love being there and hope that that is our last home and we stick around.

SUPERVISOR DUNNING: We hope you do, too.

MS. FUHRMAN: I also had a fleeting thought, when Lemuel built it, I'm sure he had no idea it would last as long as it has nor would he probably care.

MR. FUHRMAN: As long as you're on budget, you might be interested to know when Lemuel built his house, after a little while, he put a toll gate out in front of the house, and at one point you had to pay to get by his house. So if you're looking for revenue.

SUPERVISOR DUNNING: I like him already. (Laughter.)

COUNCILMAN SLATTERY: Don't give Dorothy (Borgus) any ideas.

SUPERVISOR DUNNING: Humphrey Road, how can we finance the water down there. (Laughter.) Think about that, Mr. Lindsay.

COUNCILMAN SLATTERY: There are two houses on that road there, old Humphrey Road. (Laughter.)

The Public Hearing was closed at 7:55 p.m.

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on October 16, 2013 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:56 p.m. to discuss Historic Landmark Status for the Thoms Home, 122 Stryker Road.

Attendance as previously noted in the 10/16/13 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:56 p.m.

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 7:57 p.m.

MATTERS OF THE SUPERVISOR:

Pending Matters:

1. Vacancy Ethics Committee, BAR (Temp Member) Committee & Zoning Board.

SUPERVISOR DUNNING: We still do have vacancies on the Ethics Committee and opening for a temp member for Board of Assessment Review.

And there is also currently an opening on the Zoning Board so to speak. So there is a vacancy there.

MATTERS OF THE TOWN COUNCIL: (Nothing reported)

The 9/12/13 and 9/18/13 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:

Architectural Advisory Committee Minutes – 8/28/2013

Conservation Board Minutes – 8/9/2013, 9/9/2013

Dog Control Report – September 2013

Drainage Committee Minutes – 9/3/2013

Historic Preservation Board Minutes – 8/12/2013

Monthly Financial Statement – September 2013

Planning Board Minutes – 9/17/2013

Recreation Center Report – September 2013

Senior Center Report – September 2013

Town Clerk Report – September 2013

Traffic & Safety Committee Minutes – 8/1/2013

RESOLUTION #221 RE: Authorizing Surety, Form, and Amount of Official Undertaking for the Faithful Performance of the Duties of the Town Clerk and Receiver of Taxes and Assessments

OFFERED BY: Councilman Brown

SECONDED BY: Councilman Slattery

BE IT RESOLVED, as follows:

Section 1. The Town Board hereby approves the surety, form, and amount of the official undertaking for the faithful performance of the duties of the Town Clerk and Receiver of Taxes and Assessments as follows:

Type of Undertaking: Government Form Faithful Performance
Insurance company: Utica National Insurance Group
Amount: \$500,000

Section 2. A true copy of this resolution shall be affixed to the undertaking to indicate this Board's approval thereon in accordance with Town Law Section 25.

UNANIMOUSLY APPROVED

RESOLUTION #222 RE: Flexible Spending Account for Town Employees for 2014

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, the Town of Chili Flexible Spending Account (The "Plan") was adopted by a April 19, 1995 Resolution #203 and maintained by the Town pursuant to Section 125 of the Internal Revenue Code; and

WHEREAS, the Town employees have found the Plan to be beneficial; and

NOW, THEREFORE, BE IT RESOLVED, to continue the Plan in 2014, open to non-bargaining personnel and Union personnel, subject to the bargaining contract, and open to employees working for the Town for a minimum of six (6) consecutive months; and

BE IT FURTHER RESOLVED, the maximum for both Health Care and Dependent Care reimbursement accounts be set at the amount allowable by the Internal Revenue Code; and

BE IT FURTHER RESOLVED, that the Flexible Spending Accounts will be funded from participating employee payroll deductions; but where the Health Care Flexible Spending Account may show a negative balance, the FSA shall be temporarily funded from the appropriate Employer FICA account and shall be reimbursed as participating employee deductions are received; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to enter into a contract with EBS-RMSCO, Inc. To administer the Plan reimbursements.

UNANIMOUSLY APPROVED

RESOLUTION #223 RE: Independent CPA Services for 2014

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, Freed Maxick & Battaglia submitted a three year proposal to perform independent CPA services to audit financial records, review court records as per the Uniform Justice Court Act §2019A and the LOSAP audit of service points; and

NOW, THEREFORE, BE IT RESOLVED, to continue with Freed Maxick & Battaglia with the third year of their proposal to perform the above services per Resolution #305, passed on November 2, 2011.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I think this is very appropriate with the news recently come out down in Florida. Very unfortunate. I think -- any other questions or comments?

RESOLUTION #224 RE: Declaring October 20-26, 2013 "Freedom from Workplace Bullies Week"

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

WHEREAS, the Town of Chili has an interest in promoting the social and economic well-being of its employees and citizens; and

WHEREAS, that well-being depends upon the existence of healthy and productive employees working in safe and abuse-free environments; and

WHEREAS, surveys and studies have documented to stress-related health consequences for individuals caused by exposure to abusive work environments; and

WHEREAS, abusive work environments can create costly consequences for employers, including reduced productivity, absenteeism, turnover, employee health-related expenses and if left unchecked costly litigation; and

WHEREAS, protection from abusive work environments should apply to every worker, and not limited to legally protected class status based only on race, color, gender, national origin, age, or disability; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor and the Town Board of the Town of Chili hereby proclaim October 20 – 26, 2013 "Freedom from Workplace Bullies Week".

UNANIMOUSLY APPROVED

RESOLUTION #225 RE: Periodic Assessment Roll Update

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, the Town of Chili has submitted a plan for Cyclical Reassessments in accordance with Section RP1573 undertaken its annual update of its assessment roll to maintain equity; and

WHEREAS, the Assessor has recommended the Town of Chili engage AVS Assessment Services; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be authorized to execute a professional services agreement with AVS Assessment Services to assist the Assessor with the Annual Assessment Update 2014-2015 at a cost not to exceed \$6,500 and to include OPTIONAL

additional man days IF needed at a rate of \$525 per day.

UNANIMOUSLY APPROVED

RESOLUTION #226 RE: Contract Brown & Brown - Health Plans Security Agreement

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that Supervisor Dunning be authorized to sign the agreement with Brown & Brown; pending the review from the Town Attorney.

UNANIMOUSLY APPROVED

RESOLUTION #227 RE: Document Conversion to Create Digital Access Copies

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman DiFlorio

WHEREAS, Human Resources staff find searching microfilm records of personnel data to be tedious and time consuming; and

WHEREAS, the Town Clerk, in her capacity as Records Management Officer, has determined that creating digital images from the microfilm to incorporate into the Town Document Management System would improve efficiency; and

WHEREAS, quotes were requested from General Code, Lifetime Assistance, Biel's, Toshiba, IRIS Resources and D4; and

WHEREAS, only Biel's responded, with a quote of \$5,378.46; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to contract with Biel's to create digital access images from Human Resources Records microfilm for a sum not to exceed \$6,000 to be paid from account # 01.1460.4201 Records Projects, subject to Town Attorney approval.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: \$9,000, fantastic. Fantastic.

RESOLUTION #228 RE: Senator Ranzenhofer Grant-in-Aid

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

WHEREAS, the Chili Public Library has been awarded a \$9,000.00 Grant-in-Aid from Senator Ranzenhofer which is to be used to purchase new equipment and additional materials for the Library; and

NOW, THEREFORE, BE IT RESOLVED, to increase revenue account L3840 (State Aid for Libraries) by \$9,000.00 and expense account L7410.4 (Library-Contractual Expense) by \$9,000.00.

UNANIMOUSLY APPROVED

RESOLUTION #229 RE: Purchase of Road Cut Saw

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Brown

WHEREAS, included in the approved 2013 budget is the purchase of one (1) road cut saw; and

WHEREAS, the following quotes were received for the road cut saw:

JC Smith, Inc.	\$2,100.00
Admar Supply	\$3,550.00
Ace Hardware	\$4,549.00
United Rentals	\$5,038.00

WHEREAS, the Commissioner of Public Works/Superintendent of Highways has reviewed the

submitted bids and has made a determination that bids and proposals from J.C. Smith and Admar Supply do not meet the intent of the written specification or the requirements of the Town and are therefore rejected and that the bid from Ace Hardware meets the intent of the written specification and requirements of the Town and is acceptable for the intended use; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase of one (1) road cut saw for a cost of \$4,549.00 to be paid from the Account #DA5130.20 (Machinery-Equipment).

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SLATTERY: Yes, supervisor, this actually came up during our budget meeting with Dave Lindsay, the Highway Superintendent. And one thing that was discussed was the vegetation and so forth around the sidewalk in that area. So he was going to mention, talk to the vendors regarding the tree branches and so forth. So they don't go through that area, damage any trees or if there is obstruction in the way that limits their ability to do this.

And also from the standpoint of getting the word out and letting the vendor know to notify the Town if there is vehicles blocking the sidewalks, that they -- that make it -- that they're unable to get through, to plow them. So I know there has been some issues in different parts of the Town.

So hopefully we'll see an improvement with that this year with the vendors and with the public just complying and not having driveway plows blocking the sidewalks, so it limits the ability of the residence in those areas.

COUNCILWOMAN SPERR: I just have one question.

SUPERVISOR DUNNING: I was going to let David (Lindsay) --

DAVID LINDSAY: Upon approval of the resolution, we'll be meeting with the selected vendor. We do that every year and kind of explaining what our expectations are in the process, and we'll be bringing up some of the issues that we talked about at the budget hearing.

COUNCILMAN SLATTERY: Thank you. I know you have been proactive with that.

COUNCILWOMAN SPERR: I just have a question. I remember last year when the bids were discussed and I think -- I believe it was also discussed in our budget process, I thought there was some issues with the low bid vendor for the sidewalk plowing and they -- I -- performance issues. I just wanted to double check that this past year. If I'm in error, I apologize. But I thought that there's something in discussion about the performance for them.

DAVID LINDSAY: I don't know if we had any issue with performance. I think there was some question and concerns about whether they had the capacity to perform what they said they were going to do, and this past year we didn't have any problems with them.

COUNCILWOMAN SPERR: Okay. Because it is a concern when their bid is so much lower than the other two. I just wanted to make sure that I had asked and had that answer.

DAVID LINDSAY: We'll keep an eye on that, too.

COUNCILWOMAN SPERR: Thank you.

RESOLUTION #230 RE: Bids for Sidewalk Plowing

OFFERED BY: Councilman Brown

SECONDED BY: Councilwoman Sperr

WHEREAS, on October 9, 2013, the Chili Town Clerk received written sealed proposals for the plowing of sidewalks for the 2013/2014 season. The proposals identified a total cost for the main general sidewalk areas, and for Sections 1-10 of the Park Place sidewalk district. Three proposals were received as follows:

David Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$913.00

Jo-Ann Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$819.00

J. Scott Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$770.00

NOW, THEREFORE, BE IT RESOLVED, to award the sidewalk plowing bid to the low bidder, J. Scott Krenzer at a cost of \$770.00 per trip for both general area sidewalks and the Park Place Sidewalk District.

UNANIMOUSLY APPROVED

RESOLUTION #231 RE: Budget Transfer of Highway Funds

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

BE IT RESOLVED to transfer \$15,000.00 from account DA 5142.499 (Town Snow Miscellaneous) to account DA 5110.1 (General Road Repairs - Labor) and \$70,000.00 from account DA 5142.499 (Town Snow Miscellaneous) to account DA 5110.4 (General Road Repairs - Contractual).

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I would like to actually thank both Councilwoman Sperr as well as Mr. Lindsay for their work in getting this all put together. This is a great grant. I know the Town Board has been talking about this for as long as I have been here and I know the public has been begging for some type of plan for getting some sidewalks put in or other, you know, other methods of being able to move around Chili other than by -- by motor vehicle of the and --

COUNCILWOMAN SPERR: And safely.

SUPERVISOR DUNNING: And this is a great project and I just want to thank you both for time and effort you put in. I know David (Lindsay), you have got a lot more moving forward as you manage this project for us, and thank you for that ahead of time, but I just want to say I appreciate what you did. Thank you.

COUNCILWOMAN SPERR: Thank you.

RESOLUTION #232 RE: Acceptance of Genesee Transportation Council UPWP Funds for Chili Bicycle and Pedestrian Planning Study

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Town has been notified that a grant in the amount of \$63,000 with a matching fund requirement of \$7,000 (\$3,500 in kind, \$3,500 cash) has been awarded to the Town of Chili by the Genesee Transportation Council to be utilized towards the preparation of a bicycle and pedestrian planning study; and

NOW, THEREFORE, BE IT RESOLVED, to accept the Genesee Transportation Council UPWP funds and authorize the Supervisor to sign any necessary agreement and certification subject to the review and approval of Counsel for the Town; and

BE IT FURTHER RESOLVED, to transfer \$3,500 from account # A1990.4 (Contingency) to account A1440.4640 (Town Engineer) to be used to fund the Town of Chili's portion of the cash obligation.

UNANIMOUSLY APPROVED

RESOLUTION #233 RE: Historic Landmark Designation for Fuhrman Home

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that the premises located at 436 Paul Road, tax a/c #147.09-1-31.2; owned by Jerry & Susan Fuhrman be designated a "Landmark" as per Local Law #3 of 1993 and per the recommendation of the Historic Preservation Board.

UNANIMOUSLY APPROVED

SUPERVISOR DUNNING: Bonnie (Moore), if you would like to present the plaque to the Fuhrmans, may do so at this time if you would like.

BONNIE MOORE: May I ask that we include the resolution for Carol (Thoms), too?

SUPERVISOR DUNNING: You want to do both at same time?

BONNIE MOORE: Yes.

SUPERVISOR DUNNING: I would be happy to do that.

RESOLUTION #234 RE: Historic Landmark Designation for Thoms Home

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Brown

BE IT RESOLVED that the premises located at 122 Stryker Road, tax a/c #158.04-1-5.11; owned by Carole Thoms be designated a "Landmark" as per Local Law #3 of 1993 and per the recommendation of the Historic Preservation Board.

UNANIMOUSLY APPROVED

BONNIE MOORE: May I have the other Board members, because it is -- these are heavy. Because they're all part of this. So would they come up and join me, please?

To Sue (Fuhrman) and Jerry (Fuhrman), this is your bronze plaque. It's a beautiful plaque. You can put it anywhere except the bathroom in your house. Where suits the decor.

Same for you, Carol (Thoms).

And it's been a privilege actually to be investigating and being part of this. We thank you all for your cooperation, and as I said, this has been a pleasure for us. All of us. And I think we need a picture.

A photograph was taken.

BONNIE MOORE: For the record, theirs is 1811 and Carol (Thoms)'s is circa 1825.

They can put it on the house. You can drive by and see it.

RONA PEARCE: Be sure to use brass screws. I don't know if our budget included those (Laughter.).

SUPERVISOR DUNNING: Things aren't that bad. We did include screws.

Thank you, Mr. Lindsay. (Applause.)

SUPERVISOR DUNNING: Would either of you like to say anything? Don't feel like you have to.

MS. THOMS: I will say something. I would just like to encourage more people -- I would like to encourage more people to look at their homes in a sense of history and what it can mean to their family. It's been a labor of love for my whole family and I think any family can find that within their home.

History is so important to the Town of Chili, and the history of a house and the history of the people within it, as well.

COUNCILWOMAN SPERR: Thanks, Carol (Thoms). You did a beautiful job.

RESOLUTION #235 RE: SET PUBLIC HEARING FOR NOVEMBER 13, 2013 at 7:00 P.M. , Section 500-99, (A) Chili Town Code.

OFFERED BY: Councilman Brown

SECONDED BY: Councilman Slattery

BE IT RESOLVED that a Public Hearing be set for November 13, 2013 at 7:00 p.m. to consider the adoption of Local Law # _____ of 2013 entitled "Zoning Board of Appeals established; powers", which amends the Code of the Town of Chili as it relates to the number of members required to serve on the Zoning Board of Appeals in the Town of Chili.

UNANIMOUSLY APPROVED

RESOLUTION #236 RE: October 2, 2013 Abstract

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, January 2, 2013 Resolution #1 authorized vouchers to be paid October 2, 2013 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 10832, 11056, 11253-11290, 11297, 11299, 11301-11302, 11308-11317, 11327-11349, 11360-11382, 11385-11437 totaling \$306,540.47 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 10832, 11056, 11253-11290, 11297, 11299, 11301-11302, 11308-11317, 11327-11349, 11360-11382, 11385-11437 were paid from the following funds:

General Fund	\$ 94,669.34
Highway Fund	\$ 141,256.02
H48 200 Beaver Road Project	\$ 46,087.57
Consolidated Drainage	\$ 474.85
Special Light Districts	\$ 23,687.69
Total for Abstract	\$ 306,175.47

UNANIMOUSLY APPROVED

RESOLUTION #237 RE: October 16, 2013 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED to pay vouchers 8930, 11307, 11352, 11354-11358, 11441-11471, 11475-11521, 11523-11582 totaling \$528,814.35 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$ 56,241.41
Insurance Reserve	\$ 4,028.15
Highway Fund	\$315,765.63
H48 200 Beaver Road Project	\$147,999.66
Consolidated Drainage	\$ 2,029.50
Special Fire Districts	\$ 2,750.00
TOTAL	<u>\$528,814.35</u>

UNANIMOUSLY APPROVED

The next regular meeting of the Chili Town Board will be on Wednesday November 13, 2013 at 7:00 p.m. in the Chili Town Hall main meeting room.

The meeting was adjourned at 8:20 p.m.