

CHILI TOWN BOARD
September 16, 2009

A meeting of the Chili Town Board was held on September 16, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

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

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

The invocation was given by Richard Brongo.

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

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speakers addressed the Town Board on various subjects: Heath Miller, Dorothy Borgus. The Public Forum concluded at 7:06 p.m.

MATTERS OF THE SUPERVISOR:

New Matters:

1. Condition of the James E. Widener Memorial Bridge.

SUPERVISOR DUNNING: Under New Matters, I would just like to bring up that last Friday, Congressman Massa did come into Town to take a look at the James E. Widener Memorial Bridge. We -- some time ago I had written him a letter about the condition of the bridge and how that bridge is actually looking pretty ugly, and its state is really not an appropriate tribute to someone who gave his life serving our country. Being that that was a dedicated bridge, I thought it should look a little nicer than it does, actually quite a bit nicer than it does.

After several attempts, the Congressman did come out and take a look at the bridge. He did talk to some people from the State. They will take a look at it to see what, if anything, can immediately be done to change the appearance of the bridge and clean that up a little bit. I wasn't sure at that time, but I know he spoke directly with some of the people from the State DOT. The State DOT actually -- to give you a little background on that, a while back we asked the State DOT to look at this bridge because of its condition, and asked them to please come and at least paint it, sand blast it and paint it so it would be more presentable.

The State did decline our request for that, and which is why we went out to our -- reach out to a higher level, hopefully some of our representatives here, and the Congressman was good enough to come out last Friday and -- to come out and take a look at the bridge himself. The results from that really he didn't know at that point, but hoped that we could get the bridge, something done to the bridge.

So we'll -- hopefully we'll stay on top of that and we'll hear from him soon.

Other than that -- there was one other thing.

I wanted to take an opportunity -- I thought I had it with me. We don't often see a whole lot of correspondence from residents sometimes about the good things that the Town of Chili does. And I recently had a resident share a letter -- I actually shared it with Mr. Lindsay and Mr. Lindsay was good enough to share it with me about a resident that was applauding our Highway Department. And I know these guys do a phenomenal job. These people were extremely satisfied with the work and the professionalism of our highway crew and DPW when they went to pick up some of their leaves and trees and things that were over there. They had nothing but great things to say about these guys. I just wanted to reinforce that our guys in the DPW and Highway Department do an absolutely phenomenal job, and it was really nice to see somebody send a positive message about the work they do. I appreciate that, and I did get back to the resident and let them know that we greatly appreciate that.

But I just want to publicly thank our Highway Department, the DPW, Mr. Lindsay for the efforts they do put in because they do a lot of good work.

COUNCILWOMAN DI FLORIO: Thank you.

Pending Matters:

1. Vacancies on Special Police.

SUPERVISOR DUNNING: With that, under Pending Matters, we do have vacancies on the Special Police. Certainly anybody interested in working with the Special Police, I encourage them to fill out one of the volunteer applications so we can move on with that.

At this time, I will move onto Matters of the Counsel.

MATTERS OF THE TOWN COUNCIL:

COUNCIL WOMAN DI FLORIO: I just wanted to mention that a gentleman by the name of Ben Bruce, from the New York State Office of the Attorney General is going to be doing a presentation at the Senior Center tomorrow at 11 o'clock. The presentation is entitled, "Smart Seniors," and it will cover consumer protection and identity theft. I heard a similar presentation a couple months ago at a luncheon I attended and thought it would be a great presentation to show out here, so we have invited him to come out tomorrow at 11:15.

COUNCILMAN SLATTERY: Appropriate timing on that one.

SUPERVISOR DUNNING: Oh, yes, how appropriate. We digress.

The 8/5/09 and 8/19/09 meeting minutes were approved.

REPORTS SUBMITTED:

Community Center Revenue Report – August '09

Recreation Center Revenue Report – August '09

Senior Center Revenue Report – August '09

Town Clerk Report – August 2009

Recreation Minutes – 8/12/09

Zoning Board Minutes – 7/28/09

Old Business:

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: This resolution was -- Resolution 224 was for school crossing guards.

I would just like to share that the Town has adopted a background check policy. Thank you, Councilman Slattery, for being so diligent in pushing that and pursuing that, and we did get that, and we are doing background checks now on all employees in every capacity. So -- well, so to speak.

Mine doesn't need to be done any more. Mine has been submitted. You should have received it. (Laughter.)

Anyways -- but the -- the background checks have been done on Mr. Scott, as well as there is another resolution coming up a little later on, the other gentleman that has submitted an application to become a crossing guard. So that -- so that -- that went well. We had no negative feedback from that, so at this time I -- do you have any other questions or comments on this resolution?

COUNCIL WOMAN DI FLORIO: No.

BE IT RESOLVED, to remove from the table Resolution #224 tabled on June 3, 2009

OFFERED BY: Supervisor Dunning

SECONDED BY: Councilman Slattery

APPROVED BY A VOTE OF 4 YES

RESOLUTION #224

RE: School Crossing Guards

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that DeWayne Scott shall be appointed to the permanent School Crossing Guard position and shall be paid at the rate of \$47.17 per day worked for the calendar year 2009, expenses to be paid by voucher as incurred.

APPROVED BY A VOTE OF 4 YES

New Business:

RESOLUTION #302

RE: Substitute School Crossing Guard

OFFERED BY: Councilwoman Ignatowski

SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that John Bugajski shall be appointed to the substitute School Crossing Guard position and shall be paid at the rate of \$47.17 per day worked for the calendar year 2009, expenses to be paid by voucher as incurred.

APPROVED BY A VOTE OF 4 YES

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question about the body work. David (Lindsay), I believe this is basically for rust, if I remember right. It had nothing to do with the incident at the -- at the court building.

Is that accurate?

DAVID LINDSAY: That's correct. It has nothing to do with the incident. The -- just removal of rust and sand painting of the vehicle.

SUPERVISOR DUNNING: Thank you.

RESOLUTION #303 RE: Monroe County Office of the Aging Grant

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Director of Programs for the Aging received notification of a grant award for \$4,000 to be used to benefit the Senior Center;

NOW, THEREFORE, BE IT RESOLVED, to accept the grant and to authorize Supervisor Dunning to execute the grant contract between the Town and Monroe County Office of the Aging: And

BE IT FURTHER RESOLVED, to utilize a portion of these funds to install two additional handicapped toilets not to exceed \$1,500.00; and

BE IT FURTHER RESOLVED, to utilize a portion of these funds to body work repair the Town of Chili wheelchair bus not to exceed \$750.00; and

BE IT FURTHER RESOLVED, to utilize the remaining funds to repair the overhang porch area of the Senior Center not to exceed \$1,750.00.

APPROVED BY A VOTE OF 4 YES

RESOLUTION #304 RE: Clerk IV Part-Time (Substitutes)

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that the following individual be appointed substitute part-time Clerk Typists/Switchboard Operators for the year 2009, and shall be paid at the rate of \$8.00 per hour; expenses to be paid by voucher as incurred.

Gretchen Paxon

APPROVED BY A VOTE OF 4 YES

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: Counsel, are the words "Town Law" relevant to this resolution?

RICHARD STOWE: I don't think it hurts to add it in. I don't know what other section it would be, but I don't think it hurts to add it.

SUPERVISOR DUNNING: Does there need to be an amendment to this resolution to add those words?

RICHARD STOWE: Probably should, sure. Sorry I didn't get it before you did it. I'm sorry.

COUNCIL WOMAN IGNATOWSKI: I will move to add "Town Law" as -- is that the two words we're looking for?

COUNCIL WOMAN DI FLORIO: "Of Town Law."

RICHARD STOWE: Yes.

COUNCILMAN SLATTERY: I will second that. Or -- Tracy (DiFlorio) seconded it originally.

Roll call on the amendment.

SUPERVISOR DUNNING: We did have some questions about when this budget would be available in the library. When the budget is submitted -- it won't but submitted -- it doesn't have to be submitted until the end of this month. Once that is submitted, I believe the intent is to

have this available online, as well as in the library, as we move forward with this budget. As far as what will be in there, I believe at this time, we will have the Fire Department, although we don't have the -- their budget yet.

And the ambulance, we don't have their budget proposals yet, so I would assume that hopefully by that time, yes, we will have those in -- as part that, but I can't answer it at this point.

Dianne (O'Meara), do you have anything to add to that?

RICHARD BRONGO: I would like to make a point of clarification. If we're going to do the presentation at the Town Board, it won't be until October 5th or 6th that the budget will be ready, whenever October -- October 7th. You had said at the end of the month, and Monroe County, it no longer has to be presented by the end of September.

SUPERVISOR DUNNING: I thought that had to be in at the end of September.

RICHARD BRONGO: Not any more. No. We have -- we have additional time. Westchester County, the two counties can submit them after.

SUPERVISOR DUNNING: Then I will rephrase what I said. Once it is submitted to the Town Board, then it will be made available to the public to view through either the library --

RICHARD STOWE: That is the proper response.

SUPERVISOR DUNNING: -- or on our website.

COUNCILWOMAN IGNATOWSKI: Highway equipment.

SUPERVISOR DUNNING: The Highway Department's budget will be included in the budget. Any other questions or comments?

RESOLUTION #305 RE: Set Public Hearing on the 2010 Preliminary Budget

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the Town Board establishes the date, place and time for the Public Hearing on the 2010 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 4, 2009
PLACE: Town Hall, 3333 Chili Avenue, Rochester, NY 14624

BE IT FURTHER RESOLVED, that a Public Hearing be set for November 4, 2009 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 is hereby ratified.

Amendment:

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the Town Board establishes the date, place and time for the Public Hearing on the 2010 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 4, 2009
PLACE: Town Hall, 3333 Chili Avenue, Rochester, NY 14624

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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 of Town Law , in the Gates-Chili Post is hereby ratified.

On the amendment: APPROVED BY A VOTE OF 4 YES

On the original resolution as amended: APPROVED BY A VOTE OF 4 YES

RESOLUTION #306 RE: Addition to Chili Fire Department, Inc. Active List

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the following individual be added to the Chili Fire Department, Inc. Active List effective August 10, 2009:

John Gutmann

APPROVED BY A VOTE OF 4 YES

RESOLUTION #307 RE: Chili Fire Department, Inc. Exempt List

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the following individual be added to the Chili Fire Department, Inc. Exempt List effective August 10, 2009:

Peg Neufeglise

APPROVED BY A VOTE OF 4 YES

RESOLUTION #308 RE: Removal from the Chili Fire Department, Inc. Active List

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the following individuals be removed from the Chili Fire Department, Inc. Active List effective August 10, 2009:

Abigail Auerhahn Steven Brown Doug Brugler Deborah Curran Dave Goede
William Jevitts Jack Leiker Maureen Miles Margaret Sims

APPROVED BY A VOTE OF 4 YES

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question about where this money was going. David (Lindsay), I will let you take that one. I know we talked about it.

DAVID LINDSAY: From time to time in the summer our Highway Department will perform some work for the County. Out of account 5110.1 we used that account to pay for the labor portion of those -- of that work, which may entail some overtime. That is difficult to project ahead of time so we use that account to pay for the labor. There is \$40,000 to cover some of that cost, which we get reimbursed by the County for, as well some of our own overtime.

COUNCILWOMAN IGNATOWSKI: So that work has already been completed then?

DAVID LINDSAY: That's correct.

RESOLUTION #309 RE: Budget Transfer of Highway Funds

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED, to transfer \$40,000.00 from account DA 5142.499 (Town Snow Miscellaneous) to account DA 5110.1 (General Road Repairs Labor).

APPROVED BY A VOTE OF 4 YES

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN DI FLORIO: Question about the update projects.
SUPERVISOR DUNNING: Dianne (O'Meara), can you answer that one, please?
DIANNE O'MEARA: That is the Assessor's reassessment project.
SUPERVISOR DUNNING: Thank you.

RESOLUTION # 310 RE: September 16, 2009 Abstract

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED to pay vouchers 4267-4447 totaling \$274,120.46 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:

General Fund	\$184,722.26
Highway Fund	\$ 38,396.19
Highway Equipment Reserve	\$ 4,676.00
Library Fund	\$ 610.25
Annual Update Project 2008-9	\$ 1,750.00
Clifton Fire Protection District	\$ 2,266.00
Chili Fire Protection District	\$ 23,713.00
Scottsville Fire Protection District	\$ 369.00
Special Light Districts	\$ 11,817.90
Consolidated Drainage	\$ 5,799.86
TOTAL	\$274,120.46

APPROVED BY A VOTE OF 4 YES

RESOLUTION # 311 RE: September 16, 2009 Abstract

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED to pay vouchers 4448-4449 totaling \$2,278.33 to be paid from the General Fund as presented to the Town Board by Richard Brongo, Town Clerk.

APPROVED BY A VOTE OF 4 YES

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

The meeting was adjourned at 7:20 p.m.