

CHILI TOWN BOARD
March 3, 2010

A meeting of the Chili Town Board was held on March 3, 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; Chris Levey, Director of Information Services; David Lindsay, Commissioner of Public Works/Highway Superintendent; Dianne O'Meara, Director of Finance; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Richard Brongo.

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

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: Steve Ginovsky and Dorothy Borgus. The Public Forum concluded at 7:15 p.m.

SUPERVISOR DUNNING: I would like to take a moment to welcome all of the students here this evening. I hope you find this informative and you get something out of tonight's meeting. If you have papers that need to be signed and you haven't had them signed yet, please feel free to come on up after the meeting and we'll be more than happy to sign them for you.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: I will answer some of the questions regarding the resolutions as we get to those resolutions.

Looking at just some -- I want to make a point of clarification for the Names Road property. This is the first step in the process that we need to go through. The Public Hearing has to come first. You can expect there will probably be a resolution forthcoming to authorize the demolition of the property. I believe that is the next step.

Mr. Stowe?

RICHARD STOWE: There are notifications and some other steps we have to go through, but there has yet to be another resolution, yes.

SUPERVISOR DUNNING: This is just to get the public's input to give us some information to let us know where -- where the public stood as far as the Town demolishing this property. You can expect to see other resolutions forthcoming.

COUNCILWOMAN IGNATOWSKI: Supervisor, if I could, I would like to express my appreciation this did get moved forward. I have been pushing for this a long time.

COUNCILWOMAN SPERR: Dave has been working on it. I know when they went to inspect it, one of the engineers that went to take a look at it actually felt sick after having been in that building, and the pictures that they shared with us were so deplorable it is just disgusting. But I appreciate the fact that you came tonight to tell us your point of view, because it confirms what we are all pretty much thinking and lets everyone else know, the neighbors, the residents there feel the same way.

So thank you for coming tonight to tell us about that. Thank you.

COUNCILMAN SLATTERY: Supervisor and Counsel, I think also it is important for the residents to know and understand there are time lines. There are time periods that have to elapse before certain things can be done. So it is not like we can go right out there tomorrow and do anything. There are time lines that we have to meet.

MR. WISCHMEYER: That is understandable.

COUNCILMAN SLATTERY: We just want to make sure everybody is aware of that.

SUPERVISOR DUNNING: Do you have a -- I'm sorry. The -- please, feel free to give me a call in my office. I know you know how to get a hold of me. I would be glad to answer questions you have moving forward. We don't tend to typically get into a dialogue with these things at this point. I would be more than happy to answer that for you.

New Matters

1. State of the Town Address.

SUPERVISOR DUNNING: Couple things I would just like to discuss. I did do a State of the Town's address. It was fairly well publicized at our Town Board meetings we would do this. It was in the paper. This was last Tuesday. I was a little disappointed that the -- it was very well attended at the afternoon luncheon. There was a lot of people there to hear the State of the Town's address, but with the exception of one Chili resident, basically no one showed up in the evening.

I was very disappointed in the attendance, and the -- the concern that some people might have had for our Town, what is happening in this Town and the future of this Town. I just -- I just wanted to say that, because it was very disappointing to see no one there.

Except for Mrs. Barclay who was there in attendance, and -- I'm sorry, and Ken Crouse (phonetic) was there also to -- we had more of an informal discussion at that point.

COUNCILWOMAN DI FLORIO: We were there.

SUPERVISOR DUNNING: Yes. The Town Board was all there. It was actually a nice informal discussion. We were able to talk about a lot of things that have been going on in the Town. But I was disappointed.

Moving on from there, posted on our website you will notice there is a road closing. I would like to bring to everybody's attention, Reed Road south of Morgan Road to Sheffer Road south will be closed for some rehabilitation of the bridge over Reed Road. That closure takes place from -- it looks like March 15th -- well, all of the way to October 31st. So -- and they had some plus or minus in there. But more information about that, as well there is a phone number for any contact information, but that will be closed.

3. Upcoming Events.

SUPERVISOR DUNNING: A couple events coming up. The Chili Recreation will have a Family Bingo Night and a Pizza Dinner coming this Friday night, 6 o'clock held over at the Senior Center.

Then, of course, the annual Pizza with the Easter Bunny March -- is Friday March 26th. Followed by -- the next day on Saturday will be the Easter Egg Hunt taking place at 10 a.m. That will be at Davis Park. Always a fun event. Depending on the weather, we have snow or rain or what can be on the ground at that point in time, it can be quite interesting.

2. Library & Rochester Works

SUPERVISOR DUNNING: The Library also has a -- the job -- Job Hunting Workshop coming up at the Library. One actually happened Monday. There will be another one next Monday, the following Monday and it looks like they will have it for five Monday days over the next several weeks there. So -- I encourage anybody that is looking for a job.

I know Rochester Works is the organization that puts this on. They do a wonderful job guiding people into a variety of different job opportunities that may or may not be in our area.

4. Comprehensive Plan Review

SUPERVISOR DUNNING: Also, just like to announce that next Town Board meeting, which I believe is the 17th, the Comprehensive Plan Committee will be doing a presentation on basically where they are today, what has been going on, what events have been taking place during the Comprehensive Plan. It has been going on for a little over a year now, and I thought it was prudent to bring this to the Town Board so you can at least hear what some of the progress is and what has been going on with the plan.

COUNCILMAN SLATTERY: Supervisor, if you could, maybe for some of the people in the audience who may not know what the Comprehensive Plan is --

SUPERVISOR DUNNING: The Comprehensive Plan is -- is the road map for the Town of Chili for typically a 20-year period. The current one we have expires in 2010.

We began this -- this new Comprehensive Plan which we anticipate to go -- well, it is the 2030, so what we anticipate for the next 20 years. It basically guides anything and everything that we do here in Chili as far as progress. Um, it guides development, infrastructure changes, zoning, a variety -- codes and a variety of different things about what we do. The decision-making process that the Planning Board, Zoning Board and this Town Board makes are based largely on the Comprehensive Plan and what is in it and maintaining consistency what the future of our Town will look like. So -- so it is a quite an endeavor. Generally takes quite a long time to do that. We have a great Board or Committee that is working with this right now, a very diverse group and a lot of effort has gone into this and they have been a very dedicated group, at times meeting more than once a month to try to get some of the work done that needs to be done. In a nutshell -- I don't know if you have any other perspectives you would like to --

COUNCILWOMAN SPERR: Our current plan is on the website if case you want to take a look at it.

SUPERVISOR DUNNING: As are the minutes -- the minutes for the -- to the Committee that we are going through right now, so you can see all of the minutes from those -- those are posted on the website to be seen.

COUNCILWOMAN IGNATOWSKI: No. There was only one set.

SUPERVISOR DUNNING: They should be. I will talk to our -- our web guy. He will

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address that, I'm sure.

COUNCILWOMAN IGNATOWSKI: Only November of 2008 when I last looked last week.

SUPERVISOR DUNNING: Okay.

Pending Matters:

1. Vacancies on Special Police.

SUPERVISOR DUNNING: Let's see. Under pending vacancies, we still do have the vacancies on the Special Police.

2. Training Policy.

SUPERVISOR DUNNING: And as promised, we did develop -- Dawn (Forte) worked very hard on a training policy. We did -- she did, I believe, give everyone a copy of the training policy and any of the supporting documentation. We would appreciate your view of that document and feedback as soon as possible and we can move forward with adopting (inaudible) personnel policy.

MATTERS OF THE TOWN COUNCIL:

SUPERVISOR DUNNING: Other than that, I will go to Matters of Council. Anybody have anything they would like to --

COUNCILMAN SLATTERY: No.

The 1/20/10 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:

Town Clerk Report – January 2010
Conservation Board Minutes – 1/4/2010
Historic Preservation Board Minutes – 12/8/09, 1/11/2010
Library Board Minutes – 1/26/2010
Planning Board Minutes – 1/12/2010
Recreation Advisory Minutes 1/13/2010
Traffic & Safety Minutes – 1/17/2010
Zoning Board Minutes – 1/26/2010

CORRESPONDENCE:

1. Mr. Brongo has received notification from Tim Condon that he is resigning from the Drainage Committee effective 3/3/2010.

RESOLUTION #131 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE ESTATE OF AUGUST GRECO PROPERTY LOCATED AT 1611 SCOTTSVILLE ROAD, ROCHESTER, NY 14623, TAX MAP NUMBER 147.04-1-5.1, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

WHEREAS, a written petition, dated January 21, 2010, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili, Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the Estate of August Greco property located at 1611 Scottsville Road, Rochester, NY 14623, Tax Map Number 147.04-1-5.1, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office; and

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

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

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

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

Typical Property: _____ \$0.00 _____

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

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

NOW THEREFORE, it is hereby,

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

ORDERED, that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on 14th day of April, 2010, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition as may be proper or required by law; and it is further

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

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

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I know there are some questions on this, and I know Mr. Levey has some information, so I guess if you have some information and would like to start with that --

COUNCILMAN SLATTERY: Defer to Chris (Levey).

SUPERVISOR DUNNING: Chris (Levey) -- Chris Levey is our Director of Information Services. He is managing this part of the Town.

Chris (Levey), could you share with us the -- the choice, the process here, why you chose what you did and what the need is for this particular phone system?

CHRIS LEVEY: Let me start with the history of the existing system. Our current system was purchased in 1998 at a cost of approximately \$41,000, and at that time, it included 43 handsets. That system was end of life'd in 2000, which means the manufacturer is no longer supporting it.

The voice mail server, the operating system is OS/2 Warp, and that component was end of life in 2006. Which means right now, for the past few years our phone system we have has zero support. Any parts that are needed for our -- are through eBay. Our support company recommended replacement four years ago and we have been limping along with it as it stands.

The current system requires reboots averaging once a day. Sometimes it requires three or four boots -- reboots a day. It is just an aging system. Industry standard replacement is an eight-year cycle and we're well in excess of that. The new system -- the procurement process, I submitted RFPs to 16 vendors. Had, um -- it was ten responses. Reviewed all ten responses using criteria, Town needs, cost, the infrastructure needs to support their proposed system. The system capabilities, the user interface. Um, really a -- really an in-depth and full review. Took those ten responses, widdled it down to three that best met our needs, both physically and system and support and so on.

Of those three, I invited those vendors in for an interview process and equipment demonstration and a much more, um, in depth review of their proposal with question and answer and so on.

Um, based on the results of those interviews and system demonstrations, I am recommending RelComm, as an equipment vendor. They are providing a Magtel phone system. The reason I selected them, um, one cost. They were -- they were in the lower half of all the responses. Their system is by far the most expansive, has the most feature sets to allow us to implement features we never had before.

Um, their RFP was by far the most thorough. Some of the vendors just responded with a Word document. They actually came in for a walk- through with an engineering staff and went through all of our facilities, and basically RFPs on their actual research instead of just a shot in the dark.

The RelComm system also includes two nodes which provide the survivability. Um, one node would go in this building, and the second node would go in the new DPW facility. If we lost communications to this facility, the second node would take over the communications and the entire Town network would stay live, which is a huge benefit.

The other two vendors were, um -- scored lower for miscellaneous reasons. Um, the one vendor, Ronco, our current infrastructure wouldn't support their solutions, so we would have to deploy fiber optics between the old Town Hall facility and the DPW facility which is a costly endeavor.

The Schaller Group was proposing to Vias (phonetic) product. They're a very small outfit with very few technicians. I questioned their availability should we have a critical system failure, what kind of time frame we would be done. Also, the Schaller Group's system is a very difficult to support and program system which would increase our long-term costs because we would need a technician to come in to make changes. We wouldn't be able to make those changes internally.

Any questions?

SUPERVISOR DUNNING: Any questions?

COUNCIL WOMAN SPERR: Chris (Levey), did they give you the anticipated life span of this new system?

CHRIS LEVEY: All vendors are quoting a industry standard eight year. I, by no means, expect us to keep it for just that term.

COUNCIL WOMAN DI FLORIO: I was wondering that, too. It sounds like when we purchased our last one, we purchased it in '98 and the end of life was two years later. So --

CHRIS LEVEY: The Town got a outstanding deal on a phone system because it was being end of life'd.

COUNCIL WOMAN IGNATOWSKI: This has been in our budget now for two years. So this is something that has been planned and I know we have had the history on it. I do appreciate it is processed through so everybody here understands, and I do appreciate the effort you put into exploring our options.

Thank you.

COUNCIL WOMAN SPERR: This company does come highly recommended. We looked them up on the Internet, and there were quite a few positive comments from other companies.

CHRIS LEVEY: RelComm does a lot of municipality work. They currently are in the middle of an installation of an identical phone system for the Town of Henrietta, and, um, assuming this is approved, our installation done, they will be moving to Greece.

COUNCIL WOMAN SPERR: Just speaking from experience, the company I work for, this past year had to -- had the same problem, the phone system was no longer supported and spent nearly the same amount of money for about the same amount of phones. So this is within the realm of what it costs today.

Thank you, Chris (Levey). Great job.

COUNCILMAN SLATTERY: Chris (Levey), one question I had. I believe a resident asked in regards to phones lasting forever. Your thoughts, or comment regarding that?

CHRIS LEVEY: Phones don't last forever. The actual handsets, they're -- they're mechanical devices. The buttons do wear. Um, there are accidents with people spilling things on phones and so on. The phone system itself has hard drives within it. Hard drives, as people know in their home computers, they do age. They lose their reliability and that is what we're experiencing now. I -- like somebody mentioned, this is budgeted a year ago, and we have -- I opted to limp along as far as we can, trying to get -- maximize our return on the first phone system, but we're to the point now where phones are going dead every day, and we're to that point where it needs to go.

COUNCILMAN SLATTERY: We're basically not talking about running up to the store to get a replacement phone and plugging it into the system. It's not the same as your residential.

CHRIS LEVEY: No. That is an analog phone system. Businesses normally require a digital or IP-based phone system. It's not that comparable.

COUNCILMAN SLATTERY: Thank you for explaining that.

COUNCIL WOMAN IGNATOWSKI: Chris (Levey), one last question. When do you anticipate this will be implemented?

COUNCILMAN SLATTERY: If it passes.

COUNCIL WOMAN IGNATOWSKI: If it passes.

CHRIS LEVEY: They're quoting a six to eight-week time frame. The process is they will bring a Project Manager in who will do a full evaluation of our current infrastructure, our needs analysis based on reports from our -- from our dial tone providers.

After that analysis, they will determine what our true needs are, which will allow us to cut back on the number of phone lines we have, switch to a different type of phone service which will save recurring costs.

Once we make that determination, we have to order the new phone circuits from the dial tone provider. That process is about four to six weeks to get the actual phone company to do the installation. So after that point, once the circuit is there, it is about a week for them to physically come in and do it.

COUNCIL WOMAN IGNATOWSKI: When you're in that process of transferring over the phones, will there be days or a week we won't have phone service here? How will you do the transition and still be able to have residents call into the Town?

CHRIS LEVEY: The transition will be seamless. It's really both circuits are live. The --

they call the phone company and say, "Switch it."

They flip a switch. The old system dies. The new system picks up.

SUPERVISOR DUNNING: Chris (Levey), this also has some portability, does it not, this system; whereas, in the event of an emergency, if we had -- if something happened in the Town Hall, we could literally take my phone over to another workstation and actually operate it as if it were that phone there; is that correct?

CHRIS LEVEY: This is an IP-based phone system which allows you to plug it in anywhere where you have internet connectivity. The phone itself or VPN will make a secure connection to the Town's network and provide the dial tone with your connection. In case of pandemic where everyone is working from home, people could take their desk phones to home if they have Road Runner, plug it in and if you dial their extension, it will ring at their home just like they are at their desk.

SUPERVISOR DUNNING: So if we had to open a POD or something, I could take my phone to that POD and people could call and they would never know I was there or here?

CHRIS LEVEY: Right.

SUPERVISOR DUNNING: So it would be -- I say that somewhat dangerously. That is not --

COUNCIL WOMAN SPERR: Careful.

SUPERVISOR DUNNING: I will put gavel in mouth now and move on.

Any other questions?

CHRIS LEVEY: If I can clarify one thing. I did mention this is an IP-based phone system. People sometimes get concerned with the quality-of-service issues because they know the Vonages at home are staticky and stuff like this. This is an IP-based system within our network. When you go out to the public network, it becomes a traditional phone service. So it is not a Vonage or a Time-Warner digital phone or anything like that internally. It is IP. Externally it is a traditional phone service.

COUNCIL WOMAN IGNATOWSKI: If I could comment, I'm thrilled at how the mikes are sounding over there. I can hear it through the room. I think everybody can probably actually hear everybody this evening.

SUPERVISOR DUNNING: What we are doing tonight, too, is we are playing with the gangs on the mikes because we know all of our voices are a little bit different levels. So we're trying to get it tweaked in, so hopefully everybody comes across very well.

COUNCIL WOMAN SPERR: Yours is turned up.

COUNCIL WOMAN IGNATOWSKI: I can hear myself.

COUNCIL WOMAN SPERR: I can hear.

SUPERVISOR DUNNING: We'll have to turn Mike (Slattery)'s down. (Laughter.)

Any other questions or comments?

COUNCILMAN SLATTERY: No.

RESOLUTION #132 RE: Purchase of Telephone System

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

WHEREAS, the Director of Management Information Services had determined that the existing telephone system that covers all Town and Library facilities is in need of replacement; and

WHEREAS, the replacement of the existing phone system includes hardware, software, handsets, and the professional services of the equipment vendor (service needs analysis, installation, programming, training, support); and

WHEREAS, the Director of Management Information Services has completed an exhaustive Request for Proposal Process; contacting 16 vendors for proposals and recommendations on the replacement of the telephone system – 10 of which responded with RFP Proposals; and

WHEREAS, all responses were thoroughly evaluated and subsequently narrowed to three suitable candidates; who were interviewed, and provided a detailed system and equipment demonstration; and

WHEREAS, the review process evaluated RFP responses based on a number of factors including but not limited to: Cost, system capabilities, user interface, system management, references, project management planning, system transferability, technical support staff, and support response times; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor Dunning is hereby authorized to contract with RelComm Incorporated, for both the purchase of a telephone system and associated professional services, for \$54,569. The cost of said equipment and services to be divided among accounts as follows: \$45,000 to be paid from Account A1680.2 (Information Technology Equipment); \$2,392.25 to be paid from Account A1620.403 (Buildings - Highway); \$2,392.25 to be paid from Account A1620.402 (Buildings - Court, Recreation); and \$4,784.50 to be paid from Account A1620.401 (Buildings - Town Hall).

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*Technology Systems\$80,362.00	Ronco\$54,219.45
*All-Mode Comm.\$72,553.69	*Frontier Comm.\$49,998.00
*Hemisphere Comm.\$67,525.00	Schaller Group\$44,324.00
*Carousel Industries\$65,530.69i	*Vergent\$45,738.00

*These proposals were eliminated from consideration during initial RFP review process.
To normalize comparisons, prices reflect the removal of quoted network switching gear from the proposed cost.

UNANIMOUSLY APPROVED

RESOLUTION #133 RE: Purchase of Telephone Switching Equipment

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Town of Chili is seeking to deploy an IP-Based telephone system which requires a cabled switching infrastructure to connect handsets to the telephone system; and

WHEREAS, the Director of Management Information Services has specified the equipment to be purchased and has received (3) competitive prices for the purchase of said equipment; and

NOW, THEREFORE, BE IT RESOLVED, that the Director of Management Information Services is hereby authorized to purchase (5) Adtran NetVanta switches and (6) GBIC modules from GovConnection, the lowest supplied bidder. The total cost of said equipment is \$6,692.32 to be paid from Account A1680.2 (Information Technology Equipment).

GovConnection	\$6,692.32PC
Universe	\$7,265.06
Dell	\$8,087.89

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: Black and white copier, Chris (Levey)?

CHRIS LEVEY: This is a color unit.

COUNCILWOMAN SPERR: Color unit.

RESOLUTION#134 RE: Purchase of Copier for Assessor's Office

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, the copier used by the Assessor's Office is more than nine years old and is in need of replacement; and

WHEREAS, it is advantageous to include this requested copier in the Town's current maintenance agreement with Eagle Systems; and

NOW, THEREFORE, BE IT RESOLVED, that the Assessor is authorized purchase from NYS Contract # PC59465 a Panasonic DP-C406 Copier/Printer from Eagle Systems in the amount of \$9,708.00. To be paid from funds available from the 2009-10 Assessment Update Project.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question. There is no cost to this for the Town. Google is looking for a test site. We just thought it might be a nice opportunity in an area we would like to throw our hat in the ring and see if they would like to bring their deployment out there for faster internet. No cost to the Town.

COUNCILWOMAN DI FLORIO: There was an article in the business section of the paper today if anybody want to look at this.

COUNCILWOMAN IGNATOWSKI: We have to have a resolution in order for them to come in then? Why?

SUPERVISOR DUNNING: Always nice to have support for something like that to show that the Town is supporting, the Town Council of the Town is supporting this effort. Certainly puts a little more weight to our ability to convince them to come here.

COUNCILWOMAN DI FLORIO: If you look at the article today, it talked about areas all

over the country where they're really like going all out trying to get Google to come into their municipalities.

COUNCIL WOMAN IGNATOWSKI: Wow. I missed that article.

SUPERVISOR DUNNING: I did, too.

CHRIS LEVEY: If I could add one comment. Um, Monday, Topeka, Kansas officially changed their name to Google, Kansas for 30 days in support of Google choosing their city as the test bed for this deployment.

SUPERVISOR DUNNING: Don't look forward to that resolution in Chili any time soon.

COUNCIL WOMAN DI FLORIO: They have websites devoted to it. A lot --

SUPERVISOR DUNNING: Maybe we could do Chili in different colored letters or something. (Laughter.)

RESOLUTION #135 RE: Support for Google Ultra-high Speed Network Deployment

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, Google is planning to build, and test ultra-high speed broadband networks in a small number of trial locations across the county; and

WHEREAS, said network will deliver internet speeds more than 100 times faster than what most Americans have access to today with 1 gigabit per second, fiber-to-the-home connections, at competitive prices; and

WHEREAS, Google has provided local governments and members of the public a Request for Information (RFI) to identify communities interested in an ultra-high speed network infrastructure; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili supports Google's effort to bring ultra-high speed internet connectivity to the home, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Chili hereby extends to Google notice that the Town of Chili, New York is a community interested in taking part in the deployment of a fiber-to-the-home high speed network.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCIL WOMAN SPERR: Do they come to you and offer to do this?

SUPERVISOR DUNNING: (Nodded affirmatively).

COUNCIL WOMAN IGNATOWSKI: We have had their proposal for a long time. I have been having it in my tickler file.

SUPERVISOR DUNNING: I think I recall we did -- this was done with RG&E several years ago. I get probably on an annual basis information from this group. It -- at the time -- I think the last year when I first saw one of these was -- Chris (Levey) and I talked about it, didn't think it was really necessary at this time and we thought this is probably the time where we should probably --

COUNCIL WOMAN SPERR: You actually think they owe us money? Is there some?

CHRIS LEVEY: This company did the same service for a local Town -- I believe it was Henrietta and recovered more than \$50,000.

COUNCIL WOMAN SPERR: Okay.

SUPERVISOR DUNNING: And it doesn't cost anything, so --

COUNCIL MAN SLATTERY: So the answer is no. (Laughter.)

COUNCIL WOMAN SPERR: Okay. Thank you.

SUPERVISOR DUNNING: Any other questions?

RESOLUTION #136 RE: Franchise Agreement Audit

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, the Town Board feels that it is in the best interest of the residents of the Town to audit and review the franchise agreement and franchise fee paid to the Town of Chili by Time Warner; and

WHEREAS, the Town has been contacted by Computel Consultants to provide such specialized and unique services to the Town; and

WHEREAS, the goal of such services is to recover additional fees owed to the Town, and increase future fees collected by the Town; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to

contract with Computel Consultants for professional services as outlined above. Computel Consultants shall be paid a sum equal to 50% of any additional past franchise fees they collect.

BE IT FURTHER RESOLVED, that Computel Consultants are not entitled to payment on future revenues realized by the Town as a result of their review and audit activities.

UNANIMOUSLY APPROVED

RESOLUTION #137 RE: Spring 2010 Monroe County Land Use Decision Making Training Program

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that George Barnett, Traffic & Safety Committee be allowed to attend the Monroe County Spring 2010 Land Use Decision Making Training Program on April 6, 2010 at Monroe Community College, at a cost not to exceed \$25.00 from A/C #A3010.4.

UNANIMOUSLY APPROVED

COUNCIL WOMAN SPERR: Looking forward to having Tim on the Committee. Gerry (Hendrickson) was a great guy and there for almost 30 years. So nice to have another member. There is also our liaison is Captain Bill Sanborn from the Sheriff's Department and Bill (Sanborn) has recently been promoted to Undersheriff, so I will investigate at tomorrow's meeting who the new liaison will be from the Sheriff's Department.

SUPERVISOR DUNNING: I can help you with that.

COUNCIL WOMAN SPERR: Okay.

RESOLUTION #138 RE: Traffic & Safety Committee

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that Tim Condon be appointed to the Traffic and Safety Committee to complete the term of Gerald Hendrickson, term to expire 12/31/2010 and shall be paid the sum of \$25 per meeting attended for the calendar year 2010; expenses to be paid by voucher as incurred.

UNANIMOUSLY APPROVED

RESOLUTION #139 RE: Drainage Committee

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that David May be appointed to the Drainage Committee to complete the term of Tim Condon, term to expire 12/31/2012 and shall be paid the sum of \$25 per meeting attended for the calendar year 2010; expenses to be paid by voucher as incurred; and

BE IT FURTHER RESOLVED, that Scott Alexander be appointed as the Vice Chair of the Drainage Committee, and shall be paid at the rate of \$40 for any meeting served as Chairperson for the calendar year 2010; expenses to be paid by voucher as incurred.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question about the stove being barely used. Actually, it was quite well used. The stove itself, last -- last I saw when I was helping out in there runs between 75 and 125 degrees off in temperature. It's not a matter of adjusting it. It -- it is not that simple to do. And the stove was not -- the repairs were -- actually outweighed the cost of replacing it. The stove was replaced by -- with grant money, so it wasn't something we went out and purchased a new stove from -- from the Town funds. New stove was purchased from a grant. The steam table, you're actual right, it was worn out, but that stove really was in need of some -- some desperate repair and not something we would want to get into.

RESOLUTION #140 RE: Disposal of Equipment

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

WHEREAS, the following listed equipment is, in the opinion of the Director of Programs for the Aging, obsolete and of no further use to the Town of Chili; and

BE IT RESOLVED, the Town is best served by disposing of these items for their highest value in whatever form attainable.

**6 Burner Commercial Gas Range with Oven
Steam Table with 4 Compartment Capacities**

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I apologize. This was supposed to be an Organizational agenda item. You will see that on the Organizational from now on. She will put that on that agenda.

COUNCIL WOMAN SPERR: I thought we had it on --

SUPERVISOR DUNNING: So did we.

RESOLUTION # 141 RE: 2010 Farmers Market Manager

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that per the recommendation of Michael Curley, Parks and Recreation Director, Bob Springer be appointed as the 2010 Farmers Market Manager and is to be paid \$1500.00 for the 2010 Farmers Market Season to be paid by voucher as incurred from account A7620.4.

UNANIMOUSLY APPROVED

RESOLUTION #142 RE: Training – Highway Dept./DPW “Basics of a Good Road”

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, per the recommendation of David P. Lindsay, Superintendent of Highways/Department of Public Works, the following attend the Cornell Local Roads Program “Basics of a Good Road”; and

BE IT RESOLVED, that Eric Schedlin and Scott Fisher attend the April 5, 2010 training at the Monroe County Fleet Center, cost not to exceed \$40 per person from Acct. #DA 5110.4.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question why we're paying taxes on this. It is the timing of the land purchase. There were taxes due on the property. I won't pretend to know all of the intricacies the way the tax works, but the timing of the year --

RICHARD STOWE: Taxable status day is March 1st. That is two days ago. Tax bill came out before two days ago. They have to catch up before we can become exempt.

SUPERVISOR DUNNING: We're just making the difference in the time.

COUNCIL WOMAN IGNATOWSKI: This is on the --

SUPERVISOR DUNNING: The property we purchased, yes.

COUNCIL WOMAN IGNATOWSKI: For the Highway Department.

RESOLUTION #143 RE: Budget Transfer

OFFERED BY: Councilwoman Slattery SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED to transfer \$600 from A1990.4 (Contingency) to A1950.4 (Taxes on Municipal Property) for the Beaver Road land purchase.

UNANIMOUSLY APPROVED

RESOLUTION #144 RE: Spring 2010 Monroe County Land Use Decision Making Training Program

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED, that Charles Robinson, Conservation Board be allowed to attend the

Monroe County Spring 2010 Land Use Decision Making Training Program on April 13, 2010 and April 27, 2010 at Monroe Community College, at a cost not to exceed \$25.00 each from A/C #A80904.4

UNANIMOUSLY APPROVED

RESOLUTION # 145 RE: Davis Park Grant

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

WHEREAS, the Town Board has, upon the recommendation of the Director of Parks and Recreation, approved a park improvement project for Davis Park which includes upgrades for handicap accessibility and will benefit all citizens of Chili; and

WHEREAS, the Parks and Recreation Reserve Fund has been established by the Town Board of the Town of Chili pursuant to 277 of Town Law of the State of New York to be held in trust and utilized for the acquisition, development and improvement of Town Parks and delivery of recreational services in the Town; and

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Chili

1. That the best interests of all the citizens of the Town of Chili are served by the development and improvements of recreational facilities in existing parks located in different geographical areas of the town, rather than by acquiring smaller decentralized parks; and
2. That the economics of delivering multiple recreational services at existing park locations are greater than attempting to deliver such services at numerous decentralized locations; and
3. That the improvement project for Davis Park, which includes upgrades for handicap accessibility, is an appropriate expenditure from the Parks and Recreation Reserve Fund; and
4. That any approval of funds from said Reserve Fund held in trust is subject to a permissive referendum; and
5. That the sum of Forty Thousand Dollars (\$40,000) is hereby appropriated from Account TA-37-9901-9 (Interfund Transfer) from the Parks and Recreation Reserve Fund, held in trust, to the Davis Park Capital Project Fund for the purposes set forth; and
6. That the Director of Parks and Recreation is hereby authorized to implement these improvements, after expiration of the permissive referendum period.

BE IT FURTHER RESOLVED, that pursuant to 82 and 90 of the Town Law, within ten (10) days of the date of this resolution, the Town Clerk shall post and publish Notice which shall set forth the date of the adoption of the resolution, shall contain an abstract of such resolution, shall specify that this resolution was adopted subject to a permissive referendum; and shall publish such notice in the official newspapers of the Town of Chili, and in addition thereto, that the Town Clerk shall post or cause to be posted on the signboard of the town a copy of said Notice within ten (10) days of the adoption of this resolution.

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question whether or not there would be a Public Hearing. The answer to that is absolutely yes.

COUNCILWOMAN IGNATOWSKI: This is just the first step.

SUPERVISOR DUNNING: This is just the first step in the process.

COUNCILWOMAN IGNATOWSKI: And reaction to the change in the law.

SUPERVISOR DUNNING: Yes. Yes.

COUNCILWOMAN DI FLORIO: Can you maybe explain that to the --

SUPERVISOR DUNNING: I think in -- the resolution is fairly self-explanatory in that it talks a lot about the change in the law which takes effect March 21st, I believe, which makes it more difficult to -- you can't incorporate another property into the existing Drainage District. You have to create a new Drainage District, as I understand it, for every property. If someone wants to be in a Drainage District, that it has to be a new district.

Go ahead. You want to say something? I can tell. You're dying.

RICHARD STOWE: The manner in which this particular district was formed under the

section of the law that is being repealed, requires if we want to treat forthcoming people in the district in the same manner, to do it in this fashion. I don't think the Legislature was all that artful in what they repealed when they did the new districting legislation, and this is the way to get the rest of the things done that we were doing as they came up before. That's as simple as I can put it.

**RESOLUTION #146 RE: AUTHORIZING MAP, PLAN & REPORT -
PROPOSED TOWN WIDE EXTENSION TO CHILI CONSOLIDATED DRAINAGE
DISTRICT NO. 1**

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Town Board is considering a proposed extension of the Chili Consolidated District No. 1 to include all areas of the Town of Chili not currently located within said district; and

WHEREAS, if said extension is approved, the new boundary lines of the Chili Consolidated Drainage District, as extended, will be the boundary lines of the Town of Chili; and

WHEREAS, there are approximately 3,233 parcels of land that will be included in the proposed extension if said extension is approved, and a list of said parcels is available for public inspection in the Office of the Town Clerk during normal business hours; and posted on the official website for the Town of Chili located at www.townofchili.org; and

WHEREAS, the Town Board is considering such an extension due to a change in the NYS Town Law which will take effect on March 21, 2010 and which will result in municipalities no longer being able to make extensions to special districts and spread the costs of said extensions over the entire district, as extended; and

WHEREAS, the Town Board, pursuant to Section 206-a of the Town Law (which will be repealed as of March 21, 2010), has determined that the costs of Chili Consolidated Drainage District No. 1, and all of its extensions to date, shall be spread over the entire drainage district, as extended; and

WHEREAS, it is the current policy of the Town to require property owners not within the Chili Consolidated District No. 1 to petition this Town Board to extend said drainage district whenever a property owner seeks to obtain a building permit from the Town of Chili or obtain approval of an application from the Chili Planning Board or the Chili Zoning Board of Appeals; and

WHEREAS, as of March 21, 2010, in order to expand the Chili Consolidated Drainage District No. 1 to include new properties seeking permits or approvals from the Town, individual drainage districts would have to be created and then later consolidated into the Chili Consolidated District No. 1; and

WHEREAS, it will be more efficient and economical to create one large extension to the Chili Consolidated Drainage District No. 1 at this time rather than to require creation of small individual drainage districts with the intention of later consolidating them into the Chili Consolidated District No. 1; and

WHEREAS, all district extensions commenced prior to March 21, 2010 may proceed in accordance with the provisions of law effective on the date the district extension procedure is legally commenced even if the process is not completed until after March 21, 2010; and

WHEREAS, this Board, pursuant to Section 209-b of Town Law, by resolution, subject to a permissive referendum, may appropriate a specific amount to pay the cost of preparing a general map and plan for providing drainage services to property located in any portion of the Town prior to the establishment or extension of a drainage district. If said drainage district extension is approved, the sums expended by the Town for the map, plan and report shall be reimbursed to the Town from the Chili Consolidated Drainage District No.1.

NOW, THEREFORE, BE IT RESOLVED, subject to a permissive referendum, that the sum of not to exceed \$5,000.00 is hereby appropriated to pay the cost of preparing a general map, plan and report, as well as a short Environmental Assessment Form ("EAF"), for the extension of the Chili Consolidated Drainage District No. 1 to include all parcels of land situated within the Town of Chili not currently located in the Chili Consolidated Drainage District No.1, and wherein the expenses of said Chili Consolidated Drainage District No.1 shall be a charge against the entire district, as extended; and be it

FURTHER RESOLVED, the proposed extension to the Chili Consolidated Drainage District No. 1 is an Unlisted Action under the provisions of State Environmental Quality Review Act (SEQRA) and the regulations promulgated thereunder; and Lu Engineers, the Town Engineer,

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shall prepare a short EAF for the proposed extension; and it is

FURTHER RESOLVED, that Lu Engineers, the Town Engineer, is hereby authorized and directed to supervise the preparation of such map, plan and report, as well as the short form EAF, within the limits of the amount appropriated therefore, and upon the completion thereof, file the same in the Office of the Town Clerk of the Town of Chili, and it is

FURTHER RESOLVED, that said general map, plan and report shall conform with the requirements of Section 209-c of the Town Law entitled, "Map, Plans and Reports.,"; and it is

FURTHER RESOLVED, that the Board hereby determines that this authorization for the preparation of said map, plan and report is a Type II Action, as defined under 6 NYCRR 617.5 (b) (21), and, therefore, no further review under Article 8 of the Environmental Conservation Law (SEQRA) is required.

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

RESOLUTION #147 RE: February 17, 2010 Abstract

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

WHEREAS, January 6, 2010 Resolution #1 authorized vouchers to be paid February 17, 2010 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 331-528 and voucher 537 totaling \$2,060,186.19 to be paid from the Distribution Account as presented by Richard Brongo, Town Clerk

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 331-528 and voucher 537 were paid from the following funds:

General Fund	\$ 453,940.93
Highway Fund	\$ 101,245.38
Highway Equipment Reserve	\$ 20,961.00
Fire Protection/Ambulance Contracts	\$ 1,470,785.00
Special Light Districts	\$ 13,253.88
Total for Abstract	\$ 2,060,186.19

UNANIMOUSLY APPROVED

RESOLUTION #148 RE: February 17, 2010 Abstract

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

WHEREAS, January 6, 2010 Resolution #1 authorized vouchers to be paid February 17, 2010 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 529-536 totaling \$2,882.85 to be paid from the General Fund as presented by Richard Brongo, Town Clerk.

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

RESOLUTION #149 RE: March 3, 2010 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED to pay vouchers 613-774 and 776 totaling \$130,891.18 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$ 53,805.64
Highway Fund	\$ 40,244.24
Consolidated Drainage	\$ 36,841.30
TOTAL	\$130,891.18

UNANIMOUSLY APPROVED

RESOLUTION #150 RE: March 3, 2010 Abstract

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

BE IT RESOLVED to pay vouchers 775 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)

PUBLIC HEARING:

A Public Hearing was held by the Chili Town Board on March 3, 2010 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:05 p.m. to discuss demolition or repair of structures at 69 Names Road.

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

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

ROBERT WISCHMEYER

MR. WISCHMEYER: I live right next door to this house, and it has been an eyesore for approximately the last year or two. I personally think the house is too far gone. Our area, we're concerned about flooding. Most likely the basement is flooded. All of the utilities will be shot inside. It is just an eyesore. And then if we go through to fix it up, what is going to happen? We're going to have somebody come in, buy property and we got a lot of college kids renting houses. It's -- take it down. Bottom line.

SUPERVISOR DUNNING: Thank you. Thank you for your comments.

SUSAN SHERRY

MS. SHERRY: I'm Susan Sherry, and I am -- they are to the right of us. We're at 67 Ballantyne. And we have had a lot of issues that we have dealt with over there, and, um, quite a few that we have called about. People getting in and breaking in and climbing through windows, breaking it down. The fact that a lot of kids are in the neighborhood getting in there, it's very dangerous. And I see a lot of movement going in and out of it like that. Same issues he had, I have.

Eventually we want to sell. What it is worth and bringing down all of the properties around -- it is just -- it is endless. But hopefully something will be done to bring it down.

So that's it.

SUPERVISOR DUNNING: Thank you very much.

MS. SHERRY: You're welcome.

CRAIG HIGHTOWER, 77 Names Road

MR. HIGHTOWER: Craig Hightower at 77 Names Road. I'm directly next to it. There is really a couple main reasons why I feel we should demolish it without exception.

We have danger to society, economical factors as well as reports drawn up by the Town. In addition to that, what I have already seen go on at the house itself. Dangerous to society. We have children playing around. She has children all of the time at her house.

You have -- also attracts animals. I personally have seen about two to three raccoons leave the premise. I'm almost positive one who had rabies came into my backyard, onto my backyard, and was eventually shot by one of our neighbors. So that is just another example of how we just need to make sure this is getting taken down.

Next we have the biggest, I think, in -- even to our society is arson. You know, arson itself, within abandon buildings is typically 50 percent of buildings. For example, in Buffalo, 50 percent of the fires that were responded to were vacant buildings. One of the fires that took place, it went onto nine other buildings, which caused harm to firefighters and all of the families that were in the buildings. So there is another example of why we need to really make sure we are knocking this down.

Next we have economical factors. Reduction of property values. The reduction of property values is typically statistically from 20 to 40 percent by having abandon property within a half mile from your house. So you look at economical factors to the Town itself. If you look at Town -- even, you know, economically to you guys, looking at -- say after ten houses are sold, they're reduced in value by say 20,000 from 100,000. You're looking at lost revenue of approximately \$10,000 a year, which probably should easily cover the cost of this demolition. So there is economical factors, and personally, too, I definitely within the next couple years due to my career, am going to have to move.

If, however, I'm not able to, I will have to file the same path, which they don't want to see on that road. I will have to rent it out to college students. It is right down the road from RIT. Is that something I want to do? No. Is it something that is going to have to happen if it is not demolished, without question, yes. I'm sure this is not what they want to see, and it is something that we do not want happening on that street.

The last is the reports actually drawn by the Building Department, which is that the building itself is without question irreparable. For example, it is literally 20 feet from my house. You can go over and look in the window. During the summer -- right now it is frozen -- literally

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up under the window, during the summer it is about 6 feet. And with that, that causes disease to be spread. For example, we have West Nile. All windows in the basement are broken. They can go in. In addition, it goes back to the animals, infestation and everything such as that.

So bottom line, vacant properties choke neighborhoods, drag down property values and sap resources from our emergency services. I think we really need to take action to make sure this is dealt with appropriately and as quickly as possible.

Thanks for listening.

The Public Hearing was closed at 7:09 p.m.

The next meeting of the Chili Town Board will be Wednesday, March 17, 2010 at 7:00 p.m. at the Chili Town Hall main meeting room.

The meeting was adjourned at 7:50 p.m.