CHILI TOWN BOARD
February 3, 2010

A meeting of the Chili Town Board was held on February3, 2010 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

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

ALSO PRESENT: Richard Brongo, Town Clerk; Jordon Brown, Deputy Town Supervisor; Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; David Lindsay, Commissioner of Public Works/Highway Superintendent and Building Department Representative; Dianne O'Meara, Director of Finance; Richard Stowe, Counsel for the Town.

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. Presentation/Update from the Census Bureau -- Nancy Merritt.

SUPERVISOR DUNNING: We do have one presentation this evening. I think I was expecting Nancy (Merritt), but you don't look like Nancy (Merritt), so I'm going to ask if you would please -- this is the Census Bureau. If you would please come up and introduce yourself, we would appreciate it. Please.

MR. WINEART: I'm name Wayne Wineart. I'm the manager of the local Census Office here in Rochester. Nancy (Merritt) was supposed to introduce me, so I will introduce myself. Basically I just want -- I want to thank you first of all. Nancy (Merritt) told me that we -- she had this set up for me. I haven't separated out the census work by Town, but I looked this afternoon to see what Chili was doing in terms of our job. Before I tell you about Chili, let me tell you about my job.

First of all, Rochester, local Census Office is a misnomer. Rochester local Census Office goes from Geneva on the east, to the Niagara River on the west, goes from Lake Ontario, down south to Warsaw and a little bit south of the Towns of Eagle and Pike, if you ever heard of them.

It's a big area, over 1.2 million people, and we have to hire -- our goal is to hire over 1500 people to count all of those people. To do that, we have to qualify, in my terms, some 9,000 people to have them ready to do this counting. We're about two-thirds of the way done. We have about 6,000 qualified.

But the Town of Chili is way ahead of the game. Chili, I believe, has to have -- the goal is to have 91 people from the Town of Chili qualified to do the counting. We have 86. So we're 95 percent there. So thank you and congratulations to you guys.

The -- that is the first phase of our work, is to get these 9,000 people qualified. And hopefully that will be done in the next eight weeks.

The next phase will be to hire and train those people, and that's a big job, because there is a -- a week ago there were only 40 of us in the office. We doubled this week to 80 as we started our first small project, and we'll be moving up toward that 1500 by the 1st of May. Then we actually have the operation which will probably take 8 to 10, maybe 12 weeks to finish that job. That is where we are, right at the beginning of that right now.

Basically, I open it up to questions. I have a few handouts of sample -- a sample of the questionnaire. The next phase for you folks might be to encourage everybody to respond to the mail, the census questionnaire which will be mailed out in the middle part of March. There will be a mailing ahead of it to tell you it is coming and then the actual census will come. Then a mailing will come to you to remind you to mail it in.

Historically, across the United States, around two-thirds of the people do respond by mailing back the mailing, but out here in Chili I would expect it to be 80 percent and would love to see 90 or 95 percent. Because for every 1 percent the country increases, it saves the country over $90 million by just increasing that mail response rate by 1 percent. So they're doing a lot more advertising this year. I think they're spending a lot of money, but they will save a lot of money by increasing that mail response rate. You will start to see in the past week we just started the advertising.

Questions?

SUPERVISOR DUNNING: Do you have any materials that we, as a Town, could use perhaps on our website that would be predesigned that we could put up there to encourage people? We do get a lot of hits on our website. It would encourage people to fill out the census.

MR. WINEART: Right. Probably the biggest thing to do is put a link to the census

website. For those other five people, we must qualify for the hiring, we can give you our phone number that they should call and, um -- and then the link to the website. There is really two links. One to the jobs website and one to the general one which will help them understand the importance of the -- of responding to that mailing. We can provide you with that.

COUNCILMAN SLATTERY: Sir, what are the requirements that you're looking for to hire folks?

MR. WINEART: Requirements? Um, most -- 99.9 percent of the people will be U.S. citizens. We have -- to qualify, you just have to have two forms of ID, a photo ID and some other ID such as Social Security card or passport, driver's license. And then take this test, which is a 28-question test, relatively simple, clerical, how to alphabetize, how to do some simple numbers, how to read a very simple map. Take that test, and -- and then basically we hire by geography, by location. We try to hire people right in the neighborhood they will be working in. So you have to come with your address so we know where you live.

COUNCILMAN SLATTERY: Are they required to be a resident of that Town that they're going to be working in or could a Chili resident work in the Town of Ogden or Gates?

MR. WINEART: Not required, but that is our goal, to have the people work in the community that they're familiar with and the people in the community are familiar with. There may be a point where we don't hire enough in community X but hire twice as many in community Y, and then we'll ask those people if they would like to go next door and do the work in the next community. That happens, but that is not our goal.

COUNCILMAN SLATTERY: I will take a shot, but is that Nancy (Merritt) standing behind you?

MS. MERRITT: Yes.

COUNCILMAN SLATTERY: She has some handouts.

MR. WINEART: Yes, that is Nancy (Merritt).

COUNCILMAN SLATTERY: Does she have information she --

MR. WINEART: She has more than I brought.

COUNCILMAN SLATTERY: So if there is information that the Town can put on the website, the links, I think those are good questions and points that the Supervisor brought up that I think would be able to help our Town residents.

MR. WINEART: Right. That is it -- you know, you personally, mail it back as quick as you get it. Tell your friends to do it. Tell all of the people that you influence through the Town to mail it back. That will make my job that much easier like you already made it easier. If the whole seven counties were like this Town, my first part of my job would be done in a week instead of eight weeks.

COUNCILMAN SLATTERY: This is important. It is recorded, going to be on TV and on the Town website. So we just stress those points that it is important for the community to get that information back as soon as they can.

MR. WINEART: From financial -- I see your financial person sitting over here. I have been told that for every person that is missed, if we look on the negative side of things, $2,000 less to the community in federal funds. So you don't want to miss too many people because it can add up real quick.

COUNCILMAN SLATTERY: I want to be careful with that throwing out a figure like that. Now somebody will say the Town is getting $2,000 per person. I caution that.

MR. WINEART: No guarantee. But if they have less, you will have less representation in Congress, and -- that's -- it's not necessarily dollars to the Town. It comes in the way of highways and hospitals and schools and all sorts of ways. So it just doesn't come to the Town Board.

SUPERVISOR DUNNING: I think we could probably take a couple questions from the audience if we can keep it brief. I wouldn't have a problem with that.

MR. BRIXNER: Is there any age limit to the people responding?

MR. WINEART: To the people responding? Or -- okay. Well, two questions. Age limit for the jobs. Yes. You have to be 18 when you start to work. The age limit on the other end of it is -- there is none. 18 or over.

COUNCILWOMAN SPERR: To work.

MR. WINEART: To do the job. To be counted there is no age limit. If you're born on or -- on or before April 1st, you should be counted. And alive that day. I guess that is the other half of it. Never thought of it, but it just popped into my head.

SUPERVISOR DUNNING: Could you -- if you would, just for the sake of our stenographer, if you could just repeat your name.

MR. WINEART: Wayne Wineart, W-I-N-E-A-R-T.

SUPERVISOR DUNNING: Thank you.

MR. WINEART: One other thanks, by the way. This Town also opened up their building for us last spring when we started work and we did training right in this very room. We trained crew leaders here. I appreciate that support, too.

SUPERVISOR DUNNING: You're welcome.

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: Roger Moynes, Dorothy Borgus, Jerry Brixner and Virginia Barclay. The Public Forum concluded at 7:31 p.m.

SUPERVISOR DUNNING: I will respond to some of the questions we have here.

In regards to Mrs. Barclay's comments, um, on the -- the taping, some of the equipment we have is not the high-end equipment that some other places use. We have a camera here (indicating). We don't hire a camera person. We don't have the panning and zooming that we used to pay for all those additionally. We have stopped paying for that, because this is, quite frankly, the first time I have heard that there is any issue of people not being able to see us or see what is going on in the room.

I think initially we started with a two- camera system, and I got to be honest, I don't know what happened with that. I will look into that, where we were getting the public, as they came up for the Public Forum and any guest speakers that came up, as well as the Town Board and the side table. I'll look in to find out if we can improve upon that and do better with that.

Certainly, this -- all due respect to our information technology people, yeah, we are a little amateurish. We are not professional videographers, so our presentation will be a bit amateurish as prepared to what some other towns pay for that type of service, and they pay big. So -- but I will look into to see what we can do to improve that.

The meetings are taped. Every meeting is taped. Every Town Board meeting, every Planning Board meeting, Zoning Board meeting is submitted to Time-Warner. I don't have cable, so I couldn't verify that they are actually being shown. I understand they are from other people who do get it. The best I can tell you, they do happen every meeting.

As far as the meeting room audio, thank you. I'm glad to see, you know, Councilwoman Ignatowski has been very diligent in making sure she keeps a tickler here all of the time of all of the little things and makes sure she prods every once in a while. I have a thing here so she can't kick me every time, but thank her for staying on top of that, too, and keeping the pressure on to get the system upgraded.

I would also like to mention just for point of clarification, that the award bestowed upon us at the last meeting by Jennie Miller was an award for the Town of Chili. That was not for me specifically. It was for the Town of Chili, for their support of Jennie (Miller) and her unit and what they have done. While certainly I would love to take that credit for that, I cannot. That was -- that was given to the Town Board. Jennie (Miller) -- Jennie (Miller) gave it to me as the leader of the Town, but that was for the Town.

We have also -- my secretary has set up a display out in the hallway out here. I hope you all had a chance to look at it. It shows the actual medal she bestowed upon the Town, as well as the letter that came to her in the nice beautiful frame commendation she got from the military as well as a few other trinkets in there so -- I encourage you to take a look at that. She did a nice job setting that up and maybe we'll add a few things to it as time goes on. Just want to clarify it so everyone knows.

As far as why -- let's see. Just going off my list here to make sure I'm catching everything here.

As far as the budget questions for the Fire Department, in all fairness to -- to those of us who were there, um, we really didn't get a good look at the sheet that -- that we have all gotten now recently. I have not reviewed that sheet since I have gotten it. But -- be -- we saw some -- basically some preliminary, preliminary numbers and generalization of where some of the money was being spent and different categories but not that specific sheet.

In all fairness to the Board, for Mrs. Borgus' comments, is that, you know, as doing the budget for the Town of Chili, I had the luxury of being able to go back and look through history and see the other budgets and compare. We have not had that luxury with the Fire Department, so when you look at a number on a sheet of paper, it is difficult to compare it to anything or weigh it against anything else because you have nothing else to compare it to. So when -- when the Board is criticized for our -- our inability to -- to look at a budget and work with a budget and understand a budget, I think it is extremely unfair.

This Board does a very good job with the budget. We spend -- we have actually quite a bit larger budget that we deal with that we go over in great detail. We have not had that luxury with the Fire Department.

Moving forward, however, that will be a luxury we will have. We will be able to compare from year to year and look back because this is something we're going to be looking for.

The Fire Department, yes, it was a little challenge, but we did get to where we needed to be, and I thank them for that.

COUNCILWOMAN DI FLORIO: We also don't have the authority to tell them where to spend the money that we gave to them, so we could suggest that they eliminate a category, or take money out of a certain area, but they don't have to take our suggestions. They're a private organization just like our utility company is. And we -- we can't look at their budget item by item.

SUPERVISOR DUNNING: Which leads me to the next part here that -- and I guess I will look to Counsel for this because I really can't answer this. Why they don't pay property tax. If you are capable of answering that. I assume you are.

RICHARD STOWE: Capable.

My -- my supposition is that if we went to the Assessor's Office and looked at the tax reports and records for property that they own, you will find the request for an exemption based upon their not-for-profit corporation status, not unlike a church. I don't know that. That's my guess.

SUPERVISOR DUNNING: But that would be a reason why that could happen?

RICHARD STOWE: Correct.

SUPERVISOR DUNNING: Other than that, I think I have covered pretty much everything

here.

Does Counsel have any comments, anything from the Public Forum? No? Okay.

MATTERS OF THE SUPERVISOR:

New Matters:

1. State of the Town Address.

SUPERVISOR DUNNING: Under Matters of the Supervisor, I just wanted to remind everyone there will be a State of the Town address that will be delivered on -- yes. February 23rd, that -- there will be two events. One will be at the Gates-Chili Commerce luncheon at noon and the other at 7 p.m. Both will be at Roberts Wesleyan College in the Ellen Stowe Dining Room. I want to thank Roberts Wesleyan for opening up the facility for us to be able to do this, but I encourage anyone to come out for that.

2. Informal Reviews for Assessments.

SUPERVISOR DUNNING: Also, I believe I gave the information to -- I passed along informal reviews and assessments. The Assessor -- and I believe this is also posted on our website that talks about the informal review process that is coming up for assessments. Not everyone knows that process has begun. I believe the assessment roll has been posted on the website now, so that information is there. But there is a Word document, and I believe we have copies that are probably out in the main foyer of how to schedule and prepare for an informal review for your assessments. So -- so for that information there.

3. Historian's Office.

SUPERVISOR DUNNING: Also, starting tentatively, this is right now, starting March 2nd we'll open the Historian's Office during the day from 1:30 to 4:30, every Tuesday. The Historian will be here. The office will be open. Questions and things, or you want to see some things that are there, and you have questions or stuff you want to go over her, and she will basically be keeping office hours for that time.

I want to thank Bonnie (Moore) for doing that. Bonnie Moore is our Historian. I think it is a wonderful opportunity to -- to provide an office or some information to the residents.

COUNCILWOMAN SPERR: We should have her picture -- I just said to David (Dunning) maybe we should have the Historian's picture up on the wall alongside the others.

SUPERVISOR DUNNING: Actually, we have them out in the case.

COUNCILWOMAN SPERR: There is a display case on the -- on the opposite side of the award case that Dawn (Forte) has also set up with photos of past Historians, but our current Historians photo is not in there, so we might want to include it. That is if Bonnie (Moore) is willing.

Pending Matters:

1. Vacancies on Special Police.

SUPERVISOR DUNNING: Also, we have -- still have vacancies on Special Police.

2. Vacancies on Traffic & Safety Committee.

SUPERVISOR DUNNING: We have a vacancy on the Traffic Safety Committee.

3. Training Policy.

SUPERVISOR DUNNING: And we are, as I have told the Board the last time, the training policy, I'm looking for some time probably to have a draft for you before the March Town Board meeting. We should have a draft of the training policy. Especially we have some resolutions regarding training -- (baby vocalizing in the audience).

SUPERVISOR DUNNING: She is fine. You can leave her in here. She has to state her name -- she, I'm assume? She has to state her name and address, though. (Laughter).

So from there, I move on. Any matters -- any other matters the Council would like to bring up at this time? Nothing. Okay.

The 12/31/2009 and 1/6/2010 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:
Architectural Advisory Committee – 12/30/09
Dog Control Report – January 2010
Library Board Minutes – 12/15/09
Traffic & Safety Minutes – 12/3/09

CORRESPONDENCE:

1. Mr. Brongo has received formal notification from the Carriage House Ltd. Located at 525 Paul Road, 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.

RESOLUTION #117 RE: SEQR Determination – Local Law#_____ of 2010 for the Extension of a six-month moratorium on Adult Use Approvals.

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Chili Town Board has received the proposed Local Law#____ of 2010 for the adoption of the Extension of a six month moratorium on Adult Use Approvals; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili , having reviewed the SEQR regulations hereby determines that the adoption of Local Law #____ for the Extension of a six month moratorium on Adult Use Approvals is to be considered a Type II action.

UNANIMOUSLY APPROVED

RESOLUTION #118 RE: Adoption of Local Law#____ of 2010 for the Adoption of the Extension of a six month moratorium on Adult Use Approvals to the Town Code, Town of Chili

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

PURSUANT TO A CALL OF A REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF CHILI , COUNTY OF MONROE AND STATE OF NEW YORK , WHICH WAS DULY HELD AT THE TOWN HALL, 3333 CHILI AVENUE , ROCHESTER , NEW YORK 14624 ON THE 3rd DAY OF FEBRUARY 2010, AT 7:00 P.M

WHEREAS, a proposed Local Law #_____ of 2010 was introduced to the Town Board of the Town of Chili, by Councilwoman Sperr on the 12th day of August, 2009 and,

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 3rd day of February, 2010, a public hearing was held at the 7:00 p.m. to consider adoption of the proposed Local Law #_____ of 2010 "to extend a six month moratorium on Adult Use Approvals;

NOW, THEREFORE, BE IT RESOLVED, that the Local Law #____ of 2010 is hereby enacted by the Town Board of the Town of Chili .

Duly put to a vote as follows:

Present:	**Supervisor Dunning**	**voting**	_____
	Councilman Slattery	**voting**	_____
	Councilwoman Sperr	**voting**	_____
	Councilwoman Ignatowski	**voting**	_____
	Councilwoman DiFlorio	**voting**	_____

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: I think is it a fantastic opportunity for the employees to enhance their knowledge at a relatively affordable price. I think it is fantastic.

RESOLUTION #119 RE: Spring 2010 Monroe County Land Use Decision Making Training Program

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that Jim Wiesner, Zoning Board be allowed to attend the Monroe County Spring 2010 Land Use Decision Making Training Program on March 9, 2010 & April 13, 2010

at Monroe Community College, at a cost not to exceed $50.00 from A/C #A8010.4; and

BE IT FURTHER RESOLVED, that Bob Mulcahy, Zoning Board be allowed to attend the Monroe County Spring 2010 Land Use Decision Making Training Program on April 13, 2010 & April 20, 2010 at Monroe Community College, at a cost not to exceed $50.00 from A/C #A8010.4; and

BE IT FURTHER RESOLVED, that Fred Trott, Zoning Board be allowed to attend the Monroe County Spring 2010 Land Use Decision Making Training Program on April 6, 2010 & April 13, 2010 at Monroe Community College, at a cost not to exceed $50.00 from A/C #A8010.4; and

BE IT FURTHER RESOLVED, that Pat Tindale & Richard Schickler, Conservation Board be allowed to attend the Monroe County Spring 2010 Land Use Decision Making Training Program on March 16, 2010 and William Steimer on March 23, 2010 at Monroe Community College, at a cost not to exceed $25.00 each from A/C #A8090.4; and

BE IT FURTHER RESOLVED, that Tim Condon, Drainage Committee be allowed to attend the Monroe County Spring 2010 Land Use Decision Making Training Program on April 13, 2010 at Monroe Community College, at a cost not to exceed $25.00 from A/C #A8540.4.

UNANIMOUSLY APPROVED

RESOLUTION #120 RE: 2010 New York State Recreation and Park Society Annual Conference

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that Michael Curley, Director of Parks and Recreation is hereby authorized to attend the 2010 New York State Recreation and Park Society Annual Conference in Saratoga Springs, NY to be held March 20-March 24, 2010 at a cost not to exceed $800.00 plus mileage to be paid from account A7020.4 (Recreation Administration-Contractual).

UNANIMOUSLY APPROVED

RESOLUTION #121 RE: 2010 Farmers Market Manager Training Conference

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

BE IT RESOLVED that Michael Curley, Director of Parks and Recreation recommends that Bob Springer attend the 2010 Farmers Market Manager Training Conference in Waterloo, NY to be held March 4-March 6, 2010; and

BE IT FURTHER RESOLVED, that Bob Springer is authorized to attend the 2010 Farmers Market Manager Training Conference at a cost not to exceed $400.00 plus mileage to be paid from account A7020.4 (Recreation Administration-Contractual).

UNANIMOUSLY APPROVED

RESOLUTION #122 RE: Authorization to Bid for Packer

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, included in the approved 2010 budget is the purchase of one (1) packer replacement.

NOW, THEREFORE, BE IT RESOLVED, to authorize the advertisement for bid for one (1) new packer.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: I wanted to add one point to this. When the Governor's budget came out, it did not cut any of the CHIPS funding like last year. Last year he came out and immediately caught cut the CHIPS, but the CHIPS money is in place. One of the reasons why it is so important to have the Town and the County -- they join the County Public Works Departments to make sure that we can maintain that money. And this -- it's an acronym. The --

you would to have give me the initials for it, but the CHIPS money helps pay for the roads and some of the paving and things you see in our Town road.

RICHARD STOWE: Comprehensive (sic) Highway Improvement Plan.

DAVID LINDSAY: Consolidated.

RICHARD STOWE: And comprehensive. (Laughter.)

COUNCILWOMAN SPERR: But it is really important they're able to maintain those funds, so I'm appreciative David Lindsay will take the time to attend this.

SUPERVISOR DUNNING: Still trying to figure out who won that. (Laughter.) Thank you.

RESOLUTION #123 RE: Authorization of Attendance to 2010 Advocacy Day

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that David P. Lindsay, P.E., Commissioner of Public Works/ Superintendent of Highways, be authorized to attend the 2010 Advocacy Day to be held in Albany, New York on March 9-10, 2010 at a cost not to exceed $250.00, to be paid from account A5010.4 (Highway Administration-Contractual).

UNANIMOUSLY APPROVED

RESOLUTION #124 RE: Spring 2010 Reviewing Site Plans Training

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, per the recommendation of David P. Lindsay, Superintendent of Highways/Commissioner of Public Works that the following attend the Spring 2010 Reviewing Site Plans Training:

BE IT RESOLVED, that Kris Yachett, attend the April 13, 2010 training in Rochester NY, cost not to exceed $25 to be paid from account #A3620.4.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question about how many bathrooms in this. Honestly I couldn't tell you.

COUNCILWOMAN DI FLORIO: One.

MR. MOYNES: One. One men, one woman.

SUPERVISOR DUNNING: Do I hear two? Do I hear two? (Laughter.)

DAVID LINDSAY: One man, one woman; two total bathrooms.

COUNCILWOMAN IGNATOWSKI: One bathroom facility. I know that just being there for Hot Dog Cup.

COUNCILMAN SLATTERY: At times for special events they bring in Port-A-Potties.

COUNCILWOMAN SPERR: Key point is ADA compliant.

RESOLUTION #125 RE: Authorization to Advertise for Bids for Davis Park Bathrooms ADA Improvements

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

WHEREAS, the Town Engineer is preparing the necessary plans and specification for the work involved;

NOW, THEREFORE, BE IT RESOLVED, to authorize an advertisement for bids for the Davis Park Bathrooms ADA improvements.

UNANIMOUSLY APPROVED

RESOLUTION #126 RE: Chili Fire Department, Inc. Exempt List

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that the following individual be added to the Chili Fire Department, Inc. Exempt List effective February 1, 2010:

Andrea King

UNANIMOUSLY APPROVED

RESOLUTION #127 RE: Addition to Chili Fire Department, Inc. Active List

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that the following individual be added to the Chili Fire Department, Inc. Active List effective February 1, 2010:

Patrick Donovan, Chad Dudley, Stephen Kalmbach, Sr., Stephen Kalmbach, Jr.

UNANIMOUSLY APPROVED

RESOLUTION #128 RE: Addition to Clifton Fire Department, Inc. Active List

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that the following individual be added to the Clifton Fire Department, Inc. Active List effective February 1, 2010:

Daniel Musiyevich

UNANIMOUSLY APPROVED

RESOLUTION #129 RE: February 3, 2010 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED to pay vouchers 180-329 totaling $141,526.34 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	$ 37,983.22
Highway Fund	$103,543.12
TOTAL	$141,526.34

UNANIMOUSLY APPROVED

RESOLUTION #130 RE: February 3, 2010 Abstract

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED to pay vouchers 330 totaling $136.60 to be paid from the General Fund as presented to the Town Board by Richard Brongo, Town Clerk.

APPROVED BY A VOTE OF 4 YES WITH 1 ABSTENTION
(Councilwoman Sperr abstained.)

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on February 3, 2010 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:11 p.m. to discuss Extension of a Six-Month Moratorium on Adult Use Approvals in the Town of Chili.

Attendance as previously noted in the 2/3/10 Chili Town Board meeting minutes.

SUPERVISOR DUNNING: We do have one Public Hearing this evening. Before I open the public here, I would like to clarify what this Public Hearing is for. This Public Hearing is for an extension of the moratorium. We are not enacting any new laws or any changes to any laws that were -- or decisions that were made in the original. This is simply to extend the moratorium. We have had some changes in -- in one of our departments that is working very closely with this effort. Those changes have delayed our progress and our ability to properly complete any creation of any laws that would benefit the Town of Chili in this -- in this issue.

So right now, we're looking for additional time to continue to work on the law and get it right. So that is what this is for. This is not -- there are no law changes today. Is there anything I should add to that?

RICHARD STOWE: Only that the original moratorium had a six-month term, and that the extension that is included in this proposal and the subject of the Public Hearing is for an

additional six months.

SUPERVISOR DUNNING: Having said that, I will open up the Public Hearing.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

CAROL THOMS, 122 Stryker Road

MS. THOMS: I just have a question, and maybe this is isn't pertinent, but currently in Town we have one business that has provoked the -- this moratorium until -- until the Town gets to look at it.

Can that moratorium be changed to say that someone cannot expand their adult -- their adult business? In other words, if this place is already doing something, are they allowed to expand what they're doing?

SUPERVISOR DUNNING: They -- I -- I don't -- I have to look at Rich (Stowe), because I know this -- this law was -- one thing, I would like to clarify, this is not provoked by one or directly related to one particular district. This is a short-coming we have identified in our adult use -- or the ability to bring in adult use type business in the Town. We're trying to address that so it can be properly handled for the Town for the benefit of everyone.

MS. THOMS: I was just concerned whether we could limit any expansion.

SUPERVISOR DUNNING: Or any one particular situation. We want to be sure this will cover the entire Town and anywhere where this may apply. But as far as expansion of this moratorium or the creation of any new adult businesses, they're prohibited by the moratorium. As far as expansion I would ask for Counsel --

RICHARD STOWE: To the extent there would be any Town action required to authorize any expansion, this would be a moratorium against any expansion of any existing, as well as the establishment of any new.

MS. THOMS: Thank you.

DOROTHY BORGUS, 31 Stuart Road.

MS. BORGUS: Since we have already had six months to work on this, and given that we haven't had anybody in the -- in the Building Department to work on this for six weeks, are you confident we can get this done in six months, six more months?

SUPERVISOR DUNNING: Yes.

MS. BORGUS: It would be my suggestion, and you know I'm not in favor of certainly spending a dollar of the Town's money that is not worthwhile -- I would like to see an attorney get on this and we get the job done. And I don't think up to that point -- correct me if I am wrong, that this has been the case. Let's -- and I'm sure there are people who specialize in this, and they may be expensive, but if we're going to do this, let's do it right and let's do it quickly.

SUPERVISOR DUNNING: Thank you.

The Public Hearing was closed at 7:14 p.m.

The next meeting of the Chili Town Board will be Wednesday, March 3, 2010 at 7:00 p.m. at the Chili Town Hall main meeting room.

The meeting was adjourned at 7:48 p.m.