

CHILI TOWN BOARD  
October 15, 2014

A meeting of the Chili Town Board was held on October 15, 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.

**PRESENTATIONS/ANNOUNCEMENTS:**

1. Presentation to Robert Stover, retiree Highway Dept.

**SUPERVISOR DUNNING:** We have one presentation. I would ask if the Town Board and Mr. Lindsay would join me, please. These presentations sometimes are a little bittersweet. Bitter for us because we're losing a good employee who put an awful lot of time and dedication in the Town of Chili. Sweet for him because now he gets to enjoy some time at home with your family. Hope that is sweet. I should ask your wife and probably kids before I ask you.

But Bob (Stover), would you please join us, if you would, please? And Bob (Stover), on behalf of the Chili Town Board and the entire Town of Chili, we would like to present to you Robert Stover in appreciation for the 22 years of dedicated service to the Town of Chili just a small token of our appreciation and congratulations on your retirement. I hope you enjoy it. I hope your family enjoys it.

I'm sure Mr. Lindsay may have a few other words he would like to add to it. Thank you very much. We greatly appreciate it. (Applause.)

**DAVID LINDSAY:** I just wanted to reiterate what the Supervisor said. 22 years of service is quite a long time. He has dedicated those years to serving the residents of this community. I know Bob (Stover) has always taken a lot of pride in the work he did and was dedicated to providing a high level of service to the residents of this community, so I want to personally thank him on behalf of the Highway Department and myself for his 22 years of service and wish you the best in retirement.

**MR. STOVER:** Thank you. (Applause.)

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**PUBLIC HEARING.**

A Public Hearing was held by the Chili Town Board on October 15, 2014 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:05 p.m. to discuss the following:

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

Attendance as previously noted in the 10/15/14 Chili Town Board meeting minutes.

**COMMENTS OR QUESTIONS FROM THE AUDIENCE:**

**MS. MORROW:** My name is Vangie Morrow. I live at 18 Haughton (phonetic) Drive. I have been a resident of Town of Chili for 48 years. I have always been and continue to be a very proud -- very proud that I live here. I have been employed by the Chili Public Library for 23

years. I always tell people that I will stay in the Chili Library as long as I'm able to do the job and as long as they will keep me.

I was delighted to see the recognition and compliments given to the Highway Department and the Senior Center and their employees in the most recent Town of Chili newsletter. I'm very happy I live in Chili because as I drive from town to town, I'm always impressed by the way the roads are taken care of in the wintertime here in Chili. They're also very diligent picking up branches and trash along our roadways and keeping our Town looking neat.

The Senior Center is a delightful gathering place that provides many wonderful opportunities for the Town seniors.

I would like to mention the award that the Chili Public Library won this year. For the second time in five years. I would be remiss if I didn't mention that this is a local award, not one from New York State. Each year the Rochester Regional Library Council, RRLC, holds a contest for the public school and academic library of the year. When we won this award in 2010, we actively encouraged our patrons to vote for us. This year, we had a link on our website to vote for us, and while we had entry forms available at the library, we did not emphasize it as much.

There were 40 public libraries that participated. 338 votes were cast. The Chili Public Library received 113 of them, leaving the other 39 libraries to split the 229 remaining votes, approximately 6 a piece.

The library staff was honored at a luncheon at Casa Larga in June along with other honorees from the University of Rochester River Campus, which was the academic library, and the Brockport High School library, which was the school library.

I believe it is important for the Town Board and the residents of Chili here present to become aware of the fabulous resources that we have at the library. There is so much available for the public from job search information, which has been very important over the last few years, to medical, travel, craft, building and repairing, biographies and the wonderful world of fiction. All of which is available for free with the exception of printing charges for computer printouts.

We have computers which have helped job hunters find new jobs. We share their happiness when they find them. Students do research projects, print out essay papers and patrons can look up medical information, travel info, make reservations, check accounts and the whole world of other information that's available on the web.

We provide many programs for all ages. We have many children's programs, including story time, special craft projects and many others.

This summer alone, over 700 children participated in the summer reading programs. Programs for teens included a very special series of Harry Potter events that became very popular.

Adults enjoy travel logs, Rochester Works programs for job searching, passport programs to get or renew passports, AARP drivers training and so many more. I could go on and on as I barely scratched the surface, but I'm sure you get the idea.

My goal tonight is to make you aware of the wonderful asset this Town has in the Chili Public Library and its staff. With a little luck, maybe these words will influence near year's library budget. Thank you.

DOROTHY BORGUS, 31 Stuart Road.

MS. BORGUS: I'm very much afraid that as many students as we have here tonight, they may be a little bored with the financial aspect of tonight's Public Hearings, but here we go.

With regard to sales tax, I'm wondering how sure we are of the final current projection for this year, for -- for 2014 as we look forward to the budgeted item for 2015. The reason I mention this is last year I stood at this podium at the Public Hearing on the budget and I commented on the fact that I thought the projections for the sales tax were very, very low. And I was assured that we were -- the Town was just being conservative, careful.

Well, now I see that the final current projection is 100 percent more than what was projected to be revenue from the sales tax. So with that in mind, I am just wondering how confident we can be of the budgeted sales tax in the preliminary budget which is \$1,150,000.

SUPERVISOR DUNNING: Did you want me -- I would be happy to reply, if you would like.

MS. BORGUS: If you would like. If you would like.

SUPERVISOR DUNNING: We're as confident as people are willing and are confident in spending. One of the things that is very, very difficult to predict is sales tax revenues. Certainly I don't think any of us -- Dan (Knapp) would probably back me up on this one -- we never, never projected we would get as much in sales tax revenue in 2014 as -- as we -- as we initially projected. The economy was in a -- in a downturn. It was not making the recovery that -- that had been actually promoted and -- and advertised, but the -- we weren't seeing that kind of recovery and those returns.

Yes, we did a very, very conservative approach for the 2014 budget, as we told you, as we mentioned at the Public Hearing the last time, on -- which we will typically continue to be fairly conservative, but based on the numbers from this year and the based on the trends -- Mr. Knapp went back quite a ways and we did trends on the sales tax revenue and looking at overall economic outlook and thought -- well, I will tell you we believe that that number is still fairly conservative. But again, we're as confident as we can be in that number because it's a complete unknown. We don't know what people are going to spend or how they're going to spend their

money in any given year and it's a very, very difficult line item to project.

MS. BORGUS: I understand that, but 100 percent off is a long way to be off.

SUPERVISOR DUNNING: Well, I would suggest then if you have another way that we should be accounting for that and calculating that, I would be open to hearing that.

MS. BORGUS: Now I would like to move on to item -- item 1289, engineer inspection fees. The adjusted budget for this past year was \$9,500, and now it has been decreased to 5 -- 5,000.

SUPERVISOR DUNNING: I'm sorry, Dorothy (Borgus).

MS. BORGUS: It's 1289. Engineer inspection fees. It's in the -- not quite half of what was budgeted last year. I see that the -- the final current projection is 5,000, but I'm -- you know, following the Planning Board, as I do in the -- and other things in Town, I -- I guess I'm hard-pressed to know how engineering fees will go from 9500 last year to 5,000 this year.

SUPERVISOR DUNNING: Again, you -- you have been to every one of these that -- at least as long as I have been here, you have been to every one of these budget hearings, and you heard this Town Board talking about trying to close the gap between where we were with our projected expenses and our actual expenses.

This Board has asked for us to come closer to actual expenses on a lot of these things and if you look at our actual projections for the close of this year, we're very, very close to that. So we are trying -- there are places we can't predict like your sales tax revenue. We can get a little closer in predicting these expenses and where we are based on historical data so that is where we're projecting these numbers.

MS. BORGUS: It's an admirable goal. Because I think in the past --

SUPERVISOR DUNNING: I would hope you would appreciate the fact we're trying to bring our budget closer to the numbers that are reality rather than just dreaming up numbers.

COUNCILWOMAN SPERR: If we had projected 10,000, you would say that we were being, um, not forthright with you. But if as of September 11th, our actual number is 4,353, and we're projecting 5,000, and, you know, towards the end of the season, we don't have that many projects that come -- new projects that come in, I would say it is fairly close, our projection. I agree with David (Dunning).

MS. BORGUS: All right. Let's move on then to Zoning fee -- zoning fees, which is 2110. I point to the Supervisor's letter that accompanied the budget. And he states in his letter, "Our economy continues toward recovery as indicated by an increase in sales tax revenue," and now this is the -- this is the crucial word. "New construction and business growth."

New construction. Why then are Planning Board fees, which is 2115, so much less than it was last year? Zoning -- zoning fees are down, too. And if you look at the projected numbers for September, we were at 9 -- for instance, on the Planning Board fees, we were \$19,650. Now we're talking about 12,000 going forth with quote "expected new construction."

SUPERVISOR DUNNING: You go to every single Planning Board meeting. You know the applications that are in front of the Board. We still believe that this number based on historical data is an accurate, good number.

MS. BORGUS: The number may be fine. I don't disagree with the number.

What I disagree with is the comment in your letter that we're going to expect all this new construction.

SUPERVISOR DUNNING: I reserve my right to disagree with you and -- I don't -- we are seeing new construction in the Town of Chili. We have seen a fair amount of new business come into the Town. There is new construction. It's not -- we're not seeing construction like you're going to see in some other towns, but there is a significant amount of new construction in the Town.

DOROTHY BORGUS: I'm just taking these words from your letter. I'm not --

SUPERVISOR DUNNING: I understand it. I wrote the letter. I know what's in it.

COUNCILWOMAN SPERR: I think, Dorothy (Borgus), the difference here is what you determine as new construction and how much. It is just the amount of new construction.

SUPERVISOR DUNNING: Applications -- Mr. Lindsay, please correct me if I am wrong, the new applications are based on the dollar amount of the project a lot of times? There is not always just a flat fee on some of these things, so your zoning fees and engineering fees would be directly related to the cost of a project.

DAVID LINDSAY: That's correct. There is a flat fee for some and there are some based on the size and types of the project, yes.

SUPERVISOR DUNNING: And we have a Wegmans with their -- built their new cheese affinage. We saw that happen. American Tire built their new facility here in the Town of Chili. We saw Palmer Foods do a bit of reconstruction. I'm sorry if I misspoke a little bit, but new -- some reconstruction and renovation of the old Empire Beef facility. We have approvals for at least one apartment project. We're seeing Greenwood Townhomes is building.

Um, I probably -- there is probably more in here I'm missing, but I would consider that --

COUNCILMAN SLATTERY: Mike's.

SUPERVISOR DUNNING: They took it down. New structure, but something will be going up. The tire business that was approved there, I understand, is proceeding. I'm not 100 percent positive of that.

I know there has been applications over at Bausch & Lomb. The churches. There has been a fair amount. So I don't think it's inappropriate to say that there is new construction that is attributed to some of the things that we're seeing.

MS. BORGUS: So in other words, you're saying last year was artificially high compared

to what -- to going forward?

SUPERVISOR DUNNING: No. The --

COUNCILWOMAN SPERR: The value of the projects may be more last year than the value this year. The value of the Greenwood Townhouses versus replacing the pink parrot with a tire store is a totally different value.

MS. BORGUS: That would be reflected in the fees, as well, at some point.

SUPERVISOR DUNNING: Correct.

MS. BORGUS: Not totally. Well, I -- it just looks odd to say the least.

The next point would be, dog control services. Is it a fact that we still share the Dog Control Officer in Chili with Riga?

SUPERVISOR DUNNING: It is.

MS. BORGUS: I'm a little alarmed by the revenue anticipated being \$2500. I thought that was a half time share.

SUPERVISOR DUNNING: No.

MS. BORGUS: No.

SUPERVISOR DUNNING: It is a per-instance-based fee. I don't recall the exact fees per instance, but call-outs or a dog call of any kind, whether it be -- if you would like to go ahead.

DAVID LINDSAY: It --

CLERK IGNATOWSKI: A call-out won't necessarily generate a fee. It just depends if there has been a dog that has been redeemed. If they're picking up a dog, then --

SUPERVISOR DUNNING: Riga pays the Town of Chili for a call-out.

CLERK IGNATOWSKI: Oh, Riga.

SUPERVISOR DUNNING: That is what you're referring to, correct?

CLERK IGNATOWSKI: Oh.

MS. BORGUS: Yes.

DAVID LINDSAY: It's not a flat fee. They basically pay the hourly rate that it would cause -- that our Dog Control Officer would incur to respond to a call or the overtime rate. So it can vary based on the call.

So a loose dog, barking dog would go to the Riga Town Hall and then they call here and our Dog Warden goes there.

SUPERVISOR DUNNING: We get a call and our Dog Warden -- our Dog Control Officer responds, yes. I'm not sure how it would get to Riga, but we get a call and we respond.

MS. BORGUS: That wasn't my understanding. Is that the way it was planned in the beginning?

SUPERVISOR DUNNING: Yes. Exactly the way it was planned. It was explained. That is exactly the way the agreement was written with the Town of Riga.

MS. BORGUS: All right.

Again, maybe same answer, but under a -- licenses and permits, which is was 2555, the actual for, I guess, September the 11th, when this was printed, was \$1841,514. Yet the preliminary budget for this year shows 100,000.

SUPERVISOR DUNNING: Ginny (Ignatowski), do you have -- licenses and permits?

CLERK IGNATOWSKI: Is that for dog licenses? That is different than other licenses.

MS. BORGUS: It's 2555.

SUPERVISOR DUNNING: 2555.

MS. BORGUS: It's not on another --

CLERK IGNATOWSKI: Might be the Building Department.

MS. BORGUS: Got to be the Building Department.

CLERK IGNATOWSKI: My dog --

DANIEL KNAPP: I just want to back up and point out for all these things when we did a lot of the revenue projections, this goes back to the June/July timeframe. So we based our final current projections and those things along those lines based on the information we had in June, May, that timeframe.

So this was now -- that is what we did our budget on. This particular document we're looking at is now printed out in September, so there is an additional three months of information -- of actual information that is added on there, so when you look -- when you -- you're comparing my actuals to date, to current projections, they could be way off.

That being said, this particular -- he actually had a permit for \$72,000 that came in August, which there is no way you can -- you can probably tell me who it was better, but there is no way to predict a single permit for \$72,000 coming in.

SUPERVISOR DUNNING: I'm sorry. I thought she was on dog licenses.

CLERK IGNATOWSKI: Yes. That is not my budget.

SUPERVISOR DUNNING: Sorry.

MS. BORGUS: All right. Thank you.

Plumbing permits again was way down. But maybe you're using the same logic that you did on Zoning and Planning Board fees. It -- it is down. I mean, the -- the -- the actual even -- well, I guess that was estimated again, but -- he went down to \$1500, again, on plumbing permits. It doesn't look like growth to me. That is all I have to say.

Now, on State aid, which is 3,000 -- 3005, again, we -- you went from -- you know, an actual in -- in evidently September, a \$61,110, and then our preliminary budget now we're estimating 300,000. These numbers -- I don't -- I'm sure there has been a lot of thought put into these. I don't mean to say that there hasn't, but they just look pretty odd.

SUPERVISOR DUNNING: Again, the -- they are -- these are projections because some of

these things we just don't know. Um, and we -- basically, as you see here year after year, we're pretty much projecting the same amount. We have got -- kept this pretty flat over the years. We don't have a good way of coming up with a solid number again. I invite you if you have a way and method -- a way to calculate something different, we're open to listen to it.

MS. BORGUS: I'm looking at history figures. Look at 2012.

SUPERVISOR DUNNING: You have two years of history in front of you. Look at ten years. I'm sure you probably have it. But if you go back and look at ten years' history, you may see something different.

DANIEL KNAPP: The 100 -- this is a payment we get paid biannually on this, so twice a year. The \$161,000 that we received in July for the first half, that is actually the lowest amount that we have gotten in well over ten years. So we take that 160 times two, we're just barely getting over this year's budget.

So again, that is another item that we budget conservatively because you just don't know.

MS. BORGUS: Okay. I see in the budget that we still are budgeting for Judge Pietropaoli.

COUNCILWOMAN SPERR: Yes.

MS. BORGUS: Yes?

COUNCILWOMAN SPERR: Yes.

SUPERVISOR DUNNING: Yes.

COUNCILMAN SLATTERY: Don't have a choice.

MS. BORGUS: And then we have a -- I think that's another item I would like to take up on the Town Board agenda, so I will just let that rest for a moment.

The other one I like to look at is item 1420, which is attorney. And I specifically like to look at the Attorney Counsel for labor relations. In looking at the final current projection. Actually, we can even look at last year's budget, which was \$11,000.

The final current projection was 9,000. The actual was just under 5600, and yet we ended up with a \$15,000 budget going forward which is a 36.3 percent increase.

Are we expecting Union trouble? What are we looking at here?

SUPERVISOR DUNNING: Not necessarily, but there are -- but there is -- there is, again, always need. It is those unpredictable things that require our labor attorney to get involved with the -- with the issues that deal with our labor in the Town. I certainly can't get into a lot of them.

Initially, we -- as you see in the budget, we looked at the \$25,000 amount and realized that was a little bit too much for this -- for this reason. Um, we did reduce it to the 15,000. Now, we have -- and again, if you look at using your -- your timeframe in which you -- we spent 22,000 back in 2012, and we spent 11,000 -- 11,000 previously. And the current final projection right now is 9,000. I have a feeling we're going to exceed that at this point. Based on our use of our labor attorney.

So it's -- we think -- I believe, and I presented to this Board that that number 15,000 is a safe number to deal with not knowing what type of issues may come up in any given year.

COUNCILWOMAN SPERR: I would have never predicted we would be spending the additional money this year. You can't predict that, Dorothy (Borgus). Things happen.

MS. BORGUS: A budget is a guess.

COUNCILWOMAN SPERR: Yes, it is.

MS. DOROTHY: It is. It's an educated guess.

SUPERVISOR DUNNING: Well, some of it is and some of it isn't.

MS. BORGUS: Some of it is. But I'm looking back, you mentioned the 2012 amount spent. As I remember, we were -- we had no Union contract then. I can understand why that was that high back in 2012.

But you're budgeting within \$7,000 of that again and it just made me question what -- what we were -- what we -- what everybody on that Board thinks we're facing this year.

I'm assuming under budget Item 14-440, Town engineering -- Town Engineer, Engineering and Survey, that there are numbers that -- that I'm sure are filled in on what you have now which is more current than what I have.

What is the budget being suggested for this coming year?

SUPERVISOR DUNNING: I'm sorry, to -- for the Town Engineering -- which one specifically?

DOROTHY BORGUS: 1440.4640.

SUPERVISOR DUNNING: .4640?

DOROTHY BORGUS: Uh-huh.

SUPERVISOR DUNNING: Actually, that number is -- isn't filled in right now.

DANIEL KNAPP: That \$70,000 that you see in there for 2014, that was actually a budget adjustment that was for the pedestrian bicycle grant thing.

SUPERVISOR DUNNING: The pedestrian bicycle study.

COUNCILWOMAN SPERR: Currently under way.

SUPERVISOR DUNNING: So that item will not be necessary for 2015.

DANIEL KNAPP: Ongoing item. If we get to end of the year and there is still a piece not completed, we would in January do a budget adjustment to correct it at that point in time.

MS. BORGUS: So what are we looking at now about?

SUPERVISOR DUNNING: Zero.

MS. BORGUS: Zero.

SUPERVISOR DUNNING: What you see in front of you is accurate.

MS. BORGUS: Okay. Thank you.

I have a question on -- not the -- not the numbers, but the wording that accompanies

account 6772. There is four employees mentioned there.

COUNCILWOMAN SPERR: What account is that one, Dorothy (Borgus)?

DOROTHY BORGUS: That is Programs for Aging.

SUPERVISOR DUNNING: Personnel? The personnel.

MS. BORGUS: Yes, personnel.

JORDON BROWN: Page 41.

COUNCILWOMAN SPERR: Thank you.

MS. BORGUS: I'm wondering what the meaning of "Dunning edit" means after each one of those.

SUPERVISOR DUNNING: Happy to explain.

We -- we have looked at the salaries of the people, most of these people, Gwen, Pam and Michael were -- were or are currently making in the \$8 range as part-time people over at the Senior Center.

One of the things we did last year was we increased our -- our substitute pay to \$10 an hour. Also knowing that there is a -- there is a movement towards raising the minimum wage. Not that it will hit \$10 an hour, but we thought if it was appropriate to pay substitutes \$10 an hour, certainly should be able to pay part-time employees \$10 an hour.

And so the original figures for these people were there, I think -- 2 or 2 1/4 percent increases over the \$8.70 or whatever they were making and bring them up to a more reasonable rate, what we thought was a fair rate for what they do at \$10, \$10.21, \$10.81. That is based on the length of service they had with the Town of Chili.

COUNCILWOMAN SPERR: And Michael will be.

SUPERVISOR DUNNING: Yes, Michael.

MS. BORGUS: The next question I had was on -- was on account 7020. .2000. There is no explanation, um --

SUPERVISOR DUNNING: There is also no money.

MS. BORGUS: I saw that. That isn't going to happen?

SUPERVISOR DUNNING: That's true.

MS. BORGUS: Thank you.

SUPERVISOR DUNNING: That was easy.

MS. BORGUS: Right.

SUPERVISOR DUNNING: I need an easy button.

MS. BORGUS: I am wondering if the Board has increased the number of conferences being -- being attended by Town employees. I know some of these are essential, but in going through this entire budget, it just seems like everybody -- everybody is going to conference after conference after conference.

COUNCILWOMAN SPERR: It's reduced.

SUPERVISOR DUNNING: And Mary (Sperr) is right. We have actually reduced some of the conferences that people are going to. For example, I'm sure when we get to the Town Board, you will notice we have reduced that from three to two going to the conferences. Magistrates we have switched to one going to a conference and each going to -- alternating.

And the conferences are certainly beneficial for a lot of these people and we have some new people, keep in mind, doing jobs they haven't done before. I believe that it's important that these people get the proper education, the proper training. There are some that is mandated, both by the State, County and other areas.

We have a training policy that is very specific as to who needs what training, when they need it, how we track it, we do track it. Um, it is very -- very closely watched. Dawn (Forte) does -- keeps track and keeps a matrix of everything that everybody has had when we get the certificates back from everybody and their completion -- but it is necessary. It is necessary for people to do their jobs.

COUNCILWOMAN SPERR: Some are just minimal fees, too. But for the value -- for the value of that training is quite good.

MS. BORGUS: Um, I am looking at one here for -- must be Recreation. It looks like there is going to be seven conferences or seven people attending -- I don't know how many conferences, but at least seven.

SUPERVISOR DUNNING: Where are you, Dorothy (Borgus)?

DOROTHY BORGUS: I'm 7020.4975.

MS. BORGUS: One has budget item of 2,500.

SUPERVISOR DUNNING: It says one staff member per year.

MS. BORGUS: But if you -- if there's -- if you add three staff going to one and three staff going to the other and one staff going to the third one, that is seven conferences for the Recreation Department.

SUPERVISOR DUNNING: Yeah.

MS. BORGUS: I don't know.

SUPERVISOR DUNNING: They -- I know you don't agree, you -- time after time, year after year, you are not a big fan of the Recreation Department and the services they provide.

However, we do -- I do find great value in the services they provide. They bring back some great ideas, some great programs and those programs turn into things that -- that generate revenue for the Town and I'm sure you have looked at the revenue reports for the --

MS. BORGUS: I have.

SUPERVISOR DUNNING: -- the projections for the Recreation Department, and I'm sure you may have some questions on those, too. However, if you look at those, those have increased

significantly. Those are a direct result of our people being able to go to these conferences and learn what is happening not only in other towns locally, but other towns across the state and across the country.

I personally think there is great value in them picking up this knowledge and they do and they bring it back for us to use.

COUNCILMAN SLATTERY: And also, in regards to that, if you -- the Library, we heard about the awards they have been given. Our Recreation staff and the awards they have been given, not only in Monroe County, but across the whole United States to have somebody that was recognized for the job that they do, for -- for all of the United States of America, that is huge. And then -- and then to have -- to lose that employee --

MS. BORGUS: Exactly.

COUNCILMAN SLATTERY: -- because of how valuable he is. I much rather have somebody that is -- brings that much to the table and then the other people would want him, because he is providing that service to the Town while he is here, and then these other people, staff members are also feeding off of him, learning from him. And also with the Director that we have -- I'm not knocking Mike (Curley) down. I just saying that the -- we -- he have some pretty good staff here, and we -- and -- and it's great that they're recognized.

MS. BORGUS: It's great they are recognized, but I also see as soon as they're recognized, they leave the Town's employee.

COUNCILMAN SLATTERY: Not necessarily true.

MS. BORGUS: It has been true in more than one case.

SUPERVISOR DUNNING: One case.

JORDON BROWN: If we didn't go to conferences, we would be able to hide them from other towns. (Laughter.)

MS. BORGUS: I think we promote our own help too much and maybe that's why they're recognized. Somebody has to put all those recommendations in. Maybe we just beat the drum and that's why we get those.

COUNCILWOMAN SPERR: I think, Dorothy (Borgus), that the opposite would be the effect; that if we did not promote our employee, they would leave even sooner.

COUNCILMAN SLATTERY: So, you guys, don't do nothing. (Laughter.)

COUNCILWOMAN DI FLORIO: What I was going to mention was, I believe, part of the implementation of our online payment process for the Recreation Department, which has been a huge cost savings, Michael (Curley) was able to see demonstrated at one of the conferences that he attended. So there is benefit to attending conferences and getting ideas, and implementing new ideas and new technologies.

It has saved not only the taxpayers of this Town, but also saved many families from having to go to the Recreation Department to sign their children up for programming.

COUNCILWOMAN SPERR: And getting locked out because they couldn't get there on time because of schedules, so it has been very good.

MS. BORGUS: It's all in your perspective.

COUNCILWOMAN DI FLORIO: Apparently.

SUPERVISOR DUNNING: You are right.

COUNCILWOMAN SPERR: Yes, it is.

MS. BORGUS: Now, I would like to talk about --

COUNCILWOMAN DI FLORIO: You're one person's perspective.

DOROTHY BORGUS: Pardon?

COUNCILWOMAN DI FLORIO: And you're one person's perspective.

MS. BORGUS: Yep. That's true.

I would like to talk about capital equipment. For the highway, parks, and DPW.

SUPERVISOR DUNNING: Any particular account you're looking at?

COUNCILWOMAN SPERR: Give us a number, Dorothy (Borgus).

MS. BORGUS: 5130.

Year after year, and I'm here and I spend a lot of time going over this budget, I request we go back to something that used to be done years back and that is a list be put out explaining -- and last year it was, explaining the -- the -- the -- the vehicle situation, the number -- of number of trucks that is being replaced, the description of the truck, what account it is charged to, the price and an explanation of why we need it replaced, because this -- this is a huge number. Just huge.

And, again, this year, it wasn't provided. I -- I requested of Mr. Lindsay that he do it for me on Monday. I sent him an email and he very nicely sent me an answer yesterday -- no -- the -- or no, this morning -- with the details. And I'm grateful for that. But why can't we just do that in the beginning?

And let me tell you -- and he is right, to a point, to a point, this new system allows for explanations under what you call this KVS. But after he explained that was in the budget and I said, "I don't see it," and then he went on with his detailed explanation, I went back again thinking I missed this somehow. I didn't miss it.

SUPERVISOR DUNNING: Yeah, you did.

MS. BORGUS: No, I didn't.

SUPERVISOR DUNNING: Well, yeah, you did.

MS. BORGUS: Can't argue with black and white.

SUPERVISOR DUNNING: Yes, you can.

MS. BORGUS: Well, what I want -- I don't want to know -- just "needs repair."

Obviously that's the answer. I mean, that's -- that's -- that's logical. That's what you would assume. But when he writes it out, there is so much more to be known and in the interest of clarity and -- and transparency, I think that should be done. If whatever little notes want to put in the budget, fine, but the system I'm sure only allows so much space.

SUPERVISOR DUNNING: It does only allow so much space so the limitations would not allow us to give the amount of detail that you would like to see written in this particular.

I will say in the interest of clarity and transparency, this Town Board holds two public workshops that are open to the public to come in and listen to the -- the specifics and -- in very intricate details of this budget. They go over not only truck numbers but whether or not it probably needs brakes or an oil change or whether the track on another piece of equipment is starting to go and needs a replacement. We get very detailed in these budget workshops as this Board wants to know specifically what's being used. Understanding that -- and agreeing with your point that the detail needs to be there. And I -- I'm sorry that you can't or -- make the budget workshops. But for whatever reason, that's neither here nor there. But that is where that information is really disseminated and disseminated in great detail. So clarity and transparency are there. It is just not everyone chooses to be there to hear that.

MS. BORGUS: I don't think what you're saying meets the -- the -- the -- the rules for -- for public information. You -- no one -- no one -- no resident should have to take two nights out of their life, and I have done it many, many, many times, sat in this room. I have gone through -- just what you're talking about. Why should you have to come and sit for two nights, and they're long nights, and sit there and make your own notes about what the Town is going to do and why they need to spend this -- this incredibly -- this incredibly large amount of money?

I -- that's not the intent of -- of -- of Freedom of Information.

SUPERVISOR DUNNING: As -- as you have accused this Board of trying to hide information and in doing so, maybe not quite on a legal basis, I guess I would challenge you to point out what the legal -- what the legal obligation is for this particular publication to us to give that amount of detail that you're requiring. I would ask you to please provide that information back to the Board and I will look at that. If we're doing something that is -- that's not legally appropriate, I guess I would like to know that. You accused us of doing that, so please give us the law that says we have to do that.

MS. BORGUS: I think you're missing the point.

SUPERVISOR DUNNING: No, I'm not.

MS. BORGUS: Why should a resident have to come in here, take two nights out of their life, away from their family, whatever, to come in and get the information that historically has been provided in -- and is not provided now.

SUPERVISOR DUNNING: For -- for the very same reason it's -- it's -- historically since I have been here it has never been provided in this agenda in a great detail. I don't recall even my predecessor putting that amount of detail. Maybe I'm wrong. My predecessor and her predecessor I don't believe put that amount of detail in their budget either. So I did -- I -- I think and I could be wrong, but I will -- but I -- but this is -- this is the way we have been doing this for quite some time.

I would say to you why does a resident have to come to two extra meetings to hear what is in this budget? Well, if residents really care about what's in this budget and want to know, they would be at these meetings just like you are here tonight and all these other people are here tonight because they care enough about what is happening. They care about the library. Students care about their education and there are other people here to hear about other things. So if people cared enough to hear it, they would be here.

MS. BORGUS: I have budgets at home, past budgets with the worksheets which used to be the way they were done and those lists are in them.

COUNCILWOMAN SPERR: You never received a list -- vehicle replacement list when Joe Carr was our Highway Superintendent. You didn't get it until David Lindsay became our Superintendent and provided that for you. Joe Carr kept it in pencil. He had a list in pencil. This is my 13th year, here, Dorothy (Borgus). This isn't my first budget either.

But I will say this, those budget meetings that we hold, those workshops allow an opportunity for us to sit there with every department head and ask questions. They cannot always anticipate every question that we're all going to have, because some years I -- I don't have a question. Others I do have questions on certain things.

So we provide an opportunity for them to be able to relay to us what they want to tell us about their budget and their thinking and the theory behind why they arrived at those numbers and similar to what the resident told us tonight about the library. So they're very valuable to us. That's why we hold those public meetings, so your attitude why should a resident? Every resident, if they're interested in the numbers -- and the budget money that we spend, if they're interested, they can call us any time outside of those. You have the same opportunity and we're very forthcoming and you know David (Lindsay) is.

MS. BORGUS: And I am usually at those meetings, but I will tell --

COUNCILWOMAN SPERR: They weren't that long this year either, Dorothy (Borgus). They were very concise.

MS. BORGUS: Some of them will go on to 11 o'clock. I have seen them --

COUNCILMAN SLATTERY: And I apologize for that, Dorothy (Borgus), for asking so many questions.

MS. BORGUS: No, you're good. You come up with a -- some very good questions.

COUNCILWOMAN DI FLORIO: Can I just ask another point, though? When you asked

for the information, was it provided to you?

MS. BORGUS: Yes.

COUNCILWOMAN DI FLORIO: So in the spirit --

MS. BORGUS: And I thanked Mr. Lindsay.

COUNCILWOMAN DI FLORIO: So in the spirit of Freedom of Information, you got the information that you were interested in receiving.

MS. BORGUS: Today. And now I would like to share that.

I added up the numbers for Highway, Parks and DPW, and I will tell you, we got a number we hit almost on the money every year. This year, Highway, Parks, and DPW is going to get \$609,000 worth of new equipment in this budget. \$609,000.

Add on -- well, you tell me this Reaction van is out of the budget?

SUPERVISOR DUNNING: Yes.

MS. BORGUS: That's gone. All right.

COUNCILWOMAN SPERR: Did we borrow any money to buy any of that equipment? When is the last time the Town borrowed money, Dorothy (Borgus), for any of that equipment?

MS. BORGUS: That's not the point. That's not the point.

The point is, that -- that when it's mentioned, I'm told, well, we -- then we don't have repairs and trucks rust out and this is the best way to go. Well, you know, you could buy that if you saw other towns doing it, but to the best of my knowledge, Chili stands out there alone, spending this kind of money on trucks. You don't see brand new, shiny trucks, you know, all year long in other towns. You just don't see it.

SUPERVISOR DUNNING: All our trucks aren't brand new and shiny. We have been over this --

MS. BORGUS: I know.

SUPERVISOR DUNNING: -- for every year. Some of those --

COUNCILWOMAN SPERR: I remember a couple years ago you stood before us at this very same type of meeting in this Public Hearing and complained about how our trucks, they spend too much time on our trucks and the rust and everything. Well, these guys -- you had talked about the shiny trucks.

MS. BORGUS: Yes.

COUNCILWOMAN SPERR: They take quite a bit of pride in maintaining the equipment --

MS. BORGUS: I'm glad they do.

COUNCILWOMAN SPERR: -- repairing them so they will last as long as they do. So you will find me standing up for our Highway guys every single day.

MS. BORGUS: I'm not taking anything away from the Highway guys, please. So -- I'm complaining because this Town -- just think over ten years -- ten years, how many -- millions -- what, \$6 million on highway equipment?

COUNCILWOMAN SPERR: I tell you what, Dorothy (Borgus), if I have to rely on someone's expertise to know when a vehicle should or shouldn't be replaced because they get to the point where they cost more to keep than to sell and buy a new one because of repairs, I trust the judgment of our Highway Superintendent. He has come and fully explained how he was going to pay for it, what vehicles were going to be replaced. At times we skip a year even though it was on his plan. We may skip a year and not replace it that year, but we rely on his expertise. And I don't mean to offend you, but I far more rely on his expertise than your personal opinion.

And furthermore, the fact that we don't have to borrow any money to buy this equipment saves us millions and millions of dollars.

MS. BORGUS: Well, it is going to have to pay for this. It is just odd if it is such a great plan and so smart, that we're the only Town around who does it.

COUNCILMAN SLATTERY: Dorothy (Borgus), I --

MS. BORGUS: Well, this is no place to get into --

COUNCILWOMAN DI FLORIO: Yes, it is. Because every year you stand before this Board and throw out these accusations without any data to support it, and you say you will bring the data next year and you never do.

MS. BORGUS: You look at Gates' trucks. You look at Riga's truck. They plan on using those for 20 years. That's what they're meant for. They're work horses. They're not your -- your local -- your SUV you trade-in every three years because it is rusty.

COUNCILMAN SLATTERY: Actually, Dorothy (Borgus), with my full-time position, I deal with the 19 towns in Monroe County, and I deal with their equipment from your dump trucks, to your excavators, to your Bobcats, to your lawn mowers. And you look at every Town budgets their money differently. They also have to deal with their Town Boards on the purchases.

I have one Town that I work very closely with that had a Highway Superintendent that would go to auctions, buy -- buy auctioned off equipment --

MS. BORGUS: Ours probably.

COUNCILMAN SLATTERY: Well, not necessarily, because I know David (Lindsay) gets every dime he can out of them, and then the cost to repair them. There was just an auction recently, a municipal auction that was held at the County Fleet Center, and the -- the equipment that went out of there, and the prices that people were paying for stuff that they could go out and buy brand new, it was ridiculous. It was crazy.

But then, let's talk about David (Dunning) and what he is doing. Now, what he is up against. When you look at the -- the -- the equipment that you talked about, one ten-wheel plow

truck.

MS. BORGUS: Right.

COUNCILMAN SLATTERY: Ten-wheel plow truck to cost \$234,000.

MS. BORGUS: Ghastly.

COUNCILMAN SLATTERY: \$234,000.

And now, let's go back ten years ago and what would the cost of that vehicle be? It -- it has gone up so much. And that's when you get into the cost of doing business, when -- when -- one thing we talked about with David (Lindsay) is CHIPS funding, money we get from the State and the increases. Well, the State hasn't really increased the amount of funding for CHIPS. And when you look at what it costs for your labor, your equipment, and the material, the cost of material, to -- to pave a road has gone up so much, that we cannot keep up with the lane miles that we have to -- to keep up with the program. Our roads are going to be deficient. They're going to fall apart. All these other towns are in the same boat.

When New York State keeps saying unfunded mandates -- there is a new thing that just came out recently about New York State wants to you do certain things with -- for ADA accessibility and stuff with sidewalks. They want you to do it. You have to turn around as a municipality and you have to do this because New York State is telling you, but they're not giving you any money to do that.

MS. BORGUS: I understand that.

COUNCILMAN SLATTERY: When you look at the cost of doing business, how it is going up, labor -- no, the cost of medical, the cost of the retirement, all of that is going up. But for David (Lindsay), to sit there and have to have a balanced budget and to come back to us and say, "I need this piece of equipment" -- um, the new subdivisions that are built, we're getting new lane miles. And I -- I will agree, because I think you know this, the subdivisions have slowed down because we don't have that infrastructure to the south part of Chili. You go south of Black Creek, you know, we're not having those huge subdivisions we had in the past. The 300-lot subdivisions, but still those are lane miles that are being added to our inventory that we have to maintain and the cost of doing business -- it just keeps going up and the cost of equipment keeps going up, so it makes it challenging for him to do his job. So I -- I -- I understand --

MS. BORGUS: I don't disagree.

COUNCILMAN SLATTERY: But when you talk about Riga and, you know, they're fortunate in that they have a landfill that --

MS. BORGUS: I don't think they're fortunate to have that landfill.

COUNCILMAN SLATTERY: Well, fortunate from the tax standpoint.

MS. BORGUS: They're not fortunate.

COUNCILMAN SLATTERY: Well, not the people that live around it.

Sorry, Mr. Stowe.

Well, when you look at our tax rate, how we have been able to maintain it, \$3.88 per thousand and all of the services that it provides. But when your school districts, you know --

MS. BORGUS: That's another story.

COUNCILMAN SLATTERY: Thank you.

COUNCILWOMAN SPERR: But the residents are counting on us to have our plows in operation along with the County because we plow the County roads for them and there are revenues that are generated from that.

MS. BORGUS: You get paid for that.

SUPERVISOR DUNNING: I think, Dorothy (Borgus), as it was in 2008, 2009, 2010, 2011, 2012, 2013 and again now in 2014, we're going to have to agree to disagree. We --

MS. BORGUS: What's that?

SUPERVISOR DUNNING: We support Mr. Lindsay's -- support his proposals for his equipment and we hear and understand and appreciate your comments that you disagree with them and it has been noted.

MS. BORGUS: The one last point I would like to make then, we keep buying pickup trucks like they're going out of style, and my point, I guess I would like to make, if we didn't have so many trucks going home with employees, we wouldn't be running up the miles that turn into an excuse as to why we have to replace the truck.

SUPERVISOR DUNNING: Once again, you're -- you were right with part of that. We -- we are replacing them like they're going out of style because they are getting old and those are rusting and they're not just a style thing. They're a function thing.

And the mileage, if -- Mr. Lindsay, please correct me if I am wrong, but we get reimbursed from these employees and it is only the foremen who take these vehicles home. We get reimbursed from those foremen in excess of the actual mileage allotment that the State allows for mileage.

MR. LINDSAY: I think when you look at the reimbursement we get from the employee versus what it actually costs for them to drive it home, we're getting more money back. The average miles is -- two, three, five miles away from home, something like that.

COUNCILMAN SLATTERY: They live in a very short proximity to the Town where they're reporting and also when they get called in, then they can go right out to a site and the response time increases. There is a lot to do with that vehicle going home, and I believe, David (Lindsay), correct me if I am wrong, not all of the foremen take a vehicle home.

DAVID LINDSAY: That's correct.

And you're correct, too. Especially during snow and ice season, they're basically on 24-hour call and it allows us a quicker response when we have to do a snow and ice operation, to

get out and patrol things and check things a whole lot quicker that way.

MS. BORGUS: Do they spread salt with a pickup? My road they do because they can't turn around.

COUNCILWOMAN SPERR: You seen them driving around in the middle of the night. They actually go out and check the roads to assess what --

COUNCILMAN SLATTERY: Whether it's a dead deer, a deer that gets hid on the side of -- there's a -- trees that fall, water main break --

SUPERVISOR DUNNING: Water main break. We had a couple of those.

MS. BORGUS: I'm sure those situations are not the norm. I'm sure they're the exception.

But as far as Recreation, I will not bore you with that one more year. You know what I think about Recreation, and I will be watching the revenue and any of these programs that don't make a substantial profit, I'm going to be all over, because there is just too many programs.

SUPERVISOR DUNNING: We will be happy to provide you any information that you ask for.

MS. BORGUS: Thank you.

COUNCILMAN SLATTERY: Thank you, Dorothy (Borgus).

The Public Hearing was closed at 7:54 p.m.

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At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speaker addressed the Town Board on various subjects: Dorothy Borgus. The Public Forum concluded at 7:58 p.m.

COUNCILMAN SLATTERY: Regarding the landfill, you look at what Perinton has for having that High Acres out there? That aquatic center and the Community Center.

COUNCILWOMAN SPERR: They have the Taj Mahal of highway garages out there, they call it.

COUNCILMAN SLATTERY: Granted I don't want one in Chili. But --

COUNCILWOMAN SPERR: But they're happy to put it in.

SUPERVISOR DUNNING: I will address these questions as we get to the resolutions.

#### **MATTERS OF THE SUPERVISOR:**

New Matters:

1. Community Coat Drive – Town Hall Location thru November 1, 2014.

SUPERVISOR DUNNING: Just to let everybody know, the Gates-Chili High School is having a coat drive to provide coats to some people in need of some -- probably perhaps some warm clothing as we get into the fall and winter seasons. There's a box located in the Library and Town Hall. The Town has agreed to host a box for the students from Gates-Chili to run this coat drive. So if you do have something, we would appreciate it if you could drop off a coat. I think they're also taking mittens and gloves and scarves, anything that might be gently used. Nothing that's just completely worn out.

We -- we would certainly appreciate those donations as I'm sure the students in the Gates-Chili High School would also appreciate it.

Pending Matters:

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

SUPERVISOR DUNNING: Vacancy on the Architectural Advisory Committee Committee and also one on the Board of Assessment Review, Drainage Committee, Ethics Committee and the Traffic Safety Committee.

As Councilwoman Sperr mentioned, we do have -- we are having a ground-breaking ceremony on Monday -- right, Monday? Monday, 2 o'clock in the afternoon that will be held at Union Station Park and that is for a spray ground or a spray park, as you may know it. The Town of Chili was granted an award from Senator Ranzenhofer in the amount of \$100,000. We're going to take and invest that money into providing our residents with a spray park out in -- at Union Station, so I think that will be a nice addition to that park, and allow all of the kids to -- to shower off after they play soccer every week. No. (Laughter.)

It will be a great addition to -- to a great park and that park is really evolving nice out there.

COUNCILWOMAN SPERR: It was at the top of the list of requests from the Parks and Rec Master Plan.

SUPERVISOR DUNNING: It was. That will be Monday, 2 p.m., at Union Station Park.

#### **MATTERS OF THE TOWN COUNCIL:**

COUNCILWOMAN DI FLORIO: Just because we have so many students in the audience, um, on Friday December 5th, is always the Town's annual tree lighting ceremony, and this year

the Parks and Recreation Department is also adding in a parade of lights. So we're encouraging anyone that would like to have a float with lights, um, it -- it can be a float. It can be a car lit up. Um, anything you might want to have. Group, any group, community group, neighborhood group. Just contact the Recreation Department for details, but we're looking forward to having a nice big parade of lights. At the Senior Center.

SUPERVISOR DUNNING: You guys have to have some great creative items. I see the wheels turning. I see -- I see you're -- I see you --

COUNCILWOMAN DI FLORIO: It will be fun.

SUPERVISOR DUNNING: Anybody needs any consulting on that, let me know.

COUNCILWOMAN DI FLORIO: Supervisor may have a few spare lights he could donate to your cause.

The 9/17/14 Town Board minutes were approved as modified.

**REPORTS SUBMITTED:**

Architectural Advisory Committee Minutes – 6/25/2014, No Mtg. July, 8/27/2014  
Building Dept. Report – September 2014  
Dog Control Report – September 2014  
Drainage Committee Minutes – 9/2/2014  
Historic Preservation Minutes – 8/11/2014  
Library Board Minutes – 8/26/2014  
Monthly Financial Statement – September 2014  
Planning Board Minutes – 8/12/2014  
Recreation Center Report – September 2014  
Senior Center Report – September 2014  
Town Clerk Report – September 2014  
Traffic & Safety Minutes – 8/7/2014, 9/4/2014  
Zoning Board Minutes – 8/26/2014

**CORRESPONDENCE:**

1. Virginia Ignatowski, Town Clerk has received notification that Ron Richmond, Traffic & Safety Committee is resigning effective 10/3/2014.
2. Virginia Ignatowski, Town Clerk has received notification that James Philbin, Highway Dept., is retiring effective 10/31/2014.

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**RESOLUTION #235 RE: Authorizing Surety, Form, and Amount of Official Undertaking for the Faithful Performance of the Duties of the Town Clerk and Receiver of Taxes and Assessments**

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

**BE IT RESOLVED**, as follows:

Section 1. The Town Board hereby approves the surety, form, and amount of the official undertaking for the faithful performance of the duties of the Town Clerk and Receiver of Taxes and Assessments as follows:

Type of Undertaking: Government Form Faithful Performance  
Insurance company: Utica National Insurance Group  
Amount: \$500,000

Section 2. A true copy of this resolution shall be affixed to the undertaking to indicate this Board's approval thereon in accordance with Town Law Section 25.

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

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**RESOLUTION #236 RE: Transfer of Assessment Reserve Funds**

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

**WHEREAS**, the Town of Chili has reserved funds to assist in reassessments of the Town as needed to maintain equity; and

**BE IT RESOLVED** that funds in the amount of \$6,825 from the Assessment Reserve be

transferred to the Annual Assessment Project, for the 2015 Assessment Roll Update, subject to Permissive Referendum; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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

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**RESOLUTION #237 RE: Declaring October 19 - 25, 2014 "Freedom from Workplace Bullies Week"**

**OFFERED BY: Supervisor Dunning      SECONDED BY: Councilman Brown  
Councilwoman DiFlorio  
Councilman Slattery  
Councilwoman Sperr**

**WHEREAS**, the Town of Chili has an interest in promoting the social and economic well-being of its employees and citizens; and

**WHEREAS**, that well-being depends upon the existence of healthy and productive employees working in safe and abuse-free environments; and

**WHEREAS**, surveys and studies have documented to stress-related health consequences for individuals caused by exposure to abusive work environments; and

**WHEREAS**, abusive work environments can create costly consequences for employers, including reduced productivity, absenteeism, turnover, employee health-related expenses and if left unchecked costly litigation; and

**WHEREAS**, protection from abusive work environments should apply to every worker, and not limited to legally protected class status based only on race, color, gender, national origin, age, or disability; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor and the Town Board of the Town of Chili hereby proclaim October 19 – 25, 2014 "Freedom from Workplace Bullies Week".

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

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**RESOLUTION #238 RE: Zoning Board of Appeals**

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

**BE IT FURTHER RESOLVED** that Ron Richmond shall be appointed to the Zoning Board of Appeals to complete the term of Robert Mulcahy; term to expire on December 31, 2017 and shall be paid \$79.00 per meeting attended for the calendar year 2014; expenses to be paid by voucher as incurred.

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

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**RESOLUTION #239 RE: Budget Transfer – Programs for Aging Equipment**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilman Brown**

**BE IT RESOLVED** to transfer \$650 from A6772.4851 (Programs for Aging – Senior Programs) to A6772.2000 (Programs for Aging – Equipment).

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

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question on this. While I can't get into the specific detail that you probably would prefer, there was an employee that is no longer an employee of the Town of Chili who was determined to be entitled for Unemployment insurance. We need to fund -- be able to fund that Unemployment. That's about as detailed as I can probably get on that.

**RESOLUTION #240 RE: Budget Transfer – Unemployment Insurance.**

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

**BE IT RESOLVED** to transfer \$6,340.00 from A1110.1000 (Justices - Personnel Services) to A9050.8000 (Unemployment Insurance - Employee Benefits).

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

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**RESOLUTION #241 RE: Flexible Spending Account for Town Employees for 2015**

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

**WHEREAS**, the Town of Chili Flexible Spending Account (The "Plan") was adopted by a April 19, 1995 Resolution #203, and modified by December 11, 2013 Resolution #261 and maintained by the Town pursuant to Section 125 of the Internal Revenue Code; and

**WHEREAS**, the Town employees have found the Plan to be beneficial; and

**NOW, THEREFORE, BE IT RESOLVED**, to continue the Plan in 2015, open to Non-bargaining personnel and Union full-time personnel, subject to the bargaining contract, and open to employees working for the Town for a minimum of six (6) consecutive months; and

**BE IT FURTHER RESOLVED**, the maximum for both Health Care and Dependent Care reimbursement accounts be set at the amount allowable by the Internal Revenue Code; and

**BE IT FURTHER RESOLVED**, that the Flexible Spending Accounts will be funded from participating employee payroll deductions; but where the Health Care Flexible Spending Account may show a negative balance, the FSA shall be temporarily funded from the appropriate Employer FICA account and shall be reimbursed as participating employee deductions are received; and

**BE IT FURTHER RESOLVED**, that the Town Board authorizes the Supervisor to enter into a contract with Lifetime Benefit Solutions, Inc. (Formerly EBS-RMSCO, Inc.) To administer the Plan reimbursements.

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

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**RESOLUTION #242 RE: Penflex Inc. Agreement**

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

**BE IT RESOLVED** that Supervisor Dunning is authorized to enter into a Service Fee Agreement with Penflex, Inc. To perform standard administrative services for the Chili Fire Department Inc. Service Award Program for the term November 1, 2014 to October 31, 2015.

Councilman Brown - Aye

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

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**RESOLUTION #243 RE: Part Time Recreation Program Staff**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** that per the recommendation of Michael Curley, Parks and Recreation Director, the following person be appointed Part-Time Recreation Program Staff, as needed, and shall be paid at the rate of \$8.00 per hour, or \$8.75 per hour if working the Before School Care SAFE program, effective 10/16/14, expenses to be paid by voucher as incurred:

Megan Bishop

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

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**RESOLUTION #244 RE: Chili Fire Department Remove from Active List**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** that the following individuals be removed from the Chili Fire Department active list effective October 13, 2014 & October 15, 2014:

Nathaniel Ayres, Christopher Cody & Kevin Hey (10/15/2014)

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

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**RESOLUTION #245 RE: Chili Fire Department Addition to Active List**

**OFFERED BY: Councilwoman Sperr**

**SECONDED BY: Councilman Brown**

**BE IT RESOLVED** that the following individuals be added to the Chili Fire Department active list effective 10/13/2014 & 11/1/2014:

Daniel Cliffe 10/13/2014 & James Dailey 11/1/2014

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

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

DAVID LINDSAY: That particular account number is used for general repairs to the vehicles in the Parks Department as well as fuel. Obviously can't anticipate at the beginning of the year what repairs will be needed. It is just the result of several unanticipated repairs that happened throughout the year. We're getting close to drawing it down to zero again. We still have a couple three months left in the year so.

**RESOLUTION #246 RE: Budget Transfer**

**OFFERED BY: Councilwoman DiFlorio**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** to transfer \$10,000.00 from account A7110.2000 (Parks Equipment) to Account A1640.4055 (Central Garage Vehicles – Park and Recreation) and \$10,000 from account DA5142.4499 (Snow and Ice Miscellaneous) to account DA5110.4310 (General Repairs – Asphalt and Stone).

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

**RESOLUTION #247 RE: Authorizing Intermunicipal Agreement Monroe County Stormwater Coalition**

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

**WHEREAS**, the Town of Chili is a member of the Monroe County Stormwater Coalition; and

**WHEREAS**, the Coalition has prepared a new Stormwater Coalition Intermunicipal Agreement; and

**WHEREAS**, the Town Board of the Town of Chili has determined it is in the best interest of the Town to continue its participation in the coalition; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Supervisor is hereby authorized to execute the Stormwater Coalition Intermunicipal Agreement subject to the review and approval of Counsel for the Town.

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

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

COUNCILMAN SLATTERY: Yes. Supervisor, if I can. David (Lindsay), is this the same people as last year?

DAVID LINDSAY: No. It's different.

COUNCILMAN SLATTERY: Different. Um, are we going to have a pre-snowstorm meeting, pre-winter meeting with them?

DAVID LINDSAY: I do. I will sit down with him and Gerry Sauer, the Highway Road Foreman and go over what our expectations are.

COUNCILMAN SLATTERY: So they have clarification where our sidewalks are and the limits of them?

DAVID LINDSAY: Yes. We provide that in a letter. When we put out the bid, we provide a listing where the sidewalks are, and I think, a map, as well. But we'll have that meeting with him probably in early November.

COUNCILMAN SLATTERY: Good. Thank you David (Lindsay). Appreciate it.

**RESOLUTION #248 RE: Bids for Sidewalk Plowing**

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

**WHEREAS**, on October 6, 2014, the Chili Town Clerk received written sealed proposals for the plowing of sidewalks for the 2014/2015 season. The proposals identified a total cost for the main general sidewalk areas, and for Sections 1-10 of the Park Place sidewalk district. Three proposals were received as follows:

David Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$764.00

Jo-Ann Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$768.00

J. Scott Krenzer	
Bid Item #1	General Sidewalks
Bid Item #2	Park Place
Total Bid Amount	\$797.00

**NOW, THEREFORE, BE IT RESOLVED**, to award the sidewalk plowing bid to the low bidder, David Krenzer at a cost of \$764.00 per trip for both general area sidewalks and the Park Place Sidewalk District.

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

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: This is for the moveable lift?

DAVID LINDSAY: That is correct. Plus maybe a little bit of stone we're purchasing for the back lot.

**RESOLUTION #249 RE: October 1, 2014 Abstract**

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

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

**WHEREAS**, Council did authorize by a majority vote vouchers 14160, 14753, 15071-15072, 15184, 15197-15198, 15203-15204, 15206-15208, 15217, 15219, 15224-15225, 15227, 15234, 15237-15254, 15256-15264, 15266-15346, 15350-15371 totaling \$206,857.47 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 14160, 14753, 15071-15072, 15184, 15197-15198, 15203-15204, 15206-15208, 15217, 15219, 15224-15225, 15227, 15234, 15237-15254, 15256-15264, 15266-15346, 15350-15371 were paid from the following funds:

General Fund	\$	113,016.12
Highway Fund	\$	48,744.22
H48 200 Beaver Road Project	\$	32,050.00
Drainage District	\$	1,360.32
Street Lighting District	\$	11,686.81
Total Abstract	\$	206,857.47

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

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**RESOLUTION #250 RE: October 15, 2014 Abstract**

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

**BE IT RESOLVED** to pay vouchers 15373-15380, 15384-15454, 15456-15465, 15467-15469, 15477-15479, 15482-15490, 15492-15493, 15495-15497, 15500, 15502-15520 totaling \$267,896.92 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	123,984.82
Highway Fund	\$	143,185.56
Drainage District	\$	726.54
Total Abstract	\$	267,896.92

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

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The next regular meeting of the Chili Town Board will be on Wednesday November 12, 2014 at 7:00 p.m. in the Chili Town Hall main meeting room.

The meeting was adjourned at 8:09 p.m.

