

CHILI TOWN BOARD
December 10, 2014

A meeting of the Chili Town Board was held on December 10, 2014 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: Councilman Brown, Councilwoman DiFlorio; Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning.

ALSO PRESENT: Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Virginia Ignatowski, Town Clerk; Daniel Knapp, Director of Finance; Ken Kraus, Deputy Town Supervisor; David Lindsay, Commissioner of Public Works/Highway Superintendent and Building Department Representative; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Virginia Ignatowski.

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. No speakers were present. The Public Forum concluded at 7:03 p.m.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: Two quick things. I would like to say thank you to everyone for their participation in our Parade of Lights. Excellent, excellent time. We had -- we had -- had a ball.

Councilman Slattery, I'm sorry you missed this one. I know you were sick, but we really had a great time. And we did miss you. We missed having you. You would have had a lot of fun.

SUPERVISOR DUNNING: I look forward to next year and hopefully it will be bigger and better next year.

COUNCILWOMAN DIFLORIO: Everyone did an outstanding job from the Highway Department, the Rec Department. We would be remiss without thanking them for all their hard work, as well.

SUPERVISOR DUNNING: You're absolutely right. It was an amazing event. Lots of fun.

COUNCILWOMAN DIFLORIO: Tons of fun.

SUPERVISOR DUNNING: The other thing I would like to mention, the Soles for Souls collection we did here in the Town of Chili. Also, what a good time we had with Tracy and her mom and all of the people that came to deliver shoes. We had a ball collecting, I believe, a little over 2500 pairs of shoes here in Chili.

COUNCILWOMAN SPERR: Did my fair share.

SUPERVISOR DUNNING: Well, Councilman Slattery showed up with a pickup truck full of shoes which was a lot of fun unloading. But I know Tracy met her goal and then some. She did -- what an amazing young lady. She really did. It was a lot of fun there.

This Sunday, if anybody is interested, we will be going over -- I know Councilman Slattery and myself will go over and help out loading the shoes into an 18-wheeler. So if you're interested in helping and would like to do something with that, let us know. We'll -- talk to Michael (Slattery) and myself. We can get you the directions where we're going and load up an 18-wheeler and hope that they all fit. There is some concern that they may not, which is a good thing.

COUNCILWOMAN DIFLORIO: Good problem to have.

SUPERVISOR DUNNING: Good problem. Again, Michael (Slattery), thank you. It was fun.

COUNCILMAN SLATTERY: Actually, I --

SUPERVISOR DUNNING: And Dawn (Forte), thank you.

COUNCILMAN SLATTERY: Dawn (Forte), as well. Dawn (Forte) was doing a great job. I have been in the communication with them daily multiple times. Um, I'm helping coordinate Sunday, what we're going to be doing and how we're going to be doing it. I have contacted the different Fire Departments. This is all going to take place in Irondequoit. There are two homes, one in West Irondequoit and one in East Irondequoit where all of the shoes are stored. And so I have talked to the different Fire Departments, talked to the school districts, got a call today from West Irondequoit's varsity lacrosse coach, and he will be having the team come out. They're going to be meeting at the school, walking over to one of the homes and then they're going to be assisting us. So just -- it -- the outpouring of support, the different Fire Departments. There are a number of Fire Departments in that area.

Unfortunately, a couple of them have events going on that day, as well, so they're not sure how many can help, but I know there are different people from the community that are going to

be going over, and the time is going to be 12 o'clock that we're going to be starting the first location. And then once that is done, we'll go to the second location.

But the one driveway is pretty long, and you talked about their goal, meeting their goal, which was 25,000 pairs for this area. As of today, they are just over 30,000. So -- and they're all bagged with 25 pairs in a bag. So now if you do the math, you're talking about 1200 bags that have to be moved from one location to another.

I know there is different people that have stepped up and helped. The Rochester Riverside Convention Center -- Joe Floreano Convention Center donated some carts that will help us to get them from the garages out and then -- so then we're trying to set it up how we're going to load it, different people where they're going to be stationed, how we're going to do it.

SUPERVISOR DUNNING: You still need me to bring a couple --

COUNCILMAN SLATTERY: Oh, yes.

SUPERVISOR DUNNING: -- carts?

COUNCILMAN SLATTERY: If it works out great, what we're going to do is send people to the second location and have them start bringing those out to the road so this way the tractor-trailer when it gets there -- because they have to pay the tractor-trailer by hour, so once it gets there, it is on the clock. So as soon as we get it out and so forth.

But the media also has been contacted, and you know, they're going to be out. We're trying to get national coverage. Tracy also broke -- Weinstein broke the record for the youngest person collecting the -- collecting that amount of shoes, so it is very touching.

And David Lindsay, I think, also needs to be thanked -- because when they had the shoe drive here, the number of boxes and bags and so forth, we're picking those up.

DAVID LINDSAY: I didn't pick them up.

COUNCILMAN SLATTERY: Power of delegation.

SUPERVISOR DUNNING: It is a beautiful thing.

COUNCILMAN SLATTERY: But any ways, thank you for that. Thank you for your help.

They -- actually, they challenged the Irondequoit Town Supervisor to come -- see what he can do to come out and assist and help out. So -- nothing like Chili.

COUNCILWOMAN SPERR: Just delightful. I am so impressed.

SUPERVISOR DUNNING: You're right. Nothing like Chili.

COUNCILMAN SLATTERY: Any ways. Thank you.

SUPERVISOR DUNNING: Excellent. Thank you.

Pending Matters:

1. Vacancy AAC Committee, BAR (Temp Member) Committee, Drainage Committee, Ethics Committee, Traffic & Safety Committee.

SUPERVISOR DUNNING: Certainly we still have vacancies on the Architectural Advisory Committee, Board of Assessment Review temp member, Drainage Committee, Ethics Committee and Traffic and Safety Committee.

Before I move on too far, I would like to thank publicly Karen Cox for her service on the Planning Board. Last night was her last Planning Board meeting. I was here. I know the Chairman recognized her and I did recognize her at the meeting, but Karen Cox has -- was her last meeting with us. Ten years she served on the Planning Board. If you get an opportunity to see Karen (Cox), please take the time to say thank you and acknowledge her service to the Town.

COUNCIL MEMBERS REPORT:

COUNCILMAN SLATTERY: There's a shoe drive. (Laughter.)

COUNCILMAN BROWN: Quite a feat. (Laughter.)

The 11/12/14 Town Board meeting minutes were approved as submitted.

REPORTS SUBMITTED:

2014 Y/E Report AAC Committee
2014 Y/E Report BAR
2014 Y/E Report Conservation Board
2014 Y/E Report Drainage Committee
2014 Y/E Report Ethics Committee
2014 Y/E Report Historic Preservation Board
2014 Y/E Report Library Board
2014 Y/E Report Chili Parks & Recreation Committee
2014 Y/E Report Planning Board
2014 Y/E Report Traffic & Safety Committee
2014 Y/E Report Zoning Board
2014 Y/E Report Assessor
2014 Y/E Report Building Dept.
2014 Y/E Report Court
2014 Y/E Report Finance
2014 Y/E Report Historian
2014 Y/E Report IT

2014 Y/E Report Recreation
2014 Y/E Report Senior Center
2014 Y/E Report Town Clerk/Tax Receiver
2030 Comprehensive Plan Update Report – Y/E 2014
Architectural Advisory Committee Minutes – 10/29/2014
Building Department Report – November 2014
Chili Parks & Recreation Minutes – 10/21/2014
Conservation Board Minutes – 10/20/2014
Dog Control Report – November 2014
Historic Preservation Board Minutes – 11/10/2014

REPORTS SUBMITTED:

Monthly Financial Statement – October 2014
Planning Board Minutes – 10/14/2014, 11/18/2014
Recreation Center Report – November 2014
Senior Center Report – November 2014
Town Clerk Report – November 2014
Traffic & Safety Minutes – 10/2/2014
Zoning Board Minutes – 10/28/2014

SUPERVISOR DUNNING: The 2030 Comprehensive Plan report that she was anxiously awaiting was there. So Dorothy (Borgus), if you're listening and queuing in, it is there for your viewing pleasure.

RESOLUTION #264 RE: Set Public Hearing for Historic Landmark Status

OFFERED BY: Councilman Slattery

SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that a Public Hearing be scheduled for January 21, 2015 at 7:00 p.m. in the Town of Chili, Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider Historic Landmark Status for the Daugherty Home located at 429 Fisher Road. The tax account # is 147.07-1-11; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish notice in the Gates-Chili Post.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #265 RE: Recreation Department

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

BE IT FURTHER RESOLVED, that Ashley Vent is appointed Recreation Leader and shall be paid an annual salary of \$28,681.00 (25 Entry) effective December 15, 2014, expenses to be paid by voucher as incurred.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #266 RE: BAN Budget Amendments

OFFERED BY: Councilman Brown

SECONDED BY: Councilwoman Sperr

BE IT RESOLVED to revise budget A1115 (Towns Share of Sales Tax by an increase of \$19,125; and

BE IT FURTHER RESOLVED, to revise budget A9730.7 (Bond Anticipation Note - Interest on Indebtedness) by a decrease of \$55,875; and

BE IT FURTHER RESOLVED, to revise budget A9730.6 (Bond Anticipation Note - Principal on Indebtedness) by an increase of \$75,000.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #267 RE: Transfer to Workers' Compensation Reserve

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Brown

WHEREAS, the Workers' Compensation Reserve was established by December 1, 2004 Resolution # 360; and

NOW, THEREFORE, BE IT RESOLVED, to transfer any unexpended amounts from the General and Highway Funds Workers' Compensation budget line (9040.8) to the Workers' Compensation Reserve.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #268 RE: Transfer to Retirement Contribution Reserve

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

WHEREAS, the Retirement Contribution Reserve was established by November 12, 2014 Resolution # 255; and

NOW, THEREFORE, BE IT RESOLVED, to transfer unexpended State Retirement Employee Benefits budget funds in the amounts of \$20,000.00 from account A9010.8 and \$5,000.00 from account DA9010.8, to the Retirement Contribution Reserve.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #269 RE: Cell Tower Land Lease

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

WHEREAS, the Town of Chili owns 3720 Union Street; and

WHEREAS, STC Five LLC has leased a portion of the property since 1997 for the purposes of a cell tower and wishes to change the terms and extend the current lease from a 2022 expiration to 2052; and

WHEREAS, STC Five LLC has been a good neighbor and there are no complaints against the site on file with the Chili Building Department; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning be authorized to sign the amended lease with STC Five LLC for consideration of a \$13,500 lump sum payment, an annual escalation of the monthly lease payment, and revenue sharing consistent with the existing lease.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #270 RE: Chili Fire Department Exempt List

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery

BE IT RESOLVED that the following individual be added to the Chili Fire Department exempt

list effective November 3, 2014:

Wendy Jessen

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #271 RE: Chili Fire Department Active List

OFFERED BY: Councilman Brown

SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that the following individual be added to the Chili Fire Department active list effective December 3, 2014:

Chance Wright

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #272 RE: Amendatory Agreement for Community Development Block Grant (CDBG) for Chili Avenue Sidewalk Extension

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Town has received a \$41,750 Community Development Block Grant (CDBG) from Monroe County to be used for sidewalk construction along Chili Avenue and that grant has already been accepted at the November 7, 2012 Town Board meeting Resolution #299; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is authorized to sign an agreement to extend the terms of the contract through November 30, 2015.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #273 RE: Intermunicipal Agreement with Town of Gates for Installation and Maintenance of Proposed Cul-De-Sac at South Terminus of Burben Way

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

WHEREAS, the Town of Chili is in the process of accepting dedication of certain property within the Town of Chili located proximate to the "intersection" of Burben Way and Ruth Ellen Way, which property is currently owned by Hy-Style Development Corp; and

WHEREAS, the Town of Gates has been using Hy-Style's land as a turnaround for highway department vehicles and school buses; and

WHEREAS, Gates wishes to continue to use the said property subsequent to the dedication of same to Chili; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Chili enter into an intermunicipal agreement and any amendment thereto with the Town of Gates for the installation and maintenance of a cul-de-sac/turnaround including all supporting highway features, including but not limited to: Drainage, mowing, snow removal and hereby further authorizing the Town Supervisor to execute such agreement subject to review and approval by Counsel to the Town.

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye

Supervisor Dunning - Aye

RESOLUTION #274 RE: 2014 Budget Amendments

OFFERED BY: Councilman Slattery

SECONDED BY: Councilman Brown

BE IT RESOLVED to transfer \$1,000 from A1990.4000 (Contingency) to A1375.4000 (Credit Card Fees); and

BE IT FURTHER RESOLVED, to transfer \$383 from A1410.4170 (Town Clerk – General Code Updates) to A1460.2000 (Records Management – Equipment); and

BE IT FURTHER RESOLVED, to transfer \$500 from A1410.4170 (Town Clerk – General Code Updates) to A1410.1000 (Town Clerk - Personnel); and

BE IT FURTHER RESOLVED, to transfer \$500 from SD9060.8030 (Medical Insurance) to SD9040.8000 (Workers’ Comp); and

BE IT FURTHER RESOLVED, to transfer \$2,500 from A3510.1000 (Dog Control – Personnel Services) to A3620.1000 (Safety Inspection – Personnel Services); and

BE IT FURTHER RESOLVED, to transfer \$15,000 from DA5142.4499 (Snow Removal – Snow Miscellaneous) to DA5130.4550 (Machinery – Fuel); and

BE IT FURTHER RESOLVED, to transfer \$10,000 from DA5142.4499 (Snow Removal – Snow Miscellaneous) to DA5130.4570 (Machinery – Equipment Repairs).

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #275 RE: November 19, 2014 Abstract

OFFERED BY: Councilwoman DiFlorio

SECONDED BY: Councilwoman Sperr

WHEREAS, January 2, 2014 Resolution #1 authorized vouchers to be paid November 19, 2014 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 15541-15542, 15547-15548, 15587-15591, 15594-15599, 15601-15602, 15605-15606, 15608-15609, 15611-15612, 15614-15624, 15626-15631, 15637-15648, 15652, 15654, 15658-15666, 15669-15670, 15675-15680, 15690-15700, 15702-15703, 15706-15712, 15720-15722, 15724, 15726, 15728-15731, 15773-15774, 15776-15778, 15788-15798, 15818, 15851-15853, 15859-15870, 15874-15886, 15896, 15900-15935, 15937, 15940-15941, 15943-15944, 15946-16022, 16024-16033 totaling \$355,235.30 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 15541-15542, 15547-15548, 15587-15591, 15594-15599, 15601-15602, 15605-15606, 15608-15609, 15611-15612, 15614-15624, 15626-15631, 15637-15648, 15652, 15654, 15658-15666, 15669-15670, 15675-15680, 15690-15700, 15702-15703, 15706-15712, 15720-15722, 15724, 15726, 15728-15731, 15773-15774, 15776-15778, 15788-15798, 15818, 15851-15853, 15859-15870, 15874-15886, 15896, 15900-15935, 15937, 15940-15941, 15943-15944, 15946-16022, 16024-16033 were paid from the following funds:

General Fund	\$	107,194.33
Highway Fund	\$	244,765.55
H48 200 Beaver Road Project	\$	1,205.60
Drainage District	\$	1,654.61
Private Purpose Trusts	\$	415.21
Total Abstract	\$	355,235.30

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #276 RE: December 3, 2014 Abstract

OFFERED BY: Councilman Brown

SECONDED BY: Councilman Slattery

WHEREAS, January 2, 2014 Resolution #1 authorized vouchers to be paid December 3, 2014 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 15196, 15807, 15813, 16037-16038, 16042-16047, 16056, 16059-16060, 16064-16067, 16072-16078, 16081-16095, 16097-16107, 16109-16162, 16164, 16167-16168, 16170-16185 totaling \$959,077.11 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, to note for the record vouchers 15196, 15807, 15813, 16037-16038, 16042-16047, 16056, 16059-16060, 16064-16067, 16072-16078, 16081-16095, 16097-16107, 16109-16162, 16164, 16167-16168, 16170-16185 were paid from the following funds:

General Fund	\$	411,502.15
Open Space Reserve	\$	4,190.00
Highway Fund	\$	424,017.02
Library Fund	\$	99,810.00
H48 200 Beaver Road Project	\$	5,784.58
Drainage District	\$	1,700.58
Street Lighting Districts	\$	12,072.78
Total Asbstract	\$	959,077.11

Councilman Brown - Aye
Councilwoman DiFlorio - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

The next meeting of the Chili Town Board will be recessed until Tuesday December 30, 2014 at 5:00 p.m. in the Chili Town Hall Main Meeting room.

The meeting was recessed at 7:13 p.m.