

CHILI TOWN BOARD
November 18, 2009

A meeting of the Chili Town Board was held on November 18, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

PRESENT: Councilwoman 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; Chris Karelus, Building Department Manager; David Lindsay, Commissioner of Public Works/Highway Superintendent; Dianne O'Meara, Director of Finance; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Richard Brongo.

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

PRESENTATIONS/ANNOUNCEMENTS:

1. Chili Historic Preservation Board.

BONNIE MOORE: Thank you very much, Mr. Supervisor and Town Council. This is always a pleasure whenever we are able to bring another recipient to the Landmark District. We have a lot of good landmarks in the Town of Chili and tonight we're going to concentrate on the Craw family and their homestead which is on Union Street north of Streeter's Inn and across from Black Creek Park.

As usual, Rona Pearce is our lead investigator and some of us Board members just tag along for her. She always does a stellar job. So she should get a good gift from Santa this year.

But at this time, I would like to have Mr. and Mrs. Craw, Bill and Kathy, who are the owners of the home, if they could stand, please?

Bill (Craw), would you introduce your family?

BILL CRAW: Eddy -- my son, Ed, and wife, Selina. My son, Jim. My daughter, Ruth, and her husband, Ken Michael. Cory, grandson, Craw. And Jordy Craw, and my wife, Hattie.

This is fourth generation that was brought up in the home. So they all lived in it and grew up in that home.

BONNIE MOORE: That's wonderful.

All right. At this time we'll have Rona (Pearce) start her investigation, her presentation for your approval. It's always a pleasure to do the investigating, but we know that the final word always comes from the Town Board. So we would like to make a strong recommendation that you accept the Craw family house into the Landmark District.

Rona (Pearce), would you come up?

RONA PEARCE: Mr. Supervisor, Town Council and Craw clan, ladies and gentlemen.

The Chili Historic Preservation Board in response to our visit to the home of Mr. and Mrs. William Craw of 4120 Union Street, Chili, New York are proud to nominate their homestead for the designation of a Chili Historic Landmark Society.

Our research indicated the plot of land on which their home is located was first owned by Jacob Widener in 1810, followed by Mr. Cox, Ms. Rogers, Frederick Fellows and ultimately in 1890, the farm site was purchased by Hattie M. Craw, Mr. William Craw's grandmother.

This very stately home is a classic Greek Revival style and has all of the distinctive Greek Revival characteristics, namely the front gabled roof with low pitch, and the cornice lines with a wide divided band of trim surrounding the house just below the roof line. There is a single level wing to the south side of the house. This single level wing was always a part of the Greek Revival design and was usually lower than the dominant front gabled portion. However, in the Craw home the one level wing was later enlarged to a second level by the Craw ancestors.

Because the two windows on the front gabled portion of the house are of different sizes, it is believed that the larger window may have been the original entrance. It is also noted that the corners of the house are covered with wide pilasters topped by Doric capitals. Six-pane windows were most common in Greek Revivals; however, replacement windows at some point have eliminated that element.

This classic Greek Revival home was a dominant style of American domestic architecture during the interval of 1830 to 1850 and '60s. Its popularity then nicknamed it the National Style. It was found in all areas of the United States as the population continued to move west. It flourished mostly in areas that had rapid population growth. It is somewhat of a surprise that there are so many homes of this style remaining today, especially in states with the largest population growth of that time, New York, being number one.

Mr. and Mrs. Craw graciously invited us to inspect the interior of their home at which time we commented on the varying acreage listed over the years. Bill (Craw) said its size has ranged from 120 acres, down to 112 acres, and at the present it has 91.5 acres. At one time his grandfather traded 30 acres on the east side of Union Street for 60 acres on the west side of Union Street. Bill (Craw) found it difficult to understand why they swapped a level, fertile piece of land for the other which was wooded and partially wetlands, an area that is now part of Black Creek Park. Reasoning suggests it was to obtain wood for heating and cooking. Perhaps their land had no more wooded areas.

Over the years the farm has produced wheat, hay, oats and barley. They also had dairy cows, chickens, turkeys, horse, pigs and, of course, calves. Bill retired from farming in 2007. He had worked on the farm with his grandfather, William S. Craw; his father, Selden S. Craw; and his uncle, John Craw. He told us his 83-year-old father passed away sitting in the same chair where his grandfather also had died. Bill's dad even at 83 years of age had been helping with haying that day. As many of our older citizens can attest, haying is hard, hard work, especially on a hot summer's day.

There was a very sad and momentous happening at the Craw homestead in 1970. The picture is a little bit dark, but it shows there are three barns. The largest barn was 90 by 44 feet. The other two were just a little bit smaller.

Bill (Craw) had worked in the barn until a little after 10 o'clock when he returned to the house and retired to bed. The next thing he recalled was the honking of a car horn and someone pounding at the door. When he arose from bed and looked out the window, he saw that the big barn nearest the road was on fire.

David Vandertang and his wife happened to be driving by on their way home when he spotted the fire. David (Vandertang) first ran into the barn and tried to stamp it out. At that time Bill (Craw) came running from the house. They both quickly moved the cattle out of the barn, but at that point they knew it was too late to save anything else.

Mrs. Vandertang and Mrs. Craw drove the cars out of the driveway and Irene called the Fire Department. First responders were the Clifton Fire Department, followed by Scottsville, Mumford, Caledonia, Chili and Churchville.

This was not the first reported barn fire in the Chili area. There had been several others and it was apparent to the investigators that they were torched. The Deputy asked Mr. Vandertang if he had smelled any odors when he entered the barn, you such as gasoline or kerosene, and he said he had not. However, they did find a gasoline cap lying at the side of the road, near the west side of the barn where the fire started. The loss was devastating to the owners. They lost over 10,000 bales of hay, straw and bushels of wheat, oats and barley plus one stake-body truck. And tragically, he also lost all of his calves.

One of the firemen told the Deputy that on his way to the fire he passed a Chevy sedan, dark in color going at a high rate of speed in the vicinity south of the road about half mile from the fire. Unfortunately in 1970 there were no fire hydrants on Union Street, south of Chili Avenue, so water had to be trucked in and also pumped from a nearby creek.

The next day a bulldozer was called in to level the and pushed aside the remaining embers and smoldering grain. Bill (Craw) said it was a sad time watching years of hard work vanish in a short time. The bales of hay and piles of grain smoldered for a long time, enough so that they had to be watered down again and again.

There were three barns that burned to the ground, and the largest was the oldest. The lost barns were replaced by a new metal clad pole barn -- that is the wood shed. That is -- this is the old privy, and I think the landscaping really does it justice.

The lost barns were replaced by a new metal clad pole barn in the footprint of the old barn next to the road. The culprits were eventually caught. Sadly, they turned out to be a volunteer fireman and his two sons.

Our tour of the interior of the house started in the upstairs in the original part of the house, where there are three bedrooms and a large bathroom. Bill (Craw) pointed out that each bedroom had a closet and heat runs, which was a great luxury at the time. Turning south in the hallway we walked into the new addition to the south wing. There are three more bedrooms and a stairway that leads down to the kitchen.

Bill (Craw)'s grandfather hired a carpenter to convert the attic space in the south wing to a second floor to accommodate the extra rooms. The carpenter moved in with the family, where he lived for a year. He did many more projects around the farm and the house. When he finished the chores, Mr. Craw asked him what he owed him for the work, whereupon he replied, well, counting room and board, \$3 per day would be fine.

Next we returned downstairs by the handsome golden oak main staircase. The banister and spindles are beautifully carved and the stairway led us to the main foyer. The banister and the spindles were very pretty and well carved, and I think that was probably one of the chores that the transient carpenter did.

On the north side of the foyer is a large parlor, with a small room adjacent. The main foyer is in the center of the house and there is a large front door with beautiful side lights. It also is in golden oak.

From the foyer on the left is a doorway leading into the second parlor. That is in the middle of the house. There is a pocket door for this archway that is unusual. It is a single door that is at least 5 feet wide.

The second parlor has a lovely fireplace with golden oak mantle and surround.

Parallel to this room in the rear is a dining room that also has a doorway leading into the

kitchen. In the dining room is a lovely Chippendale style dining room set. There are also two lovely antique china cabinets that belonged to his father and grandfather with gleaming glass doors and sparkling antique china.

And last we entered into the modern kitchen that has a door leading to the attached wood shed and directly adjacent to the family room. This room has a large bow window and a very inviting padded window seat that overlooks the horseshoe driveway.

In the center of the driveway Kathy (Craw) plants a pretty garden with a whimsical point of interest in the center. This year it is a farm rake supporting a bird house surrounded by vines and flowers.

Also in the yard is the largest lilac tree we have ever seen. It is at least 25 to 30 feet tall with blossoms from top to bottom. From its size it appears to be almost as old as the house.

While out in the yard, we had an opportunity to view the outbuildings of the farm. What farm from that era did not have the so-called privy? The privy is still standing behind the house and there is also a smoke house, garage and the old fashioned gas pump standing like a soldier next to it. There is a tool shed, corn crib, chicken house, turkey house, pig house and the new pole barn.

Down the lane that leads out to the pastures stand two silos. All of these are the remnants of the large working farm that supported three generations of the Craw family. Tonight you said four generations have worked there.

The delightful Craw family homestead farm is in great condition, while some of the outbuildings are beginning to show weathering for their many, many years of serving this farm. All these buildings tell us the story of life on a working family farm.

We have dated the house circa 1840 and eligible for your approval to become a member of the designated Historic Landmark Homes of Chili.

SUPERVISOR DUNNING: Thank you. All right. Thank you very much, Bonnie (Moore), and, Rona, for that wonderful presentation. I apologize if the flipping of the slides weren't quite in sync with your presentation. I was trying to keep up with you there.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speakers addressed the Town Board on various subjects: Heath Miller, Roger Moynes, Dorothy Borgus, Jerry Brixner and Bonnie Moore. The Public Forum concluded at 7:42 p.m.

SUPERVISOR DUNNING: Mr. Stowe, there was a question about the authority to designate stop signs. I believe you touched on that a little bit the last time. Could you please share with us a little bit on that?

RICHARD STOWE: The Vehicle and Traffic Law has that authority reside with the Town Board on Town-to-Town roads. That's what I said last time.

SUPERVISOR DUNNING: Okay. I thought it was clear, but apparently not.

The -- there was a question about alternatives to the Fire Departments and fire services for the Town of Chili. I can -- will say as much as the Town will do everything it can to look at all possibilities and potential for saving money in any district, whether it be a Fire District, Lighting District, Ambulance District, Sidewalk District or whatever other district we may have here in the Town of Chili which costs the taxpayers money. I will make every effort to look at those and make sure we are doing the best we can to minimize and reduce anything that they're doing there.

Question came up around the Paul Road PNOD. I will say I initially did make some statements to the Comprehensive Plan Committee. It was my understanding early on that the PNOD had gone away with the provision that was made in the code that we adopted in December of 2008.

Since getting into it, looking into it even further, I found that the -- the Building Department was able to make an interpretation of that code. To the best of my knowledge, that property is still PNOD and remains PNOD two years from the date of adoption of the code, in -- which we adopted in December -- December, I'm sorry, of 2008.

So -- and so in essence what really happened there, that -- that by adopting that code in 2008, the PNOD would have disappeared in 2005, which it can't disappear before you enact law that it would disappear. So I think that was some of the logic. Please, Mr. Karelus, if have you anything to add to it, I welcome it. If my explanation --

CHRIS KARELUS: I can clear it up. An interpretation letter came to the office. From the date of the enactment, it provided that commencement of development gives it a two-year window. All of the properties that sit under that rezoning -- there were three districts, I believe, and I don't want to misspeak. Mr. Brongo, help me out here. I believe it was RA, RB and the PNOD district, which is PNOD. All of those on December of 2008 just received that commencement development clause. So in the spirit of the commencement development cause, the interpretation was that the two-year window was, in fact, initiated in December of '08 and would cease in December of 2010.

So all projects -- Mr. Brongo and myself went through all of the projects that went through that rezoning process and gave them letters of -- basically a notice, if you will, and PNOD being one of them, if commencement of development by the terms of that section of law does not happen by December of 2010, then they would lose their zoning.

SUPERVISOR DUNNING: Thank you.

Just like also to touch on something -- it was about the -- the FOIL requests. Um, it's my understanding that a resident can't FOIL, fill out -- or the Fire Department in and of itself is not

obligated to fulfill a FOIL request made of a resident of the Town.

And -- and Mr. Moynes, I know you're holding it up. I would love to see it if you make me a copy or bring it in so I can make a copy of it, I would love to see it.

However, if those records are within the Town of Chili's possession, certainly they are FOILable if they're here in the Town. I may be wrong in that interpretation. I don't know if Mr. Stowe -- if you know anything more about it. I guess I would like to see the opinion of Mr. Freedman on that, so please, I would like to see that.

There was a question about the microphones. Yes, we are still looking at the microphones at the side table. We recently had the system completely checked out. I did receive an estimate late last week or earlier this week -- I don't recall exactly which -- that I need to share with the Town Board yet to look at the cost and to see what we need to do moving forward on that.

The -- let's see.

We had -- oh, the signs for the DPW and speeding.

David (Lindsay), could you please update us on that?

DAVID LINDSAY: We recently purchased one radar traffic unit which logs traffic data for us. It is a pretty innocuous unit. Then we also purchased a radar control speed sign. We just received those in. We're reviewing some of the documentation that goes with it as well as the computer programming software. I guess my intent is to probably start utilizing both of those in the spring.

SUPERVISOR DUNNING: Thank you.

Did I miss anything in there? Microphones? Yes.

I just -- the -- Mrs. Borgus brought up a question about the cell tower. I will tell you quite honestly, I don't remember ever hearing anybody asking me about a cell tower and work being done after hours. But, Chris (Karelus), if you could shed some light on what happened there, I would appreciate it.

CHRIS KARELUS: Mrs. Borgus is right. We did receive a complaint call over the weekend. Unfortunately, when I got the call Saturday, I wasn't able to make the site visit.

What I did do is verify the complaint was valid. I questioned if there was a nuisance associated with noise, anything that would impact the neighbors. They claimed it wasn't. So what we did do is the tower is owned by a company; applicants come and collocate. The collocates are separately, independently permitted to contractors. They don't necessarily get all of the conditions of approval and everything that the applicants get once they apply for the tower.

So we did send a notice out first thing Monday after the weekend work. But I think what we had an issue with was a collocate contractor independent of the original cell tower applicant wasn't aware of the conditions.

So as they get permitted, one thing that we could do, one thing I have thought about in this case, is once we get the building permit out, we'll also give the conditions out with the cell tower in the (inaudible). Then a work in progress is something we can put in place to deter future issues like this.

SUPERVISOR DUNNING: Thank you.

With that, I don't know, does the Town Board have anything they would like to add from the public comments or discuss anything?

COUNCILWOMAN DiFLORIO: I just wanted to make a point Resolution 356 is adopting the assessment rolls, not the contracts for both of those entities, so we're not voting on their budget tonight.

SUPERVISOR DUNNING: Thank you.

MATTERS OF THE SUPERVISOR:

1. Vacancies on Special Police.

SUPERVISOR DUNNING: We still have vacancies on the Special Police.

2. Vacancy on Architectural Advisory Committee.

SUPERVISOR DUNNING: We actually are going to take care of the Architectural Advisory Committee hopefully tonight.

3. Vacancy on Planning Board.

SUPERVISOR DUNNING: And we still have a vacancy on the Planning Board.

Other than that, I don't have anything else that I would like to add, so we'll move onto Matters of the Town Council.

MATTERS OF THE TOWN COUNCIL:

COUNCILWOMAN IGNATOWSKI: My continuing asking where we are on the Names Road.

SUPERVISOR DUNNING: Actually, Mr. Lindsay and I had some conversation about it today, actually some e-mails back and forth. We are proceeding with -- with whatever action we need to to get a proper and appropriate report on the condition of that house.

COUNCILMAN SLATTERY: Actually, Supervisor, a couple items. Mrs. Borgus asked

at the last Town Board meeting in regards to Clifton Fire Department, their budget. What was the \$81,437?

After speaking with Clifton, it is for a vehicle replacement and some other equipment.

And then she also asked about the \$16,267 under the Miscellaneous column, and that's for a business expenses, an audit, tax exempt filing, computer, copier replacement and issues such as that.

SUPERVISOR DUNNING: Great. Thank you.

COUNCILMAN SLATTERY: Then finally, since the last Town Board meeting, there was budget workshops that we had, and for certain departments didn't have all of the updated information. Will we have that information before we vote on the budget?

SUPERVISOR DUNNING: I believe -- Diane (O'Meara) and I talked about that today. We talked about -- you will have the -- when we vote on the budget, you will have the final -- you will have everything for the final budget.

COUNCILMAN SLATTERY: The worksheets?

SUPERVISOR DUNNING: The worksheets, yes.

COUNCILMAN SLATTERY: With all of the information?

SUPERVISOR DUNNING: Yes. Because we have been making some changes all along, or we have made -- or tonight we'll go forward with some additional things to add into there, we didn't want to be taking out and putting in a lot of sheets. Assuming that would confuse, you know, us even more and we wanted to make sure that the entire package is basically where we were at that time.

So anything -- although if there are changes when we do bring the budget up for adoption, if there are changes that night, we may not have that specific sheet in it until it is actually voted.

COUNCILMAN SLATTERY: When will we be getting this?

SUPERVISOR DUNNING: We should expect to get it probably within the next week.

COUNCILMAN SLATTERY: Enough time to review it?

SUPERVISOR DUNNING: Yes. All of the changes that -- all of the changes that the Town Board has asked for that we have agreed to work with, are changes we have adopted that have been made. We certainly -- we're certainly aware of those between -- I believe they were the two Town Board meetings that we had so far that we have actually made modifications to. Those modifications, as it stands today, with any modifications that are being made tonight would be in it.

COUNCILMAN SLATTERY: There were items left off the sheets that we were originally given that we haven't gotten that information.

SUPERVISOR DUNNING: Yes. You will get that.

COUNCILMAN SLATTERY: That is what I was asking for.

SUPERVISOR DUNNING: That information typically hasn't changed from the original document. It is not -- the only thing you received the last time were changes. So all that other stuff, yes, will be back on the way you were accustomed to seeing it.

COUNCILMAN SLATTERY: The year-to-date and the actuals for the departments, the spending and so forth?

SUPERVISOR DUNNING: The way you're accustomed to seeing it. I don't know if we'll have all of the year-to-dates filled out at that point in time.

COUNCILMAN SLATTERY: That is what I was asking for. As I e-mailed the department heads and that I brought up at our -- the workshop. Okay.

So we may not be getting that?

SUPERVISOR DUNNING: You may not be getting all of the year-to-dates, that's correct.

COUNCILWOMAN IGNATOWSKI: She was mentioning on -- Architectural Review, they meet very infrequently, so I would assume that is why there was that delay, because -- because they probably didn't meet for months to be able to approve their minutes.

COUNCILWOMAN SPERR: There is also a difference in delay from when the minutes were submitted to when the minutes were placed on the website. The minutes placed on the website are out of the control of the Architectural Advisory Committee. Those are under the control of Chris Levey and when he gets to that, he puts them on.

SUPERVISOR DUNNING: And I wouldn't -- I guess I wouldn't necessarily phrase it "when he gets to it, he puts them on." He puts them on as soon as he possibly can, but I think Councilwoman Ignatowski is fairly accurate when those minutes come in, they still have to be approved. We don't put draft minutes up on the Town's website, so until that Committee reconvenes and approves those minutes, we can't and won't put those up on the website. So I think that is probably one of the issues.

But I will look into that further and find out if -- if -- what, if anything, needs to be addressed. If something needs to be done, we'll address it.

The 10/7/09 Town Board meeting minutes were approved as modified.

The 10/21/09 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:

Community Center Revenue Report -- October '09

Recreation Center Revenue Report -- October '09

Senior Center Revenue Report -- October '09

Dog Control Report -- October 2009

Town Clerk Report -- October 2009

Conservation Minutes – 10/5/09
Library Board Minutes – 8/25/09
Traffic & Safety Minutes – 10/1/09

CORRESPONDENCE:

- 1 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.

**RESOLUTION #349 RE: LANDMARK STATUS FOR THE CRAW HOUSE
LOCATED AT 4120 UNION STREET TAX ID# 172.01-1-3**

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

BE IT RESOLVED that the premises known as the Craw House owned by William and Catherine Craw and located at 4120 Union Street N. Chili NY 14514, is hereby designated a "Landmark" as recommended by the Historic Preservation Board and as per Local Law #3 of 1993. The tax account number is 172.01-1-3.

UNANIMOUSLY APPROVED

SUPERVISOR DUNNING: At this point, I would like to have a brief moment for a presentation with the Craw family.

BONNIE MOORE: We do have a citation for the Craw family. Rona, Nancy -- Nancy Austin is a member of our Board and so is Linda Hamilton. We have a citation for you.

RONA PEARCE: Chili Historic Preservation Board is honored to bestow the designation of historic landmark for 4120 Union Street, North Chili, circa 1840. William and Catherine Craw, 2009, signed by our Supervisor, our Town Board, our Historian. There is your plaque to place on your house.

BONNIE MOORE: And here is a picture from us for you.

I think that deserves some applause. (Applause.)

RONA PEARCE: Here is the resolution.

As we passed that resolution, Mr. Brongo was working hard to get this all signed in there. Trying to get this to you as soon as possible. We realize your family came with you a long ways to be with you tonight. We appreciate that. And thank you, and congratulations.

RONA PEARCE: Beautiful home and beautiful family.

SUPERVISOR DUNNING: Would you like to say anything?

MR. BILL CRAW: I just thank the Board for all of you for designating -- for our family. So we are -- we're not the oldest family in the Town, but we're pretty close. So we thank you a lot for everything you have done.

RONA PEARCE: Thank you for welcoming us into your home. (Applause.)

**RESOLUTION #350 RE: APPROVING EXTENSION CHILI CONSOLIDATED
DRAINAGE DISTRICT TO SERVE THE PROPERTIES LOCATED AT 51 MORRISON
AVENUE, ROCHESTER, NY 14623, TAX MAP NUMBER 160.07-2-1 AND 54 HAROLD
AVENUE, ROCHESTER, NY 14623, TAX MAP NUMBER 160.07-2-75, IN THE TOWN
OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman Sperr

WHEREAS, a petition for the extension of the Chili Consolidated Drainage District to serve to serve the property located 51 Morrison Avenue, Rochester, NY 14623, Tax Map Number 160.07-2-1 and 54 Harold Avenue, Rochester, NY 14623, Tax Map Number 160.07-2-75, a territory located within the Town of Chili, Monroe County, New York, the said petition being dated September 29, 2009, was duly presented to the Town Board together with the necessary map and plan attached thereto; and

WHEREAS, an order was duly adopted by the Town Board on October 21, 2009 reciting the filing of said petition, the boundaries of the proposed district, the proposed services to be provided, the fact that no drainage improvements are proposed to be constructed therein by the Chili Consolidated Drainage District at this time, the estimated costs of the Chili Consolidated Drainage District, as extended, to the typical property, or if different, to the typical one or two family home, within the Chili Consolidated Drainage District, as extended, and specifying November 18, 2009 at 7:00 P.M. as the time and the Town Hall in the said Town of Chili as the

place where the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof, concerning the same; and

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

WHEREAS, a hearing on the matter was duly held by the Board on the 18th day of November 2009, commencing at 7:00 P.M. at the Town Hall in the said Town and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

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

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

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

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

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

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

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

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

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

UNANIMOUSLY APPROVED

RESOLUTION #351 RE: Donation of Upright Freezer

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that Mary Anne Sears, Director of Programs for the Aging and the Chili Senior Center is authorized to accept a donation of a two-year-old upright freezer, from a resident, as a gift to the Center. It will be used in the kitchen of the Senior Center. The value of this freezer is \$350.

UNANIMOUSLY APPROVED

RESOLUTION #352 RE: Training Court Clerk

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED per the recommendation of Judge Pietropaoli, Joyce Cross, Court Clerk, attend Computer Fest 2009 on 12/2/09 & 12/3/09 at the Hall of Justice, Rochester, NY. The fee is at a Zero cost to the Town, plus mileage.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: This is the Fall Local Government Workshop put on by the Genesee -- Finger Lakes Regional Planning Commission. This is required training of our planning and zoning -- part of their requirements for their annual training.

COUNCILWOMAN DiFLORIO: That is the title of the training, right?

SUPERVISOR DUNNING: It is fall -- Training Fall Local Government Workshop. That is the name of the workshop. There are several sessions, different sessions, but that is the workshop.

RESOLUTION #353 RE: Training Fall Local Government Workshop

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that Karen Cox, Dario Marchioni & John (Al) Hellaby attend the Fall Local Government Workshop on 11/20/09 in Batavia, NY. The cost is not to exceed \$40.00 each plus mileage from A/C #A80204.

UNANIMOUSLY APPROVED

RESOLUTION #354 RE: Budget Transfer of Highway Funds

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

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

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: I appreciate you added back in the Conservation Board allowing them to go to training. So thank you for that.

RESOLUTION #355 RE: Modifications to Preliminary Budget

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the following modifications be made to the 2010 Preliminary Budget:

1. Amend A1320.4 (Independent CPA-Contractual) to \$20,775 from the 2010 Preliminary Budget amount of \$20,225; and
2. Amend SF-104-9025.8 (LOSAP-Benefits) to \$146,400 from the 2010 Preliminary Budget amount of \$146,000; and
3. Amend A8190.4 (Conservation Board-Contractual) to \$6,424 from the 2010 Preliminary Budget amount of \$6,124; and
4. Amend SF-101-3410.4 (Gates Fire District -- Contractual) to \$780,883.51 from the 2010 Preliminary Budget amount of \$0

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN IGNATOWSKI: Once again, stress this is adopting assessment rolls. This is not the budget. That was definitely confusion on that.

RESOLUTION #356 RE: Adopting Assessment Rolls for 2010 for Lighting

**Districts, Drainage Districts, Fire District, Fire Protection Districts,
Ambulance
Districts, Water Districts, Park District, Sidewalk District and Sewer District**

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman DiFlorio

WHEREAS, this Board on November 4, 2010 commencing at 7:00 p.m., duly held a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2010, including the assessment rolls for the lighting districts, drainage district, fire protection districts, ambulance districts, water districts, park district, sidewalk district, and sewer district for 2010, and having heard all persons desiring to be heard in the matter and said assessment rolls for said fiscal year having been fully discussed and considered by the Town Board acting on behalf of all said Districts, it is

RESOLVED, that the assessment rolls for 2010 for the various lighting districts, drainage district, fire district, fire protection districts, ambulance districts, water districts, park district, sidewalk district, and sewer district, as printed in the preliminary budget, are hereby adopted and established as the final assessment rolls for the fiscal year beginning January 1, 2010, and,

BE IT FURTHER RESOLVED, that said assessment rolls be and the same hereby are filed in the Office of the Town Clerk.

UNANIMOUSLY APPROVED

RESOLUTION #357 RE: Budget Transfer

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

BE IT RESOLVED to transfer \$2,575.00 from Chili Fire Protection unappropriated surplus to SF-104-9025.8 (Chili Fire Protection-Employee Benefits)

UNANIMOUSLY APPROVED

RESOLUTION #358 RE: November 18, 2009 Abstract

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED to pay vouchers 5326-5608 totaling \$439,207.03 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$126,238.25
Highway Fund	\$229,442.38
Highway Equipment Reserve	\$ 68,944.18
2008-9 Annual Update Project	\$ 353.75
Chili Fire Protection District	\$ 2,700.00
Special Light Districts	\$ 11,030.77
Consolidated Drainage	\$ 497.70
TOTAL	\$439,207.03

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I apologize to the audience. You may not have received one of these. We have two additional resolutions that came on late this afternoon.

Supervisor Dunning read the resolution for the benefit of anyone present who may not have seen the addition to the agenda.

COUNCILWOMAN IGNATOWSKI: Once again, something I keep on asking about is renaming this park. Where are we in progressing forward with that? We had some discussions.

SUPERVISOR DUNNING: Mr. Levey and Mr., um --

COUNCILWOMAN IGNATOWSKI: Curley.

SUPERVISOR DUNNING: Curley.

COUNCILWOMAN SPERR: Senior moment. Oh, no.

SUPERVISOR DUNNING: -- and Mr. Curley and I have all been working on the plan moving forward. We're working on some things. One of the things I know the Town Board had talked about is perhaps doing a contest. One of the constraints we saw in doing a contest is if you have 100 or 1,000 residents that came up with the same suggestion, how do you reward a

100 or 1,000 residents? So we're working on some other avenues, but we're going to start pushing this sometime early mid month.

COUNCILWOMAN IGNATOWSKI: Maybe not a contest but opening up for suggestions.

SUPERVISOR DUNNING: Right. We're looking to get that out, to see a way for people doing that.

And one of them will be using some of our video, the video equipment to tape a message going out on Time-Warner, cable access.

COUNCILWOMAN SPERR: Good idea.

COUNCILMAN SLATTERY: I think, Rich (Stowe) had a suggestion. Was it name it after you?

RICHARD STOWE: It was merely a comment if we had thousand people agreeing on a name, you would reward them by using that name. That's all I said. Moving right along.

RESOLUTION #359 RE: Green Space Initiative Grant

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Town has received notification from Monroe County that we have been awarded \$145,000.00 for Baker Park Trail funded by the 2009 Green Space Initiative Grant; and

NOW, THEREFORE, BE IT RESOLVED, to accept the Green Space Initiative grant and to authorize the Supervisor to sign the contract and certification subject to the review and approval of Counsel for the Town

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: Before we vote should we let them know that, if they don't have it --

SUPERVISOR DUNNING: I will.

RESOLUTION #360 RE: Architectural Advisory Committee

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that Matt Emens be appointed to the Architectural Advisory Committee to complete the term of Daryl Cox, term to expire on December 31, 2009 and shall be paid at the rate of \$25 per meeting attended for the calendar year 2009.

UNANIMOUSLY APPROVED

SUPERVISOR DUNNING: For the benefit of the audience, we had interviews before the Town Board meeting. We did meet with a gentleman who has great qualifications, which we believe will serve very well on the Architectural Advisory Committee. That is Matt Emens, and Matt Emens has now been appointed to the Architectural Advisory Committee.

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on November 18, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:15 p.m. to discuss Landmark Status for William Crow Homestead.

Attendance as previously noted in the 11/18/09 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

JIM CRAW, 2 Creekside Drive, Orchard Park, New York

MR. JIM CRAW: Town Supervisor, Town Councilwomen, Town Councilman, good evening. My name is Jim Crow. I live at 2 Creekside Drive in Orchard Park, New York 14127, home of the Buffalo Bills.

SUPERVISOR DUNNING: Not Dick Jauron, though.

MR. JIM CRAW: That was a lot more fun to say 15, 20 years ago than it is today. I was born and raised at 4120 Union Street, North Chili, New York, and I'm the son of William Crow and the late Irene Crow.

Bill (Crow) has lived his entire life at 4120 Union Street, North Chili, New York. He is the son of Ruth and Selden Crow, my grandfather, who also lived his entire life at 4120 North Chili, New York. In fact, my grandfather was born in the same room -- born and died in the very same room in that house.

Selden was the son of Hattie (Craw) and Will Craw, my great grandparents. They came here from Niagara County in 1890 and purchased this property which we're talking about today. In fact, I brought a picture along of Hattie (Craw), Will and Selden sitting on the front porch of this house and that was taken sometime around 1910.

I give you this history lesson today to let you know not only how old the house is, which I know you already know that, but also to let you know how long this house has been owned by the Craw family. I can tell you that we are all thrilled and proud to have this Board consider our home as a historic landmark.

You know, I get down to the farm two or three times a year for birthdays and holidays, and, in fact, we're going to be over at the farm this Thanksgiving. And every so often when the weather is nice and it is a beautiful day much like it was today, I will take a walk out in the back of the farm. And I'm always amazed at how it hasn't change a bit over all these years. The land is still the same. The woods in the back, they're still there. The pathways. It's all like it was when I was a kid, just as it was when my great grandfather purchased the land 120 years ago.

In a time when things move so fast and when things change to quickly, this land has stayed the same. That continues to amaze me, even today.

Now, I know that it can't stay that way forever. I know that one day development is going to happen and there will be houses or offices or stores on that land some day. But it gives me great comfort and joy to know that the house that I grew up and that has been owned by my family for all these years is going to remain unchanged because of your actions today.

On behalf of myself and my family, I want to thank you for considering our home a historic landmark in the Town of Chili. Obviously I'm very much in favor of this designation.

Thank you. (Applause.)

JERRY BRIXNER, 14 Hartom Road

MR. BRIXNER: Jerry Brixner, 14 Hartom Road.

I would like to indicate that I thought the presentations by the three members of the Historic Group were extremely great, and well -- well done. Congratulations to each of the speakers, each of the people, each -- congratulations to the Craw family.

History is a very important thing. Sometimes we forget how important it is. But it's nice to know that we have a committee that is very active in putting history and putting it to the fore and showing what Chili can do.

Thank you very much.

The Public Hearing was closed at 7:19 p.m.

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on November 18, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:20 p.m. to discuss extension of the Chili Consolidated Drainage District to serve the 51 Morrison Avenue, Rochester, NY 14623, Tax map number 160.07-2-1; and 54 Harold Avenue, Rochester, NY 14623, tax map number 160.07-2-75, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office.

Attendance as previously noted in the 11/18/09 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:20 p.m.

The next meeting of the Chili Town Board is scheduled for Wednesday, December 2, 2009 at 7:00 p.m. at the Chili Town Hall main meeting room.

The meeting was adjourned at 8:08 p.m.