

CHILI TOWN BOARD
November 21, 2007

A meeting of the Chili Town Board was held on November 21, 2007 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 Tracy Logel.

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

ALSO PRESENT: Richard Brongo, Town Clerk; Joseph Carr, Commissioner of Public Works/Highway Superintendent; John Ferlicca, Deputy Town Supervisor; Dawn Forte, Supervisor's Secretary; Chris Karelus, Building Department Manager; Dianne O'Meara, Director of Finance; Keith O'Toole, Assistant Counsel for the Town; Eric Vail, Insurance Counselor.

This is a draft only and has not been filed according to Section 106 of the Public Officers Law. These are not certified verbatim minutes; they are a summary of the meeting. These minutes have not been approved by the Chili Town Board, and therefore, are subject to change.

The invocation was given by Richard Brongo.

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

ANNOUNCEMENTS:

SUPERVISOR LOGEL: There are no presentations or announcements, but we do have a public hearing scheduled for the proposed 2008 budget.

At this time I will close the Town Board meeting and open the public hearing, and entertain anyone who would like to speak.

Mrs. Borgus, because we have a new stenographer, would you be sure to clearly state your name and address.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

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2 DOROTHY BORGUS, 341 Stewart Road.

3 MS. BORGUS: First off, I'd like to say that I
4 was a little -- well, more than a little surprised to
5 see the estimated revenues for 2008 at the levels that
6 are listed. With the growth that has taken place in
7 Chili this past year, I was shocked to see that the
8 general revenue for the coming year over this year is
9 only an increase of \$105,249. With all the many, many
10 people that are paying taxes that didn't pay before,
11 and all the money that should have been generated by
12 the various things we do in town; Recreation and fees
13 and licenses and Planning Board and Zoning Board fees,
14 you name it, I find it hard to believe that that's the
15 only increment that we're going to see in revenue, for
16 general revenue. And for Highway, it was actually a
17 minus. A minus \$1,260. Hard to believe. And I am
18 wondering if someone should take another look at those
19 figures. It defies description as to how that could
20 be the case.

21 With regard to account A1220, the Deputy
22 Supervisor, obviously, we need someone in that
23 position. And I realize that person is chosen by the
24 Supervisor. But with the Deputy Supervisor that we
25 have not being in attendance at so many Town meetings,
I don't feel the Town has gotten their money's worth.
And I would hope that the duties and expectations of
whoever is chosen for the coming year will be clearly
talked out and explained and agreed to by both parties
before there is any appointment made for 2008.

Now, I understand from the letters that went
along with the budget that 3 percent is the tax -- the
wage increase that supposedly is more or less across
the board. I do notice, though, under A1330, under
the Tax Collector's account, that the Deputy Tax
Receiver, in a mere two-year span, has had a
32 percent increase in pay. I also note that on
account 1410, Town Clerk, that the Deputy Clerk --
there is two, but the one Deputy Clerk has had an
increase, again over a two-year period, of \$4,365 or
13.7 percent. The other Deputy Clerk has seen an
increase in that same two-year time span of
11 percent, and for this past -- the anticipated
increase for this coming year is 5 percent. So I
don't know where we get 3 percent when we're talking
about all these increases. I also see the part-time
Building Assessor on account 1355 is getting an
8.5 percent increase

Now, I'd like to discuss account 1420,

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2 Attorneys. The past few meetings I have expressed to
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3 this Board my absolute displeasure and a real problem
believing, I guess, that we need to spend the amount
4 of money that we spend on attorneys. The budget as
modified for 2007 is \$176,547. That is the amount
5 that is under "modified" on the tentative budget.
However, if you look at the worksheet for account
6 1420, that says "budget as amended for 2007", it says
\$139,547. And I would need an explanation, I think,
7 as to why that column on the worksheets that's called
"Budget as Amended 2007" is not the same as the budget
8 that is modified for 2007 on the tentative budget for
this coming year. To me, those should be the same
amount of money. They are not, in many cases

9 I can tell you that if we don't begin to follow
some of the state laws such as SEQRA in this town that
10 we're going to have a bigger law bill next year than
we've had to date. It's hard to believe, but so many
11 of the lawsuits and the things we get involved in are
the fact that -- due to the fact that our Town Board,
12 some of our other town people just don't believe in
the state law. We get caught in it, and then we pay
13 the piper, because these law bills are horrendous

14 I would like to talk about account 1430,
Personnel Services. There is an item in the budget
for 2006 for \$2,400 for -- and I quote, Union
15 Representative Negotiations, unquote. I'd like to
refer them back to account 1420, my famous attorney
16 account here, and into that account there is also --
and I quote, a 2000 -- I'm sorry; \$20,000 budget item
17 for Counsel, Labor Relations, and another \$2,000 for
Labor Negotiator. Now, I would like to find out, and
18 I'm sure somebody will get back to me later, is that a
duplication? You have two accounts and we've got
19 money for union representative negotiations, labor
counsel, and labor negotiator. It looks rather
20 unusual.

21 Under account 1660, Central Storeroom, I see we
have a budget item there for \$2,500 for Pandemic Flu.
22 No explanation. Maybe somebody on the Board even
tonight can tell me what that is. I would think that
23 if the Town employees -- it evidently is for the Town
employees, that much is noted on the worksheet -- that
they would have health insurance that would cover any
24 injections or immunizations, whatever they need, if
that is what it is. I would like an explanation for
25 that.

SUPERVISOR LOGEL: I can explain it. The

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2 pandemic -- I want to do it now because it is fresh.
3 But the \$2,500, under the law, we now must supply the
4 East Complex, all the buildings that are accessible to
the public -- that means the Town Hall, the Recreation
and Senior Center, Highway garage, all places where

5 the public will come to gather or have a seating area,
6 we must have receptacles that are open that Kleenex
7 can be put into or that anything that might have germs
8 on it has to be dispensed without anybody touching
9 anything. We have to have special dispensers. We
10 have to have supplies available, hand sanitizers
11 available, we must have Kleenex available -- am I
12 missing anything on the list?

SUPERVISOR'S SECRETARY FORTE: Gloves.

9 SUPERVISOR LOGEL: Rubber gloves available for
10 anyone doing any kind of cleaning. This is the way of
11 the future. This is coming down from Homeland
12 Security and from pandemics. There is nothing we can
13 do about it. We have to have it. Money has to be
14 built in the budget to order these supplies. Rubber
15 gloves are not cheap.

13 MS. BORGUS: I don't have a problem with that.
14 It's that little word "supplies" on that worksheet --

14 SUPERVISOR LOGEL: It says "Supplies, East
15 Complex, West Complex" --

15 MS. BORGUS: It notes "supplies", but it doesn't
16 say -- well, anyway, it certainly wasn't clear to me,
17 and I can't imagine it was clear to anybody else that
18 didn't have an inside track.

17 SUPERVISOR LOGEL: Let's go back for a minute to
18 the -- 1430 goes back to 1420, Attorneys. She is
19 asking if that is a duplication on the \$2,000. Did
20 you catch that?

19 MS. O'MEARA: No, its not a duplication. 1420
20 was for the labor of counsel, legal advice. The 1430
21 is for those employees who are officers of the union
22 who meet for negotiations, for union meetings,
23 grievances, whatever. That is where their time is
24 spent.

MS. BORGUS: Is this done on work time?

22 SUPERVISOR LOGEL: We have to grant them work
23 time.

23 MS. BORGUS: Then why do we need an extra amount
24 in the budget?

24 MS. O'MEARA: It's clocked there so it is not
25 taken away from the budget -- from the department
budget.

MS. BORGUS: Okay.

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2 SUPERVISOR LOGEL: That takes care of the 1430
3 question. At the bottom of -- under 1420, the
\$139,547.

4 MS. O'MEARA: There is a \$37,000 encumbrance that
was carried over from 2006 to the 2007 budget.

5 MS. BORGUS: would that be true of all the
numbers that fall in that category that don't match?

6 MS. O'MEARA: That's highly possible.

MS. BORGUS: I didn't hear.

7 SUPERVISOR LOGEL: She said "highly possible."

8 MS. BORGUS: Some of these are rather large numbers.

9 SUPERVISOR LOGEL: The one I noted before that was the Town Clerk. There was a question.

10 TOWN CLERK BRONGO: There was one for the Deputy Tax Collector. She was put into the union. That is where her pay grade was, in union scale. So therefore, that is why her increase seems greater. However, she doesn't work -- that's based on working a full year. She averages approximately 30 hours a week instead of 35, so she doesn't get that much money, but that is what the budgeted amount is, and she really gets paid on an hourly basis. She earns less money than what is actually budgeted for that account.

13 MS. BORGUS: Shouldn't the budget equal the number of hours that she's to work times her rate?

14 TOWN CLERK BRONGO: It is possible she could work more. On average, that is what it has been. She couldn't work the whole 35 hours.

15 MS. BORGUS: So are you saying when somebody joins the union they get more money?

16 TOWN CLERK BRONGO: When they join or are put into the union, whatever the scale pay is for that job in the union, they have to get that pay.

17 MS. BORGUS: Why wasn't she in the union when she was hired?

18 TOWN CLERK BRONGO: When they did the negotiations, they wanted that position put into the union. I wasn't part of the negotiations. I would have fought that.

19 MS. BORGUS: And we're talking about the part-time Deputy Clerk.

20 TOWN CLERK BRONGO: Part-time Deputy Clerk. Again, those are union positions, and those are step increases for them.

21 MS. BORGUS: Is that another case where somebody joined the union after they were hired?

22 TOWN CLERK BRONGO: They have been union

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2 employees. That position has been a union position for quite a while.

3 COUNCILWOMAN IGNATOWSKI: Correct me if I am not correct: The union, a lot of times, is not just 3 percent. They end up 5 percent, because they have the step increases.

4 TOWN CLERK BRONGO: And general increase.

5 COUNCILWOMAN IGNATOWSKI: The 3 percent are the Board, department heads. Those are not in the union. When you are in the union, that is a different situation.

6 MS. BORGUS: I just want to make sure I'm looking at the right one. This is the part-time Deputy Clerk?

9 TOWN CLERK BRONGO: Part-time Deputy Clerk.

MS. BORGUS: I want to be sure we are talking about the same one.

10 TOWN CLERK BRONGO: That would be Lorraine. That is the part-time Deputy Clerk.

11 MS. BORGUS: Is that the one with the increase \$5,654 in a year?

12 TOWN CLERK BRONGO: Part-time Deputy Clerk. I only have one part-time Deputy Clerk. Again, that is an hourly-based pay, okay? And last year, part of her pay came out of the Tax area and part of it came out of the Town Clerk area. She can only work -- what is it, 1,037 hours, something like that, 1040 hours a year. And between the two positions, that is what I have got to figure for her hourly rate. Again, that's not necessarily an increase. She gets so much an hour, and she can work so many hours a year, and that just covers the number of hours she can work.

13 MS. BORGUS: And that would necessitate a 40 percent increase in the budgeted money for that particular person's pay?

14 TOWN CLERK BRONGO: If she works the whole 1,040 hours, yes. Her actual hourly rate only increased 3 percent, but she can work up to 1,040 hours. That is what I put there.

15 MS. BORGUS: And she couldn't do that last year? well, then, how do you come up with 40 percent more money?

16 TOWN CLERK BRONGO: I have more time in the Tax portion last year.

17 COUNCILMAN SCHULMERICH: You have one person split between two accounts, Dorothy.

18 MS. BORGUS: You know, it really would be helpful for anybody who scrutinizes this budget, certainly helpful for the councilpeople, to have people's names

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2 on here some way where you can differentiate who it is
3 this person is and some hourly pay, so that you can
4 figure this out. Maybe nobody wants anybody to look
5 too closely.

6 COUNCILMAN SCHULMERICH: We asked the same questions.

7 COUNCILWOMAN IGNATOWSKI: I had four pages of questions I typed out. Some of the comments you are making are the same ones we had.

8 MS. BORGUS: wouldn't it be easier to be a little more clear in the beginning? I think this was brought up last year.

9 SUPERVISOR LOGEL: It has been brought up every year for years and years and years.

10 MS. BORGUS: well, why don't we change, then? why don't we change? Does anybody know why we don't change?

11 SUPERVISOR LOGEL: We have to change the system
of how the budgeting is done.

12 COUNCILWOMAN SPERR: She is asking for names on
the budget; include the names next to the positions
13 consistently across the entire budget. It's not
impossible to do. That does not require a massive
change.

14 MS. BORGUS: It may not be required, but it is
the way it used to be done not too long ago.

15 COUNCILWOMAN SPERR: we did ask -- maybe that is
something we can do next year.

16 SUPERVISOR LOGEL: I would hope that is not
anything I am stopping, if that's what you're saying.

17 COUNCILWOMAN SPERR: No, I am not, at all.

18 MS. BORGUS: And I'm not, either, because I think
the same situation existed under your predecessor's
tenure. There is no reason for it. The facts are out
19 there, and whoever drew this up knows the facts, and
it's really counterproductive to hide them -- not hide
20 them, but not make them open and public and available
to this Board and the public. It's not hush, hush;
21 it's not a big secret. And I would hope we don't go
through this again next year, because this just makes
22 a lot of work, I'm sure, for everybody.

23 SUPERVISOR LOGEL: Let's try and catch up
everything.

Highway, a minus on the revenue?

24 JOSEPH CARR: Yes, there were a couple
adjustments in that revenue sheet. There was -- I
25 reduced the amount of income that we may get for road
repairs for the next year by \$5,000. I increased the

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2 amount of CHIPS revenue we can anticipate and
hopefully we will get. They are minor adjustments.

3 COUNCILMAN SLATTERY: Is this in regard to the
Town working for other municipalities due to the fact
4 their budget may be reduced, their town may not be
participating for a number of projects?

5 JOSEPH CARR: That is one of the variables, yes.
It may be less work for other people.

6 COUNCILMAN SLATTERY: There would be less revenue
coming in because there is less work that other
7 municipalities are doing in next year's budget?

8 JOSEPH CARR: Yes.

9 COUNCILWOMAN IGNATOWSKI: I have quite a few
questions what happened to this revenue, what happened
to this. There was grant money you can't be budgeting
for. Grant money we had before is not there now. I
10 know there was quite a few revenue streams that went
away because of grants that didn't come in.

11 COUNCILWOMAN SPERR: Thank you.

12 SUPERVISOR LOGEL: And then going back to, I
think, that's the very first one, was the increased

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revenue not being up enough.

13 Dianne, do you want to comment on that? My
comment is that we are still not sure what is going to
14 happen with the sales tax revenue we are trying to
allow for. Do you have any other input?

15 MS. O'MEARA: That is my basic concern, is sales
tax revenue.

16 SUPERVISOR LOGEL: Right now, the lawsuit -- the
school districts are suing, and if they win the
17 lawsuit, the County is held harmless. What will
happen is, if the Judge rules the school district gets
18 paid for a portion of the sales tax revenue, that
means all the towns will now lose revenue to make up
19 for what would be divvied -- so it's divided up
including the school district. Right now it is
20 divided up, the county is taking their portion, and
then what's left is divided up between the towns, the
21 villages, and the city. If the school districts -- if
it is ruled in their favor, then they are now added to
22 the equation, and all of the towns and villages will
get less.

23 MS. BORGUS: So you're saying this is just a very
conservative view.

24 SUPERVISOR LOGEL: It is extremely conservative.

25 MS. BORGUS: One other question I had here, too,
was, do all employees, union and non-union, receive
job evaluations annually?

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2 SUPERVISOR LOGEL: Yes.

3 MS. BORGUS: And do those have any bearing at all
on their increases?

4 SUPERVISOR LOGEL: In the union, no.

5 In the union, can you make determinations on how
much of the increase they get in the union jobs?

6 JOSEPH CARR: No. The amount is a fixed amount
under the contract.

7 MS. BORGUS: Well, all I have to say about that
is that is certainly no way to motivate people to do a
better job.

8 COUNCILMAN SLATTERY: Can I ask you a question
with regard to that? If an employee has a
nonsatisfactory rating, we can't freeze their raise?
9 We give them a raise anyway?

10 JOSEPH CARR: Under the contract, there are
stipulations about the annual reviews. If certain
items are evidenced in a review, it could restrict the
11 merit raise.

12 COUNCILMAN SLATTERY: So they may not get the
increase?

13 JOSEPH CARR: The dollar amount is fixed. If
they receive it, that is a fixed amount, 3 percent.

14 COUNCILMAN SCHULMERICH: I would like to go back
to a comment made earlier. Is it okay?

15 SUPERVISOR LOGEL: Yes. Go ahead.
 16 COUNCILMAN SCHULMERICH: I would react to what I
 17 interpreted to be a direct statement the Town Board
 18 members knowingly violate the New York State law
 19 regarding SEQRA. I take exception to that fact. I do
 20 not knowingly violate --
 21 MS. BORGUS: well --
 22 COUNCILMAN SCHULMERICH: Let me finish, please.
 23 MS. BORGUS: I will be glad to listen, and I will
 24 tell you what happened last Friday.
 25 COUNCILMAN SCHULMERICH: well, that is fine. I
 will listen, too. We do not knowingly violate New
 York State law with regard to SEQRA. We spend a great
 amount of time on that. Anyone who is not pleased
 with the outcome of a decision by Zoning or Planning
 has a right to file an Article 78, which initiates a
 lawsuit, which initiates attorney fees. That is not a
 consequence of our lack of interest in making sure
 SEQRA is adhered to. We have, in fact, hired
 consultants to try to adhere to SEQRA and make sure we
 are doing it the right way. So while you may have
 examples that you're going to cite, I take exception
 to the fact that you're standing there telling me I

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 2 knowingly violate New York State law.
 3 MS. BORGUS: Last Friday, I, along with some
 4 people that are sitting on this Board, attended a
 5 seminar in Mt. Morris, and one of main topics, in
 6 fact, the main thrust of the seminar, was on Zoning
 7 and Planning Board procedures, appeals -- everything
 8 you would want to know about zoning and planning. I
 9 attended it, of course, at my own expense. That is
 10 the second time I have been to that particular
 11 location and heard that SEQRA must be read and --
 12 before the public hearings are held at a Planning
 13 Board meeting. That is never done in the town. And I
 14 believe it is part of one of the suits that is
 15 presently filed against the town, involves that.
 16 COUNCILMAN SCHULMERICH: SEQRA must be read
 before the public hearing?
 MS. BORGUS: Yes. And when I brought it up to a
 member of the Planning Board who was also present, he
 said, oh, well. To me, that is a violation of the
 law, when it is pointed out to you, and --
 COUNCILMAN SCHULMERICH: I will defer to our
 attorney to address that.
 MS. BORGUS: That's another topic.
 COUNCILMAN SCHULMERICH: It's been raised; let's
 have an answer.
 SUPERVISOR LOGEL: I would like him to answer.
 He is the attorney for both Planning and Zoning.
 COUNCILMAN SCHULMERICH: This is on TV. This is
 public minutes. We've been accused of violating the

17 law. We're going to have an answer to the question.
MS. BORGUS: I would love to hear the explanation
of this.

18 ASSISTANT TOWN COUNSEL O'TOOLE: The requirement
under State law is that SEQRA be concluded before a
19 permit is issued. That is what the statute requires.
The last time a SEQRA certificate violation was
20 alleged -- and it is very easy to allege such a
violation -- I believe it was a Metal Co violation,
21 and when it came before the Supreme Court, the Supreme
Court upheld the Town's actions under SEQRA -- under
22 everything else, in fact.

MS. BORGUS: So you're saying -- I want to be
23 very clear on this. You're saying they do not need to
read SEQRA before a public hearing?

24 ASSISTANT COUNSEL O'TOOLE: I'm not even sure
what you are trying to say; read the regulations out
25 loud?

MS. BORGUS: No, make a determination.

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2 ASSISTANT COUNSEL O'TOOLE: The SEQRA
determination comes before the issuance of a permit,
3 that's correct. And that is our practice.

MS. BORGUS: I will bring my -- the handout from
4 the seminar. Somebody is very wrong, here. I don't
think it's the Department of State.

5 COUNCILMAN SCHULMERICH: It wouldn't be the first
time.

6 MS. BORGUS: I have heard it two times, now.
Let's move on here. Information Services.

7 UNIDENTIFIED PERSON: I want to know if you are
running this meeting.

8 MS. BORGUS: This is a public hearing.

9 SUPERVISOR LOGEL: This is a public hearing.

MS. BORGUS: Thank you very much.

10 COUNCILMAN SCHULMERICH: Can we keep the
conversation to the budget specifically, have the
speaker make her points and address them at a later
11 time, and move this along?

12 MS. BORGUS: Account 1680, Information Services.
Again, that's a huge increase. I know that we're
living in an electronic age, but that is a big
13 increase. And every year, it seems as though we have
one in that department. It seems as though sometime
14 or another we'd get caught up there. The increase is
24 percent again this year in that account. That is a
15 lot of money. I would hope that we could begin to
tone that back a little bit and think that maybe we've
16 caught up with the electronic age and settle in.

Insurance account, 1910. I've brought this up
17 before. The expenditure plan for 2008 is \$202,400.
With a bill that big, that goes up every year, we
18 really need to get competitive quotes. Any good

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19 businessman would tell you that you just don't hand
that kind of money off every year to the same vendor.
20 Now, I know that the person that we use is a Chili
resident, and I know he is a broker, and I have been
21 told he can look at various companies, but I also know
that every broker cannot deal with every company. So
22 I really think -- quotes don't cost anything -- and I
really think that with an amount now over \$200,000 a
23 year, that we need to look outside the town, maybe,
certainly outside the sphere we have used so far, and
24 see if we cannot get some more competitive bidding on
that bill.
25 On account A1950, I see that we are paying \$1,900
for Time Warner's property taxes. Are we reimbursed
for that in any fashion later?

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2 There was a notation on a couple of these
salaries. One of them was in account 3620, which was
3 the safety inspections; in other words, the Building
Department. And I see that the secretary to the
4 Planning Board and the Zoning Board is, quote, off
step. I wonder if somebody can tell me what that
5 means. Because if she works 37 and a half hours a
week, which I am assuming is still the normal work
6 week here -- is it 37 and a half hours?
SUPERVISOR LOGEL: 35.
7 TOWN CLERK BRONGO: 35.
8 MS. BORGUS: You know, it's a hefty salary, and
I'm just wondering what "off step" means.
9 In accounts 8010 and 8020, Planning Board and
Zoning Board accounts, I see there's quite a few
10 dollars there being designated for seminars. I really
don't have a problem with that. We do need to train
11 our people. I do think, though, that when you go to a
seminar you should -- you are the person that the Town
12 is paying to go, you are the person in the job that
needs to have this experience and this education, that
13 you really should stay for the entire seminar, and not
leave before it's over. I made that point other
14 times; I saw it happen again Friday. The Town had
three people there who left early
15 Under account 8160, Refuse and Garbage, in going
back to 2006, I see that that account expenditure has
16 increased almost \$100,000 since 2006. It's up
30 percent in that length of time. It's up 24 percent
17 in this budget year alone. When you start to approach
\$400,000 a year for garbage and refuse pick-up, maybe
18 it is time to start cutting back on the numbers of
pick-ups there are. We all like our town to look
19 clean and neat and nice; I do, too. But you have to
weigh the exorbitant costs of this against the
20 benefits you get. I think this should be, I hope, the
year that somebody says, we just can't pick up trash

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21 as often as we are, because we are reaching a point
where it has become impossible to pay for it.
22 Under account 8989, I see that there is no money
there to pay for the filming of the Town Board
23 meetings. I am all for doing it in-house if we can do
it, but we're going to have to improve some of the
24 sound systems in this room in order to do it
effectively. I am sure this Board has heard many,
25 many times that the quality of what is put on the
television for people who don't sit here in this room
is poor. So although I'd like to see us cut costs

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2 where we can, I think if we have to pay to get really
3 good quality taping for TV, then we really should do
it.
4 The other -- the second-last point I want to
make is on the cost of medical insurance. Now, I
5 realize the Town cannot help what the cost of Blue
Cross Blue Shield or Preferred Care is any more than
6 anybody else can. What I do say, though, is that when
it goes up for the Town, it goes up 14.7 percent in
7 one year for the Town's piece. We are coming to the
point where employees are going to have to pick up
8 more of their own bill. That is not popular. It is
not popular with anybody who has to pick up more of
9 their own bill. But I think it's truly unfair to ask
residents of the town who may not have any insurance
10 themselves, or if they have insurance, they are
picking up a bigger share of it where they work, to
11 continue to pay such a big portion of the Town
employees' costs.
12 COUNCILMAN SCHULMERICH: Just for a point of
clarification, Eastman Kodak just went through their
benefit program. The Town of Chili is now more
13 expensive than Eastman Kodak. There has been a fair
amount of catch-up there. Maybe there is still some
14 room to move there, but that gap is a heck of a lot
smaller between public and private sector.
15 COUNCILWOMAN IGNATOWSKI: As part of negotiation.
SUPERVISOR LOGEL: We negotiated in the last
16 contract that the union would start contributing. It
is the first time they started contributing towards
17 their health care. The next union contract, they can
negotiate it higher. These are increases that have
18 come in.
19 MS. BORGUS: A few Town Board meetings ago, I
think there was a resolution that laid out how much
20 the Town employees pay per month, and really, compared
with industry and maybe just any other business, let's
21 say, it's a very small portion that the Town employees
pay.
22 COUNCILWOMAN SPERR: You know that based on what
Councilman Schulmerich just raised, after having been

JGalloway 2007-11-21 Town of Chili(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)
23 retired for several years, you know that. I take
24 exception to you making these blanket statements
25 without speaking back to it, because we are doing a
very good job, spending a lot of time managing the
health care costs for the Town. This budget is put
together knowing that Blue Cross and Blue Shield would
raise their rates and not knowing what their rates

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2 would be.

3 MS. BORGUS: I'm not saying that the Town isn't
4 doing a good job of managing the policies that they
5 offer. I'm saying that I think that with the costs
6 rising as fast as they are -- and anybody who reads
the paper knows this; I have many, many friends in
many businesses. Some of them don't have any
insurance anymore; some are paying a much higher
percentage every year.

7 COUNCILWOMAN SPERR: Yes, but that doesn't have
8 anything to do with what we're paying, with our
9 budget. Move on to your next question.

10 MS. BORGUS: It does. It does, because I think
11 that the employees should be asked when the new
12 contract comes up, which I believe is next year, you
13 will be negotiating, that that should be part of the
14 union negotiations. We should get more in sync with
15 the rest of the world, here.

16 SUPERVISOR LOGEL: You can negotiate it next
17 year.

18 MS. BORGUS: The last point I would like to make
19 is, again, the vehicle replacement plan for the Town,
20 if you add it up, is, just -- again vehicles, annual
21 cost, \$486,000, again.

22 Thank you.

23 SUPERVISOR LOGEL: Anyone else want to speak on
24 the budget?

25 Mrs. Brixner?

IRENE BRIXNER, 14 Hartom Road

MS. BRIXNER: I just would like to say that I
appreciate a resident and citizen like Dorothy Borgus
in the town doing work that many of us probably should
be doing, but we can't because many of us don't
understand the budget as it is here. You all seem --
when Dorothy said that it would be a lot easier for
her to understand increases for certain people if you
could make it more explainable -- and I know it's easy
for you people to get very upset. I don't blame you.
But you can imagine how we're striving to understand
it. And I really don't think Dorothy meant in any way
to criticize you, but she wants to understand, like we
all want to understand this. And it's difficult,
because this isn't much of an explanation. It really
isn't.

COUNCILMAN SCHULMERICH: Mrs. Brixner, you make a

JGalloway 2007-11-21 Town of Chili(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)
25 good point, in terms of -- Mrs. Borgus did, as well,
in terms of clarity of understanding the budget. We
are asking for that, as well. If there appears to be

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2 frustration on some of our parts -- and I'll speak for
3 myself specifically -- it's when there are blanket
4 accusations made, with no data, telling us we are
5 violating the law, that we don't care, that we are not
6 doing our homework -- blanket statements that are
completely inappropriate, that are not targeted on the
budget. That is what we're reacting to, not because
the residents want to understand the budget. They are
two very different things.

7 MS. BRIXNER: Well, I know what you mean, but
8 sometimes the audience gets very frustrated in the
9 sense that, you know, we do not understand what is
going on. We talk about doing so many changes in our
town, when we know it is going to cost a heck of a lot
more money, and if we can't understand this, how do we
understand the rest of it? We are really at a loss.

10 COUNCILWOMAN SPERR: Anyone is welcome at any
11 time. We are all very accessible to ask questions
12 outside the public hearing format. So if you have
13 questions, I will be more than happy to talk to you
over the phone or in person any time, and I think
everyone would provide that. So the opportunity is
there. It is what you decide to make of it.

14 MS. BRIXNER: What we would like to do is do it
15 publicly, because if you do it that way, it becomes a
16 problem. It's between you and me. We want to learn
17 from each other. And I learned a great deal from what
18 Dorothy was asking. One thing that Dorothy brought
up, and all of you seem to agree, that yeah, we would
like to do that. You seem to -- but how come it isn't
done? From year to year, she brings it up, but it
isn't done. What stops an elected Board from making a
decision? I mean, you have the power in your hands to
do anything.

19 COUNCILMAN SCHULMERICH: No, we do not have the
20 power to do anything. There are certain things that
21 the councilpeople have the authority to ask for, there
22 are certain things we can demand. When we ask for
23 information to be provided in the budget, that is
24 handled by Town Hall through the directors, through
25 the Supervisor. We make the same request that the
residents make, and based on the Town Hall's ability
to answer our request, they will respond to it. We
cannot sit up here and vote that the director of the
town must do it our way. We can make a request of the
Supervisor, they can have conversations and decide
whether it is appropriate for them to make that change
or not, but we cannot vote to change the way the Town

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2 Hall does its business on a daily basis.

3 MS. BRIXNER: well, then, if we look at the work
4 papers, as Dorothy has, even that she couldn't
5 understand, that would help us. We would have to do
6 that, right? We would see what the department head
7 suggested for this person to get paid, right? But is
8 that explainable someplace? Is it clear in the work
9 papers? It seems like Dorothy didn't get any
10 clarification.

11 COUNCILMAN SLATTERY: Mrs. Brixner, you're
12 correct. We are asking for the information, it is up
13 to the department heads to provide that information.
14 I have a list of questions that I asked that is right
15 here, a couple pages long. We asked these questions.
16 We may ask the same questions two, three years in a
17 row. I've been on the Board eight years now. I have
18 asked certain questions for a number of years. It is
19 up to the department heads to supply that information.
20 We will get the budget, we'll review it. You, being a
21 former town supervisor's wife, I'm sure you saw the
22 budgets your husband brought home during that time and
23 there were questions that you had and he helped
24 educate you.

25 MS. BRIXNER: well, it was more clear at that
time. But I'm saying it gets less and less
explainable to me.

15 COUNCILMAN SLATTERY: well, we have questions,
16 and we go through, we go back to the Supervisor,
17 Director of Finance, department heads, provide that
18 information. I have gone back on my own, created an
19 Excel spreadsheet for last four years -- that I have
20 here -- and I go all the way back my last eight years
21 doing budget, which helps me look at the increases,
22 the proposed budget, the actual, and the budget as
23 amended, with all the information. And that's why,
24 when I listen to Dorothy's comments when she talks
25 about the director MIS over the last four years, the
information I have in front of me, that's gone up 15
percent over the last four years. You have to look at
the budget and you have to understand why the
department head, his budget is where it is; whether
there's large purchases, whether there's something
that has taken place where we had a three-year,
four-year contract that in his budget he had to plan
for new purchases. We talked about refuse/garbage.
well, that's gone up 15 percent since 2000 --
actually, both of them have been 15 percent. But when
you look at where they were in the past, they

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2 fluctuated. They have been up, they've been down. As
3 we talked about with the Highway Department, with the
4 amount of revenue coming in, there is different
5 circumstances. There is questions that are brought up
6 that are very good questions. We are here to take the
7 time to listen to you, the community, and to answer
8 any questions you may have. But there's reasons why
9 things take place, whether it's --

10 MS. BRIXNER: I'm sure. Thank you.

11 SUPERVISOR LOGEL: Let me answer one question
12 about the trash. I thought that was a very
13 interesting comment that Dorothy made. True, the cost
14 of collecting garbage and trash and leaf pick-up is a
15 very expensive operation, labor-intensive, and
16 equipment is expensive. One of the things that I know
17 the Town of Chili does -- and the town residents are
18 going to have to decide next year whether or not they
19 want to pay for this -- I have had, over and over,
20 conversations with Mr. Carr. We have a packer. We
21 pick up trash that no other town in this county picks
22 up. There is not a single other town that provides
23 this one service with the packer. We go out and pick
24 up the old stoves and the old stuff that people take
25 out to the road. We have people taking out to the
road huge amounts of concrete and bricks and things
when they tear down buildings. We pick up. Other
towns will not do that. They make the contractors do
it.

16 COUNCILMAN SCHULMERICH: Maybe we should
17 entertain at a session over the next year of stopping
18 all that; stopping leaf pick-up, and letting the
19 residents pick it up with their own haulers. If that
20 causes a half percent or a 1 percent reduction in
21 their tax, that's great. They'll incur the additional
22 cost of having the leaves picked up by their own
23 haulers, refrigerators picked up by their own haulers,
24 garbage picked up by the Town. I am more than willing
25 to entertain that conversation and cut the taxes, put
the burden back on the homeowner on that issue.

22 SUPERVISOR LOGEL: I think those are details that
23 you're not aware of, exactly how expensive it is in
24 terms of the services we're providing. We are
25 providing services in the town -- very good services.

24 COUNCILMAN SCHULMERICH: Maybe the residents
25 don't want us to provide those services. Maybe we
should stop those.

25 COUNCILWOMAN SPERR: Dorothy, you have this
worksheet in front of you. You did not mention that

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2 of the \$381,000 that is proposed for the coming year
3 and the budgeted amount for last year was \$307,000,
4 there is a \$66,000 replacement truck in there. So
5 that accounts for quite a bit of increase, not just
6 the increased costs. So if you are going to make
7 comments about the budget and about the increases,
8 that is \$66,000, which is the majority of the increase
9 over the previous years. And that's why these
10 worksheets are valuable to us. It helps us get behind
11 the scenes and look at what they're thinking and why
12 they're proposing certain amounts. That is what
13 generates all the questions from the Board back to the
14 Director of Finance.

15 UNIDENTIFIED SPEAKER: Like she was mentioning,
16 one of the big increases is the fuel and gas
17 nationwide.

18 COUNCILWOMAN SPERR: Yes.

19 SUPERVISOR LOGEL: Anyone else that wants to
20 speak on the budget?

21 Mr. Pikuert?

22 RON PIKUET, 1030 Paul Road.

23 MR. PIKUET: I just wanted to make a comment in
24 response to Mr. Schulmerich. It sounds a little bit
25 like if you don't support the school budget, we'll cut
transportation for the kids. You know, this is one
service that I get -- not that I can't do without it.
You don't pick up my leaves, by the way, I chop them
up. I do put a little stuff out once in a while, the
Town picks it up, for which I am grateful. But it's
not a case of why don't we cut that out and everybody
gets a 1 percent reduction. Every aspect of the
budget needs to be looked at very critically. Cut it
all the way across. It's getting more expensive. I
agree with Mrs. Borgus. We can't pick it up. People
are living very marginally in this town. The
foreclosure rate is almost doubling. Where do you
think we're going? We're going down the tubes if you
keep this up. This whole budget process needs to be
looked at and cut in every department, and not so much
freezing on raises, but look at this very critically.
It needs to be cut all the way across the board,
period.

26 COUNCILWOMAN SPERR: Mr. Pikuert, if you were to go
27 to the School Board meeting and make that same
28 announcement, you would be a little bit more
29 effective. The percentage that goes to the schools
30 out of our town taxes is quite considerable.

31 MR. PIKUET: We are playing plenty. I haven't

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2 gone there, but they need to hear it, too.

COUNCILWOMAN SPERR: And none of the people

3 sitting on the dais have any control over that.

MR. PIKUET: It is a like situation.

4 COUNCILMAN SCHULMERICH: It's not a like
5 situation, sir, because in the case of the School
6 Board, the County making the change they did would
7 unilaterally increase every property owner's school
8 taxes. What I was advocating is that if the residents
9 of the town are proposing that they would rather have
10 a use tax or use fee as opposed to unilateral expenses
11 --

MR. PIKUET: That is what it appeared to be.

12 COUNCILMAN SCHULMERICH: Those that use the
13 services would pay for it. Those that want leaf
14 pick-up would pay for it. Those who want cement
15 picked up, they pay for it. The way it's handled
16 right now, the entire town -- you -- are subsidizing
17 people who are putting cement and bricks out by the
18 road. And you claim you are not using the service.
19 What I am advocating is, if what we're hearing from
20 the community, if they would prefer to have use fees
21 as opposed to unilateral subsidization, I would
22 entertain that conversation.

MR. PIKUET: I didn't pick that up.

23 COUNCILMAN SCHULMERICH: I wasn't responding to
24 Mrs. Borgus because I was being defensive about the
25 budget, I'm responding to the fact that what I'm
26 hearing the residents saying is they're getting
27 concerned about the cost of trash pick-up. If that is
28 a unilateral concern or a majority concern of the
29 residents of the town, we can make that adjustment.

MR. PIKUET: That figure is a concern. It should
be looked at so that it could be whittled down.

30 COUNCILMAN SCHULMERICH: I see my analogy very
31 different than the school -- the School District
32 problems.

MR. PIKUET: That can be picked up later, but the
whole budget needs to be looked at.

33 COUNCILWOMAN IGNATOWSKI: What needs to be done
34 -- what happened in Gates, they had a survey. I know
35 they had a survey performed there, and the residents
36 didn't want to cut any of their services.

SUPERVISOR LOGEL: Anyone else?

37 GREGORY CLYDE, 11 Bowen Road.

38 MR. CLYDE: I would also like to compliment Ron
39 on telling you -- asking you to take a closer look at
40 this budget. I'm under the understanding that when we

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2 take on these water districts, lighting districts,
3 sidewalk districts, drainage districts, if I build a
4 nice little -- if I am a developer and I put a nice
little community together sometime a few years down
the road, do you want the whole town to pay for their
lighting? I don't quite understand that.

5 COUNCILMAN SCHULMERICH: The purpose of the
6 lighting district -- those who benefit from the
7 lighting district pay for it. Nobody else in the town
8 does. When those districts are created, the fees
9 associated with that specific area are paying for
10 those benefits. If I have lights in my neighborhood,
11 I have basically inherited a light pole I am paying
12 for.

13 MR. CLYDE: But how long have Blueberry Hill and
14 Pumpkin Hill had their lights, that they need them now
15 rolled into our town? I don't understand that.

16 TOWN CLERK BRONGO: They have their own lighting
17 district. They are a separate lighting district.
18 They pay their own.

19 MR. CLYDE: Well, why am I getting a notice that
20 I am part of that special district?

21 TOWN CLERK BRONGO: We included all the special
22 districts. If you were part of any one of those
23 special districts, you were part of multiple
24 districts, you had to receive a notice. We don't send
25 out a very specific letter to Clyde to tell him that
-- Greg, I'm sorry -- to tell you that you are part of
just the drainage district and the sewer district,
because we would be writing thousands of different
letters. So there is one letter that lists all
special districts, and if you are part of any one of
them, or multiple, you received a notice. There is
some people that receive the notice that are not part
of the sewer district, they are on septic systems, but
they may have water, so they are part of the water
district.

COUNCILMAN SCHULMERICH: You would only be paying
tax on the special districts you are part of, not
everything in the letter.

MR. CLYDE: That's about the only thing I got, is
water.

COUNCILWOMAN SPERR: That's a good question to
ask.

MR. CLYDE: That's about nine years old. So why,
now, am I being rolled into some water district?

SUPERVISOR LOGEL: You've been in a water
district.

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2 MR. CLYDE: So what am I on special notice to? I
3 know you probably don't have this answer tonight.

4 SUPERVISOR LOGEL: He has the answer.

5 TOWN CLERK BRONGO: -- this forced the towns to
6 mail a special notice of a public hearing if they fell
within any one of the special districts. Up until
three years ago, that was not the case. The notice
went in the newspaper, and that was the only place we
had to place it. Now we are forced to mail out a
notice, and we've tried to make it as general as

7 possible. If you fall within one of these districts,
8 you are entitled to come to the public hearing and
comment on it.

9 COUNCILMAN SCHULMERICH: How many of those
letters did we send out?

10 TOWN CLERK BRONGO: I believe we sent out one to
every parcel. That is close to 9,000 letters.

11 COUNCILMAN SCHULMERICH: At 41 cents a letter.

12 COUNCILMAN SLATTERY: And that was passed by New
York State?

13 COUNCILWOMAN SPERR: Yes.

14 TOWN CLERK BRONGO: Yes.

15 COUNCILMAN SLATTERY: Having all the
municipalities do this.

16 COUNCILWOMAN SPERR: You can understand why they
put it all in one letter. So I'm glad you asked the
question. It probably clarifies it for everybody.

17 MR. CLYDE: I'm just not sure which one of those
districts I'm in recently that would require that
letter.

18 SUPERVISOR LOGEL: The letter wasn't a
requirement of a recent rolling in. It got sent out
for the hearing tonight.

19 COUNCILMAN SLATTERY: I would think that maybe if
you took the time to meet with Mr. Brongo next week
that you could work this out.

20 MR. CLYDE: We've had it for nine years, and now
-- we've had it in the newspaper for the past nine
years. That's all I'm saying.

21 COUNCILMAN SCHULMERICH: They now have to mail a
letter.

22 COUNCILWOMAN SPERR: I got my letter because I am
in the water district.

23 MR. CLYDE: It's a notice of change.

24 COUNCILMAN SLATTERY: Supervisor --

25 SUPERVISOR LOGEL: I think you'll have to bring
it in, and we can sit down go over it.

MR. CLYDE: And along with our technology, there

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2 is quite a substantial cost to printing budgets and
3 worksheets. It would be great if those were on the
4 website. We could look them over and print out any
specific page, we can come in and talk about it.

5 SUPERVISOR LOGEL: Thank you.
Anyone?

6 JORDAN BROWNING (phonetic).

7 MR. BROWNING: I would love to see the process
8 amended a little bit, I don't know, even as a part of
the public hearing or before the public hearing, some
sort of point presentation that highlighted expenses
and variance from the previous year. I think the
Board could probably anticipate certain questions that
could be asked at the public hearing, and answer them

9 before they are asked with such a presentation.

COUNCILMAN SCHULMERICH: Good suggestion.

10 SUPERVISOR LOGEL: Dorothy?

11 MS. BORGUS: Thank you. I would just like to
12 clarify something. My point on the refuse is not that
13 we don't pick up leaves. People are used to that.
14 They like it. It keeps our town clean. I thought it
15 made that clear. I am saying maybe instead of doing
16 it every two weeks or every week, cut it back a little
17 bit to offset the increases, so that we at least hold
18 the line on this expense. Right now, it seems as
19 though the leaves get picked up very, very quickly.
20 And that's wonderful. But do we need that level of
21 service? Could we do with a little less, since this
22 is getting to be such a big bill.

23 The other thing, Madam Supervisor -- you could
24 ask Mr. Carr to clarify this -- the gentleman over
25 here brought up the price of gasoline. I don't
believe there is gasoline in this account. Fuel is
not in this account for leaf pick-up.

19 SUPERVISOR LOGEL: No, not in the leaf pick-up.
But do you build in the gas to run the vehicles?

20 MR. CARR: There is an account for fuel, yes.

21 SUPERVISOR LOGEL: Separate from this one?

22 JOSEPH CARR: Correct.

23 MS. BORGUS: But the gentleman, the point he made
24 was the fuel amount. That's not in the amount I'm
25 talking about. That's a separate account.

26 Thank you.

27 COUNCILMAN SLATTERY: In regard to the leaves,
28 supervisor, I think part of the problem -- we saw this
29 a few years ago when it snowed early, people's leaves
30 didn't get picked up, they were buried in the snow.
31 They had to sit all winter till spring to be picked

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2 up. So it's a timing issue.

3 COUNCILWOMAN SPERR: We had to repair lawns.

4 SUPERVISOR LOGEL: Well, the problem was when you
5 get snow on top of it, you can no longer use the leaf
6 pick-up. You have to use pitchforks and shovels.

7 COUNCILMAN SLATTERY: Right. That's more manual
8 labor.

9 COUNCILMAN SCHULMERICH: I think, to take away
10 from Ms. Borgus's statement or question, which was an
interesting one, is taking a look at the fixed costs
versus the variable costs. The variable costs are the
ones that can drive the budget up very quickly. If
there is ways to cut back on the various costs, you
may be able to hold the line on some of that.

11 SUPERVISOR LOGEL: Any questions on the budget?

12 COUNCILWOMAN IGNATOWSKI: What does "offset"
13 mean?

14 SUPERVISOR LOGEL: I am going to defer to Joe or

11 Dianne to explain the offset.

12 JOSEPH CARR: Within the current union contract,
13 as always has been in the contract, there is a wage
14 schedule. When we negotiated this last contract, it
15 was agreed we would freeze that schedule. In the
16 past, it would be increased each year by 3 percent.
17 It is now a set schedule that does not change. When
18 an employee is at the top step, and based upon their
19 annual review, they can get a 3 percent increase. Now
20 we are above the schedule that is fixed, and we call
21 that off step. It would be on the set schedule.

22 SUPERVISOR LOGEL: I can see confusion on her
23 face.

24 COUNCILMAN SLATTERY: No comment.

25 COUNCILMAN SCHULMERICH: It is corrective action
to set the salary of the individual to get them on the
current schedule.

COUNCILWOMAN SPERR: No.

20 SUPERVISOR LOGEL: Once they reach the scale --
21 and there's levels -- but once a person like someone
22 like this has been with the Town for many, many years,
23 30, 40-year employee, they have reached the top, where
24 it is frozen. So now, for them to have an increase,
25 it's off, correct?

26 JOSEPH CARR: Correct. It is just the
terminology we started using.

27 SUPERVISOR LOGEL: It is the terminology.

28 JOSEPH CARR: Because you can't look in the
29 charts for those individuals, because they have gone
beyond the step.

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2 COUNCILWOMAN SPERR: It gives us an opportunity
to reward --

3 JOSEPH CARR: Beyond the annual 3 percent.

4 COUNCILWOMAN SPERR: It gives us an opportunity
to reward high-functioning, high-performing employees
who reach the top of their grade.

5 SUPERVISOR LOGEL: Anything else?

6 COUNCILWOMAN IGNATOWSKI: No.

7 COUNCILMAN SCHULMERICH: Mine have been answered.

8 SUPERVISOR LOGEL: Is there anybody else that
wants to ask any questions?

9 At this point, we'll close the public hearing on
the budget and we'll open the public forum.

10 At this point, a Public Forum was conducted to allow
public speakers to address the Town Board. Three
11 speakers addressed the Town Board on various subjects,
and the Public Forum concluded at 8:18 p.m.

12 SUPERVISOR LOGEL: We have the matters of the
Supervisor.

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TOWN BOARD LIAISON REPORTS:

Drainage Committee Report:

COUNCILMAN SLATTERY: I actually have a question regarding drainage. I was reading the meeting minutes, and at 51 Keebler there was a concern over drainage, and I was wondering, Joe, if you had an opportunity to go out there. I saw the meeting minutes.

JOSEPH CARR: Yes. We have been out there and looked, and it is functioning the way -- it was cleaned and it does work.

COUNCILMAN SLATTERY: It does work?

JOSEPH CARR: Yes.

COUNCILMAN SLATTERY: Has the homeowner been contacted? Is he all set? Is everybody all set? He was in the meeting minutes.

JOSEPH CARR: She is not totally satisfied with the way the work was done. I don't know that she is going to be.

COUNCILMAN SLATTERY: Okay. Thank you, Joe. I mentioned "he" because in the meeting minutes, it was a gentleman that came to speak.

Historic Preservation Board Report by Mary Sperr:

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COUNCILWOMAN SPERR: We met right after the meeting. I had made an announcement that a presentation was going to be made in honor of Carl Moore for his many years of work that Carl did for the Town of Chili as Town Historian. He was the author of Hidden Chance and Chili Chapters. Both of those volumes were dedicated at the presentation last Sunday at the Roberts Wesleyan library. They are in the library with a plaque. The setup will be completed this week, of those two volumes, and a dedication ceremony was held on Sunday and it was really great. Bonnie Moore's entire family was there, and the Preservation Board, and it was a wonderful ceremony to have taken place.

The rest of their meeting was mostly a discussion of their budget and their continued work on the cobblestone houses.

Library Board Report by Michael Slattery:

COUNCILMAN SLATTERY: The library meets next Tuesday, and I just want to remind you the library is meeting at Roberts Wesleyan College, not in the library.

SUPERVISOR LOGEL: In the Golisano Library.

COUNCILMAN SLATTERY: That's correct.

15 Parks and Recreation Report by Tracy Logel:
SUPERVISOR LOGEL: I want to remind everybody the
16 breakfast with Santa Claus is coming up, and if you
are interested, you need to get your tickets soon. It
17 is going to fill up. We have changed the location
from the Community Center in North Chili, where it was
18 very tight and always packed, to the Senior Center.
We have kitchen facilities there, much larger, and we
19 can do a better job. It sells out quickly. If anyone
is interested in breakfast with Santa Claus, let us
20 know.

21 Traffic Safety Committee Report by Mary Sperr:
COUNCILWOMAN SPERR: No, we met just before the
22 meeting.

23 Zoning Board Report by Dennis Schulmerich:
COUNCILMAN SCHULMERICH: Zoning meets next week.

24 Planning Board Report by Dennis Schulmerich:
25 COUNCILMAN SCHULMERICH: Planning met last week.
I was not able to be at that meeting. I was down in

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2 Florida visiting my daughter. I did talk to
Mr. Martin after the meeting and discussed the
3 outcome.
4 There were two applications that were heard: One
was for preliminary subdivision of three lots, and
5 that was tabled because one of the three lots proposed
was nonconforming for building, which is not allowed.
6 That will be revisited, I believe, at a future
meeting. The second was around the fall community
7 services. They were in for preliminary subdivision
approval. There was a question asked at that meeting
8 about the specifics of the site plan, and the
applicant was not prepared to have -- to answer those
9 questions. They are coming back. That was tabled.
They will be coming back to answer questions regarding
site plan.

10 There were two for discussion: One, the
University of Rochester parking lot, and the Board did
11 find that the amenities in the incentive package were
adequate. They referred it back to the Town Board.

12 SUPERVISOR LOGEL: That will be on the next
agenda.

13 COUNCILMAN SCHULMERICH: And then there was a
discussion, informal, around Target, and they got into
14 some discussion around the potential growth in the
area, the implication that might have to traffic. Not
15 that Target will pick up the burden on that issue;
that was tabled. There needs to be some follow-up
16 work done. There was some follow-up discussions
around that, so you will see an article this week in

JGalloway 2007-11-21 Town of Chili(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)
17 the Gates Chili Post, and there is some noise being
18 made that Chili is -- may have hampered the Target
19 initiative. Nothing could be further from the truth.
20 That was not the intent of the question that was
21 placed on the table by the Planning Board. It was
22 more focussed on more potential growth and the
23 traffic, and the question will need to be pursued. I
24 don't intend or expect there will be any negative
25 fallout in terms of Target having discussions like
that.
Aside from that, that's it. One other comment I
would like to make is Mr. Brown left me a message on
my voicemail at work and informed me that we probably
will be seeing a report from the Architectural Review
Ad Hoc Committee finishing up their work in the next
week or so, in the early-December time frame. We
should be able to take a look at the results of that
work, and also, that will be forwarded to Mr. Stowe

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2 for preparation for the local law. They have had a
3 significant number of meetings. Mr. Brown has put a
4 lot of work into it, and we are looking forward to
seeing them. Thank him and the Committee for the
work.
SUPERVISOR LOGEL: Okay. Thank you. I don't
5 have anything.
COUNCILWOMAN IGNATOWSKI: The Benderson proposal,
6 that contract that came in, can that be sent to the
7 Controller's Office? That is the next step. If they
say that is not something that is doable, we are
8 having --
SUPERVISOR LOGEL: Send a letter to the
9 Controller's Office asking if you don't have to go out
for RFPs --
COUNCILWOMAN IGNATOWSKI: No, send them the
10 contract, have them move on what their decision is;
11 their opinion about this particular contract, the
proposal.
COUNCILMAN SCHULMERICH: Are there any
12 hesitancies associated with the parkland? Is there
13 any reason the Comptroller's point of view, that is,
what it --
SUPERVISOR LOGEL: I thought we had to ask them
14 whether we are allowed to not go out for RFPs, for
15 other companies to compete. By law, we have to do
that. That has to be part of the question.
COUNCILMAN SCHULMERICH: That may be a question.
16 SUPERVISOR LOGEL: That will be part of the
question.
17 COUNCILMAN SCHULMERICH: But also, before we give
18 them the contract, we have to have the Comptroller
look at the contract and give us their reading in
terms of whether there are any other red flags that

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19 would prevent us from taking action. I don't mean
20 passing; if there are any limitations preventing us
from moving forward based on the way the contract is
21 written. The Comptroller can advise us of that.
SUPERVISOR LOGEL: Right. Then you can set your
22 time for your public referendum.
COUNCILWOMAN SPERR: There are a lot of other
23 steps.
COUNCILMAN SCHULMERICH: Yes. A whole sequence
24 of events have to occur, but if there's any inhibitors
preventing you from doing anything; the Comptroller
25 says you can't just do this, this, or this.
COUNCILMAN SLATTERY: Councilman Schulmerich
actually touched on an article coming out in the Gates

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2 Chili Post. I would like to comment on another one
3 already in the Gates Chili Post regarding the Town
4 budget. Our Director of Finance did see it, reviewed
5 it, and there are some errors in there. So I want to
6 thank Dianne for pointing that out, but unfortunately,
7 because the reporter generally doesn't cover the Town
8 Board meetings, and there are some errors in these
9 figures, I think it is very important that the
community realize that and understands it.
SUPERVISOR LOGEL: That is the one by Amy, right?
COUNCILMAN SLATTERY: That's correct.
SUPERVISOR LOGEL: I will call her.
COUNCILMAN SLATTERY: And then also, the
10 committee reports, I know you sent out a second
11 reminder to the chairs.
SUPERVISOR'S SECRETARY FORTE: I actually sent
12 out another third one just the other day. There are
13 five committees that I am still waiting for some more
14 information before I can give you the packet. I will
15 have that by December 5.
COUNCILMAN SLATTERY: Okay. Because I did get one
16 end-of-year report from one committee. You do have
17 other ones?
SUPERVISOR'S SECRETARY FORTE: Yes, because I
18 remember last year I could just give you everything
19 all at once. I am kind of holding on to it until
20 then. Like I said, I am still waiting on some.
COUNCILMAN SLATTERY: That's fine. Thank you.
SUPERVISOR LOGEL: Actually, some were
duplicated. When she asked, they duplicated.
SUPERVISOR'S SECRETARY FORTE: That is for the
end-of-year attendance report that we are looking for,
and I just had done some more the other day, but they
are to their homes. I put them in their mailboxes.
That is the best I can do, e-mail.
COUNCILMAN SLATTERY: Is there a receipt date
stamped on when you get them?
SUPERVISOR'S SECRETARY FORTE: Yes.

21 COUNCILMAN SLATTERY: Make sure we see them when you get them.

22 COUNCILWOMAN IGNATOWSKI: I had a couple more. I received a memo from Joe regarding the grant money for the Baker property, the park. I was curious, is that a septic system over there? I don't want to get ourselves in the situation we had a little while ago.

24 JOSEPH CARR: No.

25 COUNCILWOMAN IGNATOWSKI: Oh, Mike Curley (phonetic). I misspoke. I want to make sure we get

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2 that work completed so we don't lose that grant money.

3 SUPERVISOR LOGEL: Joe?

4 JOSEPH CARR: I do know the answer, here. The current agreement has an expiration date, I believe, of May.

5 COUNCILWOMAN SPERR: May, 2008?

6 JOSEPH CARR: Yes. What we discussed is early on next year he would contact the office just -- this is a new style of draft to us, that he would contact our office early next year and discuss what is required to get an extension to that. We are not going to be able to complete all that you want to complete by May. In the past, we have always been able to receive extension dates. I expect we will be able to on this one.

9 COUNCILWOMAN IGNATOWSKI: I hate to lose the money.

10 COUNCILMAN SCHULMERICH: I don't want to see us lose the money, either. I would rather see the result of the integrated plan for that property to determine whether putting a septic system in where it is currently placed is prudent. I would hate to use grant money to put in a septic system and find out we should have it somewhere else or not at all.

14 SUPERVISOR LOGEL: That's why it's been held up; whether it's really a parking lot. That is why they haven't been able to act on the septic part of it.

15 COUNCILWOMAN IGNATOWSKI: I guess my concern is, is activity being done to establish what all those plans are so that we can do that. You have to get the first step done in order to be able to do it.

18 COUNCILMAN SCHULMERICH: I interpreted from Mr. Curley that work was under way.

19 COUNCILWOMAN IGNATOWSKI: It doesn't say that.

20 COUNCILMAN SCHULMERICH: I believe Passero was engaged to do that work. I just don't know what the status of it is.

21 COUNCILWOMAN IGNATOWSKI: I did want to make mention that, yes, I was in attendance at the training session last Friday. It was very good. I was there from 8:30 to 4:00. My intention was to stay, but my van -- my radiator was busted on it, and I took a ride

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23 at four. My option was to not go or to take the ride,
24 so I stayed from 8:30 to 4:00 and picked up the
material and got very good training.

25 COUNCILWOMAN SPERR: We were actually there at
eight o'clock. We were there until four o'clock. But
the session we were sitting in -- that's why I hate to

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2 not speak to these accusations -- the session we were
3 sitting in was expected to finish by four. It turned
4 out once we were there that it was at five o'clock,
Dorothy. I'm sorry. I wasn't doing to miss -- I
5 didn't drive. Both Ginny and I rode with someone. I
wasn't about to miss my son's senior varsity banquet.
6 And we covered all the information that we went there
7 to get. One of the most interesting sessions we sat
8 in was about the wind power. And we've got quite a
bit of information to pass out to the rest of the
Board regarding that, so we could be proactive, should
these legislations come our way. So we got quite a
bit of good information on that.

9 COUNCILWOMAN IGNATOWSKI: The Code -- I asked
this the last time.

10 SUPERVISOR LOGEL: It is gone.

11 COUNCILMAN SCHULMERICH: We don't know where, but
it is gone.

12 COUNCILWOMAN SPERR: Do we have a date we can
expect to see it come back? Do we have any idea?

13 SUPERVISOR LOGEL: Did they say, Chris?

CHRIS KARELUS: Early to mid January.

14 COUNCILWOMAN IGNATOWSKI: And I did want to make
one comment, too, that over there on the barn we are
renting, the salt is not being stored there. I wanted
15 to make clarification of that. It sounded like there
was going to be additional storage. That is not the
case?

16 SUPERVISOR LOGEL: No.

17 MATTERS OF THE SUPERVISOR:

18 SUPERVISOR LOGEL: You have the minutes. The
residents say that they will be approved at the end of
19 this meeting. If there are any questions, I would
like to have you e-mail Sandy and we can get them
20 approved on Monday next week.

21 REPORTS SUBMITTED -

22 Community Center Revenue Report - October 2007
Recreation Center Revenue Report - October 2007
Senior Center Revenue Report - October 2007
23 Conservation Board Minutes - 10/1/07
Drainage Committee Minutes - 10/2/07
24 Planning Board Minutes - 9/11/07, 10/16/07
Town Clerk Report - October 2007
Traffic & Safety Committee Minutes - 10/4/07

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1. Mr. Brongo has received formal notification from Jake's, located at 4390 Buffalo Road, North Chili, New York, that they have made application to the State Liquor Authority for a liquor license renewal.

And Supervisor Logel has received formal notification from Heritage Christian Services to establish two potential group homes at 1125 West Side Drive. That is the old John Riedman property, and he gave his home and five acres of land to Heritage Christian Services, and they are going to convert the home into an educational facility and they are going to build two smaller group homes on the property.

SUPERVISOR LOGEL: There is no old business.

RESOLUTION #309 RE: Letter of Credit Release Park Place, Sections 7 & 8, Release No. 5

OFFERED BY: Councilman Schulmerich
SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED, that per recommendation of the Town Engineer, \$93,338.81 be released from the Letter of Credit with Canandaigua National Bank (#11026617457) for Park Place Sections 7 & 8, leaving a balance of \$38,393.42; subject to engineering fees and street light bills to the Town.

UNANIMOUSLY APPROVED

RESOLUTION #310 RE: Letter of Credit Release Park Place, Sections 9 & 10, Release No. 2

OFFERED BY: Councilman Schulmerich
SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED, that per recommendation of the Town Engineer, \$114,453.77 be released from the Letter of Credit with CNB (1103104720) for Park Place, Sections 9 & 10, leaving a balance of \$230,163.35; subject to engineering fees and street light bills to the Town.

UNANIMOUSLY APPROVED

RESOLUTION #311 RE: Application for a New York State

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Shared Municipal Services Grant

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OFFERED BY: Councilwoman Ignatowski
SECONDED BY: Councilwoman Sperr

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The Town Board of the Town of Chili hereby authorizes Joseph L. Carr, Commissioner of Public Works/Superintendent of Highways, to submit an application to the New York State Shared Municipal Services Incentive Grant Program for the 2007/2008 program year. The Town of Chili, as co-applicant, will support the Town of Gates, lead applicant, in all grant administration matters pertaining to this application.

The purpose of this application is to secure funds to purchase an excavator, to be shared/jointly used by both the Town of Gates and the Town of Chili to reduce equipment costs to both municipalities.

The maximum amount of funds applied for, through this program, is \$60,000. The Town of Chili will contribute one-half of the required 10% cash match (\$3,000.00) required, should an award be made.

Approved by the Town Board of the Town of Chili this date: 11-21-07

Certification by Clerk:

RESOLUTION #312 RE: Audit - Uniform Justice Court Act Section 2019-a

OFFERED BY: Councilman Schulmerich
SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED, to contract with the Bonadio Group to conduct an audit of 2007 court records in accordance with the Uniform Justice Court Act Section 2019-a at a cost not to exceed \$4,000; to be paid from the 2008 budget.

UNANIMOUSLY APPROVED

RESOLUTION #313 RE: Final Payment Audit- Union Station Park Grant

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2 OFFERED BY: Councilwoman Ignatowski
3 SECONDED BY: Councilwoman Sperr

4 BE IT RESOLVED, to contract with the Bonadio Group to
5 conduct an independent examination of records in
6 accordance with the terms of the grant agreement with
7 NYS Parks, Recreation and Historic Preservation at a
8 cost not to exceed \$5,000 to be charged to the capital
9 project.

10 UNANIMOUSLY APPROVED

11 RESOLUTION #314 RE: TO CONSIDER ADOPTION OF
12 CONSTRUCTION LOCAL LAW FOR
13 STORMWATER QUALITY, IN THE TOWN
14 OF CHILI, COUNTY OF MONROE,
15 STATE OF NEW YORK

16 OFFERED BY: Councilman Schulmerich
17 SECONDED BY: Councilwoman Ignatowski

18 WHEREAS, the Federal government through the adoption
19 in 1992 of the Clean Water-Clean Air Act established
20 requirements to improve water quality including the
21 adoption of Local Laws.

22 AND, WHEREAS, the Town of Chili has prepared a Local
23 Law to provide for the Implementation and Enforcement
24 of Construction Site Stormwater Pollution Prevention
25 and Sediment Control with respect to activities within
the Town of Chili;

AND, WHEREAS, the adoption of the above referenced
Local Law is an Unlisted Action for the purposes of
the State Environmental Quality Review Act and the
regulations promulgated thereunder ("SEQRA")

NOW, THEREFORE BE IT RESOLVED, that the Chili Town
Board is hereby designated "Lead Agency" for the
environmental review of this proposed action; and be
it

BE IT FURTHER RESOLVED, that Local Law #3 of 2007 is
hereby introduced, and that a meeting of the Town
Board of the said Town of Chili shall be held at the
Chili Town Hall, 3333 Chili Avenue, Town of Chili, New
York on the 5th day of December, 2007, at 7:00 p.m. to
consider the said Local Law and to hear all persons

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2 interested in the subject thereof and for such other
3 action on the vote of said Town Board in relation to
4 the said Local Law as may be proper or required by
5 law; and it is further

6 ORDERED, that the Town Clerk of the Town of Chili is
7 hereby authorized and directed to publish a notice of
8 said Public Hearing in the Democrat and Chronicle
9 Newspaper and post a copy of the same on the bulletin
10 board in the Office of the Town Clerk, not less than
11 ten (10) days, but not more than twenty (20) days,
12 prior to the date set for said public hearing.

13 Upon a call of all Members of the Town Board of the
14 Town of Chili:

15 UNANIMOUSLY APPROVED

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17 RESOLUTION #315 RE: TO CONSIDER ADOPTION OF ILLICIT
18 DISCHARGE LOCAL LAW FOR
19 STORMWATER QUALITY, IN THE TOWN
20 OF CHILI, COUNTY OF MONROE,
21 STATE OF NEW YORK

22 OFFERED BY: Councilman Slattery
23 SECONDED BY: Councilman Schulmerich

24 WHEREAS, the Federal government through the adoption
25 in 1992 of the Clean Water-Clean Air Act established
requirements to improve water quality including the
adoption of Local Laws.

AND, WHEREAS, the Town of Chili has prepared a Local
Law to provide for the Implementation and Enforcement
of Illicit Discharge Connections with respect to
activities within the Town of Chili;

AND, WHEREAS, the adoption of the above referenced
Local Law is an Unlisted Action for the purposes of
the State Environmental Quality Review Act and the
regulations promulgated thereunder ("SEQRA")

NOW, THEREFORE BE IT RESOLVED, that the Chili Town
Board is hereby designated "Lead Agency" for the
environmental review of this proposed action; and be
it

BE IT FURTHER RESOLVED, that Local Law #4 of 2007 is

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2 hereby introduced, and that a meeting of the Town
3 Board of the said Town of Chili shall be held at the
Chili Town Hall, 3333 Chili Avenue, Town of Chili, New

JGalloway 2007-11-21 Town of Chili(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)

4 York on the 5th day of December, 2007, at 7:00 p.m. to
5 consider the said Local Law and to hear all persons
6 interested in the subject thereof and for such other
7 action on the vote of said Town Board in relation to
8 the said Local Law as may be proper or required by
9 law; and it is further

7 ORDERED, that the Town Clerk of the Town of Chili is
8 hereby authorized and directed to publish a notice of
9 said Public Hearing in the Democrat and Chronicle
10 Newspaper and post a copy of the same on the bulletin
11 board in the Office of the Town Clerk, not less than
12 ten (10) days, but not more than twenty (20) days,
13 prior to the date set for said public hearing.

11 Upon a call of all Members of the Town Board of the
12 Town of Chili:

UNANIMOUSLY APPROVED

13 -----
14 RESOLUTION #316 RE: TO CONSIDER ADOPTION OF POST
15 CONSTRUCTION LOCAL LAW FOR
16 STORMWATER QUALITY, IN THE TOWN
17 OF CHILI, COUNTY OF MONROE,
18 STATE OF NEW YORK

17 OFFERED BY: Councilman Slattery
18 SECONDED BY: Councilman Schulmerich

18 WHEREAS, the Federal government through the adoption
19 in 1992 of the Clean Water-Clean Air Act established
20 requirements to improve water quality including the
21 adoption of Local Laws.

21 AND, WHEREAS, the Town of Chili has prepared a Local
22 Law to provide for the Implementation and Enforcement
23 of Construction Site Stormwater Pollution Prevention
24 Measures with respect to activities within the Town of
25 Chili;

24 AND, WHEREAS, the adoption of the above referenced
25 Local Law is an Unlisted Action for the purposes of
the State Environmental Quality Review Act and the
regulations promulgated thereunder ("SEQRA")

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2 NOW, THEREFORE BE IT RESOLVED, that the Chili Town
3 Board is hereby designated "Lead Agency" for the
4 environmental review of this proposed action; and be
5 it

BE IT FURTHER RESOLVED, that Local Law #5 of 2007 is
hereby introduced, and that a meeting of the Town

JGalloway 2007-11-21 Town of Chili(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)
6 Board of the said Town of Chili shall be held at the
7 Chili Town Hall, 3333 Chili Avenue, Town of Chili, New
8 York on the 5th day of December, 2007, at 7:00 p.m. to
9 consider the said Local Law 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 Local Law as may be proper or required by
law; and it is further

10 ORDERED, that the Town Clerk of the Town of Chili is
11 hereby authorized and directed to publish a notice of
12 said Public Hearing in the Democrat and Chronicle
13 Newspaper 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.

14 Upon a call of all Members of the Town Board of the
15 Town of Chili:

UNANIMOUSLY APPROVED

16 RESOLUTION #317 RE: November 21,2007 Abstract

17 OFFERED BY: Councilman Schulmerich
18 SECONDED BY: Councilman Slattery

19 BE IT RESOLVED, to pay vouchers 5947-6308 totaling
20 \$488,561.12 to be paid from the Distribution Account
as presented to the Town Board by Richard Brongo, Town
21 Clerk:

22	General Fund	\$259,027.82
	Highway Fund	\$194,324.34
	Library Fund	\$ 31,152.79
23	H44 Annual Update	\$ 475.00
	Consolidated Drainage	\$ 2,049.24
24	Special Light Districts	\$ 1,531.93
	TOTAL	\$488,561.12

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3 The next meeting of the Chili Town Board is scheduled
4 for Wednesday, December 5, 2007 at 7:00 p.m. at the
5 Chili Town Hall meeting room.

6 The meeting ended at 8:54 p.m.
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