

CHILI TOWN BOARD  
May 18, 2011

A meeting of the Chili Town Board was held on May 18, 2011 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

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

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

**PRESENTATIONS/ANNOUNCEMENTS:**

I. Presentation to Gates-Chili Girls Varsity Basketball Team.

SUPERVISOR DUNNING: We have a presentation this evening. Finally we're able to get our girls from the Gates-Chili Varsity Basketball Team to come in and accept -- I would ask the Town Board if you would come down and join me for this, if you would, please.

I think everybody can hear me okay, right?

Coach? Come on up, Coach.

On behalf of the Town of Chili, I would just like to say to you and your girls, your team, everybody who has worked for this team, congratulations for doing a remarkable, remarkable season. Were your -- I think we can call you a Cinderella team this year. No disrespect to you ladies. I didn't mean anything there.

But I -- you know, where you went this year was just absolutely amazing. It was fun to watch, fun to see how you were progressing, and I know, as you know, we have -- as part of our team, Jordon Brown and his daughter is on the team, Morgan, so we have been kept abreast of every little detail about what is going on and how exciting this has been.

We're very, very proud of all of you, very, very proud. Congratulations for all of the work you did and the accomplishments you have made and I hope you had a really good time and this was a great experience for each and every one of you.

So on behalf of the Chili Town Board, the Town of Chili would just like to present you with this and say congratulations.

COACH GRAZIADEI: Thanks so much. (Applause.)

SUPERVISOR DUNNING: If you could call the girls up and talk a little bit about your team and anybody else that is affiliated with the team.

COACH GRAZIADEI: Sure. We'll go right along. You guys can say your name and what grade you're in.

SAM: My name is Sam, and I'm a freshman.

KORI: Kori, sophomore.

TAYLOR: I'm Taylor, and I'm a junior.

CIERRA: Cierra, freshman.

MORGAN: I'm Morgan. I'm a senior.

MARISA: I'm Marisa, and I'm a senior.

TORIE: I'm Torie, and I'm a junior.

SHANELL: I'm Shanell. I'm a junior.

AMANDA: I'm Amanda. I'm a senior.

RENETTA: I'm Renetta. I'm a junior.

OLIVIA: I'm Olivia. I'm a sophomore.

SUPERVISOR DUNNING: Excellent. Congratulations.

Jordon (Brown), do you -- should have known you had the camera. Jordon (Brown), would you like to offer any words?

JORDON BROWN: These guys are great. No matter how far behind they were, they caught up and they won in the end.

Someone made the comment, "Except for one."

JORDON BROWN: Except the last game. (Applause.)

COACH GRAZIADEI: Thanks a lot for having us.

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PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on May 18, 2011 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:04 p.m. to discuss Local Law of 2011 amending "Chapter 500 Wind Energy Conservation."

Attendance as previously noted in the 5/18/11 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:05 p.m.

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At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speaker addressed the Town Board on various subjects: Dorothy Borgus. The Public Forum concluded at 7:10 p.m.

**MATTERS OF THE SUPERVISOR:**

SUPERVISOR DUNNING: The only thing I would like to mention tonight is that this week is National Public Works Week for those who may or may not know that. It is -- it is a time when our Public Works employees and staff are -- are recognized for what they do for -- this is done nationally, but I would like to personally thank our DPW workers and Highway staff, Mr. Lindsay, our Commissioner of Public Works and all of the people that work for you for the great job that they do for the Town of Chili.

I know this year particularly has been a little challenging with the few rain drops that have fallen here or there and the intense drought (sarcasm) that we're experiencing here in the Town of Chili has presented some unique challenges. (Laughter.)

But I just want to say thank you, thank you to you. Please extend our thanks -- my thanks to your -- all our guys and girls and people who work for the Highway DPW. Thank you. And with that --

COUNCILWOMAN SPERR: Do you want to announce the public information meeting --

SUPERVISOR DUNNING: Not done. I just thought maybe would you like to add additional comments to that.

COUNCILWOMAN SPERR: Oh, to that.

COUNCILWOMAN IGNATOWSKI: I think all of us on the Board would also want to extend the same sense of appreciation.

COUNCILWOMAN SPERR: Absolutely.

COUNCILWOMAN DI FLORIO: I hear time and time again how much better the roads are in Chili in the winter than any of our surrounding towns, neighbor -- neighbors. So thank you for the excellent job you do for us.

SUPERVISOR DUNNING: With that, also on Monday, the 23rd, there will be a public information meeting held at our Highway DPW facility. This information meeting is to help the public understand a little bit about what the project is -- what the proposal is for our new Highway DPW facility. So hopefully that will get out and people will attend this and see -- see what a wonderful opportunity this is for the Town of Chili.

With that, I think I am pretty well set. Anybody have anything -- I don't see a Chamber notice there, so I'm guessing --

COUNCILWOMAN SPERR: No.

SUPERVISOR DUNNING: Anybody have anything else they would like to offer for Matters of the Council?

**MATTERS OF THE TOWN COUNCIL:**

COUNCILWOMAN SPERR: I do. Something different. I had this idea I thought I would run past you that might have a possibility of -- a benefit for the Town residents.

Our location -- we're asked by Monroe County to accept what they call "little tot lots," and usually there is just a property that is just a little square piece of property that is not used for anything, and I got to thinking that one way that the Town could benefit from accepting these would be the possibility of creating a community garden for the residents.

There happens to be a location over on Attridge Road, and it is by a low income community, and there is a lot of apartments and things over there, too.

So there is an opportunity to plant a garden which doesn't exist. A vegetable garden, a couple rows of anything doesn't exist for them.

One of the thoughts I had was maybe we could take that piece of property and offer it as a community garden to the residents in those areas that live by these little lots, if it's amenable to it or whatever. But I happened to see some sample legislation on the internet today, and I got to thinking it might be something we could look into.

SUPERVISOR DUNNING: I'm not familiar with that property.

COUNCILWOMAN SPERR: There is -- I know we saw it -- I can't think of the name of the streets, the intersection, but I can get with you again on some of the locations that we have and see if there was any possibility --

SUPERVISOR DUNNING: I'm familiar with several locations. That particular one I'm not -- I haven't seen.

COUNCILWOMAN SPERR: I thought there was one that they talked to us over there off Attridge.

COUNCILMAN SLATTERY: Union Square Boulevard?

COUNCILWOMAN SPERR: Union Square Boulevard, I think, yes.

COUNCILMAN SLATTERY: Where we're asking the Sheriff's Department to try to do some radar in there because of the speeds of people that go through there, so it was referred to Traffic and Safety Committee?

COUNCILWOMAN SPERR: Yes, it was discussed at Traffic and Safety, yes.

SUPERVISOR DUNNING: Please do follow up with me.

COUNCILWOMAN SPERR: Just a thought I had, that if we could make useful some of those pieces of land.

SUPERVISOR DUNNING: Excellent.

The 4/13/11 Town Board meeting minutes were approved as submitted.

#### REPORTS SUBMITTED:

Annual Financial Report Update Document – FYE 12/31/10

Dog Control Report – April 2011

Town Clerk Report – April 2011

Historic Preservation Board Minutes – 4/11/2011

Planning Board Minutes – 4/12/2011

Chili Parks & Recreation Minutes – 4/13/2011

#### CORRESPONDENCE:

1. Mr. Brongo has received notification from Joy Koziol, Chili Recreation & Advisory Committee resigning effective 5/12/2011.

SUPERVISOR DUNNING: This is actually very sad news. Unfortunately, Joy (Koziol)'s husband is very ill. I hope you will keep Joy and her husband in your prayers that he recovers and does well.

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

COUNCILWOMAN SPERR: This was actually discussed at length by the Traffic and Safety Committee. We had much input from several residents that live in the area, and it is our hope that they will create a safer environment. Parkway Drive is alongside one of the ball fields at Hubbard Park, and when -- there are T ball games at night. When people park on both sides of the street, you can't see, um -- when you get up near the curve, you can't see oncoming traffic and there is a great fear that a child will run out in between those cars.

So they are trying to help address that situation and there will be additional signage placed at the park, directing people to the parking lot that is on the other side of the park. So there was some other amenities that they're going to do -- stripe the -- paint some stripes on the parking lot that exists currently right off the road, so hopefully we'll create a safe situation.

COUNCILWOMAN IGNATOWSKI: That parking lot is large enough to accommodate all of the vehicles that were parking on the street then?

COUNCILWOMAN SPERR: David (Lindsay) you could probably address this with additional comments, if you --

DAVID LINDSAY: We believe the parking lot, it is just behind Family Video is large enough, but certainly if it turns out that it is not, we're looking at other options there, perhaps expanding the parking lot on Parkway, as well, or the parking lot behind Family Video. It's hard to get a solid number on the number of vehicles that are using that area right now.

COUNCILMAN SLATTERY: Have you looked at the number of parking spaces? Because the parking lot will be striped?

DAVID LINDSAY: Yes.

COUNCILMAN SLATTERY: Then do you know how many vehicles that that would accommodate?

DAVID LINDSAY: I don't know off the top of my head, but we're looking at how to maximize that area, that area behind Family Video, as well as the one on Parkway.

I guess, you know, this spring we'll try to get a handle on the number of vehicles that are there on any given night and see if we have sufficient parking.

SUPERVISOR DUNNING: David (Lindsay), is anything being done with the application that was just recently brought forth with Family Video to, um, put up some kind of a barrier between the entryway there and Family Video, because I know that Family Video parking lot, their striped parking area butts right up to that entryway and to prevent cars from either blocking that or using that space where they shouldn't be using that space, for that -- the business there. Is

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there any barriers going up there?

DAVID LINDSAY: I don't believe their application included any barrier.

SUPERVISOR DUNNING: Really?

DAVID LINDSAY: You're talking about the application for the Subway?

SUPERVISOR DUNNING: Yes.

DAVID LINDSAY: Yeah. I don't believe there was any barrier between that property and the Town's park property as part of that application.

SUPERVISOR DUNNING: From the parking areas? I mean, they're pretty much the same surface.

DAVID LINDSAY: I think there is some grass that separates the two, very minimal, I believe.

COUNCILWOMAN SPERR: There is very minimal.

COUNCILMAN SLATTERY: They can drive -- they will be facing southbound, I believe it is, and they can drive right out through there.

DAVID LINDSAY: Certainly we can look for something on Town property that would, you know, help delineate that area if it becomes a problem.

COUNCILMAN SLATTERY: Then also, facing between the two entrances, from Subway and the Town.

COUNCILWOMAN DI FLORIO: Where the pot hole is.

COUNCILMAN SLATTERY: Is that a pothole or a crater?

COUNCILWOMAN DI FLORIO: I don't know. It's a dip any ways.

MR. LINDSAY: I wasn't aware of one there, but I will take it up with the Highway Foreman tomorrow to have it taken care of.

COUNCILMAN SLATTERY: Thank you.

SUPERVISOR DUNNING: Thank you.

**RESOLUTION #193 RE: No Parking Zone on Parkway Drive**

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

**WHEREAS**, the Highway Superintendent and Chili Traffic and Safety Committee have reviewed resident's concerns in relation to on-street parking along the north and south side of Parkway Drive and herby make a recommendation to prohibit on-street parking in these areas of Parkway Drive; and

**WHEREAS**, the Code of the Town of Chili, in Chapter 465, Article I, Section 7 authorizes the addition of no parking areas by resolution from time to time; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Superintendent of Highways is directed to post the appropriate "NO PARKING" signs along that portion of Parkway Drive, between Union Street and Springbrook Drive; and

**BE IT FURTHER RESOLVED**, that the Chili Town Code, Chapter 465, Article I, Section 6 be amended to include that portion of Parkway Drive as restricted for parking and standing.

UNANIMOUSLY APPROVED

**RESOLUTION #194 RE: C.H.I.P.S. Budget Revision**

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

**WHEREAS**, the year 2011 budget for the C.H.I.P.S. account included \$125,000.00; and

**WHEREAS**, the Town of Chili received a letter from the State of New York dated April 28, 2011 indicating 2011 C.H.I.P.S. apportionment for Chili will be \$136,620.42; and

**NOW, THEREFORE, BE IT RESOLVED**, to revise account DA 5112.4 (CHIPS-contractual) to \$136,620.42.

UNANIMOUSLY APPROVED

**RESOLUTION #195 RE: Purchase of Utility Vehicle Replacement**

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

**WHEREAS**, included in the approved 2011 budget is the purchase of one (1) utility vehicle replacement; and

**WHEREAS**, three (3) quotes were received for the purchase of one (1) utility vehicle as follows:

Lakeland Equipment Corp.           \$ 9,051.22  
Moffett Turf Equipment           \$ 9,900.00  
Weiner Mower, Inc.               \$10,302.28

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase of one (1) John Deere Gator TH 6x4 Gas from Lakeland Equipment Corp. Of Chili, New York at a cost of \$9,051.22 to be paid from A7110.2 (Parks Equipment).

UNANIMOUSLY APPROVED

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**RESOLUTION #196**

**RE: BMX Bike Show**

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

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Jason Curran, X-Dreams Demo Team, to provide entertainment at the 2011 Chil-E Festival for \$2500.00, to be paid from account A7550.4. (Celebrations).

UNANIMOUSLY APPROVED

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**RESOLUTION #197   RE: MARCHING BANDS**

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

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign an agreement with Towpath Volunteers Fife and Drum Corp. Inc. To perform at the Chil-E Fest parade on July 4, 2011 at a cost of \$850.00, to be paid from account A7550.4 (Celebrations); and

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign an agreement with The Hit Men Brass Band, Inc. To perform at the Chil-E Fest parade on July 4, 2011 at a cost of \$1000.00, to be paid from account A7550.4 (Celebrations).

UNANIMOUSLY APPROVED

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

COUNCILWOMAN IGNATOWSKI: Can we have a resolution to force Mother Nature to have good weather for our Chil-E Fest?

SUPERVISOR DUNNING: You can do anything you would like to bring up to the floor. Any other questions or comments? (Laughter.)

**RESOLUTION #198   RE: Entertainment Chil-E-Fest**

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

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Flint Creek to provide musical entertainment at the 2011 Chil-E Festival for \$600.00, to be paid from account A7550.4. (Celebrations); and

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Flying Sideburns to provide musical entertainment at the 2011 Chil-E Festival for \$400.00, to be paid from account A7550.4. (Celebrations); and

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Julie Dunlap and High Maintenance to provide musical entertainment at the 2011 Chil-E Festival for \$599.00, to be paid from account A7550.4. (Celebrations); and

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Alfred St. John (Trinidad and Tobago Steel Drum Band) to provide musical entertainment at the 2011 Chil-E Festival for \$1100.00, to be paid from account A7550.4. (Celebrations).

UNANIMOUSLY APPROVED

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**RESOLUTION #199**

**RE: May 18, 2011 Abstract**

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

**BE IT RESOLVED.** to pay vouchers 1232,1234, 1282-1302, 1304-1381, 1386-1389, 1391-1395, 1398, 1404-1405 totaling \$205,348.51 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$ 70,645.90
Highway Fund	\$ 5,685.94
Annual Update 2011-2012	\$ 1,000.00
Consolidated Drainage	\$ 28.64
Special Fire Districts	<u>\$127,988.03</u>
TOTAL	\$205,348.51

UNANIMOUSLY APPROVED

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Supervisor Dunning made a motion to go into Executive Session to discuss a personnel matter, and Councilman Slattery seconded the motion. The Board was unanimously in favor of the motion to go into Executive Session. Supervisor Dunning stated upon the Board's return, no further business would be conducted this evening.

The Town Board went into Executive Session at 7:23 p.m.  
The Town Board returned from Executive Session at 8:31 p.m.

The next regular meeting of the Chili Town Board will be on Wednesday June 15, 2011 at 7:00 p.m. in the Chili Town Hall main meeting room.