

CHILI TOWN BOARD

September 6, 2006

A meeting of the Chili Town Board was held on September 6, 2006 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 Logel.

PRESENT: Councilwoman Ignatowski, Councilman Schulmerich, Councilman Slattery, Councilwoman Sperr and Supervisor Logel.

ALSO PRESENT: Richard Brongo, Town Clerk; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor; Joseph Carr, Commissioner of Public Works/Superintendent of Highways; Joseph Lu, Town Engineer; Dianne O'Meara, Comptroller; John Ferlicca, Deputy Town Supervisor (excused).

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. Eight speakers addressed the Town Board on various subjects, and the Public Forum concluded at 9:27 p.m.

TOWN LIAISON REPORTS:

Conservation Report by Virginia Ignatowski

COUNCILWOMAN IGNATOWSKI: Pretty quiet meeting. They discussed some of the Planning Board agenda items, and for the most part, we're just looking for a list of street trees that will be used. Other than that, it was a pretty quiet meeting.

Drainage Report by Virginia Ignatowski

COUNCILWOMAN IGNATOWSKI: Drainage, Joe Carr went through the work that has been completed, and they also reviewed the Planning Board agenda, and they did have several guests come in to discuss their problems.

Historic Preservation Report by Mary Sperr

COUNCILWOMAN SPERR: Okay. Historic Preservation has not met. Their -- they always take two months off in the summer. Their first meeting will be next week. However, I would like to respond to Irene (Brixner)'s comments when she came up during the public hearing, and what she was referring to was one of my Historic Preservation updates where I referred to the Stage Coach Inn, which is its proper name -- I referred to it as a home. And the only comment I would like to make about that, I'm certain that the residents who recently moved out of that residence would have called it their home. So as to be attacked by you, Irene (Brixner), at a meeting like this to criticize me for calling it a home, is pretty punitive.

MS. BRIXNER: It was on public television.

COUNCILWOMAN SPERR: Excuse me. I just wanted to make sure I took time to address that since she brought it up. That is all I have to say.

Library Report by Michael Slattery

COUNCILMAN SLATTERY: As Ginny (Ignatowski) mentioned, they were -- it was a little slow. One thing that did come up, they're very appreciative that -- I know all of the Town Board received a letter in regards to the cooperation and assistance from Chris Levey with the job he did to assist them when they had some serious problems with their computers.

They have also been scheduling the meetings with our State Representatives, looking to see if they can get some financial help in the future. And they're moving forward with that.

Recreation Report by Supervisor Logel

SUPERVISOR LOGEL: We did the Chil-E Fest fireworks, and as you know -- and the makeup of the music was rescheduled. We did this Labor Day weekend on Sunday, which again, we had the rain, as you know. Except that this time the fireworks did go off. The wind was not a problem, and I had the feedback that the fireworks, from people that were there, it was probably the best fireworks show they ever seen take place. I don't know whether it was because it was the end of the season and they had extra fireworks to use or what the story was, but they did a phenomenal job and the music was very, very good. It was wet. It was a little misty. It didn't pour. But the Recreation Committee and the Recreation Department, I think, appreciates the fact that people were patient and we were able to pull that off.

Thank you.

Traffic & Safety Report by Mary Sperr

COUNCILWOMAN SPERR: Just a couple of things. It is a little bit of a slow time. There are less complaints. I did want to make a comment about the moveable signs that Tracy (Logel) also noted in her articles in the newspaper, that we're receiving very positive feedback. If you haven't noticed, it is their neon signs that we have that we move from location to location to try to get people to notice if they're speeding, please slow down, to draw attention to stop lights. It was an idea and process worked through by our Traffic Safety Committee, and it is nice to hear the positive feedback on that idea.

We're also, for a change, receiving really good correspondence from the DOT to the letters that we send to them. When someone requests a stoplight, we send that information on and forward it to the DOT because they're the ones that have to approve some of those or stop signs in intersections that are on the roads that they take care of. And we're really pleased about that.

And I had a note on here about Attridge Road and it has escaped me why. Joe (Carr), what was the intersection of Attridge?

JOSEPH CARR: We received correspondence from the County DOT regarding an intersection on Attridge Road.

COUNCILWOMAN SPERR: That's right. Thanks for the help.

SUPERVISOR LOGEL: I think the hot pink -- I think the hot pink one hits you right in the face.

COUNCILWOMAN SPERR: Yes. That is over at Park Place. If you drive down Union Street, you can see it there.

COUNCILMAN SCHULMERICH: I assume we're still talking about signs.

Planning and Zoning Boards Report by Dennis Schulmerich

COUNCILMAN SCHULMERICH: As far as Planning Board goes, the meeting of August 15th, and there were five applications. Two were site-plan related, two conditional use and one subdivision approval. It was an uneventful meeting. Important, but uneventful.

The Zoning Board met on August 22nd, and they had variances around parking, building addition, lot variance, garage variance, lot line variance and then a conditional use for home office. There was a lengthy discussion that was referenced earlier tonight. There was a lengthy discussion that went on that resulted in a side-bar discussion related to a landscaping business down on Westside Drive that is illegal, has been for some sustained period of time, and there was good representation from the neighbors looking for some counsel and advice in terms of how to deal with it, and that was provided for those interested, more specifics in terms of the discussion that went on. I am sure you can read all of the interchange that went on in the meeting notes that will be coming out on the Zoning Board.

There has been some other discussion that I have had back and forth between the Planning Board and the Zoning Board, and it prompted a question that I want to introduce a resolution later on tonight for discussion by the Board, and that relates to the extensiveness of the meetings note that we have for Planning Board and Zoning Board and the degree to which all of the comments are included.

I would like us to discuss the ability and willingness to have the discussion that goes on around our resolutions actually in the meeting notes for Town Board, as well. I think when you go back and you look at the information we have from prior months, you see a vote count, but you don't really have a sense what discussion occurred, and I think, for the purpose of open government, for the purpose of being able to understand how the Town Board individuals -- individuals at Town Board feel about certain resolutions, that information, if we can include it, would be helpful. I will be raising that as a

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resolution at the end of the meeting.

SUPERVISOR LOGEL: Do we have an idea whenever that got started?

COUNCILMAN SCHULMERICH: I have gone back. If you go back a few years, there is some detail. It -- it seems to vary. I don't have the specifics.

COUNCILMAN SCHULMERICH: I will entertain it. Certainly if the Board is not interested, that is fine. I do understand from Mr. Stowe if we choose to do it, it would need to be a resolution because it would be a departure from Town Law.

RICHARD STOWE: It is an amendment to the procedures.

COUNCILMAN SCHULMERICH: Amendment to the procedures that this Board would have.

So we'll talk more about that later.

COUNCILWOMAN IGNATOWSKI: I had a couple other things not related to Conservation and Drainage I would like an opportunity to ask about our Building Department Director about. I have not seen any other information --

SUPERVISOR LOGEL: I am waiting for comments back from you on the things that we went -- we need to have a meeting to discuss these things. So you need to discuss those and -- in Executive Session.

COUNCILWOMAN IGNATOWSKI: Okay. I just didn't know what the progress was. I didn't realize you were waiting for us.

SUPERVISOR LOGEL: I sent you an e-mail with information attached to it, and that is what I am waiting back for answers on where you want to go, and do you want to have another meeting.

COUNCILMAN SCHULMERICH: We're all looking a little confused right now. So it sounds like there are actions we need to follow up on, to get back to you with a response.

SUPERVISOR LOGEL: You will need to decide.

COUNCILMAN SCHULMERICH: Then set up a meeting. All right. I just didn't know there were outstanding action items.

COUNCILWOMAN IGNATOWSKI: For us. My apologies. Then the reclarification, Jeron (Rogers), I sent you back an e-mail about some of the questions or comments I had, and I asked if you had a copy of the editorial analysis that was done. I didn't hear back from you. Do you have a copy of that?

JERON ROGERS: I do have a copy of that, and I will be getting back with you. I was waiting for the person from the code area to get back. They're on vacation. They will be back this week, as a matter of fact. And after I have gotten with the Code people, I was going to get back with you on that.

COUNCILWOMAN IGNATOWSKI: Okay. Just looking for status on that. And I think -- after this evening's public hearing, I think we should definitely be entertaining and advancing an Architectural Review Board. I know we have to accept the report, but this -- but the survey and the comments this evening, I would like to see started.

And then the other issue I wanted to bring up, is the online map that currently exists on our website, for future land use, I would like to have that, at the very least, be removed until we can get through with the debate about its accuracy. I don't believe it's accurate. I think it needs to be changed, but until we perhaps have a discussion and advance that forward, I think it should reflect the text, the interpretation of that text that the Planning Board, and quite frankly, as the Town Board had with that particular future land use, and that online map was put on -- I got out the old memo, by Chris Levey, Dan Kress and Kathy Reed, none of whom were actually on the Master Plan Update Committee. It's their interpretation, and it is my belief it is inaccurate. They're the ones that produced the online map, the future land use map. We recognize this is nothing -- it is a courtesy to residents to have the Comprehensive Master Plan in its form on a website so they can peruse it just as how we have our code book or whatever else, but this particular map is causing quite a bit of e-mail coming to my house, and I would like to see this resolved and have that map either be corrected or removed until we can get it up.

SUPERVISOR LOGEL: Is that map out of the Master Plan Update?

COUNCILMAN SCHULMERICH: It is out of the Master Plan Update. I was on the Master

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Plan Update Committee for recreation, and I would say that two points -- number one, the shading on this map, if I can pass it along -- I would like it back, but the shading on the map for the property in question, i.e. the property immediately adjacent and east of Wegmans over on Orchard Road has a shading that bears no resemblance to commercial General Business. Bears no resemblance to the shading that the Wegmans property has or that Chi-Paul has. It is in solid black. I don't know what the intent of it is. It is -- was never described, so there is confusion. I can understand why it might have been transferred erroneously, but it does not reflect, as best I can interpret, and I have spent a fair amount of time reading it. It does not reflect the verbiage in terms of what the intention was for the property. So I agree it is confusing.

SUPERVISOR LOGEL: That is part of the Master Plan that was done several years ago.

COUNCILWOMAN SPERR: 2000 --

COUNCILMAN SCHULMERICH: Written in 2001, and approved in 2002.

RICHARD STOWE: The map is part of the plan, this map. The map on the website is not part of that plan.

COUNCILMAN SCHULMERICH: No.

RICHARD STOWE: There was an attempt to take this map and put it on the website.

COUNCILMAN SCHULMERICH: Yes. But that map is confuse --

SUPERVISOR LOGEL: Take that out of there.

COUNCILWOMAN SPERR: Take it off the Town website.

COUNCILMAN SCHULMERICH: I'm not suggesting that this should come out of the 2001, 2002 Master Plan. I am suggesting I understand how there could be confusion in terms of how to transcribe it, and I agree it should also come off the website.

COUNCILMAN SLATTERY: Where are we going?

RICHARD STOWE: If it is the Board's consensus that you simply want that off the website, then take that map off the website. Have Chris Levey take that map off.

COUNCILMAN SLATTERY: Who will direct him, Supervisor, to do that?

SUPERVISOR LOGEL: I will do it.

COUNCILMAN SLATTERY: Okay. Just checking. I want to make sure we know where we're going.

COUNCILWOMAN SPERR: I would like to -- it taken off tomorrow first thing so we can get past this. What do we do moving forward? There is a discrepancy on the map and it needs to be addressed. What process do you want to use to do that?

SUPERVISOR LOGEL: This is -- we have to discuss it. It is out of the Master Plan that came out of that review committee that -- or whoever did that Master Plan back in 2000, 2001, so I -- so I think we'll have to look at what the legal -- what the problem is, because it is not in color?

COUNCILMAN SLATTERY: No. The problem is it is not accurate. I spoke with Chris Levey in regards to this, and he sent us and copied you in on the e-mail he sent, was that he relied on other people with information in regards to it, and I spoke to our planner at that time, RLB, who disputes some of the information that was sent in the e-mail from Chris (Levey), so I think --

SUPERVISOR LOGEL: You -- what you think you got going on, if I understand you, is his interpretation what is in the book is incorrect.

COUNCILWOMAN IGNATOWSKI: Incorrect. Either correct it, have it show or reflect that it was supposed to --

COUNCILMAN SCHULMERICH: RB -- should be relatively straightforward, because what the zoning is today, is what was recommended, with the exception of a PNOD overlay on the RB zone.

SUPERVISOR LOGEL: With this land map, you have it updated with all of the resolutions as passed.

COUNCILWOMAN IGNATOWSKI: This is future land use.

COUNCILMAN SLATTERY: This is different.

COUNCILMAN SCHULMERICH: So the way you get to the future land use map is through the wording in that Section 5, and when you read Section 5, you can determine what changes are recommended to the zoning. When you read those words, nowhere does it suggest that the property east of Wegmans over to Archer Road should be General Business. It indicates it should be Restricted Business with a PNOD overlay, and it does not suggest any change to the residential property adjacent

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to the PNOD.

COUNCILWOMAN SPERR: There is a version of that map that came out in color that was sent out to us much after the vote was taken and the Comprehensive Master Plan was approved and the memo was dated February 4th, 2003. So it was well after we voted to update that plan which was adopted on March 6th, 2002. It is in color.

It -- it apparently seems to reflect the black and white map that Councilman Schulmerich first pulled out. It more accurately represents what was depicted in the verbiage that we approved. So I don't know -- this is different than what was on the website. This is the -- this is the package of maps that was given to us well after.

For some reason, it was not produced at the time that we had got the maps, so we voted without that in our possession. So we voted on the comprehensive plan based on reviewing of the words that went with it. This is a little closer to what was described.

COUNCILMAN SCHULMERICH: This does identify that area as Restricted Business.

COUNCILWOMAN SPERR: This should have been put in everyone's books.

COUNCILMAN SLATTERY: I have it.

COUNCILWOMAN SPERR: Ginny (Ignatowski) would not have it. She was not on the Board at the time.

COUNCILWOMAN IGNATOWSKI: So instead of taking it off, let us change that map to reflect what Mary (Sperr) has there in color. Just change it.

SUPERVISOR LOGEL: Can you get --

RICHARD BRONGO: Is that the map that is in the 2010 update?

COUNCILMAN SLATTERY: No. It would not be in there because it was changed.

COUNCILMAN SCHULMERICH: March 6th, 2002. It was in black and white.

COUNCILWOMAN SPERR: Your name is on -- provided by Steve Hendershott on February 4th, 2003. Enclosed please find a set of colored maps to replace the color maps in your Comprehensive Plan update notebook.

So we had to approve the Comprehensive Plan with black and white maps, and when we approved it, it was assumed that when the color maps came, they would match what was written in the Comprehensive Plan that we approved.

COUNCILWOMAN IGNATOWSKI: Can I have a copy of what you got?

COUNCILMAN SCHULMERICH: I have book number 7, and we did not receive that as members of the Committee, but apparently the Town Board did.

COUNCILWOMAN SPERR: I pulled this out after I received e-mails pointing out errors in the maps and prior discussion. I went and pulled my maps out and sat down and compared them. When we approved these things and these maps are provided to us, we assume that maps that they provide are correct. There is no reason to assume that the consultants that we use or whomever does this and provides these for us would come out incorrect. I can make color copies of those for you and give it to you.

COUNCILWOMAN IGNATOWSKI: Can you?

SUPERVISOR LOGEL: I want to make sure that we get at least a couple sets of this.

COUNCILWOMAN SPERR: Dick (Brongo) should have this.

RICHARD BRONGO: I replaced them in my Master Plan Update book, and that is where they are. They would be in the 2010 Comprehensive Master Plan Update. That is where they would be.

COUNCILMAN SLATTERY: If that is where you put them.

COUNCILWOMAN SPERR: Why do we have discrepancy on the website if you have them in your possession?

RICHARD BRONGO: I have nothing to do with the website.

SUPERVISOR LOGEL: Can you make sure -- okay. You make sure you have got the maps.

COUNCILWOMAN SPERR: I will make copies for you to make sure that we have the same map.

SUPERVISOR LOGEL: Amen.

COUNCILWOMAN SPERR: I will take care of that tomorrow and provide it.

RICHARD STOWE: I think we're done.

COUNCILMAN SCHULMERICH: So not to confuse the issue further, but if we think we

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have an accurate map, could we verify that we have an accurate map before we make any changes to the website?

SUPERVISOR LOGEL: Amen.

COUNCILMAN SCHULMERICH: I would like to do this once. Would be nice.

SUPERVISOR LOGEL: We'll not rush to put it back on there.

COUNCILMAN SCHULMERICH: Please. That sounds like a great idea. Make sure it is right before we get it updated.

MATTERS OF THE SUPERVISOR:

1. Hazardous Waste Collection Day is Saturday, September 16, 2006 from 8 a.m. to 12 noon.
2. Town Historian has received a historical records grant for \$10,586.00 from the NYS Archives Grants Administration and Program Support Unit; per December 2005 Grant Submission.

SUPERVISOR LOGEL: Item 1, is that in Gates or here?

JOSEPH CARR: I'm sorry.

SUPERVISOR LOGEL: The hazardous waste.

JOSEPH CARR: This year it is being held at the Gates location.

SUPERVISOR LOGEL: That is on Traybolt.

JOSEPH CARR: Yes.

SUPERVISOR LOGEL: That is normally – when Gates has it, it is on Traybolt.

JOSEPH CARR: But it's by appointment. You will have to call to make the appointment.

SUPERVISOR LOGEL: The hazardous waste phone number is 247-2911. You have to schedule an appointment.

Mr. Lu suggested very strongly that we start applying for this. First time around we were denied. You just keep banging on the door, and eventually something will -- I will hang onto that, Joe. Sooner or later. Did you want to make any comment? Anybody have any questions on what that grant was?

COUNCILMAN SLATTERY: Supervisor, one question before you move on. In today's newspaper article in regard to the possible development, non-development, you made a comment in there about receiving a letter from the --

SUPERVISOR LOGEL: I made that comment two months ago.

COUNCILMAN SLATTERY: I was wondering if I could get a copy.

SUPERVISOR LOGEL: Yes, you can yes. I was originally -- remember it was the one kept saying in February, that they said that they wanted it kept highly confidential, and so therefore, I did not violate it. And but now you may have a copy.

COUNCILWOMAN IGNATOWSKI: One last thing, too. I'm sorry. Mr. Pikuets request about investigation from – the Assessor. I will say that I did call Linda Leach myself as soon as I received that letter to get an accounting from her, and she had other people apparently who backed up her response. I didn't know, whether you did –

SUPERVISOR LOGEL: I talked to her at length about this, and she assured me that in no way was she being rude or out of line, or under the circumstances that were at the time. And she said as far as the -- I mean, I know she is highly acclaimed State wide for her skills as an Assessor. She is always receiving awards. I know everybody is unhappy with their assessments and no one is ever happy with that, but I will tell you today a comment I overheard that was just going on, that there were three or four houses that were sold in the last week and all of them sold anywhere from 15 to 30,000 more than they were assessed at. So it is a moving target with 100 percent assessed valuation. It is a moving target because it is whatever people will pay to buy that house, is what -- you know, the value is. And the market changes. And I -- she assured me that she is not in any way overestimating the value of property as it is moved on a daily basis.

As houses sell, as property sells, it sells for more than it is assessed for.

COUNCILWOMAN SPERR: Could I just add one more thing? We did receive a letter dated

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August 22nd from the Boy Scouts of America Troop 292 referencing using the Baker property for the haunted house this year, and I'm wondering why that is not noted. It has been since our last meeting, why it is not on your list of correspondence received.

SUPERVISOR LOGEL: I think it just got overlooked as far as correspondence received, but we're looking at an alternate site. We're meeting with them tomorrow. They have been given a really great opportunity that I am not at liberty until after tomorrow at 3 o'clock to discuss, but it is not formal yet.

COUNCILMAN SLATTERY: I have received a number of e-mails in regards to this.

SUPERVISOR LOGEL: I just talked with them tonight and told them they will meet tomorrow.

COUNCILWOMAN SPERR: I received phone calls and e-mails from the Boy Scouts. I just want to make sure that number one, the correspondence that we get is noted on your list. I'm not sure how you decide what to put on and what not to.

Secondly, that this is also addressed, that we do not put the Town or Boy Scouts at risk this year.

SUPERVISOR LOGEL: The letters, as we receive them, go in the folder, out at Dawn (Forte)'s desk and they get put on. This one is probably just -- because we're working on it, it is a work in progress.

COUNCILMAN SCHULMERICH: Supervisor, under Town liaison reports for the coming months, if you would like me to give a brief update on the Parks and Recreation Master Plan Update, I would be happy to have that on.

SUPERVISOR LOGEL: Okay.

COUNCILMAN SLATTERY: I know I received two -- how many meetings have we had.

COUNCILMAN SCHULMERICH: Three, I believe.

COUNCILMAN SLATTERY: I received meeting minutes for two of them.

COUNCILMAN SCHULMERICH: Last one last week. Another one coming up with the consultant, first meeting with the consultant in about two weeks, and then there will be a public hearing also, I believe, in September, as well. I guess I just gave a report, didn't I?

The 7/12/06, 8/2/06, 8/29/06 Town Board meeting minutes were approved as submitted.

The 7/26/06, 8/21/06 Town Board workshop meeting minutes were approved as submitted.

REPORTS SUBMITTED:

Community Center Revenue Report – July 2006

Recreation Center Revenue Report – July 2006

Senior Center Revenue Report – July 2006

Conservation Board Minutes – 6/5/06

Drainage Committee Minutes – 6/6/06, No Meeting in July 06, 8/1/06

Library Board of Trustees Minutes – 5/23/06

Monthly Finance Report – July 2006

Parks & Recreation Master Plan Update Committee Minutes – 6/21/06

Planning Board Minutes – 5/9/06, 6/13/06, 7/11/06

Recreation Advisory Committee – 6/14/06

Town Clerk Report – July 2006

Traffic & Safety – 7/6/06

Zoning Board Minutes – 4/25/06, 5/16/06, 6/27/06, 7/25/06

CORRESPONDENCE:

1. Mr. Brongo has received formal notification from Chili Fire Department, 3231 Chili Avenue, Rochester, NY d/b/a/ Chili Fire Department, Inc. Social Club that they have made application for renewal of their Liquor License with the State Liquor Authority.
2. Mr. Brongo has received formal notification from Four Point Rod and Gun Club that they have made application for renewal of their Liquor License with the State Liquor Authority

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3. Mr. Brongo has received an additional 726 signatures submitted against the rezoning of 715 and 741 Paul Road, bringing the total to 1,040.
4. Received \$100.00 donation to the Chili Public Library from the Monroe Y Ski Club.
5. Supervisor Logel has received from Lifetime Assistance a request to establish a Community Residence (Individual Residence Alternative – IRA) in the Town of Chili, the potential site at 4 Queensbury Lane.
6. Mr. Brongo has received formal notification from Logan's Party House, Inc. 1420 Scottsville Road, Rochester, NY 14624 that they have made application for renewal of their Liquor License with the State Liquor Authority.
7. Supervisor Logel has received a letter from the NYS Department of State regarding the 2005-2006 Quality Communities Grant Program, our first attempt has been denied and we will try again.

OLD BUSINESS:

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED to remove from the table resolution # 201 which was tabled from the August 2, 2006.

RESOLUTION #201 RE: Adoption of New Zoning Map

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

WHEREAS, numerous zoning changes have taken place over the past six years and;

AND WHEREAS, there is a need for an Official Town Zoning Map showing these updates;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Chili hereby adopts the Zoning Map dated July 18, 2006 with all current information, located in the Town Clerk's Office, as the Official Zoning Town Map.

UNANIMOUSLY APPROVED

RESOLUTION #211 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE COSTANZA PROPERTY TAX MAP NO. 160.03-1-15 LOCATED AT 2113 SCOTTSVILLE ROAD, SCOTTSVILLE, N.Y. 14546 AND TAX MAP NO. 160.03-1-16 LOCATED AT 2117 SCOTTSVILLE ROAD, SCOTTSVILLE, N.Y. 14546 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 August 8th, 2006, 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 2113 Scottsville Road, Scottsville, N.Y. 14546 tax map no. 160.03-1-15, and located at 2117 Scottsville Road, Scottsville, N.Y. 14546 tax map no. 160.03-1-16 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 4th day of October, 2006, 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

RESOLUTION #212 RE: ORDER ESTABLISHING THE EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE TO SERVE THE DONALD S. & CANDICE R. KYKENDALL PROPERTY TAX MAP NO. 146.080-01-039.201 LOCATED AT 803 MARSHALL ROAD, ROCHESTER, N.Y. 14624 AND TAX MAP NO. 146.080-01-039.121 LOCATED AT 807 MARSHALL ROAD, ROCHESTER, N.Y. 14624 AND TAX MAP NO. 146.080-01-039.111 LOCATED AT 809 MARSHALL ROAD, ROCHESTER, N.Y. 14624 IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman Sperr

WHEREAS, at a regular meeting of this Town Board held on August 2, 2006, Resolution # 202 was adopted approving an extension of the Chili Consolidated Drainage District to serve an area wholly within the Town of Chili described as follows: the property located at located at 803 Marshall Road, Rochester, N.Y. 14624 tax map no. 146.080-01-039.201, and located at 807 Marshall Road, Rochester, N.Y. 14624 tax map no. 146.080-01-039.121 and located at 809 Marshall Road, Rochester, N.Y. 14624 tax map no. 146.080-01-039.111; 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. 206 a 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 #202, dated August 2, 2006; 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

RESOLUTION #213 RE: Set Public Hearing on the 2007 Preliminary Budget

OFFERED BY: Councilman Schulmerich SECONDED BY: Councilman Slattery

BE IT RESOLVED that the Town Board establishes the date, place and time for the Public Hearing on the 2007 Preliminary Budgets as follows and directs the Town Clerk to publish notice of same, in accordance with Section 108, in the Gates-Chili Post:

DATE: November 1, 2006

PLACE: Town Hall, 3333 Chili Avenue, Rochester, NY 14624

BE IT FURTHER RESOLVED that Public Hearings be set for November 1, 2006 at 7:00 p.m. for the purpose of considering:

Water District Assessment Rolls (Hynes Tract, S Chili Benefit Area #1, S Chili Benefit Area #2)

Sewer Districts (Chili sewer improvement Benefit Area #1)

Consolidated Lighting District #1

Lighting Districts (Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili.)
Sidewalk District (Park Place)
Park District (Lexington)
Consolidated Drainage District

Assessment Rolls for Fire and Fire Protection Districts (Chili, Gates-Chili, Clifton, Chili-Scottsville)
Assessment Rolls for Ambulance Districts (Chili, Gates-Chili, Clifton, Chili-Scottsville)
Proposed contracts for Ambulance Districts
Proposed contracts for Fire and Fire Protection Districts
Preliminary Budget

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to publish notice of same, in accordance with Section 108, in the Gates-Chili Post.

UNANIMOUSLY APPROVED

RESOLUTION #214 RE: Amending Resolution #23 Election Inspectors

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

WHERE AS, Resolution #23 RE: Election Inspectors was passed at the organizational Meeting setting compensation for election inspectors; and

WHERE AS, the Monroe County Legislature has approved pay increases for the Election Inspectors; and

WHERE AS, the Board of Elections will be reimbursing the Town for the Inspector pay, Training and Chairperson pay;

NOW BE IT RESOLVED that the compensation of Election Inspectors shall be amended as follows for the year 2006:

Inspector Pay Election/Primary Day.....	\$10.00 per hr
Training.....	\$ 25.00* (includes mileage)
District Chairpersons Pay.....	\$ 20.00 per Election
(* if they work the General Election)	

BE IT FURTHER RESOLVED that the Town Clerk is authorized to pay the election inspectors via a special abstract if the timing of payments via the regular abstract will cause undue delays.

UNANIMOUSLY APPROVED

RESOLUTION #215 RE: Authorization of Attendance at the Planning & Zoning Conference

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that Jeron Rogers, Director of Engineering/Planning, two members of the Planning Board, and two members of the Zoning Board are hereby authorized to attend the Planning & Zoning Conference, Oct 8-11 in Saratoga Springs, at a cost not to exceed \$900 per person plus mileage and

tolls.

UNANIMOUSLY APPROVED

RESOLUTION #216 RE: Authorization of Attendance to CEDAR

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that Scott Miller, Deputy Fire Marshal be authorized to attend a Training Seminar at the Public Safety Building, Rochester, NY regarding the Code Enforcement Disaster Assistance Response (CEDAR) on September 13, 2006 at a cost of \$25.00 plus mileage.

UNANIMOUSLY APPROVED

RESOLUTION #217 RE: Authorization of Attendance at Training Conference

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that Jim Christian, Fire Marshall and Scott Miller, Deputy Fire Marshal, is hereby authorized to attend the annual school and training conference to be given by the New York State Fire Marshals and Inspectors, to be held at the New York State Fire Academy in Montour Falls, New York, on October 18 - 20, 2006; total expenses are not to exceed \$600.00.

UNANIMOUSLY APPROVED

RESOLUTION # 218 RE: NYS Association of Court Clerks Training

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that Joyce Cross and Victoria Campoli are authorized to attend the NYS Association of Court Clerks training in Ellenville, New York on October 8, 2006 through October 11, 2006. Total cost not to exceed \$800.00 per person.

UNANIMOUSLY APPROVED

RESOLUTION #219 RE: NYS Association of Magistrates Training

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that Judge Patrick J. Pietropaoli and Judge Melvin L. Olver are authorized to attend the NYS Magistrates Association Annual Conference in Ellenville, New York on October 8, 2006 through October 11, 2006. Total cost not to exceed \$900.00 per person.

UNANIMOUSLY APPROVED

RESOLUTION #220 RE: Authorize Contract to Install Water Service System

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Schulmerich

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WHEREAS, under South Chili Water Improvement Benefit Area No. 1, Phase II, provisions were established to provide individual water pressure systems to three properties on Chili-Scottsville Road due to high ground elevations, and

WHEREAS, the property owner at #936 Chili-Scottsville Road has requested and has signed the necessary installation agreement to have the water service pressure system installed at District expenses to his home, and

WHEREAS, the Commissioner of Public Works has obtained price quotes for the required plumbing work;

NOW, THEREFORE, BE IT RESOLVED to authorize a contract with T. Bell Construction for the installation of a pressure water service to serve the home at #936 Chili-Scottsville Road at an estimated cost of \$7,400.00, and

BE IT FURTHER RESOLVED to establish a budget (H19-8340.2) South Chili Water in the amount of \$8,000.00.

UNANIMOUSLY APPROVED

**RESOLUTION #221 RE: Accept Community Development Grant for Davis Park
Playground Equipment**

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman Sperr

WHEREAS, the Town has received notification that our request for a Community Development Block Grant through Monroe County to purchase and install ADA compliant playground equipment in Davis Park was approved, and

WHEREAS, a contract for the above has been received.

NOW, THEREFORE, BE IT RESOLVED to accept the Grant in the amount of \$32,000 and to authorize the Town Supervisor to sign the contract between the Town and Monroe County wherein the Monroe County Community Development Office will act as contract administrator for this project.

UNANIMOUSLY APPROVED

RESOLUTION #222 RE: Authorize Bids for Reed Road Box Culvert

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

WHEREAS, the concrete box culvert under Reed Road has deteriorated and must be replaced, and

WHEREAS, the Town Engineer has prepared plans and specification bid documents for the culvert replacement;

NOW, THEREFORE, BE IT RESOLVED to authorize the advertisement for bids for the Reed Road box culvert replacement.

UNANIMOUSLY APPROVED

RESOLUTION #223 RE: Budget Transfers – Highway Fund

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED to transfer \$37,000.00 from DA 5142.499 (Snow Miscellaneous) to DA 5110.1 (General Road Repairs Labor).

UNANIMOUSLY APPROVED

RESOLUTION #224 RE: Road Dedication of a Portion of Middlesbrough Park, West Ham Circle, and Bolton Trail

OFFERED BY: Councilman Slattery SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that a portion of Middlesbrough Park, West Ham Circle, and Bolton Trail, as constructed under Sections 3, 4, & 5 of the Park Place Subdivision, be accepted for road dedication, and

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

UNANIMOUSLY APPROVED

RESOLUTION #225 RE: Maintenance of Enclosed Drainage Calvary Church, Chili Ave. (Route 33A)

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

WHEREAS, the Calvary Church proposes to enclose a portion of open drainage ditch at their driveway entrance on Chili Avenue, to include the installation of approximately 140 feet of pipe, in order to provide a safe and maintainable site entrance, all to be located within the New York State highway right-of-way, and

WHEREAS, the State of New York will only allow the installation of enclosed drainage systems of State right-of-way if the Town accepts responsibility for all maintenance and repairs;

NOW, THEREFORE, BE IT RESOLVED that upon construction, the Town of Chili accepts responsibility for maintenance and repairs of the enclosed drainage system, and

BE IT FURTHER RESOLVED that the Town Clerk is to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

UNANIMOUSLY APPROVED

RESOLUTION #226 RE: Release of Easement Lot 29, Red Bud Subdivision

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman Ignatowski

WHEREAS, a new home has been constructed on Lot 29 of the Red Bud Subdivision, and

WHEREAS, a corner of the attached garage on the new home does encroach into the storm drainage easement by 3.3 feet, all as shown on an Instrument Survey Map prepared by Avery Engineering, dated

BE IT RESOLVED, that per recommendation of the Town Engineer, \$35,323.21 be released from the letter of credit with HSBC (#SDCMTN548413) for Union Station Section V, leaving a balance of \$33,723.33; subject to engineering fees and street light bills to the Town.

UNANIMOUSLY APPROVED

**RESOLUTION #231 RE: Letter of Credit Release Bellaqua Estates
Release No. 6**

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

BE IT RESOLVED, that per recommendation of the Town Engineer, \$23,662.08 be released from the letter of credit with 1st Niagara Bank (#428143) for Bellaqua Estates Phase 1, subject to engineering fees and street light billing, leaving a balance of \$129,295.07.

UNANIMOUSLY APPROVED

**RESOLUTION #232 RE: Letter of Credit Release Springbrook,
Section H – Phase B Release No. 4 - Final**

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

BE IT RESOLVED that per recommendation of the Town Engineer, the remaining balance of \$10,000.00 should be released from the letter of credit with Canandaigua National Bank (#1102233012) for Springbrook, Section H – Phase B; subject to engineering fees and street light bills to the Town, leaving a balance of \$0.00.

UNANIMOUSLY APPROVED

RESOLUTION #233 RE: Town Board Minutes

OFFERED BY: Councilman Schulmerich SECONDED BY: Councilman Slattery

WHEREAS, it is desired that the meeting notes of the Chili Town Board should reflect pertinent elements of discussion relating to Town business, and

WHEREAS, current Chili Town Board meeting notes currently do not include discussion between Board members related to resolutions;

NOW, THEREFORE, BE IT RESOLVED that effective after the September 6, 2006 Town Board meeting that all pertinent comments made by Town Board members from opening to closing of the meeting will be captured and included in the official meeting notes of the Town Board meeting.

UNANIMOUSLY APPROVED

RESOLUTION #234 RE: Additional Town Board Meeting for the Month of September

OFFERED BY: Supervisor Logel SECONDED BY: Councilman Schulmerich

WHEREAS, there is only one meeting scheduled for the month of September, and

WHEREAS, due to a need to add to the meeting schedule;

NOW, THEREFORE, BE IT RESOLVED that the Town Board Meetings add a meeting on September 20, 2006.

DENIED BY A VOTE OF 3 NO TO 2 YES
(Supervisor Logel and Councilman Schulmerich voted yes.)

RESOLUTION #235 RE: Chili Fire Department, Inc. Inactive List

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED that the following be taken off the Chili Fire Department, Inc. Active List effective January 1, 2006 – July 1, 2006:

Heron Allen – 4 Talos Way, Rochester, NY 14624
Shawn Edd – 179 Cravenwood Ave., Rochester, NY 14616
Ralph Harmon – 104 Names Road, Rochester, NY 14623
Anthony Johnson – 28 Dover Court, Rochester, NY 14624
Julie Place – 115 C Audino Lane, Rochester, NY 14624
Sherry Thomas – 43 Mercedes Drive, Rochester, NY 14624
Don Wasenske – 2739 Chili Ave., Rochester, NY 14624
Lindsay Wehrmann-Guhl – 361 River Meadow Drive, Rochester, NY 14623

BE IT FURTHER RESOLVED that Steve Kalmbach, Jr. 536 N. Central Ave, Apt. 5, Minoa, NY and George Sarkis 19 Loring Place, Rochester, NY 14624 go to exempt status with the Chili Fire Department, Inc. effective July 1, 2006.

UNANIMOUSLY APPROVED

RESOLUTION #236 RE: Modification of Project Budget Union Street Improvement

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

WHEREAS, under Resolution #211 dated June 1, 2005, the budget was revised for the Union Street Improvement Project, and

WHEREAS, final work on the project is being completed, and an additional budget revision is necessary,

NOW, THEREFORE, BE IT RESOLVED to modify that budget as follows:

1440.4	Engineering Inspection (Parrone)	\$ 42,500.35
1710.4	Contingency	\$ 0.00
1420.4	R.O.W. Acquisition and Legal (Underberg & Kessler)	\$ 68,014.51
5197.4	Construction (by Chili)	<u>\$289,485.14</u>
	Total Appropriations	\$400,000.00
	Revenues, State Aid, Transportation	\$400,000.00

UNANIMOUSLY APPROVED

RESOLUTION #237 RE: Purchase Replacement Lawn Mower – Parks Dept.

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Schulmerich

WHEREAS, there is a need to replace one of the 60” cut riding lawn mowers used in the Parks Department;

NOW, THEREFORE, BE IT RESOLVED to authorize the purchase from Ontrac Equipment one (1) 60” cut John Deere mower at a cost of \$8,075.65.

UNANIMOUSLY APPROVED

RESOLUTION #238 RE: August 16, 2006 Abstract

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, January 4, 2006 Resolution #1 authorized vouchers to be paid August 16, 2006 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 3979 - 4190__ totaling \$384,940.00 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 3979 - 4190 were paid from the following funds:

General Fund_____	\$ _ 95,343.03
Highway Fund_____	\$ 255,770.66
H42 Annual 2005-6 Reassessment_ ___	\$_____ 465.75
H39 Union Street Improvement_____	\$ _ 18,528.50
Consolidated Drainage_____	\$ _ 4,560.26
Special Light Districts _____	\$ <u>10,271.80</u>
_____ Total for Abstract_____	\$ 384,940.00

UNANIMOUSLY APPROVED

RESOLUTION #239 RE: September 6, 2006 Abstract

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Schulmerich

BE IT RESOLVED to pay vouchers 4367-4612 totaling \$208,553.18 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$ 70,008.64
Highway Fund	\$ 89,939.72
H32 Union Station Park	\$ 2,375.00
H39 Union Street Highway	\$ 45,723.75
Chili Fire Protection District	\$ 431.07

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Consolidated Drainage	\$ 75.00
TOTAL	\$208,553.18

UNANIMOUSLY APPROVED

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on September 6, 2006 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:05 p.m. to discuss the Chili Center Comprehensive Plan Update Final Report.

Attendance as previously noted in the 9/6/06 Chili Town Board meeting minutes.

SUPERVISOR LOGEL: This is strictly on the Chili Center Comprehensive Plan Update final report. An overview, as I understand it, from Mr. Nyhan, the Chairman, was given previously at the Committee meeting, and we're just opening this up to the public for comment. This is on the Master Plan, Comprehensive Plan Update report.

COUNCILWOMAN IGNATOWSKI: Before it goes to the floor, could I make a couple comments? First, I would like to take the opportunity to thank the Committee for all of the hard work they put into this. I know it is a tremendous amount of time and effort and discussion, and I appreciate all that went into it.

When I read through this, basically it struck me pretty much reaffirming the Master Plan we currently have with some additional suggestions. That is the impression that I had. I would imagine that the majority of the people that are here this evening are probably here because of the parcel of land that is between Wegmans and The Fathers House. While this is not a rezoning public hearing, it is certainly a -- the plan for that area.

Two years ago, the developer came forward to this Board with the interpretation that this Master Plan was to have it be a mixed use PNOD overlay for transition. The Planning Board understood that to be the interpretation, as did the Town Board, and we went ahead and voted for it. Before I begin with a comment, I want to make it clear, because I did have some conversation with some of the members of this Committee that was also this Committee's interpretation that that particular parcel as stated in the Master Plan was to be a transition from the heavy commercial that is existing in Wegmans down to The Fathers House. I would just like to have that be very clear to myself and probably other people.

MR. NYHAN: Yes, that's correct. As we reviewed the current Master Plan, that was our interpretation that the current Master Plan stated they wanted a -- to go from commercial to the Restricted Business area with the PNOD overlay, with the transition into Residential. That is what the current Master Plan -- that was the understanding of our current Master Plan.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

CAROL THOMS, 122 Stryker Road

MS. THOMS: I live at 122 Stryker Road. And I am a Chili resident. I would like to commend Mr. Slattery and the Committee for their efforts. I do hope the next time we create a Master Plan Update Committee the Historic Preservation Board be represented because preservation districts is an integral part of most progressive towns, and it should be in Chili also.

The Committee states the Master Plan should not be sitting on a shelf. It needs to be used as a tool and a guide to subsequently creating an action plan. The original Master Plan Survey and now the Update Committee Survey favor the creation of an Architectural Review Board. At the last Planning Board I heard Mr. Nowicki state he had been waiting for this for years.

One of the duties of an Architectural Review Board is to set standards for commercial development. We need to make this happen. It is what sets towns apart and gives them a unique identity. I have provided each Town Board with a booklet which I put up there and apparently it was

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taken away. Better models for commercial development by the conservation fund.

The Planning Board also has been given copies of this and highlights are on the board -- story board outside. Developing design standards only makes sense. Chili must look to the extraordinary, and if we settle for less, we'll get less. When we look at the Town map, we see farmland unlike many towns. I agree with the Master Plan Update recommendations we need to drive support for our farming community. Let's bring development commercially to Chili and agricultural development to Chili, perhaps an ethanol plant, and at the same time give our farmers an excellent outlet for their crops.

Regarding commercial development, the survey showed that 80 percent believed that development should be built around the existing commercial areas. Let's be specific in restating that the Update Committee made no recommendations considering altering the zoning on Archer Road, but they do on item 7, on page 3, we need to consider the effect development on adjoining properties has. Poorly planned development decreases the desirability of the community to live, work and play. Concerning developing our existing commercial core, the Chili Ave. corridor, there has been a growing grassroots movement for creation of a real main street in Chili.

In addition to Master Plan updates, the Town of Chili really needs to look at this. We hope the Town Board will embrace this idea, as we are, the citizens, with architectural standards and an Architectural Review Board so we can have a real main street. It's a doable project.

The Rochester Community Design Center offers free consultation. The basics can be set in a plan in a relatively short period of time and we have citizens volunteering and willing to work on this project. I have sent the Town Board updated presentations on it, and it is also on the Chili website and on the display in the hallway.

Let's update the Master Plan and let's not rezone Paul Road. Let's create an Architectural Review Board and Main Street Initiative Committee. We can do this and the Town of Chili will be better for it.

JERRY BRIXNER, 14 Hartom Road

MR. BRIXNER: Thank you, Supervisor Logel. Jerry Brixner, 14 Hartom Road. I speak in strong opposition to the quote "Chili Community Center Update Report."

On May 24, I had an opportunity to address Michael Nyhan, Chairman of the Update Committee, during a meeting of this Committee that was held to make the report public and to allow comments.

I made the following statement that I checked on later that was never entered into the minutes of that meeting. Quote, "I have three items that I am very much concerned about. One, when you mention economic development throughout your openings, what have you done so far in the study for residential development? Many people in the Town of Chili are happy that they live in Chili because it is a nice residential community. Can you tell me what have you talked about concerning making it better for an individual who is interested in strictly residential development?"

Secondly, I would like to comment on the Chili Center proposal to move the ball fields out. I think that is ridiculous. Here you have got in the core of your town, right down the Main Street, Chili Avenue. Right now an integral part of the Chili Town government. You have your justice area over there. You have got your senior citizens over there. You have the highway over there and also Recreation Department. You have got an integral part of your government units right there, right now, alongside of the Fire Department. I can't see any better way of directing people to either of these services than to say, "Go right down Chili Avenue," so I wouldn't move any of that.

I now like to comment about the proposal to move the Highway Department. Just recently at the Chili Town Board -- I think that was in February -- sold 26 acres of prime, in my opinion, Highway Department property. They called it Stryker Road. By the way, it was purchased by highway reserve funds. Why didn't someone say, well, we don't need to put the Highway Department there because there might be individuals that didn't want the Highway Department there. But why couldn't you have put up some pole barns up in that vicinity, and used it strictly for storage?

On June 7th, I spoke to the Chili Town Board using a series of pictures I had taken three days earlier. I showed pictures from Chili Avenue showing the memorial monument that is inscribed, quote, "Dedicated in honor of those brave men of the Town of Chili who gave their lives to preserve the ideals of their country - 1961," unquote.

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Then by using other pictures of the actual activity in the park that day, and on the various ball diamonds that Chili Youth Baseball uses along with the soccer games conducted at Merante Field, in my opinion, that quote, whenever the young people or adults play on these fields, nearby to the memorial, then I know that the departed soldiers we honor on Memorial Day -- that we honor on Memorial Day there have not died in vein.

Finally, I am also opposed to any mall on Paul Road. Traffic considerations on Paul Road and neighborhood intrusion are some reasons that I oppose such retail development. Thank you, ma'am.

SUPERVISOR LOGEL: Thank you.

DAVID DUNNING, 2 Wheat Hill

MR. DUNNING: On September 7th, 2005, the Town Board voted on Resolution Number 255, Contract for Comprehensive Plan Update. This was offered by Councilwoman Sperr, and it was seconded by Councilwoman Ignatowski.

Be it resolved that the Town Board authorize the Supervisor to enter into a contract with Lu Engineers to update the Town's Comprehensive Plan. Estimated expenditures not to exceed \$12,000. That was voted four to one. Four yes to one no.

What came out of this is now being referred to as the Chili Center Comprehensive Plan. The approved one expenditure not to exceed \$12,000 was paid to Lu Engineers under contract to update the Town's Master Plan. I have missed -- I may have missed a meeting, this agreement to give the Supervisor cart blanche in reviewing the part -- only part of Chili.

In the opening paragraph of this document, and I quote, "The Chili Town Board in October of 2005, formed an Advisory Committee."

I neglect to see any indication in any minutes that this is an Advisory Committee. On October 12th, 2005, the Town Board voted on Resolution Number 271. Formation of a Master Plan Update Committee. This resolution goes down and identifies all of the members who are going to be a part of this Master Plan Update Committee, as well as identifying Councilman Slattery as the liaison to the Town Board. This was approved for -- by four votes.

Again, in each one of these -- these -- all of these members were selected, were identified to be appointed to the Chili Master Plan Update Committee. Once again, the words Chili Center Comprehensive Plan Update never appeared.

Also, again, no indication is given that this is an Advisory Board. The Town Board voted on and approved this resolution. The Chili Center Comprehensive Plan Update should, by all rights, be changed to the Town of Chili Master Plan Update Final Report. Not the Chili Center Comprehensive Plan Update. It must be taken as an update recommendation, not an advisory report. It was presented to the Town Board as an update, and at some point behind closed doors, without public knowledge, changed to an advisory report.

The Update Committee worked long and hard to produce its recommendations. I support their findings and recommendations provided in this report and ask that you strongly consider adopting this report in its entirety as an official update. Thank you.

COUNCILWOMAN IGNATOWSKI: I have made the same comments before at a Town Board meeting, and I guess I would be looking for what would be the next step to adopt this.

SUPERVISOR LOGEL: We have to review what they say tonight and see if you want to do it for the next month. That would be --

COUNCILWOMAN SPERR: They can't hear you, Tracy (Logel).

SUPERVISOR LOGEL: Really?

The policy normally is to review what is said tonight and then next Town Board meeting put it on as an agenda item. That is the normal procedure. If you're trying -- I mean, normally you want to give -- the policy of this Board has always been you want to have time to review it. Do you not want time to review?

COUNCILWOMAN IGNATOWSKI: I was absolutely wanting time to review. But I just didn't know if there was a SEQR process.

SUPERVISOR LOGEL: On this, I don't think so.

COUNCILWOMAN IGNATOWSKI: That needs to be --

SUPERVISOR LOGEL: Mr. Mueller, is there a SEQR process that has to go for this particular

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thing to be adopted, this particular report?

MR. MUELLER: The adoption of this report doesn't -- it doesn't really do anything. Where you come into the SEQR was if you are going to amend your code as some of the recommendations in here suggest, cluster zoning, Access Management Overlay Districts. What else? Any ways, anything that would apply to amending your code as it stands today, that would have to go through a SEQR process through the --

SUPERVISOR LOGEL: Just to adopt this, we don't -- we can put it on the agenda next -- as a resolution.

MR. MUELLER: Adopting this will not have an effect until you start to put some of the code items in place.

COUNCILWOMAN IGNATOWSKI: I just wanted to make sure that was clear.

COUNCILWOMAN SPERR: I thought it was also mentioned to us by our attorney, and correct me if I am wrong, Rich (Stowe), that in order to adopt specific aspects of this recommendation, let's say there is one that we don't particularly feel as a group that we want to adopt, that we had to hold public hearings for each individual item. Did you tell us that? Did I misinterpret --

RICHARD STOWE: That is the same thing Mr. Mueller was saying.

For instance, one of the recommendations in here had to do with clustering. Another had to do with specific recommendation for an Architectural Review Board that was brought up and discussed. Those would have to have local law passage, and procedure to amend our code. All of which would require separate resolutions, separate SEQR processes on the local laws.

COUNCILWOMAN SPERR: Including a separate public hearing, in addition to this one?

SUPERVISOR LOGEL: Correct.

For each one. But to adopt -- but to adopt the overall you don't.

COUNCILWOMAN IGNATOWSKI: We could anticipate that as a resolution for the next Town Board meeting.

RICHARD STOWE: The Committee is making recommendations. They're not telling the Town Board if they adopt this plan, that the Town Board must accept all of those recommendations --

SUPERVISOR LOGEL: Okay.

RICHARD STOWE: You're simply receiving the report with the recommendations. Implementation of any of those recommendations will require further action from this Board.

SUPERVISOR LOGEL: Thank you.

COUNCILWOMAN SPERR: Thank you.

STEVE GINOVSKY, 19 Hubbard Drive

MR. GINOVSKY: My name is Steve Ginovsky. I live at 19 Hubbard Drive in North Chili.

First of all, when this committee was originally formed, it was for the whole Town of Chili. Not just Chili Center. I want to first put that on the table. And that is exactly how it was said.

The next -- because we do have areas in North Chili. We have it over by Ballantyne and South Chili, and Chili Center is not the whole town. I agree we need industry here. We need to have people come here to work and do their fair share on paying on taxes. The problem here on Chili Center, as we're setting in, we have over there the old Bausch & Lomb building, and also the Case Hoyt building, is -- an Empire Zone, which is -- is a non-taxable point. We have a number of other non-taxable points in town. That is overburdening residents here of the Town of Chili.

And I think it is wrong for this corridor only to be used by the Committee, and did I go to one -- to a meeting that there was -- held in February, if I am -- if my memory serves me correctly. I personally went to it. And it happened to be over in your Highway Department. I sat down. And I had somebody, namely Mr. Slattery, um -- is the liaison there, and the -- and the Chairperson from this Committee, um, say that it is a closed meeting.

I went there to be educated, to listen to what was going on in our fair town here. So -- and in lieu of this whole town, to be updated, and it is just a small section, I -- I personally believe it is a sham and it should not be just a small area. It is for the whole town. They have dusted off the book from the old Master Plan.

They may have made a couple little tweaks in Chili Center and threw the rest of the Town away.

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I think it is despicable the way it was handled.

And also, what your Chairperson here -- I have a great problem with it. And he happens to be a Monroe County Sheriff that is supposed to be upholding the law.

And when we have one of our Town Board members laugh, not only at me, but two other town residents, one that is walking with a cane, to come to be educated, I think is a wrong thing to do. And if you have to accept, as you were discussing prior to me getting up here, as a whole, or none of it, I think it needs to be retabled and re-worked. It is unacceptable.

Thank you very much.

COUNCILWOMAN IGNATOWSKI: Once again, if I can. It says here "town wide recommendations" starting on page 1. There are town wide recommendations in here.

COUNCILWOMAN SPERR: That is right.

COUNCILWOMAN IGNATOWSKI: They -- I guess I am confused actually why this would be titled "Chili Center" when there are town wide recommendations.

SUPERVISOR LOGEL: I think you would have to ask the Committee.

COUNCILWOMAN IGNATOWSKI: Maybe we need clarification on that. I see "town wide recommendations."

SUPERVISOR LOGEL: Would you like to address the question, Mr. Nyhan, or Jim Mueller?

SUPERVISOR LOGEL: As I --

MR. NYHAN: As I understand it, there were -- Master Plan is a town wide plan. However, there were specific areas that the Board wanted us to look at, and those priorities were placed on those areas based on the time, which was a six to eight-month timeline. We worked on those areas, starting with Chili Center. The Paul, Archer Road area, Chili Center and West Chili was the third area.

But the time we had, in the six to eight month period, we were able to work on the Chili Center area. We didn't have the opportunity in that time constraint to look at the entire Comprehensive Plan. It wasn't our understanding that we were to look at the entire comprehensive plan, but on an area of town -- an area of the Town that was experiencing tremendous growth and tremendous pressure for growth, which is the Chili Center area. That is why we focused on the Chili Center area. That is the direction we were given.

SUPERVISOR LOGEL: Mr. Lu, would you please make a comment to the effect that to do the entire Master Plan Update for the Town of Chili, how much approximately something like that would cost, and timeline?

JOSEPH LU: Last time the Town did the update, it take somewhere around two years. And I don't remember how much it cost.

SUPERVISOR LOGEL: But it was substantially more than 12,000.

JOSEPH LU: And this time, you do have a -- talking to your town people, and we make a proposal to say what we work on. The proposal is sent to the Town. I believe you have a copy, and all of the council members have a copy of it. And this is based on the proposal we had.

COUNCILMAN SLATTERY: The only thing that -- I agree with Joe (Lu), but there is one item I disagree. The Town Board does not have that whole proposal that came in.

COUNCILWOMAN SPERR: No, we don't.

COUNCILMAN SLATTERY: I believe just the Supervisor has that, and Diane (O'Meara).

SUPERVISOR LOGEL: The proposal on file, you mean?

COUNCILMAN SLATTERY: Right. But the Town Board did not get a copy of that proposal.

COUNCILWOMAN SPERR: Whatever you signed, the agreement with Joe Lu was not copied to us.

COUNCILMAN SLATTERY: But I also think the pressure, to continue what Mike (Slattery) was stating, was coming from the Planning Board, as well, because they felt the pressure from developers with development in a certain portion, and there was a word, "moratorium" that was used, and without going there, we -- that is why this Committee was formed, to -- in addition --

SUPERVISOR LOGEL: Thank you.

MARY KORN, 36 Bucky Drive

MS. CORN: Chili's population is 27,638. It consists of 10,159 households covering 39.76 square miles, and it amazes me that the numbers that we have heard on the people that are speaking out

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against this project constitute a small minority of our population. They're strangling the growth of industry, and I'm against it. I'm angered when I see signs in our business district that denounce a plan that will provide jobs for our residents and tax dollars for our local economy. What good is a business district that shuns industry?

Paul Road includes Wegmans, K Mart, Advanced Auto, Hallmark, Wendy's and Supercuts. Sadly, our Town has lost Bells, Penskes, Big M, Case Hoyt and Grossman's. Chili is now known as the place for pizza and gas. How bad for us.

We use the jobs -- we need the jobs, we need the tax dollars. I have watched as our youth search farther from our homes, and our shoppers head to Greece or Henrietta for supplies.

Moving this project to Chili Avenue would be a terrible waste of the tax dollars that have already been spent to reuse the old Town Hall. The residents need the Fire Department services, and placing the mall here would seriously compromise the fire and rescue teams.

A mall needs traffic lights to manage the traffic flow, and they are already present on Paul Road, Archer Road and Ballantyne Road, which surround the proposed site.

I am asking the Board to please rezone the property and move forward. I am asking Tracy Logel to please talk to the town lawyers and work with the Master Plan to move forward, to voting yes to the mall on Paul.

Thank you.

VIRGINIA BARCLAY, 36 Janice Drive

MS. BARCLAY: We, the citizens of Chili, do not need nor deserve to be pushed and prodded by an out-of-state development company in order to allow them to build a great profit to themselves, a project in an obvious residential area. Now is the time to really study the comprehensive plan review and consider the effect of development on adjoining properties.

Certainly Chili can use more retail, but located properly in the commercial district along Chili Avenue. The misplacement of this project just because there is an open parcel of land, is not in the best interest of our Town or its citizens. It will have a negative effect for decades.

Per comprehensive plan review, Architectural Review Board would be a logical first step.

Also consideration should be given to a new north/south connecting road from Chili Avenue to Beaver Road. This would open up possibilities along it for a variety of businesses. And also reduce traffic on Archer Road and Paul Road.

Now can be a crossroads for Chili, and the beginning of a more prosperous and attractive town to live in. Let's not be pushed into a project by an out-of-state company for their benefit. Let's take the time to see the possibilities open to us, and to do this right for the Town's future.

Thank you.

SUZANNE LYNCH, 11 Westway

MS. LYNCH: Good evening, Supervisor Logel and Town Board. My name is Suzanne Lynch. I live at 11 Westway here in Chili.

The Master Plan Update Committee worked for over eight months on the recommended Master Plan updates. It cost taxpayers, as stated before, over \$12,000 to have this work done. In my opinion, they did a great job focusing on the most important issues, and thank you very much.

Chili's growth has required us to take a long, hard look at how we keep the negative impact of Chili's commercial industrial growth from compromising the quality of life in residential neighborhoods. The dramatic increase in traffic on Paul Road is a very big concern. It is a safety hazard to many joggers, bike riders, young parents walking strollers, teenagers on roller blades, et cetera, all traveling up and down Paul Road.

The Master Plan Update Committee has done an excellent job recognizing these needs and the hazards and has included a number of measures to reduce truck and commercial traffic on Paul Road. Including, recommending consideration of the north/south connector road for the Chili Avenue to Beaver Road to reduce the traffic on Archer and Paul Roads.

And in addition, provide access to any internal parcels as they do develop. In addition, they have recommended adding a connector road from Jet View Drive to Route 204 in order to provide direct access to the expressway system. This would also help reduce commercial traffic on Paul Road. Those

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are fantastic suggestions. They show great sensitivity to our residents and our quality of life issues.

I also support the establishment of the Architectural Review Board to develop architectural guidelines for the commercial development. No one needs to look much further than across the street from the Chili Paul Plaza, at the substandard and mismatched line of buildings that run along Chili Avenue in an area that is the closest thing that Chili has to calling a Main Street. We must prevent this type of haphazard design from continuing in the future, and the establishment of an Architectural Review Board can provide the standards we need for future development.

The Update Committee has recognized the limited growth opportunities found within the existing General Business area. Some people are so anxious for additional commercial development, that they are now advocating that the properties currently located in densely populated residential areas, and designated for residential development and mixed use be rezoned to General Business.

The Master Plan Update Committee recognized that the preferred location for the new commercial development is in Chili's current commercial corridor, across the street from the Chili Avenue/Paul area.

In the survey conducted by the Town as part of the Committee's work, 80 percent of the respondents stated their belief that future commercial development should be built around existing commercial areas. Not across the street and in the midst of densely populated residential areas.

I support the Master Plan Update Committee's commitment to Chili's current commercial corridor and all of the businesses that have chosen to located there.

And in that spirit, they have recommended that the Town consider relocation of the Town and Fire Department facilities presently located in the Chili Center General Business District, in addition, to allow for more business development on those parcels, and provide the additional retail traffic that is so crucial and critical to the survival of our now General Business District.

Thank you very much.

CAROL CONFER, 10 Westway

MS. CONFER: I am Carol Confer. I live at 10 Westway in Chili. I would first like to begin by complimenting the Town Planning Board for their Comprehensive Plan Update of June 2006. They have done a very complete and thorough job, and I urge the Town Board to give great weight to the recommendations they have made as they are excellent. Every citizen in Town should read this report, and copies should be made easily available.

I would especially like to call your attention to the recommendation for the creation of the Architectural Review Board to prevent the piecemeal development of frontages and their concern about overdevelopment in favor of quality development.

Take a look at present-day Chili. A drive through the center of Town shows you a hodgepodge of pizza parlors, drive-thru restaurants, gas stations, disconnected little businesses and office buildings and an empty 50-year-old former saloon that has been for sale right in the center of Town for eons, and the newest whore, the blue light special of a carwash further down the road that lights up the night skies of Chili like a honkey-tonk town at its best.

I don't need any more of that. There is no overlying and unifying plan for Chili Center, and there hasn't been for years. And that is why we have this mess, and that is why we need an Architectural Review Board to insure a more integrated and more elegant facade for the retail center of this Town.

When people ask me where I live, I am not proud to say Chili. I feel very second class when visiting with friends on the east side of the county. They often ask me, "When are you going to wise up and move? Your house would be worth twice as much in this area."

I don't want to move. The west side has always been my home. But that doesn't mean improvements aren't needed. Up until now, there has been no unifying plan, no overall design. It has been a hit and miss, piecemeal development with little dignity and grace. There -- we have an opportunity to change now, to reorganize and reinvent the center of town. But not, and I repeat, not by adding another disconnected and ill-conceived strip mall on Paul Road. That is a residential area, and it should remain that way.

I would like to suggest a possible alternative for that old cornfield that would be more in keeping with the residential nature of that area. I would love to see an attractive and well-planned community of

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patio homes and perhaps condos similar to Pumpkin Hill. Many of us have reached the age where we no longer need our four-bedroom houses, and our -- and are struggling to maintain them.

Let me read you a brief portion of a recent article in the August 8th Democrat & Chronicle. "Despite a lack of population growth, the Rochester area added more than 12,000 new houses and apartments in the first half of this decade according to census figures. Housing experts said a rapid increase in units for seniors accounts for much of the new construction. There has been an explosion in housing for seniors, said the Chairman of the Greater Rochester Realtors Association. The senior part of this growth is huge. In Hilton, for instance, the demand for such units is strong. People wait eight months to two years to get into existing units, said the Vice President of Senior Housing. Baby boomers who have become empty-nesters and snow birds who spend their winters in Florida are two other groups responsible for new home activity. In both cases, they are choosing to downsize, trading in their 2,000 square foot Colonial for a smaller one-level home, said the Director of Sales and Marketing for Gerber Homes, Incorporated." End of quote.

Add to this the fact in the 2006 survey of Chili residents, which is included in the Planning Board report, 65 percent agreed that there should be more residential growth in Chili. And 33 percent of the respondents classified themselves as retired. This is the population who may be looking to downsize. Such a community of smaller homes would add to the town tax base, but would add little expense to the school district as few of these houses would have children to add to the school population.

I personally would love to have -- be able to stay in this area, close to where I have lived for the last 40 years, close to friends I have made and close to the church I attend. I have this picture in my mind of a walking place -- a walking path through the woods to Wegmans from this new community, eliminating the need to get the car out for every little errand and saving gas and getting a little exercise.

It would also reduce the number of pedestrians who now walk Paul Road, which a road -- which is too busy and too narrow for pedestrians. There are, of course, no sidewalks on Paul Road, and there should be. I walk there a lot. I, as do many others, and it can be pretty scary. And maybe there could be a new Senior Center on Archer Road, also with sidewalks, and perhaps within walking distance of this little new community.

But best of all, Paul Road would retain its residential character. People who bought their homes on Paul and Archer Roads never imagined in 100 years that they would be living across the street from a large strip mall, and they shouldn't have to. 80 percent of the Chili residents who filled out the 2006 survey agreed with them, stating future commercial development should only be built around existing commercial areas, and this old cornfield is not zoned commercial.

There are many other advantages to keeping this area Residential. For one, the wetlands of this area could be better preserved without covering the field with a 1200-car parking lot that a mall would require.

Secondly, there would be significant less traffic burden placed on little two-lane Paul Road.

And third, the criminality that a mall invites would not occur. And endangering the surrounding residential areas. Remember Irondequoit Mall that failed because people were afraid to go there.

And last, but not least, it would not require the questionable practice of spot zoning which could cause a lawsuit to be brought against the Town with the expense that that would incur.

Many in Chili would welcome an attractive and well-planned residential development on Paul Road. And I believe that if we build it, they will come. Let's make Chili a beautiful place to live.

Thank you.

BARBARA DENIGRIS, 254 Archer Road

MS. DENIGRIS: I reside at 254 Archer Road, in Chili for 32 years. I never assumed my Town would stay the same. Nothing ever does. Although it was a springtime pleasure to drive past the Zuber's dairy farm on Archer on my way to teach in the City and see the cows with the newborn calves, Wheat Hill and Clay Hill came along and we welcomed the city folk. Change can be exciting if it comes slowly and thoughtfully.

The new Wegmans was reassuring with milk and cough medicine available at night, but jeans and a package of nails could wait until another day.

But we have reached a point at which we're choosing to add onto our comfortable Town and

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encourage its growth. At times it seems the phrase, "I love you, you're perfect; now change" has been applied to new residents before they have unpacked. I'm not the first nor the last I'm sure this evening, or any other time, to ask for a plan. One or two or three possible plans that we can look at, we can try on, we can imagine how it affects our respective neighborhoods. Traffic flow, light and noise pollution, safety for our schools.

This morning I spoke with the Rochester Regional Design Center. They are in a position to provide several objective, professional views of what Chili could look like, including blending the commercial areas that we already have with new structures. The involved community process they call Charrette is driven by what the residents, the residents really want to see in its town. And solving the problems that will arise.

Not by what an outside developer thinks it can fit in or by local developers that need to protect their financial risk. That, in my opinion, is the tail wagging the dog.

No one in this room would buy a couch, even with a no-payment-for-a-year promise if a plan hadn't been drawn as to where it would enhance the room the most, if it fits at all, and without disturbing what was already there.

The dust hasn't even begun to rise from The Fathers House project, although the traffic composition at Archer and Paul Roads is increasing each time their parking lot empties onto Archer Road and turns left on Paul.

Let's assimilate one thing at a time. And now that the dust has settled on the poorly-planned Links at Black Creek behind my small neighborhood and Archer Road, a 400 acre mess has to be cleaned up.

The Comprehensive Plan Update provides for an outline for intelligent dialogue and planning. The connector road would be a very large undertaking, but Archer and Paul Roads might actually survive the inevitable traffic if it were directed to this internal road.

I'm asking this Board to embrace the 2006 Comprehensive Plan Update, to use the expertise of the Rochester Regional Community Design Center for slow, thoughtful planning. There is no doubt in any one's mind that Target or Lowe's, Benderson or North American will not be our last chance for growth. I'm asking this Board to adopt this plan which protects and provides for residents of Chili.

BEVERLY NEDER, 82 Attridge Road

MS. NEDER: Good evening. Beverly Neder, 82 Attridge Road. Just a few quick comments on the update of the Master Plan. I am wholeheartedly in favor of the Architectural Review Board. This would avoid the hodgepodge and honkey-tonk atmosphere that has been referred to by previous speakers.

Also, it would be wonderful if we could see this number of people appear at a Planning Board meeting, and maybe we wouldn't have the hodgepodge and honkey-tonk look of the carwash.

I have been attending the Planning Board meetings for the last ten years, and when that carwash on Chili Avenue came up, I think there were only two or three people that spoke in opposition to it. Where was the rest of this Town? And now they sit and complain. They come not because they're interested in the whole Town. They come because something is going to be in their backyard or their front yard that disturbs them.

Come to every Planning Board meeting if you're truly interested in this entire Town.

And I am happy to report for those that are looking for senior citizen living, there are going to be 96 town homes built in an area of North Chili soon. That should more than enough take care of the seniors who wish to go into a smaller place.

I don't favor moving the Senior Center, and the Justice Department. The Town has paid a lot of money to update those buildings, and it would cost us more to move them.

The people that live behind the mall in Greece on Greece Ridge, I'm sure also never expected to have to look out at a mall, but that is the reality of life today, and as far as the traffic on Paul Road, everybody that goes to Henrietta from Chili goes down Paul Road, so I don't see what difference there is in traveling to Henrietta and traffic on Paul Road, versus traveling to a store on Paul Road.

Thank you.

TIM LANCASTER, 3 Dutch Valley

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MR. LANCASTER: Thank you, Supervisor Logel and Board, for the chance to speak.

My name Tim Lancaster, 3 Dutch Valley. I attended the public hearing that the Committee had, and there were certain things on their recommendation that caught my eye.

On page 9, and I asked -- it says, "With the appropriate design guidelines, the development of mixed uses along Beaver Road could enhance tax revenues and economic base of the Town and reduce the tax burden on residential users."

I asked the Chairman of the Committee what they studied or how they came by that recommendation, and they had not. There was no way that they had a study to justify that statement.

Now, our assessment just went from the mid '80s up to about 118,000. That is the tax increase, and the County of Monroe has \$100 million deficit or something like that. Gates-Chili School District is in the middle of a \$56 million building program. Wheatland Chili is looking to build some.

So I don't think that there's increased taxes that we wouldn't be paying due to the new assessment. Maggie won't give money back. The Gates-Chili School District won't give money back. The whole notion to reduce the tax burden on residential owners but encourage more development is not true. The politicians get more taxes; they spend it. It doesn't come back to the taxpayers. You will get more taxes if you have development, but it is -- but it will not help you. That is what I am kind of driving at.

When I look at this, and you're looking to build a new Senior Center, a new Fire Department. I hear these things. You will need new roads and new sewers. That money will be spent. It will not come back to the taxpayers and reduce the tax burden on residential users. That was the number one fallacy that was in this thing that caught my eye.

The one thing people -- I don't think they really think about this too much, but you got to understand that an acre of trees or an acre of corn does not cost the taxpayers anything. It does not have a negative impact.

If an acorn falls to the ground, you don't have to pay a teacher a salary to teach it to grow. You don't have to pay for a pension fund for the teachers.

You don't have to call the police out when the robin and blue jay fight over a nest egg. You don't need a court system.

There are a lot of costs you can avoid by preserving your farmland and your wood lands. There is also some direct economic benefits, because not only do you not have to put out money to -- for all these services, you know, garbage disposal, tipping fees at land fills, you avoid all of those costs, but also what -- nature does provide us with some benefits.

Also, on this summary sheet that they put out on page 6, they're talking about regional storm sewers. Hang on a second, and I will find that page so I can quote from it.

It says recommendation on -- investigate the feasibility of a -- regional storm water management facilities to alleviate the drainage problems in developed areas of the community.

Now wetlands do that for free. It doesn't cost the taxpayers anything if you leave the wetlands alone and don't let the developers build in them. There you avoid the cost of the regional storm sewer. You avoid the cost of infrastructure that requires maintenance and workers that requires taxes to pay salaries. You can avoid all those costs if this plan protects the wetlands primarily in the zone where North American wants to build. If you leave it alone, you won't incur the costs.

The third thing I would like to comment on this recommendation that they had is -- calls for buffer zones, on page 4. Between new development for buffering industrial and commercial districts when they abut residential users.

Now one thing this report doesn't have, and was not asked to look at is the question of sprawl. Where should we put a buffer between unnecessary sprawl and the preservation of our farmland and our woodland and our quality of life?

I think you need to -- instead of just buffering one little neighborhood here and there, and -- a more comprehensive plan would look to buffer the taxpayers from having to pay a lot of money for development, for roads, for sewers, for police, for fire, for a new senior citizen building. So if you protect the buffer zone from sprawl, you can protect us having to pay those costs.

So I would ask you to define the definition of "sprawl." What is sprawl? What does it look like? What is it so you can avoid it.

We don't have it. What we have here is the quality -- the deed to the quality of life in Chili, and

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you can use the zoning and planning to protect it or you can use the planning and zoning to give that deed to the quality of life to the developers and let them decide. That is what this recommendation is; it is a deed given to the developers saying "Here is the quality of life in Chili. Go ahead and take it."

The developers have a philosophy. Build now, let the taxpayers fix it later. That is what we're looking at here with the development of Paul Road and the recommendations here. Let the developers come, and let the taxpayers fix the problem when it is finished.

Now, as to the question of jobs, a lot of things can be defined as a job. If it is just a matter of making money, prostitution, selling drugs, not the kind of jobs. The kind of jobs that Target brings to the Town, 5, 6, \$7 an hour. They fire you after two years so you can't get a pay increase. No medical. If you want to call that a job, that is fine, but I don't consider that is a job worth spending taxpayers money on and having make taxpayers pay for infrastructure to support that kind of job. It is just not in the best interest of the quality of life of the people here.

I have lived in Chili a few years. I like it. I drive 11 ½ miles out to Bergen for my job. Instead of taking the highway, I go down Chili Avenue. It is a great drive. Morning sunrise, evening sunsets. The quality of life is something you can't really put a price tag on. That is what this study does. It puts a price tag on the quality of life. It is very cheap in Chili if this plan goes forward.

Thank you for your time.

NICK TRIFIRO, 31 Florentine Way

MR. TRIFIRO: I felt compelled to speak tonight. I don't have a written speech, but I am a business owner here in Town, and my -- I made an investment in this Town, both with my residence and my business. My -- I am here to speak in favor of the development of Paul Road. I believe that we do need thoughtful planning.

I'm in favor of the Architectural Review Board. I believe that it will enhance the future of this Town to have a multi-use land development in that area.

As I watch the place where my business is today, I have watched flooding occur because of the sewer systems that are in place now, and the velocity of water that comes through the center of Town, and that improvements do need to be made.

I have watched that traffic flow pick up. I have also watched promises for improvements in the plaza that I lease in come through kind of sideways. Promises that there would be new landscaping, new traffic flow in the plaza, new signs to advertise to the community, and they came through, you know, not exactly as they were promised.

With -- with this opportunity, I think that we can develop a Town Center that provides for the next 20 years, or the next 30 years.

Recently, I traveled to Raleigh, North Carolina and to Virginia, and the planning that I saw going on in the malls and the development in those communities, I think a national developer has the insight to bring to the Town of Chili.

For the taxes that we pay as owners, I think we have the right, and we deserve the very best of what is being built today.

If a national company was able to come in and give a full presentation and design on not just a -- a box plaza, but a multi-use, office, retail and anchor complex that is good for everybody, that -- the appreciation of your home values will participate in that development.

I am not on an enhanced Star Program. I pay full shot taxes. I would like to see the development so that as I sell my current home and build my new home in Chili, that I will get the appreciation that is found in Webster, in Perinton and Pittsford. I think this is an opportunity to do that. I think that we are losing this opportunity by looking at traffic being congested. We can address these issues.

And I believe that -- that as -- that as development continues to occur, we're not seeing 1200 square foot homes built in Chili any more. We're going to Union Square and seeing the 3,000 square foot homes being built. I am -- I am talking to somebody about a 3,000 square foot home, and I'm just wondering whether Chili is the right place for that, because the cost to build it, will the market maintain that? The only way the market will maintain that is if we develop Chili appropriately. I believe that the best way to do that is to bring in a national developer to oversee and work with our committees here to make sure that the proper development is made for the next 20 years.

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My family depends on it. My business depends on it. My employees depend on it.

I started my business here in 2002. Today I have seven employees, and I'm hoping to have 15 or 20 professional employees that make good livings. And the only way to continue to keep them attracted here is to allow them an environment where they enjoy coming to work and that they may want to live in.

So from that standpoint, as part of the future of this Town, for myself, my children and my business, I am encouraging this Town to look at a national developer, a multi-use development that is state of the art, and to think of us future business owners and families when you make your decision.

Thank you.

RON PIKUET, 1030 Paul Road

MR. PIKUET: As I have been listening to the remarks about this -- the update, I'm reminded that it -- not that they didn't try to do a good job and plan it, but I don't feel that the municipal core of the Town, that is the existing old Town Hall complex should be reclassified as General Business or commercial, whatever that may be.

We frankly cannot afford to relocate all of these Senior Center, the court system, the -- the highway garage, and start building all of this anew. The economy today is not good. People are losing their jobs. People are marginal as far as keeping their homes, and the new homeowners are the ones that are most at risk because they are paying principal, interest, taxes and insurance.

And if -- if given a choice between the mall on Paul or the redevelopment of the old Town Hall complex, as General Business, my feeling is that we don't want either.

I would -- if I were given a choice between an apple pie with dead flies in it or ice cream with cigarette butts mixed in it, I would say I don't want either.

And to entice the people that are against the mall on Paul to say well, would you rather have it put here in Chili Center and would you rather have it replace the old Town Hall complex? The answer should be no, we don't want that either.

We don't need a new Community Center. We're still bonding and paying for the old one. We cannot afford to keep tearing down and rebuilding.

We are having trouble with the taxing system in this Town. Our assessments are going up. Our taxes are going through the roof, and you are not listening to us.

We cannot afford your grandiose plans. I am not against projects, but you're not listening to reason. There is going to be an end to this. We cannot afford to keep spending, spending, spending, spending until there is no more to be spent.

You -- I have found that you have a \$5.5 million surplus in the Town. I have asked you before, on two or three occasions, what the heck are you doing with the money from this sprawl and reassessment?

Two years ago we went up 75 million. That means you got it in 2005. You got it in 2006. You have added more to it since then. You don't have to answer and dialogue with me. I know what you have done. You squirreled it away in reserve funds and the people of the Town of Chili need a tax break. They deserve a tax break. I am not standing up here to just to complain. I am speaking on behalf of all of the people of Chili. We cannot afford your government.

And we don't need more congestion in Chili Center. The road is almost overwhelmed now. To put a mall on Paul, what will you do with all this traffic? I will need an appointment to get out on the road from 1030 Paul Road. At least I have a curved driveway at 1020 and can pull out on Chestnut Ridge Road, otherwise, I will be sitting there for three to five minutes, and I am not alone.

We have to redo the whole infrastructure. Doesn't this mean anything to you in terms of what it will cost us to have all this? Is it really what you want? Do you want us to have a West Ridge Road or another Lyell Avenue? Is this what you want Chili Avenue to look like?

It is not our fault that Mr. Fallone bought the property on Paul Road, and it is not our fault that he can't turn it over for a big profit. It is not our fault that he -- that his plan was rejected for what he wanted to do, and now by adding more land to it, we can come in with something bigger and better. It is not our fault.

And all this pressure that you're talking about from the developers, they need to hear no, n-o. I have talked to you before about putting a moratorium on building in the Town. Clarence has done it.

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Other areas have done it.

You are just not listening. You're allowing the school districts to be overwhelmed. You're allowing the infrastructure to be overwhelmed, the roads, and we'll have to pay for all of this. Some -- sometimes people think that oh, well, I can vote for anything and I don't have to pay. Oh, but you do. Everybody that dances has to pay the fiddler.

And I'm a taxpayer. And my father before me. And my grandfather before me. I'm not against progress. I am not against paying my fair share, but it is getting to be a heavy, heavy burden.

And if -- unless this is stopped, unless we return to some sane procedures in this Town about what we will allow on the basis of how it is going to affect the taxpayers, you will spend us with your grandiose schemes. You will spend us into poverty, and I will not be alone.

JIM EHMANN, 47 Stover Road

MR. EHMANN: Good evening. I'm Jim Ehmann. I live at 47 Stover Road.

Okay. I have some fans here.

Interesting comment, Mr. Pikueta made. I have heard a few others this evening.

If we had a choice in this Town between something that will not cost the taxpayers of the Town of Chili anything because the infrastructure is all being taken care of by the mall developer, including the sewer, the streets, the sidewalks and everything; or something that is going to cost the Town taxpayers 25 million bucks or more, it is going to become tax burden. Yes, tax burden.

I heard something tonight also about the fact -- that 7, \$8 that maybe Target would be bringing in. Part-time jobs for teenagers, first job, seven, eight bucks, I would do it. I would do it in a second.

Now, if I was a full-time homeowner, no I wouldn't. But teenagers need some work in this Town. I am a business owner in this community.

And I have no, no connections with North American Properties. Last week there was an article in the paper about me, and they wanted to know what my motive operandi was.

It is three things. To bring employment to this community for teenagers, to see a tax income for this Town and to see the money that this Town can possibly generate from commercial taxes be spent properly into this community. That's it.

Now, Master Plan Update, let's do it, as it sits, because in -- because my understanding of it is, is that everything east of Wegmans should be considered to be the commercial district in the Town of Chili.

I wouldn't be standing here tonight if I didn't do my research. I have done a lot. I have seen what North American Properties has done. And I have seen what another local developer in this community has done also, by the name of Benderson. The two of them are nowhere near in quality.

North American Properties has an outline and has an incredible program for their particular properties -- I'm sorry, I didn't --

Supervisor Logel banged the gavel.

SUPERVISOR LOGEL: Can we have respect for every speaker, please?

MR. EHMANN: The research that I have done shows that North American Properties takes very -- takes very good care of their properties. The malls in the areas are well maintained. There is a lot of growth within that area and a lot of growth around the community.

According to what I have seen and the plans that have been presented, they will look at a berm down there to be able to protect the noise and what have you, the traffic along the residences of Paul Road, and also to widen Paul Road.

I had a speech I was prepared tonight to give, and I have decided to forego that and just speak off the cuff here because I'm looking at people, and I'm looking at this Town Board, and I see potential, very good potential. I think they know what needs to be done here.

We're all talking about it. We're all together. We want to see this Town grow. We need commercialization. Remember, you cannot have a town that is totally residential because your residential taxes will not carry the Town. You have to have a balance between commercial and residential.

Chili Avenue project, sure, could be eight to ten years from now. It might be something to look

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at. Immediately, though, we do need more commercialization. And that commercialization should be on Paul Road. Working with the people there, work with the residents, see if we can finalize to make it work where everybody in the Town can be happy and we can all work as one.

That's all I have to say. Thank you.

DOROTHY BORGUS, 31 Stuart Road

MS. BORGUS: A life-long resident of the Town of Chili, as my parents and grandparents were before me. There has been a couple of issues that have been touched on a little bit by previous speakers that I would like to comment on additionally.

One thing that never seems to be brought to the fore, with regard to the renovations and the replacement, if you will, of the old Chili Town Hall campus at Chili Center is the fact that whether it's known to people here or not, we still owe millions of dollars for the renovations to the present buildings. Millions.

The Senior Center is absolutely beautiful. There is a lot of seniors here, but as a volunteer there, I haven't seen many of them frequent the building so maybe they don't understand how nice the building is. It is gorgeous. The Recreation Department is perfectly adequate. The courts are gorgeous.

I don't know why we would want to tear them down. The -- the debt won't go away if we do.

The developers who are proposing new construction there are not going to pay for the new buildings. They only want the land. So it looks like Chili residents would be holding the bag if this should go through.

I think that the things that are there belong in the middle of town. They're perfectly placed. We're plugging away at the debt for what we have, and it should remain.

Sometime down the line, 10, 20 years away, that may be feasible to do, but right now, it is just not a realistic goal.

I would like to also back the idea of an Architectural Review Board. I have been promoting this for now under 15 years, and we still don't have one. If we had had one, we wouldn't have the hodgepodge of design and color and style that we have, that now most people object to. The -- the pizza store, for instance, at the corner of Rose Road, I -- I refer to as Little Las Vegas.

The Planning Board does the best they can, but they're not architectural specialists, and unfortunately, the people here tonight who rightly or wrongly are objecting to what our Town looks like, should come to the Planning Board meetings. I agree with the previous speaker. I'm a regular, and I must say there is nobody there.

The plans are available for viewing prior to the Planning Board meetings. Signs are put on these properties so that residents know these projects are coming up. The plans are available that night if you want to look at them. You don't even have to make a prior trip to the Town Hall. But nobody comes. And it is a sad comment when nobody is interested in their town until it is too late.

With regard to taxes, it is all well and good to talk about the tax money that would be coming in from some of these plans, but bear in mind these places will also probably be 95 percent COMIDA and will be pretty much tax free for many, many years. So don't look for any -- any dollars to be flowing in from these companies for a long time to help with your tax load.

They will, however, bring you a lot of expenses, as has been said before.

And I just like to say one thing: Tonight we have a room full of people, and I am glad to see it. I am glad to see people participating in their government. But I also hope that when this meeting is over, the public hearing is over, that they stay for the Town Board meeting, because that, believe it or not, to everybody that is here, is where your government functions. Please, stay.

KATHY SWEETMAN, 51 Cooper Drive

MS. SWEETMAN: I agree with the previous two speakers. I would like to see a moratorium on building until an Architectural Review Board is established, and until some of the building codes and zoning laws are updated. I would prefer that we didn't have any developers make any proposals before that time, because then I'm afraid they won't be subject to those laws. And I would want them to be held to those standards once they're established.

Thank you.

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CHARLES RETTING, 1030 Coldwater Road

MR. RETTIG: Madam Chair, Madam Supervisor, I guess I would like to respectfully ask that the Monroe -- the Master Plan Update Committee be introduced so we know who is working on the committee. I don't think everyone in this room knows who they are, and who is working on the Master Plan update.

SUPERVISOR LOGEL: Okay. Let me see if everybody is here.

Mr. Nyhan, as Chairman, would you like to introduce everyone?

MR. NYHAN: Name is Mike Nyhan. I was the Chair of the Committee. Terry Riley, to my right. Jim Mueller, to my left, was the consultant technical expert, if you will, from Lu Engineers. Mr. Bill Steimer. And Mr. Jeff Perkins. Mr. John Nowicki hiding behind me.

There was also two other members that couldn't make it here tonight. Marjorie Burns and Kevin Dailey.

MR. RETTIG: Thank you. Appreciate that.

Thank you, Mr. Nyhan, for introducing your Committee.

MR. NYHAN: You're welcome.

MR. RETTIG: I would like to address a couple of issues on the -- what is listed as the Chili Center Comprehensive Plan for those that haven't seen it. I don't know that everyone has a copy here or has seen it. It is available at the Town Clerk's Office to review and to get copies of and to read.

But I would like to make a couple of comments on it. As a final report, it states Chili Center Comprehensive Plan Update June 2006.

First of all, I have noted, as others, too, I think have stated, that only a section of the Town of Chili has been readily addressed.

I think it should be all of the Town of Chili. There are others -- there is other industrial development in the Town of Chili, Union Street. And others that are so listed on the Master Plan map, the 2010 Master Plan map. So I think that is worthwhile looking at.

In the report, I note that there are no details. In other words, how is the town -- Town's problems to be addressed. It is not listed. It is not even there. Definitions. The when, the where and the how you use specific things. And they use an example.

The -- the cluster development. Cluster development, I will summarize a few words here. You can read it yourself in total. Cluster development is for modified, alternative method layout, design, et cetera, to preserve the natural and scenic qualities of open lands. That sounds very good. What does it mean? Where is it applied? When is it applied? How is it applied? It is not addressed. The procedures for approvals -- let's assume you have the Architectural Review Board. You have the Agricultural Review Board, and you have possibly our Drainage Committee looking at the feasibility of regional storm water management, which is one of the items listed in the Master Plan update.

Where are the procedures for who, how, by Town resolution, by procedure of the fact that maybe a committee or the board committee comes up with a recommendation, they review it, they vote on it, or the public input -- we have a public hearing, et cetera.

There is nothing addressed on this aspect of this Master Plan report.

I note something else in the report, there is an -- organizational and functional recommendations to require all Board members to read the Comprehensive Plan. Well, I would hope that working for our Town that they do become familiar with it. Maybe not every word. I'm sure this -- hopefully this Board has done so.

However, I see the next item as encourage compliance with the Comprehensive Plan.

I apologize, but my thoughts not encourage. It needs to be stronger. In this town, it needs to be enforce the compliance with the Comprehensive Plan and laws and zoning codes because otherwise, they aren't followed.

And why do I say that? Because we have a Master Plan 2010 -- that happens to be the date for -- it is called Comprehensive Master Plan 2010 which is our existing -- our current Master Plan. I note that most everything that this particular Master Plan Update Committee has worked on is already stated in our existing Master Plan. Maybe we need to look at our existing Master Plan and use it. That is the job of our Supervisor, this Board, our Zoning Board and our Planning Board. And we have seen many times that these sort of things go by the wayside, and people that are here at this particular public hearing, if you would come to Planning Board and Zoning Board meetings, you will see this. You will

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see this occur. And you have the opportunity, as a member of this Town, the same as every other member, to speak up at those hearings and voice your opinion. Unfortunately, many times they're not heard or observed.

Now I want to point out something that in a discussion with the taxpayers and citizens of this Town, you people, in this audience, that this Master Plan Update Committee was initially an open meeting. There were first two or three meetings that were open to the public that the public did -- was present, and did listen without comment.

That is fine. At least everyone is gaining information. Maybe after the meeting, you can contact some of the members of the Committee to discuss ideas for further development, in further meetings. However, this has not been an open Master Plan Update Committee meeting. There have been closed, secret meetings with Mr. Mike Nyhan as Chair, and I make the comment because I have to be honest. This is my comment, my perception, that there is no perceivable qualifications of him to chair this Committee, understanding other public problems. Granted he is a -- an existing Captain, Monroe County Sheriff, but as far as the administration of governmental politics in the Town and governmental laws, I do not see the qualifications.

So I say, does this Master Plan Committee, with closed secret meetings, have any credibility under the Chair of Mr. Mike Nyhan?

As I pointed out, when we get a report that has Town feasibility study, for redevelopment of municipal property to strengthen the retail corps or additional parking is needed to serve the needs of the court and Senior Center, and traffic studies and drainage reports addressing potential projects be addressed, these are one liners. They aren't in any way, in any detail explaining how, what should be done.

Now, I want to make mention in regard to these secret meetings, that -- and why I specifically state, in my opinion, that it has an -- no credibility, is because, at a closed meeting, where -- in the Senior Center there were locked doors that the Monroe County Sheriff's Department had to be called to the Senior Center to verify that there were locked doors and the public was not admitted. The public was not admitted even after that was done.

I think this should be noted, because otherwise, some of the input that we are now showing, telling you, at this particular public hearing, could have gotten into -- been incorporated and further developed within this particular Master Plan Update Committee. It was not.

So I ask the next question. I know the Town Board passed a resolution to spend \$12,000 to write the report for this -- by resolution, to write this report on the charge for the Master Plan Update.

I think that is fine.

But does the Town Board know what they got for that? I will tell you what they got. I debate this document's value with vague and ambiguous language, and I will let you determine the value based upon the fact that \$12,000 was paid for this. There is a table of contents, and a title page. That's one of 14 pages. Take those two out. 12 pages. This document is, therefore, written, 12 pages, and for its vagueness, it is a \$1,000 a page, and it's incomplete. Wow.

IRENE BRIXNER, 14 Hartom Road

MS. BRIXNER: I had a hard time today wondering what I was going to talk about. I have got a lot of scribbling on here, because --

SUPERVISOR LOGEL: I'm sorry, Irene (Brixner), would you give your name?

MS. BRIXNER: I'm sorry. Thank you. Irene Brixner, 14 Hartom Road. I am certainly not in favor of what I saw in that Master Plan update. It just was like a shocking thing to me. It was like when I -- when I was in college, and I did a painting, and I didn't like it, I would just take the white paint and cover up the whole canvas and start all over again.

But this Town is not a canvas. You just don't wipe it away and not have memories of what it is all about. I don't agree that we should move everything out of that General Business area. I think the Master Plan was very creative to come up with the idea of the Chili General Business area. I don't know why they came up with that, because I see a lot more there than a business area, and I would like -- I would like to see it remain.

Um, I certainly agree with Mr. Pape of North American Properties. He and I agree on one thing, only, I think, he under-submitted the cost of doing what Mr. Benderson wanted to do. No way is it

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going to cost \$20 million. That is a good beginning. That would cost a humongous amount of money. And Ron Pikuett is right. You keep reassessing us year after year. We don't do anything to our properties to improve them because we don't have the money to improve them, but yet the taxes keep going up, and then so does that school tax. I don't know why the update, Master Plan Update Committee, if they were sincere, why they would come to me -- Mr. Nyhan, I'm sorry. Mr. Nyhan grew up on my street. I like him dearly, but to have him come up to me and say, "Irene, you can't come to the meeting any more," it was like, "What? Don't you want me to learn? Don't you want me to know what this is all about?" To me this is garbage (indicating). This is absolute garbage.

I would have been -- having a question for such a long time. What is Access Management Overlay District? Mr. Schulmerich was kind enough to give me a lot of information. I tried to communicate it to other people. And even knowing what I knew, I couldn't do it. And who would believe me anyway? Who am I? I'm just a resident. But who are they? They are the people who explain to us. Is this the kind of committee we want when we put up a new architectural committee? Or a new agricultural committee? I don't want it. Give me their qualifications. And I hope it isn't that they're all Republican. No Democrats. Because by golly, this state is in trouble, and so is this local town government in trouble.

COUNCILWOMAN IGNATOWSKI: I didn't even know --

COUNCILWOMAN SPERR: That is an unqualified statement.

COUNCILMAN SLATTERY: Supervisor, you need to control --

SUPERVISOR LOGEL: I think that you need to --

MS. BRIXNER: I will try to tone down. Thank you, Mrs. Sperr. Thank you.

COUNCILWOMAN SPERR: You're welcome.

MS. BRIXNER: I wish you had never called the -- the oldest building in the Town of Chili a house. That was reported to the Monroe --

COUNCILWOMAN SPERR: I don't think this is a topic that we're here --

SUPERVISOR LOGEL: Stay to the subject.

COUNCILWOMAN SPERR: Please, Irene.

SUPERVISOR LOGEL: This is the Master Plan Update Committee.

MS. BRIXNER: I will stick with it. So I will go on this. I'm in favor of -- of not really wanting to see no mall on Paul. I don't want to see that building there. I think we should do something there that really should be there. Something for residential, something that fits that area.

I don't believe that that area is going to be better by having a mall there, because first of all, already, some of the houses are selling, and some houses can't sell because of the bad publicity.

I guess I can't speak to what I really want to speak to at this meeting. I -- or at this particular topic on the -- the update, Master Plan Update.

But I really, really am sorry that the members of the Master Plan Update did not include people who were willing to go out on a cold night and want to listen and understand what they were talking about.

And I really wish one of you, some of you could explain the Access Management Overlay District so that the people in this audience would know what it means.

Um, I don't know, it talks about incentive plans, where you want to widen a road. A person might be willing to enter into an agreement. What does it all mean?

A lot of these people have given wonderful speeches, but I don't know what all of this contains. If I knew, I mean -- you could have helped us, and kept this open, and you know -- we kept thinking you were hiding something.

SUPERVISOR LOGEL: Okay. Can we --

MS. BRIXNER: And that is it. Don't stop me, because this is a public hearing.

SUPERVISOR LOGEL: I'm not trying to stop you. I just want you to stick --

MS. BRIXNER: This is one of the first public hearings we have had in a long time. Thank you, Mr. Schulmerich for enabling us to have one.

COUNCILMAN SLATTERY: Way to go, Denny (Schulmerich).

COUNCILWOMAN SPERR: He is an empire onto himself.

MS. BRIXNER: He suggested it.

SUPERVISOR LOGEL: Okay. I know that Mr. Dunning wanted to speak again. Anyone

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else?

COUNCILMAN SCHULMERICH: 15 seconds on access management. Mrs. Brixner, I will give you my crude interpretation of access management because I'm sure there is a lot more to it than I am saying.

My understanding of access management is similar to when you're driving down a fairly busy road and they want to restrict the number of curb cuts, so what they do is put a road parallel to it and restrict the number of entries onto the main road, so you basically have a feeder road going into the main road. That is the general principle, I believe, of access management, but I am sure there is a lot more to it than that.

COUNCILMAN SLATTERY: Supervisor, we also have our consultant who --

COUNCILMAN SCHULMERICH: Someone who actually knows what they're talking about can probably tell you more now.

MR. MUELLER: This was a very good explanation. Very succinct. Access management is that. You limit the number of driveways, curb cuts onto the main thoroughfare. If it is Chili Avenue, if you have four for five parcels adjacent to each other, you may instead of having four or five curb cuts and driveways, you may have only one or two. The parcels are required during the planning process to provide cross easements or access between the parcels off of Chili. There -- as Mr. Schulmerich has said, there is a parallel drive, or parallel road, if you will, along Chili so it cuts down on the curb cuts. It is accident prevention.

It is also just -- keeps the highway and the whole area cleaner. It allows for landscaping. Pedestrian ways and everything else is taken into consideration during that process. There was a study done a number of years ago that this could be looked at for that exact thing to transpire on Chili Avenue, which is referenced in the plan.

MS. BRIXNER: Thank you very much.

SABRINA HENEMAN, 122 Stryker Road Chili

MS. HENEMAN: I strongly agree with the Master Plan Update that buffering industrial commercial districts when they abut residential areas is a good idea. Chili residents and children deserve to live in areas that are worry free of the heavy vehicle and truck traffic that accompanies industry and commercial zones. Chili residents deserve freedom from light pollution, sound pollution, environmental pollution that accompanies industrial and commercial zones. Eyesores such as massive parking lots and even more massive structures are not suitable neighbors for residential neighborhoods.

Development such as North American Properties' proposal to rezone the Paul Road area is inappropriate, would lower the quality of life for residents of all Chili, is inconsistent with the recommendations of this report and the expressed wishes of a large number of Chili residents. You have heard this said a number of times, but it needs to be repeated. 80 percent of residents surveyed for this report said that commercial development should be built in existing commercial areas. Keep in mind, a number of people who once sided with the pro-mall on Paul Road have publicly expressed their desire to change their opinion. We don't know how many of them, but there is at least some, and I am sure there is a lot of others that are out there. That needs to be taken into account.

While the Master Plan Update report feels there is limited growth development in Chili Center core, I have to disagree. If careful and considered development is made in that area, a large number of shops and restaurants could be successfully built while creating sort of the -- an attractive Main Street at Chili Center and North Chili.

To do so, one only has to look at successful main streets. They feature multiple story buildings, generally with historic architecture. We tore down a lot of that overtime, so we'll have to make new buildings look appropriate and attractive and have a uniform vision for our Town.

Easy access with sidewalks, electrical wiring underground and attractive architecture and landscaping build value. By building up in a carefully considered way, we can create an attractive Chili Center area that integrates shops, restaurants and even residential condos or apartments that would be attractive to the students at Roberts Wesleyan, for example.

Big box retailers have built two-story complexes in many cities, and if we must have those stores, there is no reason they can't comply with this plan and make space for additional local retailers and businesses that are the life blood of our community.

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I don't advocate raising taxes to have a town core, but if we must have retail space, let's put it in the appropriate space, and if developers want to come to Chili, let them foot the entire bill for the appropriate areas, not in a residential neighborhood.

With the population of Monroe County declining, big box retailers that duplicate shopping opportunities in close proximity and provide minimum wage jobs will not help or save our economy. Big box retailers do not provide living wages or health coverage. Where do these people turn to? Public support. How often do we hear about the skyrocketing cost of Medicaid? We need jobs that provide living wages and health care. Retail doesn't do that.

Please also remember that the shopping dollars only go so far. We have all of the major shopping stores in a very close proximity creating yet another sprawling shopping mall with over 350,000 square feet of duplicate retail space is not going to create new jobs. It will lessen the business at those chain's others stores, so they will have to cut jobs there. It will not create jobs for our community. It will just cut jobs that are already existing, and the -- the overarching status quo will stay the same. It will not change. We're going to devastate our residential life and create visual blight for our community.

Our teens are better served working in places like Wegmans which is consistently ranked one or two in the nation. They provide scholarships and good working environment.

Further, ask any teen and they will choose to work in stores that supply goods to their peers so they can build social connections and maybe get a discount on the goods they purchase. Sorry, big box doesn't provide that to our teens. If we built small businesses in the Chili Center core that catered to teens and youth, the families and students at Roberts would have a place to shop and hang out.

Big box stores cannot survive on the labor of teens alone as Mr. Ehmann wanted to say. Shall they close up shop in September or should they only be in business in July and August? No. There is adults that have to make these businesses work, and if they don't provide living wages to our families, we're doing a disservice by allowing that. We need local businesses that provide living wages. I commend the local businessman that provides that. That is what we need in Chili, not big box retailer stores. Not sprawling development of national retail chains that don't provide that.

To achieve a good community look, it is essential that we create an Architectural Review Board, and most importantly, update our Town codes. We need to take a stand on the look of our Town, from the size of residential buildings, to -- to the commercial and industrial development. We want to make ourselves not just a cookie-cutter, any town U.S.A., but Chili, New York, someplace with our own local character. These codes need to be updated to reflect the waste land appearance that empty big box retailers blight our community with. Restrict area footage. Require bonds to tear down empty eyesores. Other communities do it and they do not scare off retailers by doing so. We are in control of our town, not these developers.

And in addition, as the Master Plan Update suggests, it is vitally important to preserve open space and the preservation of our historical structures. Not only are they important intrinsically, but they add financial value to our Town. Where are the highest property values, in areas like Pittsford where they place a high value on historic properties. To that end, the preservation district community should be given the support and code backing to preserve historical sites in Chili. That would raise property value, but massive sprawling wastelands of asphalt and concrete metal will lower property values.

I also wanted to express again our Town needs to consider all types of development. It just doesn't need retail stores, restaurants, pressure on businesses.

We're fortunate many farmers are in business in our Town. That's right, in business. Their business is just as valid as Target or Home Depot, Olive Garden. Farmers are good for our Town. They're an indispensable part of our Town. We can't survive without farmers, and they benefit our residents and our community. They do not raise taxes. Personally, I would rather look at a cornfield or an expanse of beautiful wheat blowing in the breeze than at a giant Target lot flooded with fluorescent light and massive commercial structures.

Therefore, follow the recommendations of the Master Plan Update Committee to institute an Architectural Review Board with updated Town Codes. Do not rezone Paul Road. Have a true vision of something for Chili that will work for everybody. The people of Chili want this. 40 percent chose to live in Chili because of the country-like atmosphere and 80 percent want future commercial development in existing commercial areas. Please, listen to this report and more importantly, listen to

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your employers, which are the Town of Chili taxpayers.

Thank you very much for your time.

MR. PIKUET: Could I give like one quick comment?

SUPERVISOR LOGEL: Quick.

MR. PIKUET: A quick comment. You know, there is a lot to be said about the build environment, and I'm hearing about the area east of Chili Center Paul Road and Chili Avenue and what might happen there with a Wal-Mart. I don't know how true that is. Pikuet Drive goes through there, too. I see a great advantage in retaining the build environment.

I don't think we should necessarily zone property that is built and standing and lots of trees and houses. I think that that could be zoned for General Business, but not so somebody can come in and rip out seven or eight houses right in the center of the town and put in a drugstore. We have the same thing going on in North Chili, where is -- if that seven buildings that were on the corner where the Stage Coach Inn is could have been -- each of them utilized as an individual business, you have already got something that retains the look of the area without ripping everything out and putting a big box store in.

People can afford to buy houses in a General Business area, and have their business. It is questionable in this economy whether everybody that wants to do business can be in a mall and pay mall rents. I wouldn't want to be attempting that today if I were in business. I would want to be in a home I could own in a General Business area. And I think there is a need for that.

The country was built on little businesses, not great big ones that just swallowed everybody else up. I think that is an important point.

The Public Hearing was closed at 8:50 p.m.

Supervisor Logel announced today is Jeron Rogers' birthday.

The next meeting is Wednesday October 4, 2006 at 7:00 p.m. The meeting will be held in the Chili Town Hall Main meeting room.

The meeting was adjourned at 10:42 p.m.