

CHILI TOWN BOARD  
November 2, 2005

A meeting of the Chili Town Board was held on November 2, 2005 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 Logel.

PRESENT: Councilman Powers, Councilwoman Ignatowski, Councilman Slattery, Councilwoman Sperr and Supervisor Logel.

ALSO PRESENT: Richard Brongo, Town Clerk; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor (arrived during meeting); Joseph Carr, Commissioner of Public Works/Superintendent of Highways; Joseph Lu, Town Engineer; Dianne O'Meara, Comptroller; John Ferlicca, Deputy Town Supervisor.

The invocation was given by Richard Brongo.

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

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. Four speakers addressed the Town Board on various subjects, and the Public Forum concluded at 8:25 p.m.

**TOWN LIAISON REPORTS:**

Conservation Report by Virginia Ignatowski

Councilwoman Ignatowski stated the Conservation Board did not meet this past Monday because it was Halloween. She stated they're meeting this upcoming Monday.

Drainage Report by Virginia Ignatowski

Councilwoman Ignatowski stated the Drainage Committee did meet last night, and the minutes will be coming in shortly. She stated Jim Manion did resign from that committee. She stated she told him he needed to forward his resignation to Dick Brongo. She stated they will now be down a person. She stated he was also the secretary, so they will have to have a replacement within their committee.

Councilwoman Ignatowski stated they did have a guest come in for an update on his problem. She stated they had some discussion with that. She stated Joe Carr went over his work schedule. She stated and he has got a number of things that have been added to the log that will have to wait for next year until the weather is good again. She stated right now his crew is doing routine maintenance on the drainage courses.

Historic Preservation Report by Mary Sperr

Councilwoman Sperr stated Historic Preservation doesn't meet until the 14th.

Library Report by Michael Slattery

Councilman Slattery stated the Library Board interviewed four candidates to fill in the two vacant seats on the Library Board; there were four applicants and now two new members. He stated one was here tonight, that did leave. He stated they're also going to look to reappoint Donna Stein to stay on the Board of Trustees.

Councilman Slattery stated they interviewed them now, and they appointed them. He stated that comes to the Town Board in their organizational meeting.

Councilman Slattery stated the Library is doing a fund-raiser right now, a Hawaiian theme, and ticket sales are going good. He stated the Friends of the Library actually made a donation, \$500 donation to the Hurricane Relief to help out some of the libraries affected down south, and they started discussing some of the things that took place, the libraries, the thousand of dollars in books

## CHILI TOWN BOARD MEETING - November 2, 2005

that were lost and so forth.

Councilman Slattery stated The Friends of the Library are looking for the newsletter to go out, and they're looking to see if they can do it on line to help keep the cost down. He stated they also had a one-day book sale which raised over \$800 on October 1st.

Councilman Slattery stated one sad thing is there were two individuals that were going to different libraries throughout the county stealing CDs and DVDs and turning around and trying to sell them at a local store. He stated Chili lost about \$280 of value of product. He stated they may be getting about half of that back, half of that merchandise back. He stated they're waiting to see on that.

Councilman Slattery stated the National Bank of Geneva gave a \$1,000 donation to the library.

Councilman Slattery stated Mrs. Riedman will be honored by the Monroe County Library System for 20 years of dedication. He stated there will be a dedication and reception on November 10th at 5:30 downtown. He stated she should be commended for her years of service.

Councilman Slattery stated State aid has not increased since 1998 to the Library, so that has put a hardship on the library. He stated the County funding is flat, as well. He stated the Bookmobile has been eliminated. He stated those are different things that they see are taking place on the State and County level that are affecting the service. He stated it is not an election year on that level, on the State level, so they're not getting any additional funding there.

### Recreation Report by Jim Powers

Supervisor Logel asked if Councilman Powers was at the Recreation meeting. Councilman Powers stated he was not. Supervisor Logel stated he was on vacation. Councilman Powers stated the next meeting is the 16th, but he will try to get in touch with Joe Carr and them the next meeting so he will have something to report.

### Traffic & Safety Report by Jim Powers

Councilman Powers stated as far as the Traffic Safety Committee, Joe Carr saved his neck because he covered for him for October. He thanked Joe Carr. Councilman Powers stated they have a Traffic Safety meeting Thursday, tomorrow.

The 10/12/05 and 10/24/05 Town Board meeting minutes were approved as printed.

### **REPORTS SUBMITTED:**

Chili Historic Preservation Board- October 10, 2005  
Zoning Board of Appeals- September 27, 2005  
Chili Planning Board- October 13, 2005  
Monthly Comptroller's Report- September 2005  
Chil "E" fest- 2005 report  
Recreation monthly Revenue Report- September 2005  
Community Center monthly Revenue Report- September 2005  
Senior Center monthly Revenue Report- September 2005  
Examining Board of Plumbers- 2005 attendance report  
Chili Historic Preservation Board- 2005 attendance report  
Chili Conservation Board – 2005 attendance report  
Recreation Advisory Board- 2005 attendance report  
Traffic and Safety- 2005 attendance report  
Drainage Committee- 2005 attendance report  
Board of Assessment review- 2005 attendance report

### **CORRESPONDENCE:**

1. Letter dated October 14, 2005 from Richard J. Brongo, Town Clerk, notifying the Town Board that he has received formal notification from Pando's Family Restaurant, located at 2771 Scottsville Road, Scottsville, NY 14546, that they have made application for renewal of their liquor license from the State Liquor Authority.
2. Correspondence from Chief Chris Fish of the Chili Fire Department

CHILI TOWN BOARD MEETING - November 2, 2005

3. Letter of resignation- Sandy Wood
  4. Letter of retirement- Sherry Thrash
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**RESOLUTION #289 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE SCHICKLER RE-SUBDIVISION LOCATED AT 870 AND 860 CHILI-SCOTTSVILLE ROAD, SCOTTSVILLE, NY 14546 IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilwoman Sperr**

**WHEREAS**, a written petition, dated September 6, 2005, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili, Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the Schickler Re-Subdivision located at 870 & 860 Chili Scottsville Road, Scottsville, NY 14546 Tax ID#s 172040-01-018.100 & 172040-01-018.200, more particularly described in Schedule A on file in the Town Clerk's Office; and

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

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

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

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

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

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

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

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

**ORDERED** that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on the 7th day of December, 2005, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition as may be proper or required by law; and it is further

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

UNANIMOUSLY APPROVED

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**RESOLUTION #290 RE: ORDER SETTING PUBLIC HEARING ON THE  
PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE  
DISTRICT TO SERVE  
THE PROPERTY LOCATED AT 11 CHESTNUT RIDGE ROAD, ROCHESTER,  
NY 14624 IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE  
OF NEW YORK. TAX ID# 133.19-3-12**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilman Slattery**

**WHEREAS**, a written petition, dated October 6, 2005, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili, Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the property located at 11 Chestnut Ridge Road, Rochester, NY 146.24. Tax ID# 133.19-3-12, more particularly described in Schedule A on file in the Town Clerk's Office; and

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

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

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

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

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

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

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

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

**ORDERED** that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on the 7th day of December, 2005, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition as may be proper or required by law; and it is further

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

CHILI TOWN BOARD MEETING - November 2, 2005

UNANIMOUSLY APPROVED

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**RESOLUTION #291 RE: Order Setting Public Hearing on the rezoning of property located at 60 Stryker Road Rochester, NY 14624 in the Town of Chili, County of Monroe and State of New York. TAX ID# 158.04 1 13 from PRD-Planned Residential District to “RA-10” (Rural Agriculture)**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilman Slattery**

**WHEREAS**, the Planning Board has scheduled for November 15th a public hearing regarding the property located at 60 Stryker Road and it's rezoning from PRD-Planned Residential District to “RA-10” (Rural Agriculture);

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board hereby declares itself lead agency for SEQRA review purposes, finds this application to be a Type I action for SEQRA review and directs the Town Clerk to send notification to all effected agencies; and

**BE IT FURTHER RESOLVED** that a Public Hearing be set for December 7, 2005 at 7:00 p.m. to consider the rezoning application for the property located at 60 Stryker Road tax account #158.04 1 13 from PRD-Planned Residential District to “RA-10” (Rural Agriculture).

UNANIMOUSLY APPROVED

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**RESOLUTION #292 RE: Road Dedication of Portions of Rio Grande Drive and Reading Road**

**Offered by: Councilwoman Sperr**

**Seconded by: Councilwoman Ignatowski**

**BE IT RESOLVED** that portions of Rio Grande Drive and Reading Road, as constructed under Section 4 of the Union Station Subdivision, be accepted for road dedication, and

**BE IT FURTHER RESOLVED** that, subject to the approval by the Engineer for the Town and the Counsel for the Town, that the necessary documents be executed and filed.

UNANIMOUSLY APPROVED

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**RESOLUTION #293 RE: Authorization of Attendance at the fall 2005 Regional Local Government Workshop**

**Offered by: Councilman Slattery**

**Seconded by: Councilwoman Ignatowski**

**BE IT RESOLVED** that Jeff Perkins of the Zoning Board of Appeals, is hereby authorized to attend the Fall 2005 Regional Local Government Workshop, November 18, 2005 in Mount Morris, New York at a cost not to exceed \$40 plus mileage. These expenses are budgeted.

UNANIMOUSLY APPROVED

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**RESOLUTION #294 RE: Transfer of Funds**

**Offered by: Councilman Slattery**

**Seconded by: Councilwoman Sperr**

**BE IT RESOLVED** to transfer \$20,000 from DA 5142.499 (Snow Removal – Miscellaneous) to DA 5110.1 (Road Maintenance Labor).

CHILI TOWN BOARD MEETING - November 2, 2005

UNANIMOUSLY APPROVED

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**RESOLUTION #295 RE: Budget Transfers**

**Offered by: Councilman Slattery**

**Seconded by: Councilwoman Ignatowski**

**BE IT RESOLVED** to transfer \$1,575 from A1650.1 (Central Communications-Personnel) to A1650.412 (Central Communications – Recreation, Court); and

**BE IT FURTHER RESOLVED** to transfer \$1,095 from A1650.1 (Central Communications-Personnel) to A1650.413 (Central Communications – Highway, Parks).

UNANIMOUSLY APPROVED

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**RESOLUTION #296 RE: Transfer to General Fleet Reserve**

**Offered by: Councilwoman Sperr**

**Seconded by: Councilwoman Ignatowski**

**WHEREAS**, an auction of general equipment was held on October 15, 2005; and

**WHEREAS**, it has been advantageous to transfer the auction proceeds to the General Fleet Reserve for future use;

**NOW, THEREFORE, BE IT RESOLVED** to increase the General Fund budget A2665 (Sales of Equipment) and A9950.9 (Interfund Transfer) by \$1,100.00, and,

**BE IT FURTHER RESOLVED** to transfer \$1,100.00 to the General Fleet Reserve.

UNANIMOUSLY APPROVED

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**RESOLUTION #297 RE: Transfer to Highway Equipment Reserve**

**Offered by: Councilman Slattery**

**Seconded by: Councilwoman Ignatowski**

**WHEREAS**, an auction of highway equipment was held on October 15, 2005; and

**WHEREAS**, it has been advantageous to transfer the auction proceeds to the Highway Equipment Reserve for future use;

**NOW, THEREFORE, BE IT RESOLVED** to increase the Highway Fund budget DA2665 (Sales of Equipment) and DA9950.9 (Interfund Transfer) by \$24,685.00, and,

**BE IT FURTHER RESOLVED** to transfer \$24,685.00 to the Highway Equipment Reserve.

UNANIMOUSLY APPROVED

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**RESOLUTION #298 RE: Part-Time Clerk Typist – Senior Center**

**Offered by: Councilwoman Sperr**

**Seconded by: Councilwoman Ignatowski**

**BE IT RESOLVED** V. Lee Robinson-Frank is appointed as Clerk Typist (Part-Time) for the Senior Center effective October 13, 2005 at an hourly rate of \$10.75; not to exceed 19.5 hours per week.

CHILI TOWN BOARD MEETING - November 2, 2005

UNANIMOUSLY APPROVED

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**RESOLUTION #299 RE: Authorize Stop Signs**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilman Slattery**

**WHEREAS**, the Town Board passed Resolution #391 on December 4, 1996 authorizing regulatory devices at various locations in the Town as recommended by the Monroe County Department of Transportation; and

**WHEREAS**, Monroe County Department of Transportation has requested that we modify said resolution to include “STOP” sign northbound at the intersection of Bellaqua Estates Drive @ Beaver Road;

**NOW, THEREFORE, BE IT RESOLVED** that there be the establishment of a “Stop” sign northbound at the intersection of Bellaqua Estates Drive @ Beaver Road.

UNANIMOUSLY APPROVED

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**RESOLUTION #300 RE: Revise Personnel Policy Section 8 – Health Care**

**Offered by: Councilwoman Sperr**

**Seconded by: Councilman Slattery**

**BE IT RESOLVED** Section 8, paragraphs A and B are revised to read as follows:

- A. Full-time employees and part-time employees shall be entitled to health insurance coverage under one of the plans to which the Town subscribes, provided that they meet the eligibility requirements of the plan and contribute any premium contributions required in this Section 8.
- B. Coverage shall be made available under the following plans: Blue Choice Select, Preferred Care Community, Blue Choice Value, Blue Choice 25, Preferred Care Tri-Vantage and Preferred Care Basix. The Town shall have the right to self-insure or to substitute experience-rated or substantially equivalent plans. Effective January 1, 2006, for the calendar year 2006, the Town will pay the following maximum contribution towards the health insurance premium: single - \$260; two person - \$575; parent and children - \$650; or family coverage - \$680, and the full-time non-union employee will pay, by payroll deduction, the balance of the premium cost, if any; or if they wish to pay the town directly, the premium must be paid in advance by the 20th of each month preceding the period coverage.

**AND, BE IT FURTHER RESOLVED**, Paragraph D is deleted in its entirety.

UNANIMOUSLY APPROVED

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**RESOLUTION #301 RE: Penflex Inc. Agreement**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilwoman Sperr**

**BE IT RESOLVED** that Supervisor Logel is authorized to enter into an agreement with Penflex, Inc. to perform administrative services for the Chili Fire Department Inc Service Award Program for the term November 1, 2005 to October 31, 2006.

UNANIMOUSLY APPROVED

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**RESOLUTION #302 RE: Flexible Spending Account for Town Employees for 2006**

CHILI TOWN BOARD MEETING - November 2, 2005

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilman Slattery**

**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.

**NOW, THEREFORE, BE IT RESOLVED** to continue the Plan in 2006, 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 Health Care reimbursement account be set at \$2,000 annually for each eligible participating employee and that the maximum 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 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 Benefit Solutions, Inc. to amend the Town’s Plan Document for the Definition of Dependent, Grace Period for Premiums and HIPPA at a cost of \$200; and

**BE IT FURTHER RESOLVED** that the Town Board authorizes the Supervisor to enter into a contract with EBS Benefit Solutions, Inc. to administer the Plan reimbursements at a cost of \$2.65 per month (minimum of \$50/month) per Plan participant.

UNANIMOUSLY APPROVED

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**RESOLUTION #303 E: Letter of Credit Release for Maple Hollow Subdivision (Rel 1)**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilwoman Sperr**

**BE IT RESOLVED** that per recommendation of the Town Engineer, \$49,646.52 be released from the Letter of Credit with Ontario National (#1013) for Maple Hollow subdivision, leaving a balance of \$304,725.36; subject to engineering fees and street light bills to the Town.

UNANIMOUSLY APPROVED

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**RESOLUTION #304 RE: Letter of Credit Release for Park Place, Section 4 (Rel 6)**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilwoman Sperr**

**BE IT RESOLVED** that per recommendation of the Town Engineer, \$24,848.19 be released from the Letter of Credit with Canandaigua National Bank (#1101943679) for Park Place Section 4, leaving a balance of \$26,436.92; subject to engineering fees and street light bills to the Town.

UNANIMOUSLY APPROVED

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**RESOLUTION #305 RE: Letter of Credit Release for Park Place, Section 5 (Rel 8)**

**Offered by: Councilwoman Ignatowski**

**Seconded by: Councilwoman Sperr**

CHILI TOWN BOARD MEETING - November 2, 2005

**BE IT RESOLVED** that per recommendation of the Town Engineer, \$62,254.30 be released from the Letter of Credit with Canandaigua National Bank (#1101943733) for Park Place Section 5, leaving a balance of \$52,982.41; subject to engineering fees and street light bills to the Town.

UNANIMOUSLY APPROVED

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**RESOLUTION #306 RE: October 19, 2005 Abstract**

**Offered by: Councilman Slattery**

**Seconded by: Councilwoman Ignatowski**

**WHEREAS**, January 5, 2005 Resolution #1 authorized vouchers to be paid October 19, 2005 by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 4772-4985 totaling \$223,617.32 to be paid from the Distribution Account as reviewed by Dianne O'Meara, Comptroller

**NOW, THEREFORE, BE IT RESOLVED** to note for the record vouchers 4772-4985 were paid from the following funds:

General Fund	\$ 40,848.42
Highway Fund	\$ 18,453.94
H32 Union Station Park	\$ 57,339.91
H34 S Chili Water Benefit #2	\$ 326.08
H35 Chili Avenue Widening D017381	\$ 21,257.57
H36 Chili Sewer Improvement #1	\$ 386.64
H39 Union Street Improvement	\$ 1,896.50
Consolidated Drainage	\$ 1,263.32
Chili Fire Protection District	\$ 69,554.98
Special Light Districts	\$ 11,036.88
Hynes Tract Water	\$ 23.29
S Chili Water Benefit #1	<u>\$ 1,229.79</u>
Total for Abstract	\$223,617.32

UNANIMOUSLY APPROVED

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**RESOLUTION #307 RE: November 2, 2005 Abstract**

**Offered by: Councilwoman Sperr**

**Seconded by: Councilwoman Ignatowski**

**BE IT RESOLVED** to pay vouchers 5139-5323 totaling \$ 150,575.64 to be paid from the Distribution Account as audited by Dianne O'Meara, Comptroller:

General Fund	\$ 54,212.27
Highway Fund	\$ 54,076.78
H32 Union Station Park	\$ 11,981.88
H35 Chili Avenue D01781	\$ 20,590.21
H39 Union Street Highway	\$ 7,204.00
Consolidated Drainage	<u>\$ 2,510.50</u>
TOTAL ABSTRACT	\$ 150,575.64

APPROVED BY A VOTE OF 4 YES TO 1 NO (Councilman Powers voted no.)

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PUBLIC HEARING

## CHILI TOWN BOARD MEETING - November 2, 2005

A Public Hearing was held by the Chili Town Board on November 2, 2005 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:06 p.m. 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, Scottsville)  
Assessment Rolls for Ambulance Districts (Chili, Gates-Chili, Clifton, Scottsville)  
Proposed contracts for Ambulance Districts  
Proposed contracts for Fire and Fire Protection Districts  
Preliminary Budget

Attendance as previously noted in the 11/2/05 Chili Town Board meeting minutes.

### COMMENTS OR QUESTIONS FROM THE AUDIENCE:

#### DOROTHY BORGUS, 31 Stuart Road

Ms. Borgus asked why there is no fund balance for the Library. She asked is that because one does not exist. Dianne O'Meara asked she does not have an exact figure of what the Library anticipates their fund balance to be to the end of the year, so there was no fund balance appropriated. Ms. Borgus stated so it is a question mark, rather than zero.

Ms. Borgus stated since the last Town Board meeting she has asked twice of the Supervisor's Office for the worksheets or some kind of back-up for the Fire Department and ambulance budgets. She stated the copy that she has for the Gates-Chili Fire District, if it remained the same as 2005, they are looking at a total of just shy of \$2 million for fire protection and ambulance service, and yet all she sees in this huge package of paper, with the back-up for the budget sheets is an e-mail from the Chili Fire Department and a very sketchy one-page summation with a few totals on it from the Scottsville Fire Department. She asked do the back-up figures exist.

Supervisor Logel stated Mrs. Borgus has what she has. Ms. Borgus asked then how do they just hand out \$2 million without anything to back it up. She stated this does not reflect on the Fire Department. She stated they are dedicated people who do a wonderful service for the Town. She stated they are admirable in their service. She stated however, getting down to some fiscal responsibility here, just shy of \$2 million is a lot of money to hand out when they don't know what it is going to be spent for. She stated it is just short of irresponsible. Ms. Borgus stated she would like a comment on that, please.

Supervisor Logel asked Diane O'Meara if she had any further papers that are available. Dianne O'Meara stated she had been given nothing. Supervisor Logel stated that is what they have.

Supervisor Logel stated they had a presentation by the Fire Department. She stated they went to their office for a meeting, and they had a presentation of their budget requests, and based on that, they felt they were justified in giving them the budget amounts that are in the budget.

Ms. Borgus asked what did they see at that meeting. She asked if that was open to the public. Supervisor Logel stated she did not know if the meetings were open to the public or not. Ms. Borgus asked what they saw, was it a Power Point presentation, was there something to take home. She asked what did they get before they just wrote down \$2 million.

Supervisor Logel stated they didn't just write down \$2 million. She stated they were given an explanation line by line exactly where they were going to be spending the money. She stated that was as far as she could go without it in front of her.

Ms. Borgus stated this is bad practice. She stated regardless of the wonderful aims of the

CHILI TOWN BOARD MEETING - November 2, 2005

people who do it and the service that they provide, this is irresponsible. She stated this is not peanuts. She stated this is \$2 million. Ms. Borgus stated and all of public has to show for their \$2 million is an e-mail and a one-page memo with nothing on it but maybe six figures from one of the smallest fire departments that serves their town. She stated this must stop. She stated she really feels strongly enough on this that she will take it further if they can't get some information before this budget is finally passed. She stated she did not know how the Board members can sit there and just continue to do this regardless of the wonderful function the group provides.

Ms. Borgus stated she was sure everyone would like to call up and order up \$2 million, but it doesn't work that way. She stated they deserve to know what they spend it on. Ms. Borgus stated she would take it that she would get no comment. Supervisor Logel stated she did not have a comment to give her on this.

Ms. Borgus asked was every member of this Board at that meeting. She asked every member that is going to vote tonight, were they there. Councilman Slattery stated the majority of the Town Board was present at that meeting. He stated he was not present at that meeting. He stated he did talk to the Fire Department in regards to their budget, and it is something that they look over. He stated there was some information that he reviewed and he was sure the rest of the Town Board did, as well. He stated they do not take this lightly at all. He stated this is very serious. He stated they have a commitment to the residents of this community as well as the fine gentlemen and ladies that serve on this department. He stated this is something they truly care about. He stated they won't just rubber stamp anything, whether it is the Fire Department, Highway Department. He stated they will take a serious and honest look at it. He stated they want to make sure they are getting the best bang for the buck for the residents of their community.

Ms. Borgus asked what about the people out in this town who are paying the bill. Councilman Slattery stated the people elected the Board members to sit and make these tough decisions and they are doing the best that they can. He stated he feels very honored and proud to serve this community. He stated he thought the gentlemen of the Fire Department that are present tonight are proud, as well. He stated this is something, like he said earlier, they take very seriously.

Ms. Borgus stated the people of this Town are entitled to see whatever the Board saw or heard. Supervisor Logel stated they are entitled to request it directly from the Fire Department.

Ms. Borgus stated the Board is the one that is handing over the \$2 million. She stated she thought they have some responsibility when they go to these meetings to bring back some information for the public.

Councilman Slattery asked if Ms. Borgus had a specific question. Ms. Borgus stated the whole budget is a big puzzle. She stated there is nothing. She stated there was an e-mail.

Councilwoman Sperr stated she thought Ms. Borgus' question had been answered several times by a couple Board members that Fire Department made an excellent presentation to them. She stated they asked many questions of them. She stated since she has been on the Board, they have met with them every single year and discussed their budget line by line. She stated if Ms. Borgus has questions, the Fire Department representatives were readily available for her to ask those questions. Councilwoman Sperr stated it is their responsibility to have spent that time with them going over this budget.

Councilwoman Sperr suggested to Ms. Borgus a better use of time would be to meet with the Fire Department to ask her questions. Ms. Borgus stated a \$2 million bill with no back-up is not a waste of anybody's time. Councilwoman Sperr stated they do have back-up. Ms. Borgus asked where is it. Councilwoman Sperr stated she was trying to suggest Ms. Borgus spend some time after the meeting and discuss it with the Fire Department, as the Supervisor has also suggested.

Ms. Borgus stated that would satisfy her question. She stated she is one resident of this town. She stated everyone in this Town, under the Freedom of Information, is allowed to see what they're paying. She stated this is supposed to be transparency in government. She stated they have nothing. She stated not only don't they have transparency, they don't even have a piece of paper. She stated

## CHILI TOWN BOARD MEETING - November 2, 2005

when the Board members go to meetings, she would suggest if they take somebody's word and it is not going further, it is their obligation to bring something back to the public. Ms. Borgus stated now she would like to go on, too.

Councilwoman Sperr stated she would like to know where Ms. Borgus got 2 million. Supervisor Logel stated the Board was just puzzling over the figure Ms. Borgus stated. Ms. Borgus stated it is \$1,969,298.20, and that is assuming that the Gates-Chili Fire Department and what they wanted remained the same as the number they gave last year, because there was no number in this budget that she got. She stated it hadn't been received as yet. She stated she was assuming it is the same, but it is probably more. She stated but assuming it was the same, if one adds it up, that is what they come up with.

Councilman Slattery asked Ms. Borgus if there was a certain page of the budget that she was referring to. Ms. Borgus stated she was referring to the front cover.

Councilman Slattery stated Ms. Borgus was not just talking about Chili; she was talking about all of the fire departments. Ms. Borgus stated Gates-Chili Fire Department, the Clifton Fire Department, the Chili Fire Department, the Chili Scottsville Fire Department, the Gates-Chili Ambulance District, the Clifton Ambulance District, the Chili Ambulance District and the Chili Scottsville Ambulance District. She stated if one adds up all of the tax money on levied on the right column, plugging in the last figure that the Gates-Chili Fire District had, and adding that in to the other numbers, she comes up with \$1,969,298.20.

Councilman Powers stated the Gates-Chili Fire District they have nothing to do with. He stated they don't sit in on any budget hearings. Ms. Borgus stated then they are remiss even more.

Dianne O'Meara asked to comment on that. Dianne O'Meara stated each year, each budget hearing she states that the Gates-Chili Fire District is a municipal corporation. She stated they are their own taxing authority. She stated they provide the Town the tax figures, the tax levies. She stated there is nothing that the Town of Chili can do about the Gates-Chili Fire District.

Ms. Borgus asked how about the other 1,514,367 that they do have responsibility to work with and can get numbers from.

Supervisor Logel stated that is divided over many different entities. She stated it is not just one area that that is. She stated they are talking ambulance, they are talking all of the rest of them combined.

Ms. Borgus stated it doesn't matter how huge it is. She stated the point is the Board has handed it out like candy, it didn't have anything to back it up and they brought nothing back to the people that will have to pay this bill, and that is wrong anyway one slices it.

Councilwoman Sperr stated she thought it was wrong for Ms. Borgus to incite the audience by making statements of that character in this meeting. She stated this is a business meeting. Ms. Borgus stated it's a public hearing.

Councilwoman Sperr stated they are making business decisions based on a budget that was presented to them. She stated if Ms. Borgus has questions, they have always been very open to any of the questions she has. She stated she did not know that belaboring this point was getting anywhere.

Ms. Borgus suggested the Board go back to the Fire Department, since the issue has been raised, and get numbers from them so that the public can see them. Supervisor Logel stated if the Fire Department would like to hand over those numbers to her, they could do so. Ms. Borgus stated it is not a question of liking. Supervisor Logel stated it is their prerogative to give that budget to Ms. Borgus, not hers.

Ms. Borgus stated she was not through with this. Supervisor Logel suggested Ms. Borgus try to get the information under Freedom of Information.

CHILI TOWN BOARD MEETING - November 2, 2005

Ms. Borgus asked with regard to Account 3005, on page 5 of their preliminary budget, how can the mortgage tax be reduced with all of the building that they are seeing in Chili today. She stated the actual mortgage tax in 2004 was 736,000 and change. She stated the projected mortgage tax for 2005 is 583,000, which is substantially less and yet the budget that they are having for 2006 is only \$400,000, about half of the mortgage tax they were collecting two years ago. She asked how can that be. She stated houses spring up in this town like mushrooms. She stated every one of them has a mortgage on it.

Dianne O'Meara stated quite simply stated, there are two items in the revenue budgets that are very volatile, and those are the sales tax and the mortgage tax. She stated houses are not springing up like mushrooms, number one. She stated number two, figures that you are looking at in the past have to do with refinancing of mortgages which is not taking place at the rate that it was taking place previously.

Ms. Borgus stated she was not talking about sales tax. She stated that is another issue.

Dianne O'Meara stated she was talking about the mortgage tax and sales tax are two volatile areas. Ms. Borgus asked how this Town Board can honestly believe that the mortgage tax for 2006 is going to be half of what it was two years ago.

Councilwoman Sperr asked Ms. Borgus where did she get her information to make that statement. Ms. Borgus stated from last year's budget and this year's budget. Councilwoman Sperr asked on just that information alone, irregardless what their Comptroller is telling them, is Ms. Borgus an expert.

Ms. Borgus stated most of these people that are building these houses are getting some kind of a mortgage. She stated she did not think everybody has cash. She stated she could not believe they they will have half of the income when they have probably twice the building. She stated it doesn't figure. She stated it doesn't take a brain surgeon to figure that out.

Councilman Slattery asked is that Ms. Borgus' opinion, or are these facts that she has from somewhere. Ms. Borgus asked if they have looked at the number of building starts in Chili. Councilman Slattery stated he has, and he has looked at how it is slowing down, how the cost of construction has risen quite a bit, and how people's siding has gone up 15 percent in one day. Ms. Borgus stated that is all the reason that the same house has a bigger mortgage, costs more. Councilman Slattery stated or they're not building.

Supervisor Logel there was a tremendous amount of refinancing done when the interest rates went down over the last few years. She stated now the interest rates are climbing again and they were told that it would drop off significantly, and it has dropped off significantly. She stated there were many people in the room, she was sure, that took advantage of the interest rates and refinanced their homes, so that is why the figures were high. She stated now they will decline because that is not happening. She asked if that was a clear enough answer.

Ms. Borgus stated it might be, except she was giving them figures from 2004. She stated she was not just talking about this last year. Supervisor Logel stated but there was a big wave of refinancing in 2000, 2001, 2002. She stated that's when the wave of all of this was going on.

Ms. Borgus stated and the tax in 2004 was still 736,000. Supervisor Logel stated she was convinced that the County gave the Town their fair share of exactly what was refinanced within the Town of Chili and sold within the Town of Chili. Ms. Borgus stated she was not saying the County didn't give them the fair share.

Ms. Borgus stated she was saying this is not true to form, that the \$400,000 is an artificially low figure. She stated if they are going to talk about expenses, they have to counteract it with what they get in revenue. She stated she would prove them wrong. She stated by the end of the year, she would be back and she will tell them just how wrong they are tonight when they tell her that is a good figure.

CHILI TOWN BOARD MEETING - November 2, 2005

Councilman Slattery stated they appreciate any way Ms. Borgus can help them improve their budget process. Ms. Borgus stated she does take an interest in this town or she wouldn't be at so many meetings.

Ms. Borgus stated she would like to know about the medical insurance, which is account 9060.8,. Ms. Borgus stated her question is, does Resolution 300 that is on tonight's agenda affect this number. She stated that is up 16 percent over last year. She stated they are changing the amount of money that is going to be allowed per non-union employee in the coming year. She stated the projected annual 2005 figure is 292,000, yet the budget figure for 2006 is going to be 338,900. She stated it is up 16 percent. She asked does that mean they are going to be putting in dollar wise now, a larger share for non-union employees than they did a year ago.

Supervisor Logel stated they are not. Dianne O'Meara stated since the preliminary budget was adopted, there was one action that was taken and one will be taken tonight, so two actions. She stated the Union contract was ratified which affects medical, as well as there is a resolution on for tonight which affects medical. She stated and if that is adopted tonight, yes, the medical budgets will be amended. Ms. Borgus asked up or down. Dianne O'Meara stated down.

Ms. Borgus stated when they get to Resolution 300 tonight, she hopes that they are going to get into a little detail as to how the figures were arrived and what it was last year. Councilman Slattery stated so they are doing good.

Ms. Borgus stated the assessed valuation for their town, she took it right from the budget, and she sees their assessed value in Chili this year has risen by \$137,445,745. She stated it amazes her that they still have to raise taxes when they have that kind of an increase in one year. She stated and when one looks at the budget, and they see the wages that are being paid, and the increases that are being given when other people are lucky they keep their job, maybe they don't have a job, it is really unconscionable that they can't hold the line. She stated these people are well paid and she does not see why when other people are paid, they can't be satisfied with what they have instead of trying to get more taxes out of people than can't pay it.

Supervisor Logel stated that assessed valuation increase actually figures out in a dollar amount to roughly 150,000. She stated that is not a lot of money when heat, fuel costs are rising at the rate they're rising. She stated it may look like an exorbitant large assessed valuation increase, but the actual dollar in taxes that it raises to us to cover expenses in the budget is less than 150,000.

Ms. Borgus stated she didn't figure that out, but she would take her word for that right now.

Ms. Borgus referred everyone to account 1421, which is attorney. She stated she sees now they have added counsel for labor relations for \$12,000, a new amount, because always before they had a labor negotiator. She stated well, if it was one or the other, she wouldn't mind but now they have a labor negotiator for 7,500 in addition to a counsel for labor relations for 12,000. She stated they just seem to keep adding people for the most strange reasons. She stated if they have always gotten by with one of these people, why do they now need to add another.

Councilwoman Sperr stated Ms. Borgus first mentioned the counsel that they hired to handle their Union contract. She stated well the fact that their Union contract is ratified, and they are into the month of November, and they are saving money on their health care benefits which they're about to sign up for in November, and they feel their attorney did an excellent job and saved the Town money, it is a very good expenditure for the Town. Ms. Borgus stated she would give them that. She asked why do they need a labor negotiator in for another 7,500. She asked who is this person. She asked if the attorney negotiated it, what is the second person for.

Dianne O'Meara stated there are still personnel issues that do not have anything to do with the Union contract. She stated there are personnel issues that do not have anything to do with the Union contract. She stated the labor relations is for personnel issues in general outside of any contract negotiations.

## CHILI TOWN BOARD MEETING - November 2, 2005

Ms. Borgus stated she does not understand why they have to have a special person for every little job there is, with a budget to go with their work.

Ms. Borgus stated she would like to look at A1995, County PILOT arrears. She stated PILOT, for those in the audience that don't know what that acronym stands for, is Payment In Lieu Of Taxes. She stated it is an amount of money that a company pays when they don't pay taxes, and there are several. She stated underneath, the explanation is "College Greene per agreement." She stated the School District is \$16,500 planned for 2006, and in 2004, they paid them 15,500. She stated in 2005, they paid them 16,000, and this year they are paying 16,500. She asked when is this going to stop.

Dianne O'Meara stated it was a seven-year agreement. Dianne O'Meara stated this will be their third year, so they will have four more years. Supervisor Logel stated there will be four more years of payments. Ms. Borgus asked escalating every year. Dianne O'Meara indicated it would escalate.

Ms. Borgus asked whose error that was that slipped past. Supervisor Logel stated it was prior to her being Supervisor. Councilwoman Sperr asked if it was Ms. Borgus' opinion it was an error. Ms. Borgus stated it was an error, and they are paying it back.

Ms. Borgus stated she would like now to talk about programs 6772, Programs for the Aging. She stated there is item on the worksheet called "driver and kitchen help part-time," \$5,000. She asked who are they paying there. Supervisor Logel stated nobody. She stated there has been nobody hired and that is something they have asked for in their budget, that they proposed in their budget. She stated they proposed it last year. She stated they proposed it this year. Ms. Borgus asked didn't they spend it last year. Supervisor Logel stated they didn't spend it because they didn't use it last year.

Ms. Borgus stated she noticed that under account 3620, the Building Department, they have added an engineer for \$55,000. Supervisor Logel stated they are trying to enlarge the department. She stated they are a growing Town and they are looking to meet the demands on that department. She stated that is why that is in there.

Ms. Borgus asked not names, but what position changes are going to take place in that department. Supervisor Logel stated there will be a restructuring of the entire department and she was not at liberty at this time to discuss it because it is not finalized. She stated they are looking at meeting the increased needs. She stated she has talked about this over the last two years. She stated there are two departments in this Town under staffed, that are heavily taxed by the growth in this Town. She stated one is the Highway/Public Works area, and the other is the Building Department. She stated there is a tremendous amount of building, as Ms. Borgus referenced.

Ms. Borgus stated she did not know how it is helped by hiring an engineer. She stated they need more people in the field. She stated they need code enforcement. Supervisor Logel stated code enforcement is in that area. She stated that is one of the changes that will be looked at.

Ms. Borgus stated she did notice that yet under A1440, which is the engineering account, the amount of the budget remains the same, basically.

Ms. Borgus stated she would like to discuss her big one. She stated this Town has the most, the best, the newest equipment she believes of any Town around. Councilwoman Sperr stated actually, that is not true.

Ms. Borgus stated this year, she sees that they are going to spend at least, maybe more, but at least \$516,000 on new equipment, over a half a million dollars again. She stated every year it is the same story. She stated last year maybe they laid off a little more. She stated they are making up for it this year. She stated she does not see why they can't get another year out of some of this equipment. She stated it is not that old.

CHILI TOWN BOARD MEETING - November 2, 2005

Ms. Borgus stated \$190,000 for a flush truck. She stated that is really unreal. She asked how often does a flush truck get used. Ms. Borgus stated they aren't meant to be their average small car that one trades in every three years because it is falling apart. She stated these trucks are meant to withstand the uses they're built for. She stated they're meant to last a long time. She stated and she does not think the flush truck is out in a lot of snow and salt. She stated she would think that since they have so many other needs in this Town, that they could forego these things.

Ms. Borgus commented another 10-wheel plow truck this year; another 11 foot mower; 3 more pickup trucks, one for the Highway Superintendent. She stated she sees by the list that he is going to move that now to a work truck. She stated she guesses it is not good enough for the Commissioner of Public Works to drive to Fairport when he goes home and back but it is good enough for the workers. She stated it can be a work truck but can't be a Commissioner of Public Works truck.

Councilwoman Ignatowski stated she knows from some conversations with Joe Carr they are not replacing vehicles that are three years old. Ms. Borgus stated that is not her point. She stated these trucks are meant to last. She stated Highway Department trucks are built to last for years and year and years and years. She stated they're built to withstand the use they're built for. She stated they aren't a three-year-old disposable little car that they buy to drive back and forth to work that is probably only meant to last \$100,000 miles. She stated these are substantially built vehicles that are meant to take what they're used for.

Ms. Borgus stated she just cannot believe that they need to keep buying equipment at this rate almost every year, over a half million dollars. Councilman Slattery asked Ms. Ignatowski if she trades her car in every three years. Councilwoman Ignatowski stated she does not. Councilwoman Ignatowski stated she has a vehicle with 100 and some odd thousand miles on it.

Supervisor Logel stated she would ask Mr. Carr to comment on this. She stated she knows they have one pickup truck that is going this year that is ancient. She stated they can't even drive it in the ground because it has been driven there.

Ms. Borgus stated the oldest truck they will dispose of is a 1995, and that is the one replaced by Mr. Carr's truck so he can get a new one.

Joseph Carr asked Ms. Borgus if she had the list he provided her. Ms. Borgus stated she did. Joseph Carr stated at the bottom portion of the list is auction equipment.

Joseph Carr stated the flush truck that was mentioned for \$190,000, the one they are trading in is a 1987. Ms. Borgus stated that is why she made the point about these things are made to last and last and last. Joseph Carr stated they got 18 years out of that piece of equipment. Ms. Borgus asked how much use does it get.

Joseph Carr stated they have been able to squeeze 18 years out of that very expensive piece of equipment. He stated right now that is inoperable because they cannot get parts for that any more. He stated the latest problem they have encountered, and they have searched the Internet, the entire United States, trying to get this part they need to get it back running again, and so far they can't get it.

He stated they took the part off and took it to the repair shop and they tried to repair it. He stated it wasn't successful. He stated right now he does not have a use for that piece of equipment.

Joseph Carr stated they work hard and have a good staff to maintain their vehicles, and they do the best they can. He stated it is overdue to replace that piece of equipment. Joseph Carr stated the flush truck is an extremely important piece of equipment for the work that they do. He stated they use it to flush the pipes, driveway pipes, crossover pipes, storm sewers. He stated it has an attachment to clean out catch basins. He stated they use it for maintenance. He stated they use it under storm conditions. He stated it is very important to them. Joseph Carr stated it is something that they need to do.

Joseph Carr stated there was inference made that he was adding equipment. He stated that is not true, with one exception. Joseph Carr stated they are adding the leaf machine. He stated they lost

## CHILI TOWN BOARD MEETING - November 2, 2005

one last year. He stated he will add that back into the fleet to keep. He stated but otherwise, these are replacements.

Joseph Carr stated he was not exactly sure what the comment was about his vehicle. He stated he has been with the Town 11 years. He stated he has driven a pickup truck. He stated before he came here, the Commissioner had a car. He stated he drives a pickup because he uses it occasionally during work to pick up debris along the road, to carry warning signs and different things like that. He stated his plan is to buy a replacement pickup truck. He stated he thought that is appropriate.

Joseph Carr stated on the list of all of the equipment the ages of the pieces that he is trading in are listed. He stated this is a lot of money, but they take this very seriously. He stated they do a lot of homework on the replacement program. He stated he has converted a lot of their pieces to multi-seasonal use vehicles. He stated he was not sure what other questions the Board would have, but he would be happy to answer anything specific that they might have.

Councilwoman Sperr stated she did believe when they had inquired of Joseph Carr regarding this topic, that he had also told them that they were facing increasing costs and that the timing of the purchase of their equipment is very important to the whole picture because of that. She stated she thought that was one of the factors involved in this.

Joseph Carr stated he wanted to point out one thing. He stated the plow truck, for example, is probably the next most expensive. He stated over the last few years, the federal guidelines for emission control and other items have increased the cost, increased the cost to produce the engines to meet those standards and then the chassis and other components that go along with all of those. He stated and next year, they are going to face another big increase, maybe 8 or \$9,000. He stated they have done this in about three steps. He stated this will be the third time. He stated he was not saying that those standards are wrong, but they impact their costs. He stated so if one were to look at the history of these things, the cost of the large pickup truck, it has escalated a great deal.

Joseph Carr stated they try to replace these. He stated he has a program to try to replace one plow truck a year. He stated they have 14 of them. He stated that puts them in a program where they're 14 years old. He stated that is more than reasonable in an overall plan. He stated but it takes dollars and the commitment to keep their fleet ready. He stated that is what they have done.

Councilman Slattery stated there is one municipality that was purchasing a new piece of equipment every year, because you can buy it off the State bid at the lower rate than the general public could, and they were turning it around and selling it and using it after one year and they were making a profit on that. He stated if anyone would like the Board to look at that so they can serve the taxpayers the best way, they would be more than happy to do that, but then he would not want Ms. Borgus to question them when they turn around and buy a new piece of equipment every year.

Ms. Borgus stated she takes grade pride in this whole Town. She stated she has lived here her whole life. She stated she did not like to be compared to people who even do things like that. She stated she does not think that is a fair comparison.

Councilman Slattery stated they are relying on Mr. Carr and his expertise to do what is in the best interest of this community. He stated he thought Ms. Borgus needs to understand and appreciate what they are doing. He stated if she had some information that could help them better serve the community, than by all means, she should provide it to them. He stated he was more than happy to look into it.

Ms. Borgus stated she knows when she drives around Gates, Ogden, Riga, she does not see all of the new equipment like they have in Chili. She stated they have nothing but shiny new bells and whistles equipment no matter where one looks. She stated that's not the norm, is what she is trying to get across to the Board.

Councilwoman Sperr stated that is Ms. Borgus' opinion. Ms. Borgus stated she can't see rust on their trucks. She stated a little rust won't hurt. Supervisor Logel stated their Highway Department takes care of their equipment in the body shop.

CHILI TOWN BOARD MEETING - November 2, 2005

Ms. Borgus stated she knew, but they also have new, new, new, new. She stated she was just tired of coming here every year and seeing this kind of bill for equipment because it never seems to stop.

Joseph Carr stated he thought the audience should have the rest of the information that is on the sheet that Ms. Borgus had. He stated he would read what they are trading in in terms of years of equipment. He stated there is a 1995 pickup, 1998 pickup, 1999 pickup, 1988 tractor, 1990 dump truck, 1987 flush truck, 1987 trailer, 1991 hydroseeder, a 2000 jake mower and '98 Ferris.

Joseph Carr stated he was absolutely proud that they are recognized their equipment looks nice and shiny and new. He stated he was proud of that because their people work very hard to accomplish that, but it has to be understood that they don't have all new equipment. Joseph Carr stated Ms. Borgus has been here before and knows the two or three pieces they have bought each year, so if they have new, maybe three new pieces of equipment from last year and three from the year before, and this is a catch-up year, because he has been asked to keep all these down the last couple three years.

Joseph Carr stated they have good equipment. He stated he has told the Board before, he buys Chevies and Fords. He stated he does not buy Buicks and Cadillacs. He stated they're efficient. He stated they do not have all of the bells and whistles. He stated they have the important and necessary pieces of equipment that they need on them. Joseph Carr stated he does not own a brand new fleet. Joseph Carr stated the data will support what he has.

Councilman Powers asked how about the lowboy they just got rid of. Joseph Carr stated the truck was a 1974, and the trailer was a 1969. Councilman Slattery asked if they had been using it. Joseph Carr stated they were.

Supervisor Logel stated the one point that she would like to make is that they are not borrowing to do these, either. She stated they are able to do it without borrowing the money to do it. She stated they do it on Joe Carr's plan, keeping and maintaining all of the responsibilities that they have for the roads and the highway in the winter and the summer, without borrowing. She stated by doing it this way, pacing it out, so many per year, they can do it that way. She stated he is to be commended on spacing it out.

Ms. Borgus stated she guessed when their assessed valuation goes up over \$137 million a year, they don't have to borrow.

Ms. Borgus stated she would like to know what happened to the loader bucket number 221 that was on the worksheets for Account DA5130. She stated she did not see it on the list, but it was on the worksheets, \$10,000.

Joseph Carr stated as he explained to the Board, they bought a loader five years ago or so. He stated they have had trouble with the bucket on that new loader ever since. He stated the gears that hold the buckets on continually break. He stated they have had factory reps, the sales reps in. He stated they have beat on them to give them help. He stated it is at a point now that they made so many repairs and patches to this bucket, they can't make any more patches on it. He stated he was very concerned if it breaks again, as they are heading into the winter, he will be short a loader at the most critical time. He stated so after exhausting his efforts to try to get some help from the factory, he needs to replace that loader bucket. He stated that is all there is to it; they can't fix it any longer.

Councilman Slattery stated so they removed it off the list she has currently. Ms. Borgus stated it is in one place and not another. Councilman Slattery stated that is because at the last Town Board meeting, which Ms. Borgus was at, Mr. Carr gave a presentation and explained why they are doing it now. Joseph Carr stated that was correct.

Councilman Slattery stated at the last Town Board meeting Ms. Borgus asked that and Joe Carr gave the explanation. Ms. Borgus stated there is no date. Ms. Borgus stated one thing that the Town should make a habit of doing is dating the things they prepare. She stated there is no date on the list. Councilman Slattery asked if Mr. Carr revised that with a newer date, would that help her

CHILI TOWN BOARD MEETING - November 2, 2005

understand it better. Ms. Borgus indicated it would, or at least put a date on so she knows what happened after this list was prepared.

Ms. Borgus stated the last comment she had to make is throughout this budget what she sees are 3 percent raises given when she just can't understand how the Board can give themselves more money and pay the Town employees more money, any of them, when the people who are paying the bill maybe don't even have a job any more or they're working at something that paid half what they paid before. She stated they can't keep going up 3 percent, 3 percent, 3 percent here regardless what the conditions are in the economy.

Ms. Borgus stated and the other thing she noticed in this budget is that no matter how much the 2005 budget was under spent -- and it is pervasive through the entire budget, page after page, the budget was never used. She stated there is money left. She stated and when you project it out, which is the way you do a budget to the end of the year, there is still going to be money left. She stated there is money left in almost every account. She stated not every one, but close to it. She stated probably 95 percent of them have unused money and that money will still be there at the end of the year. She stated they won't use it. She stated but yet this year, they bump it up again. She stated it is not the way to budget. She stated it is not honest government.

JERRY BRIXNER, 14 Hartom Road

Mr. Brixner stated he was a little shocked there were only two people speaking tonight, including Ms. Borgus and himself. He stated that tells him that the Town has no interest in this budget, or that tells him that the Town Board did not – advanced the idea that they were going to limit the participation to people who were here precisely at 7 o'clock. He stated he believes they should have made an announcement that if people wish to speak during the budget time, that they could sign up. He stated or better yet, they should allow individuals as they near the end of this public hearing to speak if they have something to say. Supervisor Logel stated she has always done that.

Mr. Brixner stated he knows a lot of times when people come to this podium, Mrs. Sperr thinks that what they are considering or what they suggest or say is a waste of time. Councilwoman Sperr stated they are not wasting her time. She stated she has all of the time in the world, but she sees the faces of the audience in front of her, and the same question was being asked repeatedly and they were not advancing from that point. Mr. Brixner stated he did not have any problems with Ms. Borgus coming here to a Town Board meeting and expressing herself. Councilwoman Sperr stated neither does she.

Mr. Brixner stated his next comment deals with a budget increase that the Council Members are supposed to have that bumps their pay up to \$14,045 a year. He stated he came to the Town Hall on Thursday night to see a representative leading a group of comprehensive plan individuals. He stated they saw this gentleman sit with his back to the audience. He stated he indicated he could not hear the man speak. Mr. Brixner stated the man turned halfway around, said something, and then immediately turned around and they saw that gentleman's head, his neck, his back and his posterior the rest of the evening. He stated Mr. Slattery stood next two people away, and said nothing about it.

Supervisor Logel that matter has absolutely nothing to do with the budget. Mr. Brixner stated he was questioning if the Board members feel that they are earning their rate of pay increase when they have cut the number of town meetings from 20 to 14, that sort of thing, and not speaking up for the people sitting in the audience when they are present at a meeting. He stated that is absurd.

Councilman Slattery stated Mr. Brixner complains when he speaks too much at a meeting and then he complains when he does not speak enough. Councilman Slattery apologized to Mr. Brixner for the gentleman's back being to him. He stated it was a meeting that was being conducted. He stated if there was a problem with Mr. Brixner's ability to hear, then he apologizes for that, and they will work to correct that in the future.

Supervisor Logel stated it was a workshop. She stated as she understands it is a workshop meeting not open to public comment. She stated it is open to the public for everyone to sit and attend, but they work in a round table setting.

CHILI TOWN BOARD MEETING - November 2, 2005

Mr. Brixner stated when the presiding member sits looking away, that is preposterous. Councilman Slattery stated they will try to correct that in the future. Mr. Brixner stated he sure hopes so.

Mr. Brixner stated his wife's set of figures indicates that John George, the Supervisor's secretary, is supposed to get a decrease in salary for the year. He asked is that right. Supervisor Logel stated he is not getting a decrease in salary. She stated that was an error. Supervisor Logel stated he will be getting the 3 percent that everybody is getting. Mr. Brixner stated he was happy to hear that because the Supervisor's secretary deserves all of the assistance and pay that he can get.

Mr. Brixner stated he saw that the Library is scheduled for a 2 percent increase. He stated he believes he saw that in the Gates-Chili Post. He stated supposedly that is to their satisfaction. He stated they wanted an 18 percent increase last year, and ended up with a 7 or 8 percent increase, and now they're satisfied with a 2 percent increase.

Mr. Brixner stated he was just wondering whether or not a 2 percent increase, when they are looking for 19 percent or 18 or 17 or whatever the figure last year was, is that satisfactory to meet their needs. He stated the library is one particular branch of this Chili Town Government that deals with everybody of all ages, from the little children right on up through, so he would just question whether or not that particular figure is sufficient to keep their operations moving, to service the community.

Mr. Brixner stated his wife noted some large increases from the department heads, and he was particularly disturbed with the performance of the Highway Superintendent, Department of Public Works, Joe Carr, what he did with the Union Station, cutting the trees, what he saw evidence of within the past year is despicable.

Supervisor Logel stated they are discussing the budget. Mr. Brixner stated he was talking about the budget, because he was coming to a point. He stated he was going to offer, why is Mr. Carr getting a raise when he let Ranchmar Park go to pot and he is now storing highway equipment on Baker Park. He asked what is the matter with this gentleman. He asked why is he getting a raise. He stated he was sure he is being told to do what he is doing, but he still thinks that that is entirely wrong and somebody better check on this gentleman to see that he gets better performance.

Mr. Brixner stated the other night, he was standing by one of the Highway Department trucks, Number 1, Mr. Carr's truck. He stated it looked pretty darn good to him. He stated now, whether or not looks are deceiving, he did not know. He stated he did not know anything about trucks or running vehicles and that format, but it looked like a great car. He stated he was surprised that Mr. Carr is due for an \$18,000 car.

Mr. Brixner stated he was shocked that Mrs. Wilcox did not sign up to speak, because she is very good and normally has some comments to offer. He stated he would like to hear from one of the representatives from the library.

Joseph Carr stated Truck Number 1 is a '99. Councilwoman Sperr stated they are using that in the Town for another employee. Councilman Slattery stated Mr. Carr should keep up the good work maintaining that.

Supervisor Logel asked if there was anything that the Fire Department would like to say regarding their budget. Chief Fish stated they do go through an extensive effort to work on their budget, specifically with regard to the Chili Fire Department and Ambulance. He stated they don't have any input or say to any other of the line items that Ms. Borgus was speaking to.

Chief Fish stated in talking with Supervisor Logel, and the Board, they found satisfactory the same submission they have provided every year for 74 years. He stated if the Town Board feels that their level of information is not adequate for that, they would certainly be glad to sit down and work with them on revising that.

Councilman Slattery stated the Fire Department takes a lot of pride in maintaining their vehicles.

## CHILI TOWN BOARD MEETING - November 2, 2005

He stated they also have a competition for the cleanest firehouse, the best kept vehicles every year. He stated people from outside the department come and inspect their facilities and the vehicles and so forth. Councilman Slattery stated he would like to compliment them on the job they do. He stated everyone has to remember these are volunteer individuals that are giving time away from their families to serve this community, and with the mandated hours of training that they have to go through, they should be commended and applauded and not so much scrutinized for the job they're doing. He stated they are all very busy. He stated they all have definite commitments. He stated for them to do and serve this community as they have, the number of calls that they go out on, the times that they risk their lives, they should be complimented. He stated one gentleman he knows from the Fire Department was actually injured not too long ago at a scene of an accident, and now, he and his family have that to deal with. Councilman slattery thanked the Fire Department and applauded the members and women of the Chili Fire Department for what they do.

Supervisor Logel stated Chris Fish is the Chief of the Fire Department. She stated he sent a press release out that she would like to read. "The Chili Fire Department is pleased to announce they have been awarded a grant for \$92,118 from the 2005 Assistance to Firefighters Grant Program administered by the U.S. Department of Homeland Security. This grant award will be used for radios and communication upgrades to ensure fire fighter safety while responding to and operating at emergency incidents within the town. We appreciate the support that our local Congressional representatives have provided in assuring that the Assistance to Firefighters Grant Program is made available to local fire departments like ours. "

Supervisor Logel stated without the support, they would not have been able to address these much needed radio upgrades. It is something that they couldn't put into the budget. Supervisor Logel stated she commends them for going for this grant because writing a grant and going for it and getting the \$92,000 certainly helps offset the amount of money they would have to go out to the taxpayers to provide that very equipment.

Councilman Slattery stated an individual who is a member of the Chili Fire Department, not too long ago, saved a baby's life and no one can put a price tag on that. He stated he thought that has to do with the training that is received from that Fire Department.

### JIM LECHNER, Library Trustee, 3127 Chili Avenue

Mr. Lechner stated he was going to speak on behalf of the Library Board of Trustees. He stated back in August, the Library Board of Trustees submitted a preliminary budget to Diane O'Meara with a 9.61 percent increase. He stated since that time, the Library Board of Trustees and their Director, Jennifer, have met with the Supervisor and many members of the Town Board on two separate occasions. Mr. Lechner stated they have come to an agreement after some tough negotiations and compromise of a 5.83 percent budget increase in the year 2006.

Mr. Lechner stated the Library Board of Trustees sincerely believes this budget is in the best interest of the Chili public, library patrons and is a cost effective investment for the Town of Chili taxpayers. He stated he would like to thank Councilwoman Ignatowski and Councilwoman Sperr for their great support last year when they were liaisons to the Library Board of Trustees. He stated he would like to thank Councilman Slattery for his support this year because he is their liaison.

Mr. Lechner stated he wanted to thank Supervisor Logel for allowing them to the opportunity to meet with her and the Town Board and to be a very good negotiator and a willing compromiser.

Mr. Lechner stated he wanted to thank Councilman Powers especially for his 28 years of dedicated service to this community. He stated he wanted to thank him for his generous support to the library and they appreciate everything he has done for them, and certainly, they will miss him.

### BERNICE WILCOX, Stuart Road

Mrs. Wilcox stated she did not think the work the firemen do is the issue. She stated as a person who has given 18 years of public service to the Town and several years of service to the School District, and 79 years of living in this Town, she has never expected to be pampered or treated as special. She stated it was something that you did. She stated it was their duty, and she does think that the firemen should be looked on the same as any other public servant.

CHILI TOWN BOARD MEETING - November 2, 2005

Mrs. Wilcox stated she also does commend them for putting in an application for a grant, because grants, she thought, are important to the community. She stated recently she read that the Town of Ogden had gotten as much as 500,000 in grants to improve things in their town, and Webster had a tremendous grant for the developmental rights for obtaining property to keep it more rural. She stated but in Chili, they have not updated the Open Space Index, and they haven't received a great deal in grants. She asked how much money they received in grants in the past year.

Supervisor Logel stated she would have to sit down and add them all up. She stated she didn't do that. Mrs. Wilcox stated as she recalls, there was a \$20,000 grant for a septic system repairs over at Baker, and recently there was a \$1600 grant for historical records. She stated but that is about all she has heard of, outside of tonight, of the firemen's 92,000.

Supervisor Logel stated they got grants for the sidewalks, but she could not tell what the amounts were of the top of her head. She stated they would have to pull the records.

Mrs. Wilcox stated she does think that somebody should try to do better in trying to get grant money. Supervisor Logel stated they are looking to go hire someone that can spend the time to write grants.

Mrs. Wilcox stated these town taxpayers pay like every other town taxpayer and they are entitled to their fair share, and she does not think they are receiving it. She stated she also agrees that since the Town Board meetings have been cut, she does not see why the Town Council needs a raise in pay.

Mrs. Wilcox stated she does not see any conservation in highway. She stated she was trying to find ways to save the gas consumption in this Town. She stated she does not see why five foremen have to take trucks home. She asked is this practice still being done. Joseph Carr stated it is.

Mrs. Wilcox stated somebody should be on call, but she does not think they need five people on call. She stated she was wondering if maybe they could cut the brush prick up to once a month as it had been done previously. She stated perhaps that would also save on this gas problem. She stated she realizes that is a factor in his budget, but she thought they all have to tighten their belts a little bit here.

Councilman Powers asked with the lowboy gone, in looking at their equipment replacement plan, they have got some equipment down there that they are going to need the lowboy to transport. He asked do they have any plans for the immediate future of replacing the old lowboy.

Joseph Carr stated he was still looking into that. He stated there are two different trailers involved here. He stated one is the public works trailer that halls the excavators and also the dozer, the nine ton, that is part of this plan. Joseph Carr stated but what is not shown here is a trailer to move the roller. He stated he has got to solve how they are going to move the roller. He stated that is close to 12 ton. Joseph Carr stated he was still looking at options on how to do that.

Councilman Powers stated for 5130, they have 25,000 added in there for fuel in the next year. He asked do they have any program or anything in mind as to how they might save on fuel use this coming year. Joseph Carr stated quite honestly, he does not. He stated it is not because he hasn't looked at reducing any of the services that they provide. He stated as everyone knows, with the growth of the Town, the demands on their department continue to grow. He stated he does not see that he can reduce those unless they are going to talk about some reduction of the services. He stated that is at least the indications that he gets from the phone calls and requests for service from their citizens what they want to do.

Councilman Powers stated he noticed that under 5110 they have only used about half of the 215,000 budgeted so far this year, at least as of the November abstract, and they have asked for 220,000 for next year. He asked if there were any ideas as to what Town road they are going to pave next year at this moment, or do they decide that in the spring. He asked how do they determine that they are going to need the 220,000, with the fact that they have not used all of this year's.

Joseph Carr stated there are a couple of explanations. He stated first of all, not all of the bills are

## CHILI TOWN BOARD MEETING - November 2, 2005

in. He stated there will be more expenses. Joseph Carr stated one of the things that he did late this year was, he canceled one of the projects. He stated he did that for two reasons. He stated with the spike in fuel costs and the spike in repairs and the repairs that they are facing, he didn't want to run short of funding. Joseph Carr stated and he has recognized in their budget for this year, that they had spent a lot of funds early in the year for snow and ice removal. He stated their balances aren't real healthy, heading into the end of the year. He stated it looks like they are in pretty good shape, but the reports were the snow was going to be early, heavy, and he was concerned about that. He stated so for a combination of things, he backed off on one of the projects to make sure they had enough.

Joseph Carr stated the other part of the question regarded a plan. He stated he has a lists of streets that are either high priority or medium priority that need either paving or resurfacing, or construction areas. He stated they have some areas that they haven't done surface treating for a while, and they need to do that. He stated in South Chili, there are a few roads they need to do that to catch up on. He stated there is sufficient need that he could ask for a lot more in that area, but they do need those funds, and they need to spend those funds. He stated there are a lot of needs for highway.

Joseph Carr stated there was one other reason he failed to mention. He stated at the same time with all of the fuel costs, so did the costs for asphalt and road building materials, anything petroleum related. He stated those costs spiked also.

Councilman Powers stated in another list he saw they had 56 down to go to auction. He stated he did not think 56 went, did it. He stated he thought it is still possibly here. Joseph Carr stated this was for the year 2006. Supervisor Logel stated it was for next year.

Councilman Powers stated it is not on the 2006 list, but on another list, maybe it was in the worksheet, he thought they had 56 down for replacement, and possibly that was a misprint. Joseph Carr stated he would clarify. He stated it is number 56 that he is intending to replace next cycle.

Councilman Powers stated he thought the Board might be interested, once Mr. Carr finalizes his plan for town roads for next year, he thought they would find it very helpful if he provided them a list of that for their own information.

The Public Hearing was closed at 8:18 p.m.

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At this point, a Public Forum was conducted to allow public speakers to address the Town Board. Three speakers addressed the Town Board on various subjects, and the Public Forum concluded at 8:58 p.m.

The next meeting of the Chili Town Board is scheduled for Wednesday, November 16, 2005 at 7:00 p.m. at the Chili Town Hall Main meeting room.

The meeting was adjourned at 8:58 p.m.