

CHILI TOWN BOARD
March 13, 2014

A meeting of the Chili Town Board was held on March 13, 2014 (rescheduled due to the weather on March 12, 2014) at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 4:00 p.m. The meeting was called to order by Supervisor David Dunning.

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

ALSO PRESENT: Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Virginia Ignatowski, Town Clerk; Daniel Knapp, Director of Finance; David Lindsay, Commissioner of Public Works/Highway Superintendent and Building Department Representative; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor. Ken Kraus, Deputy Town Supervisor, was excused.

The invocation was given by Virginia Ignatowski.

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

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speaker addressed the Town Board on various subjects: Dorothy Borgus. The Public Forum concluded at 4:06 p.m.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: I would just like to say what a great job that our Highway has and DPW has done this past couple days to -- actually all winter, but yesterday especially when we had a lot of snow in a very short period of time, and probably like most of us, we woke up with some pretty clear roads this morning. I would like to say thank you to them.

They have done a tremendous job this year and I know they have got to be exhausted. They worked a lot of hours. Of course that means a little bit of overtime in there, too, but they put in an awful lot of time this year and have taken very good care of our roads, but yesterday especially. To see what we saw this morning, expecting, you know -- what'd we get? 12, 14, 18 inches of snow. I'm not sure what the actual totals were, but you just did an amazing job keeping the Town cleaned up. I want to thank you.

COUNCILWOMAN SPERR: Much appreciated. Please pass it on.

COUNCILMAN SLATTERY: I --

COUNCILWOMAN DI FLORIO: Of course all of the school children would have hoped you hadn't been quite so efficient, but the rest of us did appreciate it.

SUPERVISOR DUNNING: I did get some phone calls today about that, with people who appreciated getting up and being able to actually go to work, as much as they didn't appreciate having to go to work, but they appreciated the roads were clear.

Pending Matters:

1. Vacancy Drainage Committee, Ethics Committee, BAR (Temp Member) Committee.

SUPERVISOR DUNNING: We have a vacancy on the Drainage Committee, Ethics Committee and Board of Assessment Review for a temp member. So anybody interested in that, please submit a volunteer application.

MATTERS OF THE TOWN COUNCIL:

Nothing to report.

The 2/12/2014 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:

Architectural Advisory Committee Minutes – 11/27/2013, (No December 2013 & January 2014 meeting)

Conservation Board Minutes – 12/2/2013, (No January 2014 meeting), 2/3/2014

Dog Control Report – February 2014

Historic Preservation Board Minutes – 2/10/2014

Library Board Minutes – 1/28/2014

Monthly Financial Statement – January 2014

Planning Board Minutes – 12/10/2013, 1/14/2014

Recreation Center Report – February 2014

Senior Center Report – February 2014

Town Clerk Report – February 2014

Traffic & Safety Minutes – 12/5/2013, (No January 2014 meeting), 2/6/2014
Zoning Board Minutes – 12/17/2013

CORRESPONDENCE:

1. Town Clerk, Virginia Ignatowski has received notification that Steve Bonacci, Senior Center is resigning as of 3/21/2014.

SUPERVISOR DUNNING: He will be missed.

COUNCILWOMAN SPERR: Even though we know it was coming, but...

SUPERVISOR DUNNING: Yes, he let us know a while ago it was coming.

RESOLUTION #121 RE: Modification of Fee Schedule

OFFERED BY: Councilwoman DiFlorio

SECONDED BY: Councilman Brown

WHEREAS, the current Planning and Zoning Board fees have been in place since September 20, 2007 and the building permit fee schedule has been in place since February 2, 2006; and

WHEREAS, the Building and Plumbing Inspector has identified a number of necessary changes; and

NOW, THEREFORE, BE IT RESOLVED, that the fees for the building permits, Planning Board and Zoning Board applications and the Fire Marshal's permits and inspections are revised and updated per the schedule of fees presented to the Town Board (Copy on file in the Clerk's Office) to take effect immediately.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: Question there is what the staffing is over there.

There are no Recreation Supervisors currently working in the Recreation Department. We have a Director. We have a Rec Leader, a Rec Attendant and a Rec -- oh, Ashley (Vent), I'm sorry.

DAWN FORTE: Assistant.

SUPERVISOR DUNNING: -- assistant. Thank you. A Rec Assistant. That's what is over there.

When we lost Tom Venniro, we lost our Assistant Rec Director and we have not replaced or filled that position. This is -- Adam Washbon is currently a Rec Leader, which is a requirement of the Rec Supervisor position. It is -- and it is, indeed, Civil Service, and he will have to take a Civil Service exam.

COUNCILMAN SLATTERY: Then we also -- we had one clerical position retire at the beginning. Linda (Handyside).

SUPERVISOR DUNNING: Yeah.

COUNCILMAN SLATTERY: She retired earlier this year.

RESOLUTION #122 RE: Recreation Supervisor

OFFERED BY: Councilman Slattery

SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that Adam Washbon is appointed provisionally Recreation Supervisor and shall be paid an annual salary of \$35,302.00 (28 Entry) effective March 24, 2014, expenses to be paid by voucher as incurred.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #123 RE: Chili Fire Department Addition to Active List

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilman Slattery

BE IT RESOLVED that the following individuals be added to the Chili Fire Department active list effective March 3, 2014:

Jesse Letourneau and Robert Emerson

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #124 RE: Chili Fire Department Removal from Active List

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the following individual be removed from the Chili Fire Department active list effective March 3, 2014:

Dan Selvaggio

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #125 RE: Road Dedication of King Forest Estates Section 5B, Portions of Ashview Drive and Marino Drive

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that portions of Ashview Drive and Marino Drive, as constructed under Section 5B of the King Forest Subdivision, be accepted for road dedication, and

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

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #126 RE: Letter of Credit Release King Forest Section 5B - FINAL

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that per recommendation of the Town Engineer and Commissioner of Public Works that, \$40,071.74 be released from the letter of credit with M&T Bank # SB-910400001, leaving a balance of \$0.00; subject to engineering fees and street light bills to the Town.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #127 RE: Letter of Credit Release Genesee Valley Regional Market, - FINAL

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that per recommendation of the Town Engineer and Commissioner of Public Works that, \$48,551.64 be released from the letter of credit with M&T Bank # SB-146496001, leaving a balance of \$0.00; subject to engineering fees and street light bills to the Town.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #128 RE: Purchase of Parks Mower

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Brown

WHEREAS, included in the approved 2014 budget is the purchase of one (1) new parks Mower; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase a John Deere Z960R Commercial ZTrak from Lakeland Equipment Corp from NYS OGS Contract PC64361 at a cost not to exceed \$11,000 to be paid from the Account #A7110.2 (Parks-Equipment)

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #129 RE: Budget Transfer – Justices Temporary Labor

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

BE IT RESOLVED to transfer \$9,000 from A1990.4000 (Contingency) to A1110.4266 (Justices-Temporary Labor).

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was question on this. The issues with the HOA, golf course, any of the other issues, those are site plan related and I believe that this was discussed -- it's been in front of the Planning Board due to a certain portion of this. I believe the last Planning Board meeting this application was tabled. This resolution does not -- that this Town Board is not excusing conditions of the -- that the Planning Board may set or need to set on this particular property. The development of the site is still in the hands of the Planning Board and they will be the ones that will decide how this space is used.

This is just to increase the fees, but there is no -- we're not excusing -- we're not excusing the golf course. We're not excusing open space. This Board is not.

COUNCILWOMAN SPERR: We're not acting as a Planning Board.

SUPERVISOR DUNNING: We're not excusing the HOA.

COUNCILWOMAN SPERR: We're not acting as a Planning Board.

SUPERVISOR DUNNING: None of that is a part of this.

COUNCILWOMAN SPERR: It's just a fee change. We have to pass a resolution to have that happen.

SUPERVISOR DUNNING: Normally the fee is \$1,000. This ups it to 1500 for this project.

Any other questions or comments?

RESOLUTION #130 RE: TO SET FEES IN LIEU OF PARKLAND AND OPEN SPACE ASSOCIATED WITH VISTA VILLAS' PLANNED RESIDENTIAL DEVELOPMENT

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, Pooler Enterprises has modified the development plan with the Vista Villas' planned residential development, site plan and sub division such that the project shall no longer include a homeowners association to keep and maintain areas of open space and has removed the proposed golf course that would otherwise provide additional open and recreational spaces; and

WHEREAS, the Planning Board has found and determined, in accordance with town law section 277(4), that an additional five hundred dollars (500.00) per unit fee is appropriate to apply

towards the Town of Chili Parks and Recreation trust for the purpose of developing open spaces and recreational parkland in other areas of the Town of Chili; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili hereby accepts the findings of the Planning Board and sets a Parks and Recreation total one-time fee of one thousand five hundred dollars (\$1,500.00) for each unit of each phase of the Vista Villas' planned residential development project.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #131 RE: February 19, 2014 Abstract – 2013 Payables

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, January 2, 2014 Resolution #1 authorized vouchers to be paid February 19, 2014 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote voucher 12893 totaling \$18,850.50 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record voucher 12893 was paid from the following fund:

General Fund	\$ 18,850.50
Total Abstract	\$ 18,850.50

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #132 RE: February 19, 2014 Abstract – 2014 Payables

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

WHEREAS, January 2, 2014 Resolution #1 authorized vouchers to be paid February 19, 2014 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 12894-12906, 12910-12958, 12960-12964, 12966-12968, 12972-12973, 12976, 12981, 12985-12990, 12992-13007, 13009, 13012 totaling \$1,856,549.51 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 12894-12906, 12910-12958, 12960-12964, 12966-12968, 12972-12973, 12976, 12981, 12985-12990, 12992-13007, 13009, 13012 were paid from the following funds:

General Fund	\$ 95,201.18
Highway Fund	\$ 166,173.94
Consolidated Drainage	\$ 649.70
Fire Districts	\$1,443,315.69
Sidewalk Districts	\$ 2,640.00
Ambulance Districts	\$ 148,569.00
Total Abstract	\$1,856,549.51

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #133 RE: March 5, 2014 Abstract

OFFERED BY: Councilman Slattery

SECONDED BY: Councilman Brown

WHEREAS, January 2, 2014 Resolution #1 authorized vouchers to be paid March 5, 2014 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 12959, 12965, 13010, 13019-13023, 13029, 13031, 13033, 13040-13045, 13054-13063, 13073-13150, 13153-13154 totaling \$160,017.84 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 12959, 12965, 13010, 13019-13023, 13029, 13031, 13033, 13040-13045, 13054-13063, 13073-13150, 13153-13154 were paid from the following funds:

General Fund	\$ 88,094.89
Highway Fund	\$ 56,800.26
Consolidated Drainage District	\$ 6.74
Lighting Districts	\$ 15,115.95
Total Abstract	\$ 160,017.84

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

The next regular meeting of the Chili Town Board will be on Wednesday April 16, 2014 at 7:00 p.m. in the Chili Town Hall main meeting room.

The meeting was adjourned at 4:15 p.m.