

CHILI TOWN BOARD  
April 15, 2009

A meeting of the Chili Town Board was held on April 15, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

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

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

The invocation was given by Richard Brongo.

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

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: Jerry Brixner, Greg Clyde, Jim Vandervoort, Irene Brixner, Susan Vandervoort, Heath Miller, Dorothy Borgus and Mark DeCory. The Public Forum concluded at 7:48 p.m.

**SUPERVISOR DUNNING:** We have a guest. Present this evening is Former Councilman Dennis Schulmerich.

**PRESENTATION/ANNOUNCEMENTS:**

**MR. HAVENS:** My name is Chuck Havens. I'm the Secretary for the Board of Trustees, and the purpose for tonight's meeting or presentation is just to provide a little detail how we're doing in the first quarter of 2009 and solicit your feedback and suggestions to us going forward.

I have provided a little hand-out, which on the front page, gives us the three frame of metrics that we use to keep track of the operations of the library.

The first one is door count, number of people using the library, and what we're showing is over the last four years, we have a consistent six percent increase on compounded annual growth which means over the four to five years shown here, usage of the library with people attending is actually close to 30 percent above what it was five years ago.

Similar to that, the number for circulation has also grown on a compounded annual growth rate of six percent. So it's indicative of not only the growth in recent times, because of the recession where people have turned to the library because it's a low cost alternative to other forms of entertainment. We have been demonstrating a long and sustained growth in the utilization of the library. We have also made tremendous progress in the last two years in our programs. That is shown in the data for attendance, for -- we're now close -- we had 11,500 people attend programs last year, which was almost a 15 percent increase over the previous year, and we're doing even better than that this year, projected for the full year, will be close to 14,000 people.

This is not only due to people's interest in the programs but our new Director of the library has really done a fantastic job for us increasing the number of programs, and I will give some examples of that in a few seconds.

We have completed a survey at the end of 2008, non-scientific, based on people willing to provide feedback through the library, and I have shown on the second page the items that were the highest or most wanted in terms of things that we could be doing better.

It wasn't a surprise at all to the Board of Trustees that expanding the collection topped the list with 45 percent of the respondents looking for an expanded collection. The reason it doesn't surprise us is because we have the smallest collection of any comparable library in Monroe County, and that's on a per capita basis. We're about 75 percent of the target or peer group statewide.

This is something we would really like to resolve over the course of time. That's an issue of purchases of materials, but also an issue of stack space to put those materials in the collection.

The next item for us was expanding the hours, and you probably all remember the little curfluffle we had last year summer when somebody complained through the Democrat & Chronicle that we were weren't open on Saturday and Sundays in the summer, which is an issue we would really like to correct, but it cost money to keep the library open. There is a minimum number of staff that has to be site to operate safely.

We have a budget meeting coming up here in the next few days. We'll try to see what we

can do to address that and provide Saturday hours this summer, but no guarantees at this point because it is expensive.

Further down the list, quiet study rooms. If you're familiar with our library, there is no such thing as a quiet study room. It's a small room and there's a lot of people in it. That is a facility issue that we're not going to be able to resolve.

Expanding the program for adults. That is something that we are moving to aggressively correct.

Coming to the highlights that have happened in the last three months and in the next few weeks, we have had seven workshops with Rochester Works that have been attended by 350 people, helping them prepare resumes and pursue job opportunities. This has been initiated by the library, and it's a greatly -- with great enthusiasm, particularly when people that have attended these workshops have landed jobs. There is a fair amount of excitement down the hall about this.

Another big success for us in the first three months of the year was the American Girl Book Club, which is starting to meet the first Thursday of the month, exploring books from different periods in American history. It is averaging 40 participants per -- per meeting, which is a great thing for us with young adults. We have made a commitment to increase our support for young adults, and this is one of the first signs that we have that this is working.

We have two AARP driver safety courses being offered in May.

We had a home schooling fair schedule for May 16th to communicate to the larger community how we can help support home schooling.

We continue to receive significant financial support from the Friends of the Chili Public Library, and this has really been a life saver for this year. They have committed \$8,000, which is a significant amount of money and has provided multiple items that would be difficult for us to secure with the budget that we have.

And I'm -- without -- I'm sure I'm not telling you anything new. The State budget situation is grim. There is an eight percent cut that has been put forward for the library across the State. For us, the immediate impact of that is we have lost access through the Monroe County Library System for some databases, so we anticipate this is going to continue and we're going to do everything we can to try to deal with that. So that is my short and sweet presentation. I hope if there is any questions, you would be happy to ask them.

TRACY DiFLORIO: First question. When you say that people are looking for an expanded collection, did you specifically ask are they looking for books, DVDs? I know you -- movies?

MR. HAVENS: Combination of both.

TRACY DiFLORIO: You did ask specifically?

MR. HAVENS: Yes.

COUNCILWOMAN IGNATOWSKI: Would there be an opportunity for us to see the complete survey results?

MR. HAVENS: Oh, that has been provided. It was posted, but it has been taken down off the library website. We'll be happy to have Jeff (Baker) provide -- Mr. Baker provide that information.

COUNCILMAN SLATTERY: A copy for each of the Board members?

MR. HAVENS: Yes.

COUNCILMAN SLATTERY: How many people participated in the survey?

MR. HAVENS: 650.

COUNCILMAN SLATTERY: Out of those do you know how many were Chili residents?

MR. HAVENS: 80 percent.

COUNCILMAN SLATTERY: The age breakdown?

MR. HAVENS: That information was collected. I do not have it off the top of my head. It will be provided to you.

COUNCILMAN SLATTERY: It's interesting to know who participated in the survey and breakdown and so forth.

MR. HAVENS: Oh, absolutely. And again, it's not scientific, so you can only take it as an indicator of what the people that use the library are looking for.

COUNCILMAN SLATTERY: Unfortunately, once numbers are thrown out there, people hold and say that is engraved in stone and they try to run with it, and you know, if it's not scientific, it was just something you did in-house, so I cautious when numbers are thrown out. You know, because there is --

MR. HAVENS: Yes, but in this case, at least in terms of the things most wanted, none of this doesn't -- is -- is out of line with perceptions that I think you or anybody else would probably have.

COUNCILWOMAN IGNATOWSKI: I think that that is one of the comments I have heard, probably most often, out in the community, is expanding the collection. That was something that was brought up, as you know, during the budget discussion, that we as a Board wanted to see that line item be completely spent --

MR. HAVENS: And we're working our best to do that.

COUNCILWOMAN IGNATOWSKI: In the past years, for as long as I was on the Board, that wasn't the case. That is why it was crucial to me to see that that be brought up to completion and you start spending that money that you set aside for that purpose.

MR. HAVENS: Mr. Baker did spend last year's budget, and we sincerely appreciate that he reestablished it at that old number so we can spend it this year.

COUNCILWOMAN IGNATOWSKI: That dovetailing with what you're saying about the

stack space, I know we have in our budget money for that space study. Where is that progress? I'm looking to both of you, because I imagine that is a conversation taking place between the two of you?

COUNCILMAN SLATTERY: Between maybe the Board, David (Dunning) and the Director.

SUPERVISOR DUNNING: Yes. It is my understanding, and I don't know, Chuck (Havens), if you have any more information on that, that they were going to go ahead with that study. I haven't heard anything more from Mr. Baker on that at all. We haven't been asked yet for any funds.

COUNCILWOMAN IGNATOWSKI: All right.

SUPERVISOR DUNNING: So again, I assumed it was in his court and they would let me know when they were ready to go forward and ask for the funds.

COUNCILWOMAN IGNATOWSKI: This is totally unrelated.

I'm just hearing a feedback hum with our sound system now. Is there some way of fixing that, because I don't know if that will be picked up on the recording.

SUPERVISOR DUNNING: Almost sounds like it is too loud.

COUNCILMAN SLATTERY: Charles (Havens), I know that you also -- the Library Board, I seen a couple people in the audience here, that you guys do a fabulous job and you're dedicated in the service that you provide. I know it is not just one meeting a month. The Committee is also involved with other meetings, budgetary and different things, so I just want to say thank you for your commitment to the community. I know you guys are truly dedicated and you do a good service.

MR. HAVENS: It's a labor of love. That's why.

COUNCILMAN SLATTERY: Exactly.

COUNCILWOMAN SPERR: I have a couple of questions, too, for you, Chuck (Havens).

MR. HAVENS: Sure.

COUNCILWOMAN SPERR: When the -- the Friends of the Library provide funds for you, do they give you any guidelines or requirements or specific ideas as to how to spend that, or are you asked to give them your ideas before you spend?

MR. HAVENS: We had a high level budget proposal that you saw for the year. The items that didn't make the cut with the allocation was given to us is -- is made available to the Friends through Mr. Baker. And things that are appropriate for them to support --

COUNCILWOMAN SPERR: They support.

MR. HAVENS: These tend to be tangible items that represent a contribution. They're not picking up labor rates or anything like that. They're giving us money for specific items that help us fulfill our mission.

COUNCILWOMAN SPERR: The other question I had was concerning the expansion of our collection. How limited are you with the space you have, and how far can you expand it if you have the funds to expand? How far can you go?

MR. HAVENS: There is an uncomplicated answer for that. The children's section is absolutely full. We -- we are having a new bookcase constructed to help us expand it slightly, but that's really going to be a pretty marginal solution. So for the children's collection, essentially any new book coming in requires the elimination of an existing book, which is pretty painful.

The adult section and the young adult section, there is more shelf space available in there. It tends to be the top racks and the bottom, which are very difficult for people like myself to deal with, so --

COUNCILWOMAN SPERR: I thought that would be your answer.

MR. HAVENS: I can't claim at this point that we're limited by stack space for the adult collection at this point. That is something we do still have room there. But, again, that's a -- that's a one, two, three-year kind of answer. That's not a five-year answer.

COUNCILMAN SLATTERY: Chuck (Havens), just a little follow-up in regards to that. I know this has been asked before. In the past, when there is -- you have material that is in the library, videos, books, and so forth. Is there a study done, how do you know which books to -- to get rid of? Do you look at the books that are not checked out, haven't been checked out in a period of time and then you use that criteria to -- to remove those items from your shelves?

MR. HAVENS: The library has -- has a -- fully qualified trained librarians responsible for each segment of the collection, and so they will combine not only use data, but resources available, professional librarians. There may be a classic on the shelf. Even if it is only taken out once in a year, we won't take it off the shelf because it is a classic and needs to be in somebody's collection. So there is -- I could probably have Mr. Baker provide you a more specific and detailed answer than what I have just given.

COUNCILMAN SLATTERY: Because I think if -- from that standpoint, if it is a classic book, that maybe it should be preserved in some way then, or if there are items that aren't classics that are sitting on the shelf that aren't being taken out, then I guess I would look to see since we're part of the Monroe County Library System, maybe see how many other copies of this book is out there and then maybe just -- that is where Jeff (Baker) and his relationship with these other libraries, they can say okay, there hasn't been much need for this particular book. Maybe we can have it at one location, but we're not tying up shelf space at others.

MR. HAVENS: I'm absolutely confident that the procedure is set up now. I personally don't know the details of how it operates.

CHRIS REESE: That is available. That is part of the Monroe County Library System. If you --

COUNCILMAN SLATTERY: Name? Would you stand up?

CHRIS REESE: Chris Reese.

COUNCILMAN SLATTERY: She is on the Library Board.

MS. REESE: I am on the Library Board. That is part of the system. If you go to the website and try to check out a book that is not available, it will look at all our partner libraries. Part of the guidelines about what books we have or don't have and expand are New York State regulate -- or they give us guidelines on that, as well.

COUNCILMAN SLATTERY: Thanks, Chris (Reese).

COUNCILWOMAN IGNATOWSKI: Thank you very much for expanding your programs for adults. I appreciate you being sensitive to that segment of the population --

MR. HAVENS: It has been --

COUNCILWOMAN IGNATOWSKI: -- in bringing in Rochester Works.

MR. HAVENS: It has been a satisfying activity over the last year.

COUNCILMAN SLATTERY: I know also the Library Director isn't here tonight, but he does work with Mike Curley looking so we're not duplicating programs, as well. So -- because that was a concern that we heard from some of our residents in the past, and I know those two meet periodically to discuss it. And it is good to see that the library activities are in our Town newsletter, as well. So I think that helps get the message out. And the Friends, I think we can't go without saying the great job they do, not only the Library Board, but the Friends of the Library for the amount of activities and resources that they generate.

MR. HAVENS: And dollars.

COUNCILMAN SLATTERY: They did a great job.

MR. HAVENS: A lot of work on their part.

MS. REESE: Just so you know, Jeff (Baker) is not here, because his mom passed away, late last week. Otherwise, you know, he is always around.

COUNCILMAN SLATTERY: Thank you for that. Thank you.

SUPERVISOR DUNNING: Mrs. Borgus, there wasn't a whole lot of information put out at the beginning of the process. There was a binding confidentiality agreement that prevented me from sharing the information, and that was something that was written by the landowner, that at the time before that resolution came out, was -- as -- Mr. Stowe, please correct me if I am wrong, we just came to some type of an agreement for the -- for the dollar amount, and then the terms of the -- of what we would present to the Town Board, it was -- it was pretty much that same afternoon, which is why it came out so abruptly.

There was -- there is some sense of urgency around the property purchase. I felt in bringing it forward now in order to get this done one, from a seasonal standpoint when we could -- we could start work. Once we acquire the property, we would be able to properly start work on the -- on the highway facility, start working on the grant. I have been in direct communication with the Dormitory Authority who is administering this grant funding for us, and while they have told me and said that they have heard nothing about pulling back this grant money or losing this grant money at this point in time, I still feared with all of the State budget cuts that were going, and also being in the budget process, that there was also the possibility that we could lose this funding.

Now, I know Mr. Miller stated that we're -- we won't be losing this funding, and I'm hoping that he is going to guarantee those funds for us, but I don't see the guarantee coming from anybody that these funds are completely secured, um, and that we are going to absolutely with -- undoubtedly and forever be guaranteed the \$6 million grant money that yes, Assemblywoman Susan John did acquire for the Town of Chili.

But -- but I do fear losing that money, and I fear waiting until November, it will only further my fear that we may lose the \$6 million opportunity, and this is an opportunity. No matter how you look at it, this is a great opportunity for the Town of Chili, one we have never seen before, and one that we quite frankly may never ever see again.

So I would like to embrace this opportunity as soon as possible and not procrastinate and not wait on this, and it is my -- always been my thought that a November referendum would -- November is the best time frame. That is absolutely when you get the best voter turn-out, typically any ways. And having one in June, you may not get the same turn-out. I think it is likely that we may get a very good turn-out on this, but I will -- but I will say as far as the information, I'm trying to get as much information out as I possibly can with the facts known as we can before this so the public is well aware.

We do intend on having and holding public meetings, so that will take place, so all of the information -- and give the public plenty of time to speak and ask questions and we'll answer questions, but information will be forthcoming and as much of it as I possibly can.

There was no intent to try and hide anything from anybody. It was just simply a confidentiality agreement that I couldn't come out and start doing press releases and letting the public know exactly what was going on. That is exactly what -- (interruption from the audience)

Mr. Clyde, I would appreciate it if I could speak now. You had an opportunity. Thank you.

But any ways, in moving on with that, I would just like to make a comment, just to clarify. Mr. and Mrs. Brixner both indicated that we purchased the property. We have not purchased anything yet. That is what the referendum will be for, for -- for whether or not we will be permitted to purchase the property for the price we have negotiated.

So we have not, have not purchased the property.

The other thing I would just like to touch on a little bit about the Moody's report that was

brought up, and -- and yes, you know, there was mention about that -- the three -- a little over \$3 million. As far as that statement, that's a low debt burden. That statement in there that you read and you read very diligently when you said it, did indicate, and that is what it was indicating, the low debt burden did include that three point whatever million dollars that the Town still owes, I believe, on this facility. So that was what they were referring to in that report.

You also mentioned that back in, I believe, it was 1992, that was the last time that Moody's did this.

TRACY DiFLORIO: '98.

SUPERVISOR DUNNING: '98, I'm sorry. The Town of Chili doesn't hire them. We don't hire them. They're an independent. I don't know how they make their money. I don't know where they make their money from. They're independent. They do those reports on municipalities, as far as I understand, nationwide.

As a matter of fact, I think I just saw a report that downgraded a few municipalities and a few government agencies recently. Moody's does this on their own, and what that statement was saying, and it's regardless if you look at 1999, and now it is 2008 and they're doing this again -- again -- 2009. Wow, time.

COUNCILMAN SLATTERY: Time flies.

SUPERVISOR DUNNING: Yes, it does. Little bit of a time warp. Excuse me.

But any ways, in 2009, and this hasn't been done since 1999, again it is not something that we hire to do. But they did indicate they were reaffirming our credit rating of an 82 rating. And you -- you -- you have FOILED the document. I know you have it. So you have seen the document in its entirety.

Certainly I couldn't print the entire document in the Gates-Chili Post. I did capture quite a bit of it to post in there, and I think it is still a great testament to the finances and the State of finances for the Town of Chili.

MR. BRIXNER: I'm sorry, I didn't hear you.

SUPERVISOR DUNNING: I said that is a great testament to the State of finances for the Town of Chili.

As I have given credit before and I will give credit again here tonight publically, but I think the state of the finances were brought about by Supervisor Kelly. He did a remarkable job changing a few things in the way we do some practices and budgeting and our financial status, and think Former Supervisor Kelly did a remarkable job.

Myself, as well as the prior Supervisors in between Supervisor Kelly and myself, have benefitted a great deal from his expertise and his diligence in putting together a great budget and a great financial situation for the Town.

So -- and that report is probably more a testament to him than it is to anybody else. But we -- but we have just been able to carry on what he set up and established, and I think the Town Board has done a wonderful job with our finances.

COUNCILWOMAN SPERR: I would add Dianne O'Meara.

SUPERVISOR DUNNING: I did.

COUNCILWOMAN SPERR: I just want to make sure.

SUPERVISOR DUNNING: I will have to listen to her tomorrow.

COUNCILWOMAN SPERR: Just trying to help you out.

(Laughter.)

SUPERVISOR DUNNING: Anyway, with that, I will ask the Town Board if they have any comments about the Public Forum they would like to share?

COUNCILWOMAN IGNATOWSKI: If I could, I will also look to Mr. Stowe for this, as well, but the Open Meetings Law allows for Town Boards to be able to discuss real property purchases in like Executive Sessions and that, because it is sensitive, and you could jeopardize the purchase of the land if you get out there and you put the information out that, hey, the Town is interested in this land over here. Then you will maybe have other people that are -- will then start getting into that process, just like if you're going out to buy a house, you won't sit there and have it be public knowledge. If I am correct, that Open Meetings Law has looked at that --

RICHARD STOWE: That's correct.

COUNCILWOMAN IGNATOWSKI: That is why it is put in place for it.

The Supervisor did put out a press release right after we did that resolution, but the Democrat & Chronicle did not carry it. They never ran with the article. That is beyond our control. We can't force a reporter to -- to print a press release. I don't think anybody can. I think you had said that he was away on vacation at that point.

SUPERVISOR DUNNING: I believe he was.

COUNCILWOMAN SPERR: Ernest was on vacation.

COUNCILWOMAN IGNATOWSKI: He was on vacation. So if he didn't pick it up, other people didn't pick it up. So it is no fault of the Supervisor. He did put out a press release, because I asked him, "Can you put out a press release?"

He said he already did it, it was just never picked up.

SUPERVISOR DUNNING: Not to interrupt you, the Gates-Chili Post did print it.

COUNCILWOMAN IGNATOWSKI: Right. They did get that information out. So as soon as we could feasibly put the information out, the Supervisor did, but you don't want to be jeopardizing a land purchase by -- by advertising in advance what you're negotiating. That -- that would hurt your negotiations. I think it was entirely within law what we did.

SUPERVISOR DUNNING: Anybody else have any comments on that Public Forum?

Okay.

We'll move onto Matters of the Supervisor.

**MATTERS OF THE SUPERVISOR:**

Pending Matters:

1. Vacancies on Traffic & Safety, Recreation Advisory Committee & Special Police.

SUPERVISOR DUNNING: I don't have anything additional to add at this point in time. We do have some spending -- we had some vacancies still on the Traffic and Safety Committee, Rec Advisory Committee and the Special Police.

Again, once again, I always encourage you to get an application. We'll be glad to see those, and we'll do some additional interviews. We did do some interviews tonight, before the last Town Board to hopefully fill some of these vacancies. We'll have some further discussion on that later.

Under Matters of the Town Council, anybody have anything they would like to share?

**MATTERS OF THE TOWN COUNCIL:**

COUNCILWOMAN IGNATOWSKI: Oh, actually, this goes back to some of the comments during the open forum. I am in no position at this point to sit there and rescind our decision to move forward with this land. My fear would be that we would lose that land. We had the opportunity to buy the Case Hoyt building, when that came up for sale, and didn't move fast enough and lost out on that. I'm not about to lose out on this opportunity to purchase this land. It is the right location. It has been supported by our previous Highway Superintendent and by our current one. The research that you have performed on all of the other parcels of land, this is the ideal location, and I have no intentions of losing that.

SUPERVISOR DUNNING: Thank you.

COUNCILWOMAN SPERR: I support exactly everything that Ginny (Ignatowski) said, and it's a testament to this Town Board, I believe, that it voted, that we all voted five to nothing. We all believe that this is the right location for the highway garage, and the information that will be continued to be brought forth by the Supervisor and all of the formats that he is setting up to make sure that the Town is aware, you will see more and more information and we are here to answer any questions anybody has.

I did -- I didn't -- at our Traffic and Safety meeting, um, this past month, they asked me if I could help publicize a safety concern that they have, and I put together some comments, because it can be difficult to describe a traffic situation without being confusing.

So if you bear with me, I would like to just briefly read what has been put together here. The Town of Chili Traffic & Safety Advisory Committee asked me to publicize a safety concern they have at the new Walgreens recently built at Chili Avenue and Paul Roads.

"Several members of this Committee have witnessed cars driving south on Chili Coldwater Road, across Chili Avenue, heading down the hill on Paul Road, slowing down, and then taking an illegal left-hand turn into the Walgreens store. When the Walgreens plans were reviewed, this Committee recommended to the Planning Board and advocated for a right-turn only exit from Walgreens onto Paul Road. The design was to prevent an accident involving any driver slowing down just past the intersection and turning into the new store. It was their opinion that this left-hand turn into the store would cause drivers to be rear-ended when they slowed down to make that turn, since cars tend to speed up as they head down the hill on Paul Road. Signs are posted on Paul Road and within the Walgreens parking and exit area to alert drivers this is an exit-only drive. The outlet is also curved to accommodate only a right-hand turn exit and is curved in an attempt to keep cars from entering. Since this is a new store and drivers must get used to the entrance and exits, it is possible that some drivers committed to entering from Paul Road and halfway through, realize too late they were not supposed to use that as an entrance and -- but continued on to get out of the way.

Monroe County DOT is also checking to see if additional signs are warranted as requested by the Committee. Brent Penwarden does sit as liaison to the Monroe County DOT on this Committee and is looking into that. It is the hope of the Traffic & Safety Committee that by making residents aware of the situation they can prevent someone from getting hurt in an accident. Please turn left at Chili Avenue and use that entrance."

Just to let people know, the Traffic & Safety Committee meets at the Highway Department, 7:00 p.m. on the first Thursday of every month, and residents are always welcome to bring their concerns for traffic and safety issues to the Committee's attention.

If anyone else has any other questions about that, they're there to answer. I thank you for the time to let everyone know.

The 3/18/09 Town Board meeting minutes were approved as submitted.

**REPORTS SUBMITTED:**

Monthly Financial Report – January 2009, February 2009

Community Center Revenue Report – March 2009

Recreation Center Revenue Report – March 2009

Senior Center Revenue Report – March 2009

Dog Control Report – March 2009  
Town Clerk Report – March 2009  
Conservation Board Minutes – 3/2/09  
Historic Preservation Minutes – 2/9/09  
Planning Board Minutes – 3/10/09  
Recreation Advisory Minutes – 3/11/09  
Traffic & Safety Minutes – 3/5/09

SUPERVISOR DUNNING: I hope everybody has seen the dog control report. If there anything you would like to see additional, please let me know. I think it is a great addition in getting some more information.

COUNCILWOMAN SPERR: I did also. Thanks.

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**RESOLUTION #177 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 4354 BUFFALO ROAD, NORTH CHILI, NY 14514, TAX MAP NUMBER 131.16-4-20, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilwoman Sperr**

**WHEREAS**, a written petition, dated March 31, 2009, 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 property located at 4354 Buffalo Road, North Chili, NY 14514, Tax Map Number 131.16-4-20, 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.

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

**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

**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 the 6th day of May, 2009, 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

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**RESOLUTION #178 RE: ORDER ESTABLISHING THE EXTENSION CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE GORDON HYDE SUBDIVISION LOCATED AT 175 & 179 GOLDEN ROAD, ROCHESTER, NY 14624, TAX MAP NUMBERS 132.20-1-5 & 132.20-1-4, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski    SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, at a regular meeting of this Town Board held on March 4, 2009, Resolution # 132 was adopted approving an extension of the Chili Consolidated Drainage District to serve the Gordon Hyde Subdivision located at 175 & 179 Golden Road, Rochester, NY 14624, Tax Map Numbers 132.20-1-5 & 132.20-1-4; and

**WHEREAS**, the Town Board's determination that it is in the public interest to assess all expenses of the Chili Consolidated Drainage District, including this extension and all extensions heretofore or hereafter established, as a charge against the entire area of the district, as extended, was subject to a permissive referendum pursuant to Sec. 206a of the Town Law; and

**WHEREAS**, a notice of resolution subject to a permissive referendum containing an abstract of the Town Board's determination was published and posted as required by law; and

**WHEREAS**, no petition requesting a referendum has been filed;

**NOW, THEREFORE, IT IS ORDERED**, that the Chili Consolidated Drainage District is hereby extended, as of this date, to include an area wholly located within the Town of Chili, County of Monroe and State of New York, pursuant to the terms contained in the Town Board Resolution # 132, dated March 4, 2009; and said area to be included in said extension is more particularly described in Schedule A which is attached hereto and incorporated herein by reference, and it is further

**ORDERED**, that the Town Clerk is hereby directed to certify a copy of this Order and forthwith cause said copy to be recorded in the Office of the Monroe County Clerk in which County the Town of Chili is situate and to forward a certified copy of the same (in duplicate) to the New York State Department of Audit and Control.

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

UNANIMOUSLY APPROVED

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**RESOLUTION #179 RE: ORDER ESTABLISHING THE EXTENSION CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 3520A UNION STREET, NORTH CHILI, NY 14514, TAX MAP NUMBER 145.03-1-10 IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski    SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, at a regular meeting of this Town Board held on March 4, 2009, Resolution # 133 was adopted approving an extension of the Chili Consolidated Drainage District to serve the property located at 3520A Union Street, North Chili, NY 14624, Tax Map Number 145.03-1-10; and

**WHEREAS**, the Town Board's determination that it is in the public interest to assess all expenses of the Chili Consolidated Drainage District, including this extension and all extensions heretofore or hereafter established, as a charge against the entire area of the district, as extended, was subject to a permissive referendum pursuant to Sec. 206a of the Town Law; and

**WHEREAS**, a notice of resolution subject to a permissive referendum containing an abstract of the Town Board's determination was published and posted as required by law; and

**WHEREAS**, no petition requesting a referendum has been filed;

**NOW, THEREFORE, IT IS ORDERED**, that the Chili Consolidated Drainage District is hereby extended, as of this date, to include an area wholly located within the Town of Chili, County of Monroe and State of New York, pursuant to the terms contained in the Town Board Resolution # 133, dated March 4, 2009; and said area to be included in said extension is more particularly described in Schedule A which is attached hereto and incorporated herein by reference, and it is further

**ORDERED**, that the Town Clerk is hereby directed to certify a copy of this Order and forthwith cause said copy to be recorded in the Office of the Monroe County Clerk in which County the Town of Chili is situate and to forward a certified copy of the same (in duplicate) to the New York State Department of Audit and Control.

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

UNANIMOUSLY APPROVED

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**RESOLUTION #180 RE: Skid Steer Loader**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Sperr**

**WHEREAS**, included in the approved 2009 budget is the purchase of one (1), skid steer loader replacement;

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase from NYS OGS, Contract #PC63732 one (1), Skid Steer Loader at a cost not to exceed \$30,000, to be paid from the Highway Equipment Fund.

UNANIMOUSLY APPROVED

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**RESOLUTION #181 RE: Training Highway Department Work Zone Traffic Control**

**OFFERED BY: Councilwoman Sperr      SECONDED BY: Councilman Slattery**

**WHEREAS**, per the recommendation of David P. Lindsay, Superintendent of Highway/DPW the following attend the Cornell Local Roads Program Work Zone Traffic Control;

**BE IT RESOLVED**, that Kristin Yachett and Matt Borzilleri attend the April 23, 2009 training in Canandaigua, NY, cost not to exceed \$40.00 per person from A/C#DA5110.

UNANIMOUSLY APPROVED

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**TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:**

COUNCILWOMAN IGNATOWSKI: If I could, this is not really related to the training on pavement maintenance, but is more has there ever been considered training for being able to get the license to get weed killing around trees so that -- I note this was a suggestion I made -- I think maybe even last year to assist those that are trying to do maintenance around the trees so they don't have to weed whip the tree, that you can put something there to kill the grass around it. This also came out of the Conservation Board, and I know that when I brought this up last time, that -- I know there was training seminars for people to be able to get the certificate, but even if you don't want to go through that, even Round Up, and you can just kill the weeds, throw some mulch down and you don't have to worry about weed whipping most of the trees and hopefully not killing any.

DAVID LINDSAY: You're asking if I am aware of training available?

COUNCILWOMAN IGNATOWSKI: I know it is available. Are you planning on sending anybody for that particular training?

DAVID LINDSAY: Yes, we're looking into that. When I -- when I find an appropriate class, we'll be sending someone to that.

COUNCILWOMAN IGNATOWSKI: Okay. Thank you.

**RESOLUTION #182 RE: Training Highway Department Pavement Maintenance**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, per the recommendation of David P. Lindsay, Superintendent of Highway/DPW the following attend the Cornell Local Roads Program Pavement Maintenance;

**BE IT RESOLVED**, that Bob Begandy and John Dailey attend the April 30, 2009 training in Groveland, NY, cost not to exceed \$40.00 per person from A/C#DA5110.

UNANIMOUSLY APPROVED

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**TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:**

TRACY DiFLORIO: I think the public should be aware that we did look extensively at all

of the proposals that were submitted to us, and that the, um -- the one that -- the C.O.P. Security, Inc. provided the most thorough and extensive and professional proposal.

I was also happy to see it was a veteran-owned company, so I just wanted to say that I felt really confident in passing this proposal.

COUNCILWOMAN IGNATOWSKI: I was very impressed with them. It was just an added bonus really that it is veterans-owned and employed. He employs the veterans, as well.

TRACY DiFLORIO: They utilize veterans outreach to staff their...

COUNCILMAN SLATTERY: They're also New York State certified, which is required.

**RESOLUTION #183 RE: Parks Security**

**OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, the Town of Chili contracts with a professional security company to provide seasonal park security,

**AND WHEREAS**, Request for Proposals were sent to the following companies:

Pro-TECT Security \$24.00 Hr. Reg. Days, \$36.00 hr Holidays

Executive Security \$21.00 hr Reg. Days, \$32.00 Holidays

C.O.P Security Inc \$23.00 Hr all days

Intercept Security \$21.75Hr plus \$.55 per mile.

**AND WHEREAS**, one proposal was received from C.O.P Security Inc., the reimbursement will be an hourly rate of \$23.00 per hour. This rate includes all hours of the day and holidays.

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with C.O.P. Security to be paid from account A7110.4.

UNANIMOUSLY APPROVED

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**RESOLUTION #184 RE: April 15, 2009 Abstract**

**OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** to pay vouchers 1431-1629 totaling \$109,154.88 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$89,212.28
Highway Fund	\$ 8,966.39
Consolidated Drainage	\$ 40.47
Special Light Districts	\$10,935.74
TOTAL	\$109,154.88

UNANIMOUSLY APPROVED

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I apologize to the audience at this point. We had, as I mentioned earlier, we did some interviews earlier this evening, and we are going to have one additional resolution to add to tonight's agenda. I believe there were some copies put out there. I'm sure you will not be disappointed in this resolution, so I will now -- the Resolution 185.

**RESOLUTION #185 RE: Examining Board of Plumbers**

**OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** that Todd Pritchard be appointed to the Examining Board of Plumbers to complete the term of Anthony Simeone term to expire on 12/31/2009 and shall be paid the sum of \$25 per meeting attended for the calendar year 2009; expenses to be paid by voucher as incurred.

UNANIMOUSLY APPROVED

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The next meeting of the Chili Town Board is scheduled for Wednesday, May 6, 2009 at 7:00 p.m. at the Chili Town Hall main meeting room.

The meeting was adjourned at 8:15 p.m.