

CHILI TOWN BOARD  
October 6, 2010

A meeting of the Chili Town Board was held on October 6, 2010 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 DiFlorio; Councilwoman Ignatowski, Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning.

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

Dianne O'Meara was excused.

The invocation was given by Richard Brongo.

The Boy Scout Troop #275 presented the flag.

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

**PRESENTATIONS/ANNOUNCEMENTS:**

1. Boy Scout Troop #275 (Presentation of the Flag).

**SUPERVISOR DUNNING:** I just like to thank you all for presenting the colors to us this evening, and if you would, I would like to just take an opportunity to introduce yourselves to our residents. I will start with your leader.

The following Boy Scouts were present along with their leader, Tim Engelbrecht: Cory Andolora, Nicholas DiFlorio, Collin Dye, Evan Engelbrecht, Lamont Haywood, Cameron Lewis, Jacob Mance, Kyle O'Connor, Jacob Perkins and Mathew Ruhland.

**SUPERVISOR DUNNING:** Thank you. You did a wonderful job. Thank you very much. (Applause.)

2. Black Creek Watershed.

**SUPERVISOR DUNNING:** I'd also like to just take a moment to recognize one of our great County Legislators is here with us this evening, Stephen Tucciarello.

Again, I would like to thank the Boy Scouts for their presentation of colors. Thank you. We also have a presentation this evening for the Black Creek Watershed.

**MS. BORGUS:** Thank you.

Dorothy Borgus, 31 Stuart Road. I got so many papers here, I lost the sheet I needed. I'm here tonight representing the Black Creek Watershed.

What is the Black Creek Watershed Coalition? It is all the land that drains into Black Creek, from its origins in the southern part of the state, down near Middlebury and where it empties into the Genesee River here in Chili. The Black Creek Watershed Coalition and the Oatka Creek Watershed Coalition, which intersects and overlaps for a considerable distance include all or part of 31 towns or villages in five counties, Orleans, Monroe, Genesee, Wyoming and Livingston.

The Black Creek Watershed Coalition and the Oatka Creek Watershed consist of volunteers who work together to write the State of the Basin reports, create watershed map guides, repair eroding stream banks and reach out to municipal board members and neighbors. And that is why I am here tonight.

We are planning a watershed symposium, our second one. The first one being in 2002 when Monroe County received a \$15,000 Environmental Protection Agency grant from the river network to hold the first symposium which was held in March of 2002.

After that, we created a website and a State of the Basin Report, a copy of which is in our library. It's an extensive document, and it's, believe it or not, very interesting reading.

In 2004, the Black Creek Watershed Coalition was granted a \$100,000 erosion and sediment control grant from the Finger Lakes/Lake Ontario Watershed Protection Alliance and from the Great Lakes Basin Commission for Black and /OT was Creeks.

In 2004, we were awarded \$5,000 from the New York State Soil and Water Conservation

Committee for a local law analysis in the Black Creek Watershed in Monroe County.

From 2005 until the present, the watershed, the Black Creek Watershed Coalition has spent over \$200,000 for stream banks bank stabilization projects in the watershed, and the two that we would be most familiar were the stream banks stabilization projects at Stottle Road, and the other one at Chili Avenue and Brookview Road where Black Creek comes very close to Chili Avenue and was seriously undercutting the -- the right-of-way.

In 2006, the New York State Department of State awarded both the Oatka and Black Creek Watersheds \$150,000 for watershed planning.

In 2007, the Rochester Area Community Foundation awarded both Watersheds \$10,000 to apply to watershed planning.

Again in 2007, Genesee County, their again, being part of both Watersheds, awarded \$5,763 from the Finger Lakes/Lake Ontario Watershed Protection Alliance for a website, our newsletter and a map guide, and I believe that you have seen these before. They're green, and if you haven't seen one of these, take a look at one. They're beautiful and they're very, very informative. They should be in the Town Hall information -- what am I trying to say?

COUNCILWOMAN DiFLORIO: Reception.

DOROTHY BORGUS: Not reception area, but in the --

SUPERVISOR DUNNING: Information kiosk?

DOROTHY BORGUS: Information cabinet. I will get it in a minute.

In 2008, Monroe County awarded \$5,500 again from the Finger Lakes/Lake Ontario Watershed Protection Alliance for furthering our website. Again, the map guide, and now this second symposium.

Why are we having a symposium? We are designing this symposium to introduce the concepts and benefits of watershed planning and to share information about the Black and Oatka Creeks Watersheds. We are going to have speakers that will present information on trout fishing, the Bergen swamp, stream bank restoration, agricultural environmental management program and a grant from the New York Department of the State Environmental Protection Fund to create a watershed plan for each watershed.

The symposium is a kick-off to a watershed planning process for each watershed. The watershed plans will be designed to protect the water quality of Black and Oatka Creeks and to address flooding problems.

Now, what are we doing now? Right now, we are maintaining intermunicipal agreements between Monroe, Genesee and Orleans Counties. We are reviewing and commenting on significant public watershed projects and we act as a resource for interested parties.

The current projects, there are three. We are -- we're -- the preparation of Black and Oatka Creeks Watersheds plans. The Genesee Finger Lakes Regional Planning Council is serving as the primary consultant to the Town of Wheatland, who is a recipient of a \$150,000 New York State Department of State grant to complete these plans. Many of the municipalities within the watershed have generously contributed to this effort.

We're also overseeing our -- a total maximum daily load, which is in scientific jargon is called a TMDL, analysis of the upper and lower reaches of Black Creek to inform the Department of Environmental Conservation of the source and impact of a specific pollutant, namely phosphorous, loading in Black Creek. This is funded by the American Recovery and Reinvestment Act.

We're also doing a TMDL analysis of the middle reaches of Black Creek and other work with \$305,000 from the Federal Great Lakes Restoration Initiative to the Department of Environmental Conservation.

Well, that's a lot of numbers, but the bottom line is, over a half a million dollars have come into the -- the Black Creek Watershed to study and address water quality and flooding. This is indicative of the importance of Black Creek's role in the Genesee River, and Lake Ontario ecosystems, not to mention the daily lives of the people who live and work in the watershed.

The completed ongoing and in process work, focused work, prioritizes funding needs and provides technical assistance for each municipality in the watershed.

I hope that each of you has gotten a flyer on the symposium. If you haven't, here is another copy. I would hope that our Town Board and our Planning Board and Zoning Board and Conservation are boards that can be represented at this symposium. It is October 28th, which is enough time away that I would hope you can rearrange any conflicts you would have.

It will run from 4 to 8 p.m. It is going to be held in the Black Creek Park Woodside Lodge. It is totally free of charge. We are including dinner for all attendees, and some snacks as the evening starts.

Now, who should attend this? Municipal and agency officials and staff, farmers, residents, environmentalists, conservationists, any citizen concerned with the water quality and flooding issues in the Black Creek and Oatka Creek Watersheds.

The whole symposium is made possible, as I said, from a grant from the Finger Lakes/Lake Ontario Watershed Protective Alliance. Monroe, the -- I'm sorry. The Monroe County Department of Planning is -- is doing the bulk of the planning, and the -- I'm going to give each of you a registration form. It should be turned in prior to October 15th so we can plan on the numbers that are coming and have adequate food. We are going to have displays prior to the start of the actual symposium at five, so registration will begin at four. And that will give you time for one-on-one conversation with our consultants and the other people who are presenting displays.

Get information on whatever assistance we might be able to give the Town in their

watershed plan. And the conference will begin immediately at 5, and we hope to be ended by 8. We started out going 5 to 8, and we found out we had such a program, that we had to extend it another hour.

I think you will be amazed at some of the people, the many, many people that are involved in this process from the County Planning Departments, the Soil and Water Conservation people, Genesee Land Trust. It is an amazing, amazing group of people who work very, very hard to obtain funding and to spend it wisely, to give us the best benefit for our dollar.

I think it is especially important for Chili to participate in this because at the end of the stream, we bear the brunt, if you will, of what goes on above us, and it's in our best interest to clean up anything we have that is contributing to it, and to see that the pollution and the -- the sediment load upstream is reduced.

So I want to thank Brian Gosling (phonetic) who comes and represents Chili now. He is doing a great job. Pat Tindale is usually there and several other people from Chili that are just interested residents. I want to emphasize this: We would love to have all of the government officials come, and our concerned boards. We also need people who just care about Black Creek. They do not have to have an official capacity. We would love to see more people come and join in our efforts.

So with that said, I am going to hand out some of these registration forms, if you don't already have one, and along with a flyer with the rest of the details. And as I say, I would love to see everybody there. It would be a real, real feather in Chili's cap if we had a really good turnout from the Town.

Thank you.

SUPERVISOR DUNNING: Thank you.

COUNCILWOMAN IGNATOWSKI: Supervisor, is there some way of sending out an e-mail to the Conservation Board members and the Drainage --

COUNCILWOMAN DiFLORIO: Drainage got it last night. It was distributed last night at the Drainage meeting.

SUPERVISOR DUNNING: Yes. I think for the rest of the Planning and Zoning and any other boards, I -- I guess I didn't realize that they didn't get this or may not have gotten this, so I will extend this and make sure they do see this.

COUNCILWOMAN IGNATOWSKI: I would be more than happy to make sure they all get the information.

DOROTHY BORGUS: I have extras here.

COUNCILWOMAN IGNATOWSKI: I will tell you I will not be there. I'm out of town.

SUPERVISOR DUNNING: Thank you very much.

You might want to catch some of these students here. They might be very, very interested. I'm sure their teachers would love to encourage you -- sorry, kids.

COUNCILWOMAN IGNATOWSKI: You got some glares.

COUNCILMAN SLATTERY: Dorothy (Borgus), do you have extras of these?

DOROTHY BORGUS: I do.

COUNCILMAN SLATTERY: I don't know if we could leave some on the back table for people when they're leaving. Maybe they might be interested or we could make copies.

SUPERVISOR DUNNING: I think Morgan (Brown) would be more than happy to lead that effort, would you not? (Laughter).

SUPERVISOR DUNNING: We'll be moving on.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speaker addressed the Town Board on various subjects: Dorothy Borgus. The Public Forum concluded at 7:19 p.m.

#### **MATTERS OF THE SUPERVISOR:**

SUPERVISOR DUNNING: Just a couple of things I would like to talk about. I don't know how many of you get the Suburban News, but for those who don't, there was a nice article written about the upcoming Oktoberfest being held at the Senior Center, which is just another one of the programs that the Senior Center does very, very well. And the participation over there is just absolutely remarkable in the job that Mary Anne (Sears) and her crew and her staff over there do for the seniors over there.

That's on October 15th, I believe, at 11:30 a.m. If anyone is interested, I believe there is still some room left. There was nice article in the Suburban News.

I just received in today's mail a letter from Senator Alessi, and I want to thank Senator Alessi for his efforts and work trying to help us in this.

There is an ongoing concern with the Widener Bridge, and the condition of the bridge. The Senator has been trying to work with the State to try to get something done to try and rehabilitate that bridge to get it cleaned up. As many of you know or anybody who has crossed over that bridge, while it seems to be structurally -- the integrity seems to be there, it is ugly, to say the least, and to put it bluntly, it is an awful looking bridge, and it is a tribute to one of our fallen veterans. It is kind of disgraceful to see it in its condition.

The Senator tagged on a note from the State basically saying they're going to come out and take out a look at it. They are sending some engineers out to look at it, and depending on the outcome of that will depend whether or not this bridge gets moved up on the list to be -- to be worked on.

However, the lack of optimism from the State's response indicates that it is not likely that

much of anything will be done, at least in this upcoming year. But they did say they will be looking at it this fall yet, so we should hear back from them sometime and I will refer to that -- I will make a copy of this. It is from today's mail. I will make a copy so you can take a look at it. That's really all I have under Matters of the Supervisor.

**Pending Matters:**

1. Vacancy on Architectural Advisory Committee.
2. Vacancy on Recreation Advisory Committee.

**SUPERVISOR DUNNING:** Pending matters, we have a vacancy on the Architectural Advisory Committee and vacancy on the Rec Advisory Committee.

I will leave it to Matters of the Town Council.

**COUNCILWOMAN SPERR:** I just wanted to make one comment. When I was at Wegmans yesterday, I ran into a long-time volunteer and supporter from the Town, and I don't want to out this person because I don't know how much she wants this to be public, but I just found out she is battling stomach cancer and I would like to keep her in our thoughts and prayers. I will tell you about it later. She chaired one of our boards and committees, so hopefully she will be in good shape.

**SUPERVISOR DUNNING:** The minutes from the Drainage Committee, I believe there was some issues with the secretary getting the minutes to us in -- in the timely fashion. That we believe has been corrected, and we have discussed that with the appropriate people. We hope that that won't happen again.

**COUNCILWOMAN DiFLORIO:** There was a quorum issue at one meeting, too, so we couldn't approve minutes. It's back under control.

**SUPERVISOR DUNNING:** That is why it has taken a while -- hopefully we have that corrected.

The 9/1/2010 Town Board meeting minutes were approved as submitted.

**REPORTS SUBMITTED:**

Monthly Financial Statement – August 2010  
Recreation Center Revenue Report – August 2010  
Senior Center Revenue Report – August 2010  
Town Clerk Report – August 2010  
Chil – E Fest Report – 2010  
Conservation Board Minutes – 6/28/2010, No Meeting 7/2010  
Dog Control Report – July 2010 & August 2010  
Drainage Committee Minutes – 4/6/2010, 5/4/2010, 6/1/2010, No Meeting 7/2010, 8/3/2010  
Historic Preservation Board Minutes – 7/12/2010  
Recreation Advisory Committee Minutes – 8/18/2010  
Zoning Board Minutes – 8/24/2010

**CORRESPONDENCE:**

1. Mr. Brongo has received formal notification that Nick Mojsovski has resigned from the Recreation Advisory Committee effective 9/15/2010.
2. Mr. Brongo has received formal notification that Andrew Loughlin has resigned from the Recreation Advisory Committee effective 10/1/2010.

**SUPERVISOR DUNNING:** These two gentlemen have done a great job. Unfortunate to lose them on those committees. They did an awful lot and participated and contributed very well. Their commitment was outstanding. I had high hopes for them in the future, but their commitments -- one was a job commitment -- prevents them from committing to the Town, which I respect that.

The other gentleman has moved out of town, so he is no longer eligible to be on one of the Committees. It is unfortunate the way that happened. Hopefully we can get one of them to move back to --

**COUNCILWOMAN SPERR:** He is getting married.

**SUPERVISOR DUNNING:** We can always talk to him.

**COUNCILWOMAN DiFLORIO:** Our neighboring town may benefit from that move.

**SUPERVISOR DUNNING:** Yes. Like Gates. He moved to Gates. Usually it is the other way around people, from Gates move to Chili for a better quality of life. (Laughter.)

**MR. TUCCIARELLO:** We'll look him up. (Laughter).

3. Mr. Brongo has received formal notification from Aliakmon, Inc. D/b/a Town & Country Family Restaurant of Chili located at 3205 Chili Avenue, Rochester, NY 14624, in the Town of Chili, of their intent to apply for a renewal of their liquor license with the State Liquor Authority. License #3127024.

OLD BUSINESS:

**BE IT RESOLVED**, to remove from the table Resolution #215 tabled on August 4, 2010.

OFFERED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

**RESOLUTION #215 RE: Training Policy**

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

**BE IT RESOLVED**, to adopt the Training Policy as drafted May 14, 2010.

HELD

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**RESOLUTION #279 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: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio**

**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 P 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

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**RESOLUTION#280 RE: Intermunicipal Agreement-Monroe County Energy Aggregation Group**

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

**BE IT RESOLVED** to authorize Supervisor Dunning to sign the Intermunicipal Co-Operative Purchasing Agreement between the Town of Chili and Monroe County for the acquisition costs of electricity and natural gas for the five-year period commencing September 1, 2010 and ending August 31, 2015 as reviewed by Counsel for the Town.

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: Tim Sands was also a long time member of the Clifton Fire Department and dedicated many hours on their behalf. So he will be greatly missed.

**RESOLUTION #281**

**RE: In Memory of Timothy Sands**

**OFFERED BY: Supervisor Dunning**

**SECONDED BY: Councilwoman DiFlorio  
Councilwoman Ignatowski  
Councilman Slattery  
Councilwoman Sperr**

**WHEREAS**, on September 2, 2010 Timothy Sands passed away and we are deeply saddened by his loss; and

**AND WHEREAS**, Mr. Sands served as a Court Attendant from 1/5/1998 – 3/6/2008; and

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

UNANIMOUSLY APPROVED

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**RESOLUTION #282 RE: 2010 Genesee Valley Recreation and Parks Society Annual Conference**

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

**BE IT RESOLVED** that Michael Curley, Director of Parks and Recreation is hereby authorized to attend the 2010 Genesee Valley Recreation and Parks Society Annual Conference in Rochester, NY to be held on 11/12/2010 at a cost not to exceed \$100.00 plus mileage to be paid from account A7020.4 (Recreation Administration-Contractual).

UNANIMOUSLY APPROVED

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**RESOLUTION #283 RE: Addition to Chili Fire Department, Inc. Active List**

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

**BE IT RESOLVED** that the following individual be added to the Chili Fire Department, Inc. Active List effective October 11, 2010:

Christopher Coleman, Cory Raymer, Jason Friday, Matthew Teagarden, Austin Grandahl

UNANIMOUSLY APPROVED

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**RESOLUTION #284 RE: Chili Fire Department, Inc. Remove From Active List**

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

**BE IT RESOLVED** that the following individuals to the Chili Fire Department, Inc. Be Removed from the Active List effective September 4 & 13, 2010:

Paul Skelly, Dennis Tyson

UNANIMOUSLY APPROVED

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

**SUPERVISOR DUNNING:** There was a question on the transfers. I will go to Mr. Lindsay.

David (Lindsay)?

**DAVID LINDSAY:** Yes. You will recall the 5110 account is a highway fund. We're not able to transfer funds out of that. Each year we program our roadway improvement projects. We establish preliminary budgets. We're not sure how much we'll get to given the weather and some other circumstances.

What we do is utilize the 5142 account and we put money in there that would then transfer out later in the year to cover some of these expenditures.

**RESOLUTION #285 RE: Budget Transfer of Highway Funds**

**OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** to transfer \$40,000 from account DA 5142.499 (Town Snow Miscellaneous) to account DA 5110.1 (General Road Repairs Labor).

UNANIMOUSLY APPROVED

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**RESOLUTION #286 RE: Budget Transfer of Highway Funds**

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

**BE IT RESOLVED** to transfer \$40,000 from account DA 5142.499 (Town Snow Miscellaneous) to account DA 5110.4 (General Road Repairs - Contractual).

UNANIMOUSLY APPROVED

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

COUNCILWOMAN SPERR: Normally we only have two bidders for our snow plowing. This year we have three. The low bidder happens to be a new bidder, so I just have questions relative to their experience, whether they have the number of plows necessary, and if they have commitments to any other towns that they would be able to do our snowplowing and have enough capacity for that.

DAVID LINDSAY: Sure. We -- we spoke with them and we looked into them, as well. They do -- they will follow the same procedures as the firm that was awarded last year and previous years. They have a single plow they bring out to the Town and they plow the sidewalks when they receive a call from us. They store the vehicle on Fire Department property so it is ready to use. They do have a back-up. They don't have any other contracts that would conflict with their ability to plow the Town of Chili. We're confident we'll have the same level of service we received from the other vendors in the past, so.

COUNCILMAN SLATTERY: I just hope we don't have to utilize it like out in Nevada, is it? That -- that it snowed today?

COUNCILWOMAN SPERR: Did it?

COUNCILMAN SLATTERY: Yes.

COUNCILWOMAN DiFLORIO: There was a guy at Sam's buying four buckets of salt today. I said, "Do you know something?" (Laughter).

**RESOLUTION #287 RE: Bids for Sidewalk Plowing**

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

**WHEREAS**, on September 20, 2010, the Chili Town Clerk received written sealed proposals for the plowing of sidewalks for the 2010/2011 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:

|                  |                   |
|------------------|-------------------|
| Scott Krenzer    |                   |
| Bid Item #1      | General Sidewalks |
| Bid Item #2      | Park Place        |
| Total Bid Amount | \$888.00          |

|                  |                   |
|------------------|-------------------|
| JoAnn Krenzer    |                   |
| Bid Item #1      | General Sidewalks |
| Bid Item #2      | Park Place        |
| Total Bid Amount | \$917.22          |

|                  |                   |
|------------------|-------------------|
| David Krenzer    |                   |
| Bid Item #1      | General Sidewalks |
| Bid Item #2      | Park Place        |
| Total Bid Amount | \$934.08          |

**NOW, THEREFORE, BE IT RESOLVED**, to award the sidewalk plowing bid to the low bidder, Scott Krenzer at a cost of \$888.00 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:

SUPERVISOR DUNNING: If you have seen this sidewalk, it is absolutely gorgeous. They did a great job to that sidewalk.

COUNCILWOMAN SPERR: Beautiful.

COUNCILMAN SLATTERY: Is there a reason -- I mean, it is just for the uniqueness that the sidewalk is complete?

SUPERVISOR DUNNING: I'm sorry?

COUNCILMAN SLATTERY: What did you just say? The sidewalk looks gorgeous?

SUPERVISOR DUNNING: Yeah.

COUNCILMAN SLATTERY: It's complete?

SUPERVISOR DUNNING: Yeah.

COUNCILMAN SLATTERY: And we're awarding a bid for it? No, no. I'm kidding. (Laughter.)

SUPERVISOR DUNNING: Any other questions or comments?

COUNCILWOMAN IGNATOWSKI: There is a huge disparity between these bids. Is there an explanation for that?

DAVID LINDSAY: Yes. We did check into that. We spoke with Bergmann Associates as well the architectural engineering firm doing the design. Essentially the difference is the company that is being awarded the bid has their own drilling rig and they don't have to sub out for that.

COUNCILWOMAN IGNATOWSKI: Okay. Thank you.



**RESOLUTION #288 RE: Community Development Block Grant (CDBG) Sidewalk Work on Old Scottsville-Chili Road**

**OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski**

**WHEREAS**, a Community Development Block Grant (CDBG) of \$69,000.00 was rendered to the Town for the construction of a sidewalk on Old Scottsville-Chili Road; and

**WHEREAS**, the Town utilized the Monroe County Bid for the associated work; and

**WHEREAS**, the work has been completed and inspected by David P. Lindsay, P.E, Commissioner of Public Works and found to be in substantial conformance with the plans and specifications; and

**NOW, THEREFORE, BE IT RESOLVED**, per the recommendation of David P. Lindsay, P.E, Commissioner of Public Works, to authorize payment of \$59,514.85 for the work completed to Campobello Construction Company to be paid from account A5410.2 (Sidewalks-Equipment).

UNANIMOUSLY APPROVED

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**RESOLUTION #289 RE: Award Bid – Geotechnical Engineering Services**

**OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, bids for Geotechnical Engineering Services for the New Public Works Facility were received as follows:

| Bidder                    | Base Bid |
|---------------------------|----------|
| CME Associates Inc.       | \$10,311 |
| Foundation Design, P.C.   | \$8,900  |
| Empire GEO Services, Inc. | \$4,990  |

**NOW, THEREFORE, BE IT RESOLVED**, per the recommendation of David P. Lindsay, P.E, Commissioner of Public Works, to award the Geotechnical Engineering Services bid to Empire GEO Services, Inc. Of Henrietta, NY, in the amount of \$4,900 to be paid from a/c A1440.4 (Town Engineer Contractual).

UNANIMOUSLY APPROVED

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

**SUPERVISOR DUNNING:** There was a question on this one and the next one. These are just renewals.

**RESOLUTION #290 RE: Intermunicipal Agreement for Fleet Services Machinery, Tools, Equipment and Services Sharing Access and Sale of Alternative Fuels**

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

**BE IT RESOLVED** that the Town of Chili enter into a intermunicipal agreement and any amendment thereto with the County of Monroe to utilize the Monroe County Fleet Services for mechanical, preventative maintenance and body work to its fleet vehicles at a cost of \$65 per hour, plus parts, and further authorizing the Town Supervisor to execute such agreement; and

**BE IT FURTHER RESOLVED**, that the Town of Chili enter into a intermunicipal agreement and amendment thereto with the City of Rochester, the County of Monroe, Monroe Community College, municipal corporations, public authorities located within Monroe County, the other Towns and Villages within Monroe County, the Rochester Pure Waters District, the Irondequoit Bay South Central Pure Water District, the Northwest Quadrant Pure Waters District and the Gates-Chili-Ogden Sewer District for the mutual sharing of machinery, tools and equipment, for a period commencing January 1, 2010 through December 31, 2033, with the mutual consent of the parties upon each annual renewal, and further authorizing the Town Supervisor to execute such agreement; and

**BE IT FURTHER RESOLVED**, that the Town of Chili enter into a intermunicipal agreement and any amendment thereto with the County of Monroe, for access to and the purchase of alternative fuels, for a period commencing January 1, 2010 through December 31, 2033, with the mutual consent of the parties upon each annual renewal and further authorizing the Town

Supervisor to execute such agreement.

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: There was a question on this.

SUPERVISOR DUNNING: Does this include the signs on Town roads, David (Lindsay)?

DAVID LINDSAY: I'm sorry, what was the question again?

SUPERVISOR DUNNING: Whether these -- these include signs on the Town roads, installation?

DAVID LINDSAY: The agreement does not include the installation of the signs. This is for the manufacturing and furnishing the signs to the Town.

SUPERVISOR DUNNING: Okay. Thank you.

**RESOLUTION #291 RE: Intermunicipal Agreement to Utilize Monroe County For Installation of Pavement Markings & Signs**

**OFFERED BY: Councilwoman Sperr      SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** that the Town of Chili is authorized to enter into a intermunicipal agreement and any amendment thereto with the County of Monroe, to utilize Monroe County for installation of pavement markings & signs, and further authorizing the Town Supervisor to execute such agreement.

UNANIMOUSLY APPROVED

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**RESOLUTION#292 RE: Budget Transfer**

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

**BE IT RESOLVED** to transfer \$1,000 from A1640.453 (Fire Marshal Vehicle) to A1640.457 (Dog Control Vehicle) for fuel and maintenance costs; and

**BE IT FURTHER RESOLVED**, to transfer \$3,000 from A7620.4 (Adult – Contractual) to A8989.4 (Special Services – Contractual) for costs of the Fall/Winter 2010 brochure.

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN DiFLORIO: There was a question on what fuel and --

SUPERVISOR DUNNING: Yes. I'm sorry. The fall and winter, that is the Town newsletter.

**RESOLUTION #293 RE: Budget Transfer**

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

**BE IT RESOLVED** to transfer \$3,500.00 from A1990.4 (Contingency) to A9040.8 (Workers Compensation); and

**BE IT FURTHER RESOLVED**, to transfer \$10,000.00 from DA5142.499 (Misc Snow & Ice) to DA9040.8 (Workers Compensation).

UNANIMOUSLY APPROVED

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**RESOLUTION #294 RE: September 15, 2010 Abstract**

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

**WHEREAS**, January 6, 2010 Resolution #1 authorized vouchers to be paid September 15, 2010 by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 3302-3474 totaling \$397,421.87 to be paid from the Distribution Account as presented by Richard Brongo, Town Clerk

**NOW, THEREFORE, BE IT RESOLVED**, to note for the record vouchers 3302-3474 were

paid from the following funds:

|                              |               |
|------------------------------|---------------|
| General Fund                 | \$ 83,880.50  |
| Highway Fund                 | \$194,356.96  |
| Library Fund                 | \$ 817.00     |
| H47 2009-10 Annual Update    | \$ 3,505.00   |
| H49 Davis Park ADA Restrooms | \$ 65,758.00  |
| Consolidated Drainage        | \$ 2,710.52   |
| Special Fire Districts       | \$ 35,200.75  |
| Special Light Districts      | \$ 11,193.14  |
| Total for Abstract           | \$ 397,421.87 |

UNANIMOUSLY APPROVED

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**RESOLUTION #295 RE: October 6, 2010 Abstract**

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

**BE IT RESOLVED** to pay vouchers 3572-3915 totaling \$416,281.29 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

|                                |              |
|--------------------------------|--------------|
| General Fund                   | \$246,714.05 |
| Highway Fund                   | \$167,681.65 |
| Consolidated Drainage          | \$ 816.34    |
| Chili Fire Protection District | \$ 475.00    |
| Special Water Districts        | \$ 477.38    |
| Chili Sewer Benefit #1         | \$ 116.87    |
| TOTAL                          | \$416,281.29 |

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: Just appreciate that he is willing to step forward and volunteer his time to our committee. Thank you.

And afterwards, I need you to come up and sign the oath.

COUNCILMAN SLATTERY: Let's see if he gets voted -- first.

**RESOLUTION #296 RE: Appointment to Architectural Advisory Committee**

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

**BE IT RESOLVED** that Mark Merry be appointed to the Architectural Advisory Committee to complete the term of Paul Wanzenried, term to expire 12/31/2013 and shall be paid the sum of \$25 per meeting attended for the calendar year 2010; expenses to be paid by voucher as incurred.

UNANIMOUSLY APPROVED

SUPERVISOR DUNNING: At this time I would like to introduce the newest member of our Architectural Advisory Committee, Mark Merry. (Applause.)

SUPERVISOR DUNNING: Thank you, Mark (Merry).

COUNCILMAN SLATTERY: Mark (Merry), there is a meeting Thursday night.

COUNCILWOMAN SPERR: Tomorrow.

MARK MERRY: I'll be there.

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SUPERVISOR DUNNING: At this time, I would like to move we go into Executive Session to talk about a matter of collective bargaining.

COUNCILWOMAN IGNATOWSKI: Second.

The Board was unanimously in favor of the motion to go into Executive Session.

SUPERVISOR DUNNING: At this time we'll go into Executive Session. When we return, there will be no further business discussed.

The next regular meeting of the Chili Town Board will be on Wednesday October 20, 2010 at 7:00 p.m. in the Chili Town Hall main meeting room.

The Town Board went into Executive Session at 7:39 p.m.  
The Town Board returned from Executive Session at 8:15 p.m.

The meeting was adjourned at 8:15 p.m.