

CHILI TOWN BOARD
August 13, 2014

A meeting of the Chili Town Board was held on August 13, 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; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor. David Lindsay, Commissioner of Public Works/Superintendent of Highways and Ken Kraus, Deputy Supervisor were excused.

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. The following speakers addressed the Town Board on various subjects: Dorothy Borgus. The Public Forum concluded at 7:04 p.m.

MATTERS OF THE SUPERVISOR:

New Matters:

1. Budget Workshops to be held on 9/3/2014 & 9/10/2014 both at 5:00 pm in the Town of Chili, Main Meeting Room.

SUPERVISOR DUNNING: Under Matters of the Supervisor, just a reminder on September 3rd and again on September 10th there will be budget workshops held here. Those are both starting at 5 p.m. in this room. We'll be meeting with the various departments to go over their departmental budgets.

Pending Matters:

1. Vacancy AAC Committee, BAR (Temp Member) Committee, Drainage Committee, Ethics Committee, Zoning Board.

SUPERVISOR DUNNING: Also we have some vacancies. The Architectural Advisory Committee, the Board of Assessment Review for temporary member, our Drainage Committee, our Ethics Committee and also on the Zoning Board of Appeals. There are openings for all those positions.

MATTERS OF THE TOWN COUNCIL:

COUNCILWOMAN SPERR: Um, yes. Since the -- David Lindsay isn't here tonight, I wanted to pass along that the Traffic & Safety Committee that has been working with our consultant is in the process of developing a bicycle and pedestrian planning study for the Town. The goal of the study is to develop a more complete transportation network for residents of all ages. In order to better understand the needs of our residents, we prepared a short online survey. That is what I wanted to make an announcement about tonight. It only takes a few minutes to share your thoughts on the -- on this study to help them develop the information. The study has been posted on line. You can find information about it at the library. They have put information out to the Recreation Facebook page. The Library website also has it and it is posted in the library itself.

And if you have any questions at all, we're more than happy to help. Any seniors that need help filling out the form, because it is online, can go into the library and receive that help. I just wanted to let everybody know it will be online for the next two to three weeks and hopefully you can take the time to fill it out and tell everybody what you think about traveling in the Town.

SUPERVISOR DUNNING: Excellent. Anybody else?

Moving right along, we do have minutes to approve for the July 16th and July 24th meetings.

The 7/16/2014 (as modified) and 7/24/2014 Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Building Department Report – July 2014
Dog Control Report – July 2014
Drainage Committee Minutes – 6/3/2014
Historic Preservation Minutes – 7/14/2014
Monthly Financial Statement – June 2014, July 2014
Library Board Minutes – 6/24/2014
Recreation Center Report – July 2014
Senior Center Report – July 2014
Town Clerk Report – July 2014
Traffic & Safety Minutes – 6/5/2014
Zoning Board Minutes 6/24/2014

CORRESPONDENCE:

1. Virginia Ignatowski, Town Clerk has received notification that James Phillips, Highway Department is retiring effective 9/6/2014.
2. Virginia Ignatowski, Town Clerk has received notification that Jared Hirt, Drainage Committee is resigning effective 8/11/2014.
3. Virginia Ignatowski, Town Clerk has received notification that Timothy Darrow, Highway Department is resigning effective 8/13/2014.

RESOLUTION #200 RE: Building Permit Fees

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, the Chili Fire Department, Inc. Has formally requested that the Town Board waive the fees for Building Permits for the purpose of a Training Roof Simulator; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board waives the permit fees for the Chili Fire Department, Inc.

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

RESOLUTION #201 RE: Chili Fire Department Remove from Active List

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED that the following individuals be removed from the Chili Fire Department active list effective August 4, 2014:

Brandon Geer & Timothy Relyea

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

RESOLUTION #202 RE: Chili Fire Department Exempt List

OFFERED BY: Councilman Slattery SECONDED BY: Councilman Brown

BE IT RESOLVED that the following individual be added to the Chili Fire Department exempt list effective August 4, 2014:

Scott Butterfield

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

RESOLUTION #203 RE: Amend Resolution #1 from 1/2/2014

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

BE IT RESOLVED to amend Resolution #1 from 1/2/2014; the 12/30/2014 meeting be amended from twelve noon to five pm.

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

RESOLUTION #204 RE: Disposition of Office Furniture

OFFERED BY: Councilwoman Slattery SECONDED BY: Councilman Brown

WHEREAS, the Town has an inventory of unused, broken, and otherwise obsolete furniture; and

WHEREAS, the continued storage of said furniture is of detriment to the Town and serves no practical or useful purpose; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is hereby authorized to dispose of the equipment at zero cost to the Town.

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

RESOLUTION #205 RE: Penflex Agreements

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, the Town of Chili accepted an agreement with Penflex on September 18, 2013, Resolution # 214, for Penflex to perform services on behalf of the Town of Chili in connection to the Chili Fire Department Inc. Service Award Program for the term November 1, 2013 through October 31, 2014; and

WHEREAS, Penflex has requested the Town to amend the contract which will streamline the administration services, but does not alter plan's benefits or fees; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the Supervisor to sign the agreement with Penflex revising the administration services.

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.

So just for the public's information, he has taken no action at all?

SUPERVISOR DUNNING: None.

COUNCILMAN SLATTERY: So even though he stood up here and made some promises, said things were going to be taken care of --

SUPERVISOR DUNNING: Not a thing. I know Ed Shero, our Building Inspector, has been out to the site frequently because he reports back to me every time he does and he has got several reports back zero has been done.

I have visited the site with him on one occasion certainly to -- and I can certainly verify what he has seen, the building is completely unsecure and unsafe. So, yeah.

COUNCILWOMAN SPERR: Yes. I stopped to take a look last week, and the neighbors

said nothing has been done. He made no attempt to secure the back of the building which was a -- a frequent comment at the Public Hearing we had.

SUPERVISOR DUNNING: Mr. Shero, have you even heard from him at all by way of phone or mail or any other correspondence?

ED SHERO: I have not heard from him since the last Town Board. No contact.

COUNCILWOMAN SPERR: So is he aware this resolution is on this -- on our docket.

ED SHERO: I think it was made pretty clear to him at the last Board meeting.

COUNCILWOMAN SPERR: Just to clarify so that people know if they didn't see last month's meeting, we made it perfectly clear that he needed to take action.

COUNCILWOMAN DI FLORIO: Unbelievable with everything he had to say.

RICHARD STOWE: Mr. Shero, you never got any information from him regarding his legal counsel that --

ED SHERO: Nothing. There has been no contact.

RICHARD STOWE: -- that we discussed at the Public Hearing?

Do you have a current address for Mr. Knowlton?

ED SHERO: Yes, we do.

RICHARD STOWE: I just -- I want the Board to be aware that if the Board passes this, and this order goes forward, we need to publish this in its entirety. I already had a conversation with our Town Clerk. But Mr. Shero is also going to need to arrange to serve a copy of this order on Mr. Knowlton.

If you find out in that process who his legal counsel is, okay, let me know and I'll -- I'll share that with his attorney, as well. Okay?

ED SHERO: I will get you the address after the Board meeting.

RICHARD STOWE: I don't need to do it. You need to do it.

ED SHERO: I thought --

RICHARD STOWE: I need to know that you know it.

ED SHERO: Oh, okay. Yes, we know his address.

RICHARD STOWE: Okay. Good. Thank you.

SUPERVISOR DUNNING: Any other questions or comments?

RESOLUTION #206 RE: To Order Demolition of Structures at 10 Clifton Road Owned By Richard W. Knowlton

OFFERED BY: Councilman Brown

SECONDED BY: Councilwoman Sperr

WHEREAS, the Building and Plumbing Inspector of the Town of Chili has filed his report in writing with the Town Board of the Town of Chili containing his findings and recommendations regarding certain structures situate on premises at 10 CLIFTON ROAD, TOWN OF CHILI, NY designated by Tax Map No. 171.04-2-61, in which report said Building and Plumbing Inspector states his opinion that said structures are unsafe and dangerous to the public and recommends their immediate demolition and removal; and

WHEREAS, the Town Board of the Town of Chili having held a public hearing on July 16, 2014 and all interested parties having had an opportunity to be heard; and

WHEREAS, the Town Board of the Town of Chili after reviewing said report in regard thereto and after having duly deliberated upon the same, and having determined that the recommendations of said report should be implemented; and

NOW, THEREFORE, BE IT RESOLVED, that the proposed Order attached hereto is hereby adopted, subject to review and final approval of counsel of the town.

UNSAFE BUILDINGS: ORDER TO REPAIR/REMOVE AFTER PUBLIC HEARING

TOWN OF CHILI COUNTY OF MONROE
STATE OF NEW YORK

IN THE MATTER

OF ORDER 10 CLIFTON ROAD, ROCHESTER, NY 14428

PROCEEDINGS TO REMOVE AND/OR REPAIR UNSAFE
BUILDINGS AND COLLAPSED STRUCTURES
ON PREMISES REPUTEDLY OWNED
BY RICHARD W. KNOWLTON

TO RICHARD W. KNOWLTON:

THE FOLLOWING IS AN ORDER OF THE TOWN BOARD OF THE TOWN OF CHILI, after

conducting a Public Hearing held on July 16, 2014, in the above captioned matter;

Now upon the Building Inspector of the Town of Chili, Monroe County, having filed a written report with the Town Board of the Town of Chili, regarding property located at 10 Clifton Road, designated by Monroe County, Tax Map No. 171.04-2-61, deeming the same to be unsafe to the public a copy of which is attached and incorporated herein.

And the Town Board of the Town of Chili, after considering said report, and pursuant to the provisions of said local law, by resolution duly adopted at its June 18, 2014 meeting did set the date for a Public Hearing, to determine whether, in the opinion of the Town Board of the Town of Chili that said structures or buildings are unsafe and dangerous and should be secured in the manner requested by the Building Inspector.

And the Notice of the Public Hearing was published in the Official Newspaper of the Town of Chili on July 3, 2014.

And a copy of the Notice of Public Hearing was affixed to the building in question on July 1, 2014.

And a copy of the Notice of Public Hearing was mailed to the property owners on July 1, 2014.

And upon the Public Hearing having been held on July 16, 2014, all exhibits and evidence and testimony presented therein and all interested parties having had an opportunity to be heard.

Now, therefore it is:

ORDERED, that

The remains of the garage and foundations should be demolished and all debris produced by such demolition should be removed from the property and safely disposed of in an appropriate land fill. After demolition, the excavation should be filled with clean fill and brought level with the grade of the parcel.

All brush and grass should be cut and cleared and the clippings removed from the property and safely disposed of in an appropriate land fill, and

ORDERED, all work, repairs and/or removal must be commenced within 20 days of the service upon you of this ORDER and be completed within 45 days thereafter unless for good cause shown such time shall be extended by the Town of Chili Building Inspector, and

ORDERED, that in the event of any neglect or refusal to comply with this ORDER of said TOWN BOARD OF THE TOWN OF CHILI as detailed herein, the Town Board of the Town of Chili is authorized to provide for the demolition and/or removal of said structures and to assess all expenses thereof against the land on which they are located and to institute a special proceeding to collect the costs of demolition, including legal expenses.

Dated: _____

Virginia Ignatowski
Town Clerk
Town of Chili

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: Question about recycled water and staffing. I don't believe recycled water is allowed, but that does not mean we won't be looking into anything that may be -- any more modern technology that allows for recycled water to be used in some way. Because we are -- because we are still in the engineering and design stages, I understand there is a system available out there to do that, but we have not looked into that part of it. We're just beginning, in the very beginning stages as was acknowledged.

As far as the staffing -- the staffing, we don't believe there would be any additional staffing

hired to maintain this.

COUNCILMAN SLATTERY: Who was the engineer that is looking on this?

SUPERVISOR DUNNING: No one yet.

COUNCILMAN SLATTERY: Oh.

SUPERVISOR DUNNING: That is Resolution 208.

COUNCILMAN SLATTERY: Because when you said --

SUPERVISOR DUNNING: There will be an engineering --

COUNCILMAN SLATTERY: Oh, there will be.

SUPERVISOR DUNNING: I'm sorry. If I misspoke, I apologize. There will be engineering. We will be working with engineers on it.

COUNCILMAN SLATTERY: Because I saw -- I know the resolution, but the way it came out was we're working on this.

SUPERVISOR DUNNING: Oh.

COUNCILMAN SLATTERY: Well, we are because we're going to look at a resolution.

SUPERVISOR DUNNING: Yes, we are.

COUNCILWOMAN DIFLORIO: Up to -- prior to any recent technology, the recycled water was not advocated because of safety and health issues.

SUPERVISOR DUNNING: Understood completely. We're well aware that Geneva, I think, was finding what goes wrong with recycled water.

COUNCILWOMAN DIFLORIO: Absolutely. Sounded like a good idea at the time.

SUPERVISOR DUNNING: There were some things that we'll look at.

COUNCILMAN SLATTERY: Also the funding for this, maybe we should mention where the majority of the funding is coming from.

SUPERVISOR DUNNING: The majority -- well, actually, the majority of the money is coming from reserve funds. \$150,000 being approved out -- what we're asking for here for permissive referendum, but the grant -- there was a \$100,000 grant coming which was given to us by Senator Ranzenhofer, so that \$100,000 was something that he really wanted to see us invest into our parks. And understanding that he loves Chili out here, he loves Chili Recreation, the Senior Center, our parks. So he was very kind, very gracious for us to receive that \$100,000 from him.

COUNCILWOMAN SPERR: I think he loved the idea. It was at the top of our list.

SUPERVISOR DUNNING: Right. It is at the top of the Parks and Rec Master Plan things to do so. So this is -- this is a great opportunity.

Any other questions or comments?

RESOLUTION #207 RE: Construction of Spray Park at Union Station Park

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, the Town of Chili has been approved by the State to receive a State and Municipal Facilities Program (SAM) grant for the construction of a Spray Park at Union Station Park in the amount of \$100,000; and

WHEREAS, the Parks and Recreation Reserve Fund has been established by the Town Board of the Town of Chili pursuant to 277 of Town Law of the State of New York to be held in trust and utilized for the acquisition, development and improvement of Town parks and delivery of recreational services in the Town; and

NOW, THEREFORE, BE IT RESOLVED,

1. That the best interests of all the citizens of the Town of Chili are served by the development and improvements of recreational facilities in existing parks located in different geographical areas of the town, rather than by acquiring smaller decentralized parks; and
2. That the economics of delivering multiple recreational services at existing park locations are greater than attempting to deliver such services at numerous decentralized locations; and
3. That the construction of a spray park at Union Station Park is an appropriate expenditure from the Parks and Recreation Reserve Fund; and
4. That any approval of funds from said Reserve Fund held in trust is subject to a permissive referendum; and
5. That the sum of One Hundred Fifty Thousand Dollars (\$150,000) is hereby appropriated from account TE9901.9000.0037 (Interfund Transfer) from the Parks and Recreation Reserve Fund, held in trust, to the Union Station Spray Park Capital Project Fund for the purposes set forth; and

BE IT FURTHER RESOLVED, that pursuant to 82 and 90 of the Town Law, within ten (10) days of the date of this resolution, the Town Clerk shall post and publish Notice which shall set

forth the date of the adoption of the resolution, shall contain an abstract of such resolution, shall specify that this resolution was adopted subject to a permissive referendum; and shall publish such notice in the official newspapers of the Town of Chili, and in addition thereto, that the Town Clerk shall post or cause to be posted on the signboard of the town a copy of said Notice within ten (10) days of the adoption of this resolution.

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: One actually if I could.

I know during the original design for that park, the residents, when they were looking to purchase homes along there, they were under the understanding of different things, different facilities that would be built there, which have not been built.

Have we -- a little communication with the neighbors along there just to let them know what is going on, or just --

SUPERVISOR DUNNING: I -- Councilman, I can't answer that right now. I know the spray park is going to be located opposite where most of the residential areas are. They will be located close to the creek side. I know the original design showed something very, very different, but almost everything in that park is in a different plan than it was originally designed to do.

So -- but I -- but I can't answer that right now. I wouldn't dismiss the possibility, but I don't know. There is -- still, again, very much in the infancy stages of this.

COUNCILWOMAN SPERR: I would imagine once the engineering gets involved and designs come into play, that it wouldn't hurt to have a neighborhood meeting down at Union Station just to educate everyone how this works and open it up to anybody from the Town that wants to go. That is one way to communicate.

JORDON BROWN: Good idea. Nobody likes being surprised.

SUPERVISOR DUNNING: Again, it's -- I can't answer that one way or the other.

COUNCILWOMAN SPERR: Sure. There are several possibilities. So that's a great, great idea.

SUPERVISOR DUNNING: Okay. Any other questions or comments?

RESOLUTION #208 RE: Professional Design Services for Union Station Spray Park

OFFERED BY: Councilman Brown

SECONDED BY: Councilman Slattery

WHEREAS, professional design services are needed to prepare the necessary plans and specifications to go out to bid for the construction of a spray park at Union Station Park; and

NOW, THEREFORE, BE IT RESOLVED, authorize the Supervisor to execute an agreement with Lu Engineers to provide the necessary professional design services for a cost not to exceed \$20,000 to be paid from the Union Station Spray Park Capital Project Fund 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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question about these easements, an explanation of these. And I want to just -- I think this explanation would be better served coming from Mr. Lindsay. He can explain this a little better than we can. Mr. Lindsay is on vacation right at the moment. If I can ask that he give you a call back, he'll be more than happy. We have seen the maps and easement locations of these -- of this, but as far as the exact purpose of these easements is typical -- I don't even want to give you -- start to give you an answer that I can't thoroughly explain to you.

These are -- they're at the request the Department of Public Works, so Mr. Lindsay would be the authority on that particular. So if you don't mind, I will have him contact you when he gets back and let you know.

MS. BORGUS: Sure.

COUNCILWOMAN SPERR: Dorothy (Borgus), we do have a copy here if you want to

look at it after the meeting. I would be happy to show it to you.
MS. BORGUS: Okay.

RESOLUTION #209 RE: Acceptance of Storm Water Easements

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, Paul and Valerie Marsocci (the "Applicants") are owners of property located at 3 Prestwick Lane, Lot R7 (Tax Acct. No. 146.19-1-06) of the Vista Villa's Subdivision, Town of Chili, New York ("the Property"); and

WHEREAS, Faber Construction Co., Inc. (The "Applicants") are owners of property located at 13 Prestwick Lane, Lot R82 (Tax Acct. No. 146.19-1-08) of the Vista Villa's Subdivision, Town of Chili, New York ("the Property"); and

WHEREAS, Samuel J. And Nellie K. Otto (the "Applicants") are owners of property located at 15 Prestwick Lane, Lot R81 (Tax Acct. No. 146.19-1-09) of the Vista Villa's Subdivision, Town of Chili, New York ("the Property"); and

WHEREAS, Archer Rd Vista, LLC (the "Applicants") are owners of property located at 17 Prestwick Lane, Lot R80 (Tax Acct. No. 146.19-1-10) of the Vista Villa's Subdivision, Town of Chili, New York ("the Property"); and

WHEREAS, the Applicants have applied to the Town Board for acceptance of a storm water easements on properties owned by the applicants; and

NOW, THEREFORE, BE IT RESOLVED, that upon approval review and approval by the Attorney for the Town Board of the Town of Chili, the Town of Chili shall accept from the above named Applicants the proposed storm water easements as shown on the attached survey and map and further described in the attached descriptions; and

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Chili, is hereby authorized and directed to execute, on behalf of the Town of Chili, all necessary documents in furtherance of this resolution after all necessary documents have been reviewed and approved the Attorney for the Town Board.

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question on that, the boundaries of the project. You know, it's -- I'm -- I'm trying to place the exact placement.

Did you get --

COUNCILWOMAN SPERR: No.

SUPERVISOR DUNNING: It was a grant that we applied for for the --

COUNCILWOMAN SPERR: I didn't think it would come up. I didn't memorize the -- it's probably in my Traffic & Safety notes.

SUPERVISOR DUNNING: I would have to get back to you on that one, the exact proximity, the scope, complete scope of the project. This is a grant we get every year from CDBG. This just covers the sidewalks over in the Beaver Road area.

COUNCILWOMAN SPERR: Covers a portion of it. Part of it is accepting to -- we submit for the grant in-kind services, so some of the work will be done by our Highway Department at -- at -- the cost of the project is a little less than they approve us for that when we put our in-kind services in. But exactly the dimensions, I don't know.

RICHARD STOWE: Is this the one that Mr. Lindsay asked me to go confirm the existence of the easement that goes from Unity up towards on Chili Avenue, up towards the church?

SUPERVISOR DUNNING: I don't know.

RICHARD STOWE: Okay. I know that -- I know that's one of the questions that came up in the recent past, that there was an easement when the Church came in for part of their approval that there was a sidewalk easement that was required that I helped them go secure. That's -- I'm empty now.

SUPERVISOR DUNNING: Yeah. I will on that one. This is a project that Curley -- Mr. Curley and Mr. Lindsay worked together with the CDBG grants.

RESOLUTION # 210 RE: Authorize Supervisor to Sign Contract for Community Development Block Grant (CDBG) – Beaver Road Sidewalk Extension Project

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

WHEREAS, the Town received notification from Monroe County that the Beaver Road Sidewalk Project will be funded by the Community Development Block Grant Program in the amount of \$34,750; and

NOW, THEREFORE, BE IT RESOLVED, to accept the CDBG grant and to authorize the Supervisor to sign the contract and certification 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

RESOLUTION #211 RE: GASB 45 Actuarial Services

OFFERED BY: Councilwoman Brown SECONDED BY: Councilwoman DiFlorio

WHEREAS, the Town of Chili is scheduled to comply with GASB 45 – Accounting and Financial Reporting by Employers for Post-Employment Benefits Other Than Pensions with the fiscal year ending December 31, 2014; and

WHEREAS, the Director of Finance received and reviewed five proposals for professional services to conduct a full valuation in accordance with GASB 45 as follows:

Harper Danesh	\$3,500
Burke Group	\$4,000
Brown & Brown Consulting	\$4,000
Harbridge Consulting Group	\$4,500
Health Economics Group	\$6,500

NOW, THEREFORE, BE IT RESOLVED, on the recommendation of the Director of Finance to accept the proposal of Harper Danesh and authorize the Supervisor to sign the related contract for professional services to conduct a full valuation in accordance with GASB 45 for the fiscal year ending December 31, 2014, at a cost of \$3,500, to be paid from A1430.4252 (Personnel – GASB OPEB Actuary Services).

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question on this. The term in which the judge who is not present expires at the end of 2015. Um, yep. That's all I know. I believe that answers the question.

COUNCILWOMAN SPERR: That's the only answer you can give.

SUPERVISOR DUNNING: Any other questions or comments?

RESOLUTION #212 RE: Budget Transfer – Justices Temporary Labor

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Sperr

BE IT RESOLVED to transfer \$11,000 from A1990.4000 (Contingency) to A1110.4266 (Justices-Temporary Labor).

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

RESOLUTION #213 RE: Set Public Hearing for September 17, 2014 at 7:00 p.m. to consider the rezoning of 44 Jetview Drive & portion of 383 Fisher Road from LI (Limited

Industrial) to LI with ADATOD (Airport Development Area Transportation Overlay District)

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, the Planning Board at a public hearing meeting held on August 12, 2014 approved by a unanimous vote of five recommended approval for the rezoning of 44 Jetview Drive & a portion of 383 Fisher Road from LI (Limited Industrial) to LI with ADATOD (Airport Development Area Transportation Overlay District) and recommends that the Town Board act as lead agency for the SEQR review; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares itself lead agency for SEQR review purposes and directs the Town Clerk to send notification of such designation to all, if any, affected agencies; and

BE IT FURTHER RESOLVED, that a Pubic Hearing be set for September 17, 2014 at 7:00 p.m. to consider the rezoning application for the property located at 44 Jetview Drive & a portion of 383 Fisher Road from LI (Limited Industrial) to LI with ADATOD (Airport Development Area Transportation Overlay District). The Tax Account number is 147.06-1-74 (44 Jetview Drive) & 147.06-1-18.11 (383 Fisher Road) Kevin Daley, agent for 44 Jetview Drive, LLC has requested the rezoning and the owner has paid the necessary zoning application fee.

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

RESOLUTION #214 RE: August 6, 2014 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman DiFlorio

WHEREAS, January 2, 2014 Resolution #1 authorized vouchers to be paid August 6, 2014 by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 14158, 14231, 14557, 14588-14604, 14612, 14615, 14626-14628, 14634-14643, 14652-14676, 14678-14735, 14738 totaling \$340,537.27 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 14158, 14231, 14557, 14588-14604, 14612, 14615, 14626-14628, 14634-14643, 14652-14676, 14678-14735, 14738 were paid from the following funds:

General Fund	\$	96,812.37
Open Space Reserve	\$	6,275.00
Highway Fund	\$	221,872.64
H56 Annual Assessment Project	\$	1,750.00
Drainage District	\$	1,436.80
Lighting Districts	\$	11,252.26
Private Purpose Trust	\$	1,138.20
Total Abstract	\$	<u>340,537.27</u>

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

The next regular meeting of the Chili Town Board will be on Wednesday September 17, 2014 at 7:00 p.m. in the Chili Town Hall main meeting room.

Supervisor Dunning reminded everyone of the September 3rd and September 10th budget workshop meetings.

The meeting was adjourned at 7:22 p.m.