A special organizational meeting of the Chili Town Board was held on January 1, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 1:00 P.M.

PRESENT: Councilman Merante, Councilman Powers, Councilwoman Callahan, Councilman Criddle and Supervisor Hannah

ALSO PRESENT: Carol O'Connor, Town Clerk

Fire door exits were identified for Board members and audience.

#1 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Alfred J. Heilman be appointed to the Office of Town Attorney; said term to expire December 31, 1989 at an annual salary of $17,714.58; expenses to be paid by voucher as incurred.

Seconded by Councilwoman Callahan. Councilman Criddle and Merante, no; Supervisor Hannah, yes; Councilwoman Callahan, yes; and Councilman Powers, yes.

#2 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Michael Mazzullo be appointed Deputy Town Attorney for the year 1989 and shall serve at the pleasure of the Town Board, AND BE IT FURTHER RESOLVED that he shall be paid an annual salary of $12,404.86; expense to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.

#3 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Daniel Lincoln Miller, Esq., be appointed Associate Town Attorney, said term to expire December 31, 1989, at a salary of $4,000.00, and shall serve at the pleasure of the Town Board, expenses to be paid by voucher as incurred.

Seconded by Councilman Merante and unanimously approved.

AMENDMENT OFFERED BY COUNCILMAN MERANTE to make salary for Mr. Miller at $7,000.00 with no second.

#4 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following newspapers be designated for the Town of Chili for the year 1989 as the official newspapers:

Gannett Newspapers:
- Gates Chili News
- Suburban News
- Rochester Times Union
- Rochester Democrat & Chronicle

Seconded by Councilman Merante and unanimously approved.

#5 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the following banks be designated for the year 1989 for Town monies for the Supervisor:

- Marine Midland Bank of Rochester
- Chase Lincoln First
- Norstar
- Central Trust
- First Federal
- City Bank

Seconded by Councilman Criddle and unanimously approved.

#6 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Marine Midland Bank of Rochester, Chi-Paul Branch, be designated for the Town Clerk.

Seconded by Councilman Powers and unanimously approved.
BE IT RESOLVED that Marine Midland Bank of Rochester, Chi-Paul Branch, be designated for the receiver of Taxes.
Seconded by Councilwoman Callahan and unanimously approved.

BE IT RESOLVED that a safe deposit box be held at Marine Midland Bank of Rochester, Chi-Paul Branch, to deposit securities held for deposit.
Seconded by Councilman Powers and unanimously approved.

BE IT RESOLVED that the Supervisor of the Town of Chili be authorized to place monies for various Supervisor's accounts in Certificates of Deposit as he foresees same for the year 1989.
Seconded by Councilman Powers and unanimously approved.

BE IT RESOLVED that the annual accounting for the year 1988 by the Town Clerk, Receiver of Taxes, and Town Justices will be held on January 18, 1989.
Seconded by Councilman Powers and unanimously approved.

BE IT RESOLVED that the salaried and hourly employees shall be paid on a bi-weekly payroll for the year 1989.
Seconded by Supervisor Hannah and unanimously approved.

BE IT RESOLVED that Supervisor Hannah be authorized to release payroll checks upon receipt of duly authorized statements from the Department Heads involved.
Seconded by Councilman Merante and unanimously approved.

BE IT RESOLVED that the regular Town Board Meetings of the Town of Chili be held on the first and third Wednesday at 7:30 P.M. of each and every month for the year 1989 unless otherwise notified.
Seconded by Councilwoman Callahan and unanimously approved.

BE IT RESOLVED that the regular Town Board Meetings for July and August be held on July 19 and August 16, 1989.
Seconded by Councilman Merante and unanimously approved.

BE IT RESOLVED that all purchase orders be signed by the Supervisor before purchases are made, and that only in case of emergency may a department Head make any purchases:
AND BE IT FURTHER RESOLVED that this purchase order shall serve as a voucher for the Town of Chili;
AND BE IT FURTHER RESOLVED that all vouchers for the Town of Chili shall be audited and submitted by the Town Clerk on an abstract presented to the Town Board at a Town Board Meeting.
Seconded by Councilman Powers and unanimously approved.
#16 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the following be authorized reimbursement for mileage at the rate of $.205 per mile for the year 1989 and which mileage must be submitted by voucher as incurred.

Supervisor
Receiver of Taxes
Town Clerk
Budget Officer
Building Inspector
Town Attorney
Historian
Fire Marshal
Council Members
Town Justices
Deputy Town Attorney

Deputy Supervisor
Deputy Receiver of Taxes
Deputy Town Clerk
Assessor
Assistant Building Inspector
Associate Town Attorney
Members of Civil Defense
Assistant Fire Marshal
Dcg Control Officer
Director, Community Center

Election Inspectors attending School and Chairman
Commissioner of Public Works & Superintendent of Highways

Seconded by Councilman Powers and unanimously approved.

#17 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following shall be authorized to attend the Association of Towns Annual Meeting to be held in New York City on February 19 through 22, 1989:

Supervisor
Council Members
Town Justices
Receiver of Taxes
Assessor
Chairman, Zoning Board or designated delegate

Budget Officer
Town Attorney
Deputy Town Attorney
Clerks to the Justices
Town Clerk
Superintendent of Highways
Chairman, Planning Board or designated delegate
Associate Town Attorney

Seconded by Councilman Criddle and unanimously approved.

#18 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Supervisor Hannah be named as the official delegate of the Town of Chili for the 1989 Association of Town Meeting or the Deputy Town Supervisor.

Seconded by Councilman Powers and unanimously approved.

#19 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the compensation of Election Inspector for the year 1989 shall be at the rate of $90.00 per Election and $55.00 for Primary and Registration Days, to be paid by voucher after the last Registration Day and after Election Day.

Seconded by Councilman Merante and unanimously approved.

#20 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that $100.00 per Election District for the year 1989 be paid to each owner of the premises where polling places are designated, AND BE IT FURTHER RESOLVED that this is to cover heat, light, janitor, etc., and shall be paid by voucher after Election Day.

Seconded by Councilwoman Callahan and unanimously approved.

#21 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that all hourly and salaried employees of the Town of Chili shall have been cleared with the County of Monroe Civil Service Commission.
Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Bernard Winterman be appointed as counsel for the Town of Chili in all matters relating to labor relations and:

BE IT FURTHER RESOLVED that he is to be paid at the rate of $50.00 per hour by voucher, as incurred, for the year 1989.

Seconded by Councilman Merante and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Eva Otterbein, Elizabeth Street, Elizabeth McBride, and Luella Scheuring be appointed School Crossing Guards for same school crossings in the Town of Chili for the year 1989 and shall be paid $28.00 per day worked.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Richard Gusherowski be appointed bingo Inspector for the Town of Chili for the year 1989 and shall serve at the pleasure of the Town Board, and;

BE IT FURTHER RESOLVED that he shall be paid $25.00 per month in which bingo games are conducted on a contract basis;

AND BE IT FURTHER RESOLVED that he shall be paid by voucher as incurred.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Sandra DeLuca be appointed to serve as part-time stenographer for the Town of Chili for the year 1989, to serve at the pleasure of the Town Board, and to be paid at the rate of $150.00 per meeting attended.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Priscilla Fosnaught be appointed to serve as part-time stenographer for the Town of Chili, for the year 1989, to serve at the pleasure of the Town Board, and to be paid at the rate of $135.00 per meeting attended.

Seconded by Councilman Criddle and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Robert A. Munger be appointed Chili Defense Administrator for the year 1989 and shall serve at the pleasure of the Town Board.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that William Newman be appointed Chief of the Chili Civil Defense for the year 1989 and shall serve at the pleasure of the Town Board.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the following shall be appointed fire Wardens for the Town of Chili for the year 1989, and shall serve at the pleasure of the Town Board: John K. steves, Jr., Robert Guelzow and Dean Fisher.

Seconded by Councilman Powers and unanimously approved.
BE IT RESOLVED that the Vail agency be appointed Insurance Counselor for the Town of Chili for the year 1989.

Seconded by Councilwoman Callahan and unanimously approved.

BE IT RESOLVED that Carol O'Connor, duly elected Town Clerk for the Town of Chili, shall be paid an annual salary for the year 1989 of $27,075.00 expenses to be paid by voucher as incurred.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 1 Letter dated December 29, 1988 to Supervisor Hannah and Town Board Members from Carol O'Connor, Town Clerk appointing Janice Butts as Deputy Town Clerk.

BE IT RESOLVED that Janice Butts, Deputy Town Clerk, shall be paid $16,088.80 for the year 1989.

Seconded by Councilman Powers and unanimously approved.

BE IT RESOLVED that Monica Benedict be named as part-time Deputy Town Clerk at a pay rate of $6.56 per hour, and serve at the pleasure of the Town Board.

BE IT RESOLVED that Linda Leech, duly appointed Assessor for the Town of Chili, shall be paid an annual salary of $29,494.40 for the year 1989, expenses to be paid by voucher as incurred.

Seconded by Councilman Merante and unanimously approved.

BE IT RESOLVED that Karen Vanderstyne, be appointed Clerk II for the year 1989 at an annual rate of $19,462.85.

Seconded by Councilman Merante and unanimously approved.

BE IT RESOLVED that Kathleen Reed be appointed Secretary to the Planning and Zoning Boards at an annual salary of $19,447.48.

Seconded by Councilwoman Callahan and unanimously approved.

BE IT RESOLVED that Robert Connolly be appointed Building Inspector for the year 1989, at an annual salary of $29,010.80, expenses to be paid by voucher as incurred.

Seconded by Councilman Criddle and unanimously approved.

BE IT RESOLVED that John Madigan be appointed Assistant Building and Plumbing Inspector at an annual salary of $20,416.67.

Seconded by Councilwoman Callahan and unanimously approved.

BE IT RESOLVED that Sherry Thrash be appointed a regular part-time clerk/typist in the Building Department at the rate of $6.92 per hour.

Seconded by Councilman Powers and unanimously approved.
#40 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that James Christian be appointed part-time Fire Marshal for the Town of Chili for the year 1989 and shall serve at the pleasure of the Town Board, to be paid an annual salary of $12,974.26; expenses to be paid by voucher as incurred.

Seconded by Councilman Merante and unanimously approved.

#41 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that David Bagley be appointed part-time Assistant Fire Marshal for the Town of Chili for the year 1989 and shall serve at the pleasure of the Town Board, and shall be paid at the rate of $10.00 per hour.

Seconded by Councilman Criddle and unanimously approved.

#42 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Daniel F. Rose be appointed Dog Control Officer for the Town of Chili for the year 1989 and shall serve at the pleasure of the Town Board, and shall be paid an annual salary of $26,876.65, expenses to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.

#43 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Christine Bittengmaier and Linda Woods be appointed Substitute Dog Control Officers for the Town of Chili for the year 1989 and shall serve at the pleasure of the Town Board, and shall be paid at a rate of $6.63 per hour.

Seconded by Councilwoman Callahan and unanimously approved.

#44 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Ronald P. Fodge, Director of Parks and Recreation shall be paid an annual salary of $29,397.46 for the year 1989, expenses paid by voucher as incurred.

Seconded by Supervisor Hannah and unanimously approved.

#45 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways, shall be paid an annual salary of $28,422.21, expenses to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.

#46 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Stephen A. Chudyk shall be appointed Acting Commissioner of Public Works, to serve at the pleasure of the Town Board and shall be paid an annual salary of $5,716.37, expenses to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.

#47 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Dean Fisher be appointed Road Foreman for the Town of Chili Highway Department for the year 1989 and shall serve at the pleasure of the Town Board.

Seconded by Supervisor Hannah and unanimously approved.

#48 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Isabel Oliver be appointed Cleaner for the Town of Chili for 1989 and shall serve at the pleasure of the Town Board.

Seconded by Councilwoman Callahan and unanimously approved.
RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the following be appointed to the list of substitute part-time clerk/typist for the year 1989 at a rate of $5.90 per hour:

Marie Watkins  Mary Trabucco
Kathy Mitchell  Diane Celento
Mary Johnson  Monica Benedict
Kathryn Witzel  Joan Swackhamer
June Gell  Dorothy Stoessel
Marilyn Sabol  Sandra Zambito

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Supervisor Hannah be authorized to sign contracts with the Town of Riga to provide mutual Emergency Dog Control Services.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to sign a contract with the Chili Animal Care, P.C. for emergency medical treatment, euthanasia services and disposal services.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Supervisor Hannah be authorized to sign fire and ambulance contracts in accordance with the 1989 budgeted amounts.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Janice Chapman shall be paid at the rate of $12.00 per hour for the year 1989 as part-time Budget Officer, expenses to be paid by voucher as incurred.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Colleen McCarthy, Secretary to Supervisor shall be paid an annual salary of $18,900.00 for the year 1989, expenses to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Hester Smith be appointed Historian for the Town of Chili, and shall be paid an annual salary of $1,500.00 for the year 1989, expenses to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that J. Donald Faso be appointed Chairman of the Planning Board for the year 1989 and shall serve at the pleasure of the Town Board, and shall be paid an annual salary of $1,600.00, to be paid $100.00 per meeting, expenses to be paid by voucher as incurred.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Raymond Bleier be appointed Vice Chairman of the Planning Board for the year 1989 and shall be paid at the rate of $100.00 for any meeting he serves as Chairman.

Seconded by Councilman Merante and unanimously approved.
RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that each member of the Planning Board of the Town of Chili shall be paid the sum of $40.00 per meeting attended for the year 1989.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that John Castellani be appointed to the Chili Zoning Board of Appeals, with a term to expire 10/14/93.

Seconded by Councilman Powers and unanimously approved.

AMENDMENT FOR SUBSTITUTION of Richard Mastrodonato's name. DEFEATED: Councilwoman Callahan, no; Councilman Merante, yes; Councilman Criddle, yes; Councilman Powers, no; and Supervisor Hannah, no.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Gerald Hendrickson, 480 Stottle Road, Scottsville be appointed to fill the vacancy on the Zoning Board of Appeals, with a term to expire on 10/14/89.

Seconded by Councilman Powers with Councilman Criddle voting no and all others voting aye.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that William Oliver, 33 Hitree Lane, Rochester, New York be appointed to fill the vacancy on the Zoning Board of Appeals with a term to expire on 10/14/90.

Seconded by Councilwoman Callahan and unanimously approved.

AMENDMENT OFFERED BY COUNCILMAN CRIDDLE

Amendment to substitute Tracy Logo's name. No second.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Ronald Popowich be reappointed to the Zoning Board of Appeals with a term to expire 10/14/93.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that John Castellani shall be appointed Chairman of the Zoning Board of Appeals for the Town of Chili for the year 1989, and shall serve at the pleasure of the Town Board, and shall be paid an annual salary of $900.00 to be paid $75.00 per meeting attended, expenses to be paid by voucher as incurred.

Seconded by Councilman Powers with Councilman Criddle voting no, Councilman Merante voting no, Councilman Powers, yes, Councilwoman Callahan, yes and Supervisor Hannah, yes.

AMENDMENT OFFERED BY COUNCILMAN CRIDDLE

Amendment to appoint Randy Allen as Chairman of the Zoning Board of Appeals.

Seconded by councilman Merante with the following vote: Councilwoman Callahan, no; Councilman Merante, yes; Councilman Criddle, yes; Councilman Powers, no and Supervisor Hannah, no.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Daniel Nolville shall be appointed Vice Chairman of the Zoning Board of Appeals for the Town of Chili for the year 1989, and shall be paid $75.00 for any meeting he serves as Chairman.

Seconded by Councilman Powers and unanimously approved.
RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that each member of the Zoning Board of Appeals for the Town of Chili shall be paid the sum of $40.00 per meeting attended.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Robert Dewey, Richard Schickler, Larry Lazenby, Tom Morrow and Fred Arnold be re-appointed to the Chili Conservation Board, with a term to expire 10/90.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Anne Marie Philbin be appointed to the Chili Conservation Board to fill the vacancy with a term to expire 10/90.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Robert Dewey be re-appointed Chairman of the Chili Conservation Board for the year 1989 and shall serve at the pleasure of the Town Board, and shall be paid $30.00 per meeting attended, to be paid by voucher as incurred;

AND BE IT FURTHER RESOLVED that reports on developments and Meeting Minutes be forwarded, in writing, to the Planning and Town Boards.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Richard Schickler be appointed Vice Chairman of the Chili Conservation Board and shall be paid $30.00 for any meeting he serves as Chairman.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Secretary for the Chili Conservation Board shall be paid $30.00 per meeting attended, all other members to be paid $15.00 per meeting attended, to be paid by voucher as incurred and which is limited to one meeting per month.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Kay Allard be appointed Chairwoman of the Chili Drainage Committee for the year 1989 and shall serve at the pleasure of the Town Board and shall be paid at the rate of $30.00 per meeting attended, to be submitted by voucher as incurred.

AND BE IT FURTHER RESOLVED that any reports on development and Meeting Minutes be forwarded, in writing, to the Planning and town Boards.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Secretary of the Chili Drainage Committee shall be paid $30.00 for each meeting attended; all other members to be paid $15.00 for each meeting attended and which is limited to one meeting per month.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Glenn Schneider be appointed to the Chili Drainage Committee, to serve at the pleasure of the Town Board.
Seconded by Councilwoman Callahan and unanimously approved.

#74 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Ruth Pizarro be appointed to the Chili Drainage Committee, to serve at the pleasure of the Town Board.

Seconded by Supervisor Hannah and unanimously approved.

#75 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Joe Stankovich, be appointed to the Chili Recreation Advisory Committee to fill the vacancy, term to expire 12/31/90.

Seconded by Councilman Powers with the following vote: Councilmen Criddle and Merante, no; Supervisor Hannah, yes; Councilwoman Callahan, yes; and Councilman Powers, yes.

AMENDMENT OFFERED BY COUNCILMAN MERANTE

Amended to re-appoint Carol Grimes and Elaine Warner to Advisory Committee.

Seconded by Councilman Criddle. DEFEATED: Councilman Criddle and Merante, yes; Councilwoman Callahan, no; Councilman Powers, no and Supervisor Hannah, no.

#76 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Vincent Indovina be appointed to the Chili Recreation Advisory Committee with a term to expire 12/31/91.

Seconded by Councilman Powers and unanimously approved.

#77 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Mary Fitch be appointed to the Chili Recreation Advisory Committee with a term to expire 12/31/91.

Seconded by Councilman Powers with the following vote: Councilmen Criddle and Merante, no; Supervisor Hannah, yes; Councilwoman Callahan, yes; and Councilman Powers, yes.

AMENDMENT OFFERED BY COUNCILMAN MERANTE

Amended that Elaine Warner be appointed to the Chili Recreation Advisory Committee.

Seconded by Councilman Criddle. DEFEATED: Supervisor Hannah, no; Councilwoman Callahan, no; Councilman Powers, no; and Councilmen Criddle and Merante, yes.

#78 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Miles L. Woodcock be appointed to the Assessment Review Board, to fill vacancy, with term ending 9/30/90.

Seconded by Councilman Powers with the following vote: Councilman Criddle, no; and all others voting yes.

#79 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the salary of Supervisor Hannah for the year 1989 shall be $43,546.36, expenses to be paid by voucher as incurred.

Seconded by Councilwoman Callahan and unanimously approved.

#80 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the salaries of Council Members Callahan, Merante, Powers and Criddle for the year 1989 shall be $8,145.54, expenses to be paid by voucher as incurred.

Seconded by Supervisor Hannah and unanimously approved.
TO: John H. Hannah, Supervisor  
     Chili Town Board
FROM: Ronald Podge  
      Recreation Director
DATE: December 28, 1988
RE: Personnel Parks and Recreation

Dear Sirs:

The following is a listing of the titles and personnel to be established, as per Town Board resolution, for the 1989 fiscal year in the Parks and Recreation Department:

A. Recreation Department
   A-1 (1) Recreation Director
   A-2 (1) Clerk Typist
   A-3 Recreation Committee

B. Community Center
   B-1 (1) Recreation Supervisor
   B-2 (1) Clerk Typist - Part Time
   B-3 (1) Recreation Attendant (4.50)

BUILDINGS - 1820.1
   (1) Maintenance Mechanic III

A. Playground Program
   A-1 (1) Seasonal Playground Leader (200/wk)
   A-2 (1) Seasonal Playground Leader (180/wk)
   A-3 (7) Seasonal Attendants (4.00/hr)
   A-4 (14) Seasonal Attendants (3.61/hr)

B. Special Ed Program
   B-1 (1) Seasonal Sp. Ed. Leader (6.50/hr)
   B-2 (3) Seasonal Sp. Ed. Attd. (4.00/hr)

C. Tiny Tot
   C-1 (1) Seasonal Rec. Leader (6.00/hr)
   C-2 (3) Seasonal Rec. Attd. (3.61/hr)
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D. Tennis (Youth)
   D-1 (1) Head Instructor (6.50/hr)
   D-2 (1) Assistant Instr. (4.60/hr)

E. Scoreboard Operator
   E-1 (2) Seasonal Attnd. (3.61/hr)

F. Skating Rink
   F-1 (3) Seasonal Attnd. (4.00/hr)

G. Bus Drivers
   G-1 (5) Drivers (5.86/hr)

H. Swim Program
   H-1 (1) Head Instructor (6.50/hr)
   H-2 (3) Swim Attnd. (3.61/hr)

I. Tennis (Women's)
   I-1 (1) Head Instructor (6.50/hr)
   I-2 (1) Assistant Instr. (4.00/hr)

J. Mother's Time Out
   J-1 (1) Leader (6.21/hr)
   J-2 (1) Attendant (4.46/hr)
   J-3 (1) Assistant (4.46/hr)

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PARKS

1. SALARIES - 7110.1
   A-1 (1) Parks Director
   A-2 (1) Grounds Equipment Operator
   A-3 (1) Grounds Equipment Operator
   A-4 (4) Seasonal Laborers (4.50/hr)

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I thank you for your cooperation in this matter.

Recreationally,

Ronald Fodge
Recreation Director
RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to sign a contract to provide engineering services for the Town of Chili for 1989 with the firm of Joseph Lu, P.E., P.C.; for an amount of $17,400.00, to be paid on a monthly basis by voucher.

Seconded by Councilwoman Callahan and unanimously approved.


RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that upon the recommendation of Town Justice Pietropaoli, Sophie Rodemerk and Sharon Knapp be appointed Court Clerks for the year 1989, at the annual salaries of $16,208.62.

Seconded by Councilman Merante and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that upon recommendation of the Town Justice Pietropaoli, Joseph Klapp and Robert Wisbar be re-appointed Court Attendants for the Town of Chili for the year 1989, to serve at the pleasure of the Town Board, at the rate of $32.00 per session attended.

Seconded by Councilman Merante and unanimously approved.


RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that hourly rates be established for Parks and Recreation employees for the year 1989 per correspondence #3, dated December 28, 1988; entire resolution to appear in the minute book.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Carol O'connor be appointed Acting Receiver of Taxes and Assessment for the Town of Chili for the year 1989 and shall be paid an annual salary of $10,500.00, expenses to be paid by voucher as incurred.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 4 Letter dated December 29, 1988 to the Town Board from Town Clerk, Carol O'Connor. RE: Appointments.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Joan Swackhamer be appointed Deputy Receiver of Taxes to be paid an an hourly rate of $5.92 per hour.

BE IT FURTHER RESOLVED that Sandra Zambito be paid an hourly rate of $6.25 when working in the Tax Office.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Supervisor Hannah be authorized to issue a check for $75.00 for 1989 membership in the New York State Supervisors and County Legislators Association.

Seconded by Councilman Merante and unanimously approved.
#88 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Supervisor Hannah be authorized to issue a check for $150.00 for attendance for the Supervisor and the Budget Officer at the 1989 Training School for Town Supervisors and other fiscal officers.

Seconded by Supervisor Hannah and unanimously approved.

#89 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the annual salary of Administrative Town Justice Patrick J. Pietropaoli be $16,902.60 for the year 1989 and the annual salary of Town Justice Melvin L. Oliver shall be $16,319.60 for the year 1989, expenses to be paid by voucher as incurred.

Seconded by Councilman Merante and unanimously approved.

#90 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Marcia Marks be appointed Clerk/Typist to the Parks and Recreation Department for the Town of Chili for the year 1989.

Seconded by Councilwoman Callahan and unanimously approved.

#91 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Linda Handyside be appointed Part-Time Clerk/Typist to the Community Center for the year 1989.

Seconded by Supervisor Hannah and unanimously approved.

#92 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Ralph Dostman be appointed Ground Equipment Operator to serve at the pleasure of the Town Board for the year 1989.

Seconded by Supervisor Hannah and unanimously approved.

#93 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Larry Crozier be appointed Ground Equipment Operator to serve at the pleasure of the Town Board for the year 1989.

Seconded by Supervisor Hannah and unanimously approved.

#94 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Anne Hofschneider be re-appointed Account Clerk for the Town of Chili Highway Department at the hourly rate of $7.63 for the year 1989.

Seconded by Councilman Criddle and unanimously approved.

#95 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Madeleine Campoli be appointed Telephone Operator for the Town of Chili for the year 1989.

Seconded by Councilwoman Callahan and unanimously approved.

#96 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Laurie Hausler be appointed Clerk/Typist for the Town of Chili Highway Department for the year 1989.

Seconded by Councilman Powers and unanimously approved.
A meeting of the Chili Town Board was held on January 4, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

PRESENT:  Councilman Merante, Councilman Powers, Councilwoman Callahan, Councilman Ciddle and Supervisor Hannah.

ALSO PRESENT:  Carol O'Connor, Town Clerk; Mr. Chudyk, Highway Superintendent; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Lu, Town Engineer.

Fire door exists were identified for Board members and audience.

Reports Submitted:  
- Minutes of Chili Recreation Committee of 12/14/88
- Chili Dog Control Report 12/88
- Chili Dog Control Report for Year 1988
- Building Report 12/88

All reports are available in the Town Clerk's Office.

PRELIMINARY STATEMENTS

Jerry Brixner - 14 Harton Road  
He announced that there would be an airport neighbors program on 1/15/89 at 1:00 P.M. This meeting, he said, would be at the Chili Town Hall and would discuss the progress and future plans for the Ledgedail Airpark on Colby Road. Anyone desiring more information should speak to Marlene Kretser.

Elaine Warner - 547 Chestnut Ridge Road  
She expressed disappointment with not being reappointed to the Recreation Advisory Committee. She said she wants a written explanation of the Board's actions. She said the Board should take a look at the kind of signal they are sending to the community when they play politics and fail to reward hard work and honest effort. She said it appeared that the political party was more important to all of the Board than the people they were elected to represent.

Councilman Ciddle, as well as Councilman Merante expressed disappointment with other Board members decisions in this, and agreed with Elaine that she was a deserving of reappointment and was reasonable in requesting a letter from Supervisor Hannah. Supervisor Hannah said he would send her such a letter.

PRESENTATION BY BERNIE WINTERMAN - RE: RATIFIED UNION CONTRACT

Mr. Winterman announced that they have a tentative agreement subject to ratification by the Board. He said the Union has already ratified the contract. He reviewed with the Town Board the benefits negotiated and approved by the Union.

#97 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town Board accept the Local #3179 Union Contract between the Town of Chili and American Federation of State, County and Municipal Employees, as presented by Bernie Winterman.

Seconded by Councilman Powers and unanimously approved.


#98 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Town Board accept the letter of resignation from Pricilla Fosnaught, effective January 31, 1989.

Seconded by Councilman Merante and unanimously approved.


#99 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board accept the letter of resignation from John A. Madigan, effective January 7, 1989.

Seconded by Supervisor Hannah and unanimously approved.
#100 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Bill Davis be re-appointed part-time Building and Plumbing Inspector for the year 1989 at an hourly rate of $15.00 per hour.

Seconded by Councilman Powers and unanimously approved.

#101 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the land located on King Road owned by Maguiddo Mission and/or Robert Fallone under a contingent contract to purchase be rezoned to RA-10 (Rural Agriculture 10 acre lots) to R-1-15 (Residential 15,000 sq. ft. lots) as proposed at public hearing held December 21, 1988;

BE IT FURTHER RESOLVED that no more than 49 additional units will exit from the subdivision via Brian or Evergreen Drives as proposed.

Seconded by Councilwoman Callahan and unanimously approved.

#102 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that a date of February 1, 1989 7:40 P.M. be set for a Public Hearing on amending Local Law #1 of 1988, Recreation Advisory Committee.

Seconded by Councilman Powers with Councilmen Criddle and Merante voting no and all others aye.

#103 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Highway Fund Vouchers</th>
<th>1 - 3</th>
<th>$ 2,951.13</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>$ 2,951.13</td>
</tr>
</tbody>
</table>

COMMENTS

Don Faso - Hillary Drive

He questioned the ownership of the land in tonight's resolution to rezone in King Forest's Estates. He said the land may be owned by Maguiddo Mission, and Robert Fallone may be only acting as their agent. Resolution was reworded.

Jerry Brixner - 14 Hartom Road

He expressed his disappointment that Councilman Merante was no apprised of all provisions of the Union Contract as negotiations were underway. This, he said was unfair.
A meeting of the Chili Town Board was held on January 18, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

PRESENT: Councilman Merante, Councilman Powers, Councilman Criddle, Councilwoman Callahan and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Chudyk, Highway Superintendent; Mr. Heilman, Town Attorney; and Mr. Lu, Town Engineer.

Fire door exits were identified for Board members and audience.

#104 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Minutes of the December 29, 1988 Town Board Meeting be accepted.

Seconded by Councilman Merante and unanimously approved.

The Town Board Meeting was adjourned at 7:40 P.M. for a Public Hearing - Political Signs.

Reports Submitted:
- Chili Conservation Board Minutes of 1/9/89
- Highway Fund Balances 1/18/89
- Drainage Minutes of 6/7/89, 7/19/89, 8/2/89, 9/6/89, 11/1/88 and 12/6/88
- Chili Town Court Accounting of 1988
- Budget Officer's 1988 Year End Report (unaudited)

Corres. No. 1 Letter dated January 10, 1989 from Ronald Fodge, Recreation Director. RE: Establish Parks Foreman Position in Parks Department.

#105 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that a position of Parks Foreman be established in the Parks Department, at the hourly rate of $10.00 per hour.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 2 Letter dated January 10, 1989 from Ronald Fodge, Recreation Director. RE: Purchase new HR 15 mowing vehicle.

#106 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Ronald Fodge be given permission to purchase a new HR 15 mowing vehicle at the State Bid price of $33,279.00. This purchase will be made through H. V. Moffett Company, in Henrietta. This amount was fully funded in 1989 budget.

Seconded by Supervisor Hannah and unanimously approved.


#107 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Mr. Jeffrie A. Wilkinson of 15 Springbrook Circle, Gates, N.Y. be hired on a six month probationary period as part-time Deputy Fire Marshal at a hourly rate of $8.00 per hour.

Seconded by Councilman Powers and unanimously approved.


#108 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that in accordance with Section 142 of the New York State Highway Law, the Town Board approved the initial amount of
$1,000.00 for the purchase of tools for the Highway Department.
Seconded by Councilman Merante and unanimously approved.


#109 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, be authorized to purchase an assembly for quick attachment to the current bucket on the machine which will enable to utilize one of our three payloaders for clearing snow from the cul-de-sacs which are too small in diameter for our regular snowplows. The cost of attachment is approximately $1,200.00.
Seconded by Councilwoman Callahan and unanimously approved.


#110 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Agreement to Spend Town Highway Funds in the current budget be formalized and sent to the County of Monroe for approval.
Seconded by Councilman Criddle and unanimously approved.

Corres. No. 7  Letter dated January 11, 1989, from Randy Allen, Chili Zoning Board Member. RE: Resignation from Chili Zoning Board.

#111 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board accept Randy Allen's letter of resignation, effective immediately.
Seconded by Councilwoman Callahan with the Councilman Merante voting no and all others voting aye.


#112 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town Board accept George Ford's letter of resignation, effective immediately.
Seconded by Councilwoman Callahan and unanimously approved.

#113 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Tracy Logel replace Randy Allen on the Chili Zoning Board.
Seconded by Councilman Merante with Councilmen Criddle and Merante voting aye and all others voting no.


#114 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that a Letter of Credit be established for College Greene Development - Detention/Retention Facility No. 1. This figure includes 10% for Contingencies, 5% for Engineering, and 1% for Town Administration Fees.
Seconded by Councilman Powers and unanimously approved.

#115 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Carol O'Connor, Town Clerk be authorized to issue Town License #187 to Black Creek Trailer Park for the year 1989.
PUBLIC NOTICE

WHEREAS, the Town of Chili is the owner of certain property located within the road right-of-way of the Old Beahan Road and Weldner Road, and

WHEREAS, said land located within the road right-of-way of Old Beahan Road is surplus property and is of no value to the Town of Chili, and

WHEREAS, by selling and conveying said parcel to Country Lane Associates, the Town of Chili will benefit by having additional property on their tax rolls, and

WHEREAS, by selling, transferring and conveying said property to Country Lane Associates, the Town of Chili will additionally benefit by reducing the cost of the road right-of-way maintenance.

NOW, THEREFORE, BE IT RESOLVED that the Town of Chili conveys to Country Lane Associates said parcel described hereinbelow consisting of 0.123 acres of land for the sum of ninety nine dollars ($99.00)

All that certain plot, piece of land situate, lying and being in Lot 117 of John Smith's Plat, Township 2, Range 1, in the Town of Chili, County of Monroe and State of New York, mentioned bounded and described as follows:

Beginning at a point in the center line of Weldner Road, which point is 1138.02 westly from the intersection of said center line with the center line of Scottsville Road; thence South 3° 02' 01" west a distance of 24.75 feet to a point on the southerly line of Weldner Road; said point being the point of beginning of parcel to be conveyed; thence continuing on the same course a distance of 106.35 feet to a concrete monument; thence north 38° 55' 10" east a distance of 71.21 feet to a concrete monument; thence north 61° 43' 10" east a distance of 94.92 feet to a concrete monument set on the southerly line of Weldner Road, thence 86° 20' 40" west and along said southerly road line a distance of 122.81 feet to a point or place of beginning, being 0.123 acres of land more or less. BE IT FURTHER RESOLVED that the Supervisor of the Town of Chili is hereby authorized to issue a Decree for the purpose of conveying the parcel to the

said Country Lane Associates. THIS RESOLUTION IS ADOPTED SUBJECT TO REFERENDUM.

Resolution adopted on Jan. 18, 1969 by the Chili Town Board.

Chili Town Board

[Signature]

[Signature]
Seconded by Councilman Powers and unanimously approved.

#116
RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a Public Hearing be held on February 10, 1989 at 7:30 P.M., concerning the recently completed study on the Moratorium of Chili Avenue. Public Hearing to be held at Florence Brasser School on Coldwater Road.

Seconded by Supervisor Hannah

#117
RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town of Chili engage Architectural Firm of Barkstrom & Lacroix Associates of 50 Chestnut Street for the planning and construction of a highway garage which is part of the Chili Community Center Complex.

Seconded by Supervisor Hannah and unanimously approved.

#118
RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town of Chili convey to Country Lane Associates said parcel described hereinbelow consisting of 0.123 acres of land for the sum of Ninety Nine & 00/100 Dollars ($99.00).

BE IT FURTHER RESOLVED that the Supervisor of the Town of Chili is hereby authorized to issue a Deed for the purpose of conveying the parcel to the said Country Lane Associates, and

BE IT FURTHER RESOLVED that this Resolution for the conveyance of the above described property is subject to a Permissive Referendum as set forth in Section 64 (2) of the Town Law of the State of New York, and will be published in the Gates-Chili Newspaper, and the cost of such publication will be borne by the applicant, Country Lane Associates.

Seconded by Councilman Powers and unanimously approved.

#119
RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Fund Vouchers</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>1 - 57</td>
</tr>
<tr>
<td>Highway Fund Vouchers</td>
<td>4 - 34</td>
</tr>
<tr>
<td>Combined Drainage</td>
<td>1 - 2</td>
</tr>
<tr>
<td>Parks Reserve</td>
<td>1 - 5</td>
</tr>
<tr>
<td>Chili Water District (Special)</td>
<td>1</td>
</tr>
</tbody>
</table>

$148,588.55

Seconded by Councilman Powers and unanimously approved.
A meeting of the Chili Town Board was held on February 1, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

PRESENT: Councilman Merante, Councilman Powers, Councilwoman Callahan, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Chudyk, Highway Superintendent.

Fire door exits were identified for Board members and audience.

The Town Board meeting was adjourned at 7:40 P.M. for a Public Hearing on Amending Local Law #1 - 1988 Recreation Advisory Committee. The Public Hearing was closed at 8:15 P.M. and the Town Board meeting was reopened.

Reports Submitted: Chili Recreation Advisory Committee 1/10/89
Chili Drainage Committee 1/10/89

INTRODUCTORY REMARKS:

Ray Arbor - 46 Red Bud Road
He complimented the people involved in the Chili Avenue Moratorium. He wanted the Board to consider allowing businesses in the home without approval as long as they did not have signs or disturb the neighborhoods and employed only relatives or permanent residents of the property. He suggested exceptions to these guidelines should be appealed to the Town Board for resolution and not the Zoning Board.

Jerry Brixner - 14 Hartom Road
He complimented Mr. Arbor's report.

Elaine Warner - 547 Chestnut Ridge Road
She stated she has received a letter from the Town Board and is satisfied.


#120 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a check be issued in the amount of $750.00 for NYSALT Membership Dues for the Year 1989. Check Payable to: NYSALT c/o Dennis C. Cosgrove, Town of Wallkill, 600 Rte. 211 East, P.O. Box 398, Middletown, New York 10940.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 2 Agreement dated January 26, 1989, from Special Olympics, Mr. Ronald J. Estephan, Area Representative. RE: Agreement to Donate Space in the Chili Town Hall for a Bulk Vending Machine.

#121 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the Town of Chili donate space in the Chili Town Hall to the Special Olympics, for a Bulk Vending Machine which will be maintained by Olympic Vend.

Seconded by Councilwoman Callahan and unanimously approved.


#122 BE IT RESOLVED that Larry Crozier be hired to the newly created position of Parks Foreman at the rate of $10.00 per hour.

Seconded by Councilman Merante and unanimously approved.

#123 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that a date of March 1, 1989 at 7:40 P.M. be set for a Public Hearing for the purpose of opening bids for the purchase of a replacement excavator for the Highway Department.

Seconded by Councilman Powers and unanimously approved.


#124 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Steve Chudyk, Superintendent of Highways, be authorized to purchase by State Bid a diesel-powered tractor with ROPS all-weather cab and wheel weights which is suitable for the new type of mower. The cost of the tractor is $18,572.00, and the cost of a retractable arm mower (including installation on the tractor) is approximately $19,000.00.

Seconded by Councilman Powers and unanimously approved.


#125 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of March 15, 1989, at 7:40 P.M. be set for the purpose of Opening Bids for purchase of a Packer for the Public Works Department.

Seconded by Supervisor Hannah and unanimously approved.

#126 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that $30,181.78 be appropriated from General Fund unexpended balance, the break down is as follows:

- $28,916.90 to be appropriated to Account A 1990.4 to pay the firm of Reiman;Beuchner for the Chili Corridor Study;
- $1,264.88 to be appropriated to Account A 1420.1 to pay Bernard Winterman, Esq. for the special legal fees (labor contract negotiations).

Seconded by Councilman Criddle and unanimously approved.

Supervisor Hannah announced the appointments of:

- Councilman Criddle to the Library Board
- Councilman Merante to the Recreation Board
- Councilman Powers to the Drainage Committee
- Councilwoman Callahan to the Conservation Committee and the Traffic and Safety Committee
- Supervisor Hannah to the Highway Department

#127 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that an Economic Development Committee be established to encourage development in the Town of Chili;

BE IT FURTHER RESOLVED that Councilwoman Callahan be appointed Chairperson of the Economic Development Committee, to establish a group of interested business, professional and other necessary people to attract desirable businesses to Chili.

Seconded by Councilwoman Callahan and unanimously approved.

#128 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:
General Fund Vouchers 114 - 197 $ 50,076.45
Highway Fund Vouchers 35 - 91  18,904.29
Combined Drainage 3  829.92

$ 69,810.66

Seconded by Councilwoman Callahan and unanimously approved.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on February 1, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss amending Local Law #1 - 1988 Recreation Advisory Committee.

Attendance as previously noted in the Town Board meeting minutes of 2/1/89.

Supervisor Hannah stated this had to do with whether the Town Board would appoint a Chairman and Vice Chairman for a one-year term to the Recreation Advisory Committee, as opposed to the committee itself doing so as in the past.

Councilman Merante questioned when this would be in effect, and Supervisor Hannah indicated it could be voted on in two weeks if passed tonight, and he added this was to keep all committees and boards consistent and if adopted, appointments could be done at that time as well.

Councilman Criddle questioned why this was being done now instead of before the year started. Supervisor Hannah explained how they discovered this committee was different than the others in appointing chairpeople, and he added this meeting was the first chance they could do this. Councilman Criddle commented that was a reasonable explanation.

Councilman Criddle brought up the fact a Co-chairman was selected for the Drainage Committee by the Drainage Committee. Councilman Powers explained that had been an error in the minutes and that it was only a recommendation at that time.

Councilman Powers commented the Town Board has to appoint a Zoning Board Chairman by the State of New York and may do so for the Planning Board as well. He added if the Town Board does not select one for the Planning Board, the Planning Board may select their own. He added the Town Board appoints the Conservation Board Chairman and Drainage Committee Chairman. He stated after the commission was resolved, the law was done quickly and was not consistent with other committees. He mentioned the only time boards have been allowed to select their own chairmen have been when they are ad hoc committees.

Councilman Criddle stated he felt this sounds like a good idea if it is for consistency and is not a tool to eliminate Steve Hendershott. Supervisor Hannah commented if this were to pass in two weeks, maybe Councilman Criddle would be surprised.

Councilman Powers mentioned the fact that as the law stands, the committee could, theoretically, appoint a new Chairman at every meeting.

Mr. Heilman suggested the Town Board change the wording so that Town Board would appoint the chairperson and vice-chairperson annually to serve for one year, because the phrase, "at the pleasure of the Board," would contradict that.

Councilman Merante stated he did not want to see this be a political issue, and he suggested they do this for in effect next year and leave Mr. Hendershott as the chairman as is for now. Supervisor Hannah commented he did not want this to get political either.

PUBLIC COMMENTS:

Steve Hendershott - 3597 Chili Avenue
He stated he was the Chairman of the Recreation Advisory Committee, and he stated at the meeting last August, the committee, by resolution, made it a point that the officers would serve for one year to be elected at the first meeting in January.

Councilman Powers pointed out they would not have to follow that resolution, though. There was some discussion about that point. Mr. Hendershott stated he thought because of the resolution and because it was passed by the committee, the members
recognized they are bound by it, and to change it, would be unnecessary. He stated his other comment was if the Town Board wants consistency, all six of the ten committees in the Town that presently appoint their own chairpeople should be changed, too. He stated these six committees are: The Recreation Advisory Committee, Traffic and Safety Committee, Library Board of Trustees, the Assessment Review Board, The Community Center Advisory Committee and the Ethics Committee.

Supervisor Hannah stated the Assessment Review Committee is State mandated, and Councilman Criddle added the Library Board operates under the New York State Education law.

Mr. Hendershott suggested not acting on this tonight until they looked into all the other committee's situations, and he added he felt this was political.

Joseph Stenkevich - 18 Flintlock Circle
He stated the Town Board screwed up last year when they wrote the law. He further stated if this passes in two weeks, they should keep Steve Hendershott as the chairman and Marlene as the vice-chairwoman for the remainder of the year.

Joanne Young - 3461 Chili Avenue
She stated the law read, on the first week they met, that only the chairperson would be elected with that committee, not the vice-chairperson. She questioned how the vice-chairperson got involved with this issue, because the committee passed a resolution for the vice-chairperson. Supervisor Hannah stated it was a mistake at the time getting through the commission for the committee.

Barney Ruffin - 7 Marcia Lane
He agreed this should be put on hold until all the committees' situations were looked into. He commented the people of the committee in question have been chosen because the members feel they do a good job, and he added one committee should not be singled out. He commented he felt this was a political issue and that the three Town Board members in the middle of the table were controlling this whole thing. Supervisor Hannah stated they are looking at this for consistency, not political reasons. Supervisor Hannah added it is their policy to wait two weeks before doing any voting, except for the moratorium.

Elaine Warner - 547 Chestnut Ridge Road
She commented making everything the same is not necessarily always the best thing to do. She stated an example where the Recreation Advisory Committee would have been better suited to handle a party as opposed to what normally was done, and she added this committee is for fun and should not involve politics.

Elizabeth Mullaney - 3025 Chili Avenue
She stated she works for the University of Rochester and feels the committees need to have the chairpeople appointed so they have someone to answer to and report back to. She added the Town's people should have to complain to the Town Board if there was a problem with a committee and not the committee itself. She commented as far as politics goes, that is a way of like that we all will survive.

Martin Noel - 69 Meadow Farm North
He indicated he is the karate instructor for the Community Center. He commented he felt at this point, the current Recreation Committee has been one of the most effective groups of people in terms of what happens to the Community Center and recreation programs in Chili, and he added he would hate to see the momentum stopped now. He further added if a change were necessary, it should be done at the end of the year.

Joseph Stenkevich - 18 Flintlock Circle
He questioned if all of this is worth it, and he commented in six months, no one would be even thinking about this.

Jerry Rixner - 14 Hartom Road
He stated he did not feel there is enough justification to change the law at this point and the Town Board should consider this at their organizational meeting in 1989 or 1990.

The Public Hearing ended and the Town Board was reconvened.

PUBLIC COMMENTS

Supervisor Hannah suggested setting up some kind of a memorial for Bill Callahan;
perhaps an athletic field, community center, etc. He stated the meeting he had in
mind for this would be March 15th.

Steve Hendershott - 3597 Chili Avenue
He commented the Lions Club was considering doing something, besides the tree, and
he felt the Town Board should maybe work with the Lions Club.

Elizabeth Mullaney - 3025 Chili Avenue
She suggested setting up two scholarships; one at Gates-Chili and one at Churchville
Chili High Schools, for students going on to college to study political science
seeing that Bill Callahan was very interested in politics.

Ray Arbor - 46 Red Bud Road
He commented Bill Callahan was a very impartial person, and he added he would like
to see that remembered when setting up the memorial.

Councilman Criddle questioned the Governor's elimination of the State reimbursement
for training and certification of Boards of Assessment Review. Supervisor Hannah
stated the State would not pay any more for this from September through April this
year, and he added the letter to that effect is the follow-up for the future.

Supervisor Hannah stated he was at a meeting in the morning with Howard Relin in
regards to traffic courts. He stated the traffic courts held in the Town get some
funds back for certain specifications on traffic. He stated the District Attorney
has felt that it is time that the Town pick up the budget and did the plea-bargaining
that is required. He explained how the Assistant District Attorneys and their staffs
come to the towns and plea-bargain traffic tickets. He stated if there is a
violation resulting in a 2 to 3 point violation, the Town receives some money. He
added if the violation results in a 4 point plus violation, downtown receives the
money. Supervisor Hannah also stated if they do not do anything about this, the courts
will get clogged. He commented this would involve probably $20,000. He added Chili
is somewhat lucky in that they have three attorneys and Mike Mazzulo used to be in a
district attorney's office plea-bargaining all the time. Mr. Heilman explained a
little history of how the situation got to where it presently is. Mr. Heilman also
explained how clogged the situation could get. Mr. Heilman added it would be a big
task to cover all the present work in the Town and prosecute all the traffic cases.

Councilman Merante mentioned he was thinking about booking the Logan Party House
on the 20th for the Town's honoring its Sister City in Italy.

Don Faso - 134 Hillary Drive
He stated he is the Chairman of the Planning Board. He stated he is here at the
direction of the Planning Board seeking the Town Board's input on sidewalks for the
Town of Chili and whether any information has been put together on this.

Supervisor Hannah stated there had been no discussion on that, and he added this
originally would start with College Greene. He stated College Greene had to put that
issue on hold and would possibly be ready to speak to that soon.

Councilman Powers questioned how the Town would be able to clean the sidewalks. He
commented when he was in Chicago, the homeowner was responsible for cleaning the
sidewalk in front of their property. He added it was his understanding it was the
homeowner's liability.

Mr. Heilman stated there would have to be a sidewalk district for the
whole Town of Chili and tax everybody for the sidewalks. There was some discussion
about how the sidewalks would be cleaned.

Ray Arbor - 46 Red Bud Road
He explained when he lived in the city the sidewalks was his responsibility as well
as the city's.

Mr. Heilman stated if the city was on contract for the cleaning, there is a re-
requirement that notice be given that the city be on notice there is a defect on the
sidewalks so they have an opportunity to correct that. He added if there was not
notice, the Town could be sued, but the person would not recover. There was some
discussion about what College Greene might do.

Don Faso - 134 Hillary Drive
He stated the original question from College Greene is whether they should place the
sidewalks in the right-of-way or not. Supervisor Hannah stated he would put this on
for the next meeting.
Bernice Wilcox - Stuart Road
She mentioned a program that brings leaves, grasses and chips to farms in the area for mulch and fertilizer, and she wondered if that would help the Town of Chili to save money. Supervisor Hannah stated he had something come over his desk about this indicating it would be half the cost.

Supervisor Hannah commented he found out who the officials were from the Town of Chili talking about the water; Tom Guerin and Marcia Havens.

Bernice Wilcox - Stuart Road
She asked if the Zoning Code is a set of laws because the Building Inspector seems to have an awful lot of power in interpreting the code. Mr. Heilman indicated there are laws and that it is the Building Inspector's job to enforce the code. Mr. Heilman explained the history of the Zoning Codes, and he added they are to regulate the growth of the Town.

Supervisor Hannah stated the Town Board was dismissed.
A meeting of the Chili Town Board was held on February 15, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

PRESENT: Councilman Merante, Councilman Powers, Councilwoman Callahan, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Carol O’Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Chudyk, Highway Superintendent.

Fire door exits were identified for Board members and audience.

The Town Board meeting began at 7:32 P.M. and adjourned at 9:30 P.M.

Reports Submitted: Chili Conservation Minutes of 2/6/89.

#129 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the minutes of the January 4, 1989 meeting be accepted.
Seconded by Supervisor Hannah and unanimously approved.

#130 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the minutes of February 1, 1989 meeting be accepted.
Seconded by Councilman Powers and unanimously approved.

PRESENTATION ON TAX ABATEMENT

Terry Bowman, Assistant Planner for Monroe County Economics Development.

Presentation on a revised Tax Abatement Policy for Industrial Properties owned by COMIDA (County of Monroe Industrial Development Agency).

#131 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Local Law #1-1988, be amended by Local Law #1 of 1989 as follows and accepted. The Town Board will appoint the Chairperson and the Vice-Chairperson annually to serve for a one (1) year term.
Seconded by Councilwoman Callahan and unanimously approved.

#132 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the present Chairperson, Steve Hendershott, and present Vice-Chairperson, Marlene Kretser remain in their positions on the Chili Recreation Committee.
Seconded by Councilman Powers and unanimously approved. (Councilman Criddle voted aye with the agreement the Board does not stop here, but will arrange, where possible, an appointment policy consistent with all Boards and Committees.

#133 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that a SEQR (Environmental Quality Review Act) determination be negatively declared (No Significant Environmental Impact) in conjunction with the "Nature Area" being developed by the Recreation Department and the Conservation Board. This Town-owned land is a 35 acre parcel behind the Chili Heights Apartments.
Seconded by Councilman Criddle and unanimously approved.

Corres. No. 1 Letter dated February 8, 1989, from Carol O’Connor, Town Clerk. RE: Requesting additional $2,000.00 for Postage Machine.

#134 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN
BE IT RESOLVED that a check be issued to R.M.R.S. in the amount of $2,000.00 for additional postage in the Town Clerk's Office.

Seconded by Councilman Merante and unanimously approved.


#135 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that as required by the New York State Department of Environmental Conservation, Stephen A. Chudyk, Superintendent of Highways be authorized to have the underground diesel fuel storage tank inspected for leaks. The cost of the inspection is estimated to be $500.00. Funds for this expense are available in the current budget.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 3 Letter dated February 8, 1989, from Richard E. Stowe. RE: Set a date for a Public Hearing for Drainage District Extension to Black Creek Central to serve the Willey Subdivision.

#136 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the date of March 15, 1989, at 7:50 P.M. be set for a Public Hearing for the Drainage District Extension to Black Creek Central to serve the Willey Subdivision.

Seconded by Councilman Powers and unanimously approved.


#137 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the date of March 15, 1989, at 8:00 P.M. be set for a Public Hearing for the purpose of rezoning property located at 1725 and 1749 Scottsville Road, currently owned by Mr. Valvano, from RA-20 to FPO and NB.

Seconded by Councilwoman Callahan and unanimously approved.


#138 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Supervisor Hannah be authorized to sign the STOP-DWI Contract between the Town of Chili and the County of Monroe for the year 1989.

Seconded by Councilman Powers and unanimously approved.

#139 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Town Clerk, Carol O'Connor, be appointed Records Management Officer for the Town of Chili.

Seconded by Supervisor Hannah and unanimously approved.

#140 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Cherie Bevona be appointed to fill the open position on the Planning Board with the term to expire 8/4/95.

Seconded by Councilman Criddle

#141 AMENDMENT OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Elizabeth Mullaney be appointed to fill the open position on the Planning Board with the term to expire 8/4/95.
Seconded by Councilman Powers with the following vote: Councilwoman Callahan, Aye; Councilman Merante, No; Councilman Criddle, No; Councilman Powers, Aye; Supervisor Hannah, Aye.

#142 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Tracy Logel be appointed to fill the open position on the Zoning Board of Appeals with a term to expire 10/14/94.

Seconded by Councilman Merante

#143 AMENDMENT OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Vincent Indovina be appointed to fill the open position on the Zoning Board of Appeals with a term to expire 10/14/94.

Seconded by Councilwoman Callahan with the following vote: Councilman Merante, Aye; Councilman Criddle, No; Supervisor Hannah, Aye; Councilman Powers, Aye; Councilwoman Callahan, Aye.

Vincent Indovina announced his resignation from the Recreation Advisory Committee and stated he would send a letter in that regard.

#144 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Tracy Logel be appointed to fill the open position on the Recreation Advisory Committee.

#145 AMENDMENT OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Elaine Warner be appointed to fill the open position on the Recreation Advisory Committee.

Seconded by Supervisor Hannah and unanimously approved.

#146 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>Vouchers</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>198 - 278</td>
<td>$105,470.36</td>
</tr>
<tr>
<td>Highway Fund Vouchers</td>
<td>92 - 145</td>
<td>$22,909.63</td>
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<tr>
<td>Parks and Recreation</td>
<td>6</td>
<td>$1,407.00</td>
</tr>
<tr>
<td>Reserve Fund</td>
<td></td>
<td>$129,786.99</td>
</tr>
</tbody>
</table>

Seconded by Councilwoman Callahan and unanimously approved.
Ed Merante commented he was ashamed to be a part of the Town Board because of the political situation influencing the various appointments this evening.

John Ranieri - 295 Chili Scottsville Road

He stated his concern about the recent underground earthquakes causing area neighbors' wells to dry. He questioned what the Town was doing to provide water. Supervisor Hannah explained that the Highway Department is kept open 24 hours a day to provide water for those residents. He added he checked with the Fire Department and found their contributing of water could lead to contamination and other problems. Mr. Lu indicated he has been in contact with the various agencies involved. It was indicated around August to October work would begin to rectify the situation. Mr. Ranieri added a comment that everyone on the Board has played politics at one time or another.

Jerry Brixner - 14 Hartom Road

He asked what the status was of the Chili Corridor Study and he questioned when they would have a public hearing on it. Supervisor Hannah indicated they had a meeting to hear the concerns of the public. There was discussion about the recommendations. Mr. Brixner commented he felt they did not have a meeting on the specific rezoning yet. Mr. Brixner commented on the budget issue mentioned earlier that it is not a question of whether they should get the funds, but just that it is done through the proper legal channels.

Don Faso - 134 Hillary Drive

He indicated College Greene is coming to the Planning Board meeting March 14 and that the Board would need a decision on the sidewalk issue. Mr. Lu indicated it had not been brought up at their meeting yet. Mr. Faso pointed out Howarth will be coming next month for a subdivision in part of a flood plain, which the Planning Board intends to ask him to donate to the Town of Chili because the extreme eastern end of that land meets the western end of the nature park trail. Mr. Faso added there is talk of a foot bridge across the creek.

Bernice Wilcox - Stuart Road

She inquired what the ultimate use of the 35-acre park would be, and Steve Hendershott indicated there would be nature trails with a few benches, but no ball fields or anything inconsistent with nature. Tracy Logel pointed out the parking would be for buses bringing children into the area. Mrs. Wilcox asked who inspects the work being done under the grant proposal mentioned earlier in the meeting, and Steve Hendershott indicated he would call her with an answer. Mrs. Wilcox asked who authorized Marcia Havens and Tom Guerin to be at the meeting in Wheatland Chili, as discussed at the last meeting, and Supervisor Hannah indicated they were not paid by the Town and were just there for information purposes. Mr. Lu mentioned Tom Guerin told him he was not even there.

Don Faso - 134 Hillary Drive

He commented he has been asked numerous times by other municipalities how Chili got their Water District passed, and he added he refers them to Marcia Havens.

Councilman Criddle commented he felt they had not advertised yet the laying out of the geographical boundaries of the Chili corridor Study in any official newspapers for a public hearing. He added the Town Board must go through the correct process and have a public hearing on this.

Jerry Brixner - 14 Hartom Road

He asked if the Town had the final report from the consulting firm, and Councilman Powers indicated it was the final report.

Councilman Criddle mentioned the consulting firm was not aware the Town Hall and Library would be staying where they presently are located, and he added the consultant commented he would not have recommended the said area be rezoned to general business then. Councilman Criddle added the consultant was unaware of the Blueberry Hill project, too. Don Faso mentioned he had some communication with the Citizens Advisory Committee and did not understand why the consultant thought that. Councilman Criddle pointed out the consultant feels it is significant enough to reconvene the committee and reconsider the rezoning.
Councilman Powers suggested the Town Board should get together and decide what to do on this. Mr. Heilman pointed out the consultant was hired for the Chili Corridor Study and not necessarily whether the Town Hall complex should be general business or not. Councilman Criddle pointed out the feeling was there is a need for general business in this area. The date was set for Monday, the 27th of February at 7:30 P.M. for the consensus of the Town, Planning and Zoning Boards on this issue. Supervisor Hannah indicated there would be public notice on that meeting.
A meeting of the Chili Town Board was held on March 1, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

PRESENT: Councilman Merante, Councilman Powers, Councilwoman Callahan, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Chudyk, Highway Superintendent; Mr. Lu, Town Engineer; William Kelly, County Legislator.

Fire Door exits were identified for Board members and audience.

The Town Board meeting began at 7:30 P.M. and adjourned at 8:32 P.M.

Barney Ruflin - 7 Marcia Lane

He questioned what was being done with the Community Center Complex, and Supervisor Hannah indicated they are looking at land acquisition. Mr. Ruflin asked if the college got permission to do their building on Buffalo Road, because he has seen land moving equipment over there. Mr. Lu indicated they are starting to clean the land and build a detention pond that is a condition for approval of their plan.

William Kelly - County Legislator

He stated he feels the orange tubes used in newspaper delivery next to area mailboxes are ugly and do not add much for the Town's appearance. Supervisor Hannah indicated those are used in areas where there is no carrier available, and he added the newspaper people indicated if a carrier were found for those areas, the tubes would be taken down immediately.

Marlene Kretser - 56 Lexington Parkway

She questioned whether the Town takes care of driveways off Pixley Road, because she saw Town equipment filling in areas of the church property where the little driveway is. Mr. Chudyk indicated he had no knowledge of that and that he would look into that.

Bernice Wilcox - Stuart Road

She stated she felt there was supposed to be a report about the cost of buying a packer versus private contractors. Supervisor Hannah indicated they had looked into this a year ago. Councilman Criddle stated they did meet with a representative from Gates-Chili Disposal and discussed the possibility of the Town going into the business of solid waste pick up. He stated they also discussed the fact that they might retain a contract with Gates-Chili Disposal to do that. He further added they would then retain the final responsibility on that and all calls then would come through the Supervisor's office with regard to any problems which would not seem practical.

Supervisor Hannah stated Abby Goldsmith in charge of reclamation and Recycling informed him that they will be picking up 23 homes for the pilot program of recycling household paper.

Bernice Wilcox asked if anything had been decided about the highway charges for the park by Chili Heights. Mr. Chudyk stated the State requires him to charge any department, whether in the Town or not, equally. Mrs. Wilcox stated she thinks the grant money maybe nearing its end, and she added they went to the DEC, as directed, and were told that the DEC is not involved. Steve Hendershott stated relayed wrong information to Mrs. Wilcox about the DEC but was unaware of that at the time he spoke with her.

Mrs. Wilcox indicated she and her husband have been out to that area and have seen little wildlife and ATV tracks. She stated she did not feel this area would be conducive to wildlife. She added she hoped the Town has plenty of insurance on the pond, because it seems very possible that children could fall in. Supervisor Hannah added another attribute of this nature trail is the trade between Riga and Chili of brush and dirt, respectively.

Mr. Vail stated the Town has liability insurance on the pond, and he added he is not in favor of any ponds. Mrs. Wilcox questioned what would happen to the boardwalks and benches when high water comes. Mrs. Wilcox suggested using the dirt to...
expand the Town Hall’s parking area. Supervisor Hannah indicated they have looked into covering the ditch for expansion, and Mr. Chudyk stated they would have to stay within their own property. Supervisor Hannah stated Mrs. Longbine, perhaps, might give them the right to cover that ditch up. Councilman Powers asked Mr. Chudyk if he could work up some figures on that proposal, and Councilman Merante indicated he would like to see the parking area expanded, too.

Jerry Brixner - 14 Hartom Road

He stated he agreed with Mr. Kelly that the orange newspaper tubes are ugly. He further stated he was surprised this past Monday when he attended a workshop between the Town, Zoning and Planning Boards about the Chili Corridor Study to find that they were discussing a form of a master plan instead of setting up public hearings for the zoning changes proposals. He suggested they have a public meeting for the public to discuss this, and Supervisor Hannah indicated the meeting is scheduled for April 5. Mr. Brixner also suggested advertising in the Gannett papers, because not everyone gets the Gates-Chili News. Mr. Brixner added that the advisory report should be a guideline and not anything else. Mr. Brixner also suggested they have future public hearings on each section proposed, seeing the area is so large.

#147 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the minutes of the January 1, 1989 meeting be accepted as corrected.

Seconded by Councilwoman Callahan and unanimously approved.

#148 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the minutes of the February 15, 1989 meeting be accepted as corrected.

Seconded by Councilman Merante and unanimously approved.

#149 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that a new date of March 15, 1989, at 7:45 P.M. be set for the purpose of opening bids for the purchase of a replacement excavator for the Highway Department.

Seconded by Councilman Powers and unanimously approved.


Corres. No. 2 Letter dated February 22, 1989, from Town Clerk, Carol O’Connor. RE: Permission to attend the State Town Clerk Association Meeting.

#150 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Town Clerk Carol O’Connor be authorized to attend New York State Town Clerk Convention April 23-26, with advance registration of $55.00 to NYSTACA and expenses to be paid by voucher as incurred.

Seconded by Councilwoman Callahan and unanimously approved.


#151 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Sandra DeLucca be hired as Stenographer for the Chili Town Board Meetings at a pay rate of $135.00 per meeting;

BE IT FURTHER RESOLVED that Margaret O’Shea of 11 Edgware Road, Rochester, N.Y., 14624 be hired as a substitute Stenographer at the rate of $135.00 for any meeting that she records.
Seconded by Councilwoman Callahan and unanimously approved.


#152 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Town Clerk, Carol O'Connor, be authorized to issue Town License #194 to Evergreen Trailer Park for the Year 1989.

Seconded by Councilman Morante and unanimously approved.

Corres. No. 5  Letter dated February 15, 1989 from Janet Bailey, of The United Methodist Church of North Chili. RE: CROP WALK for Hunger, Sunday May 7, 1989 from 1:30 - 5:30 P.M.

#153 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that CROP WALK for World Hunger be approved by Chili Town Board for May 7, 1989, from 1:30 to 5:30 P.M.;

BE IT FURTHER RESOLVED that the New York State Police, Monroe County Sheriff Department, Chili Fire and Chili Ambulance be so notified by the applicant Janet Bailey of 790 Whittier Road. Mr. Vail added that an insurance certificate should be filed with the Town naming the Town of Chili as an additional insured.

Seconded by Councilwoman Callahan and unanimously approved.


#154 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a Public Hearing be set for April 5, 1989, at 8:30 P.M. for the purpose of considering extension to Black Creek - Chili Center Drainage District to serve the Perna Office Building located at 843-849 Paul Road;

BE IT FURTHER RESOLVED that Perna Homes will be responsible for the cost of Legal Notices and filing.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 7  Letter dated February 17, 1989, from Town Clerk, Carol O'Connor. RE: set a date for Public Hearing on Extension to the Little Black Creek East Drainage District to serve Maplegrove Subdivision, application is being made by Erdman Anthony Association on behalf of Entra Development Corp.

#155 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a Public Hearing be set for April 5, 1989, at 7:45 P.M. for the purpose of considering extension to Little Black Creek East Drainage District to serve Maplegrove Subdivision.

BE IT FURTHER RESOLVED that the applicant, Entra Development Corp., will be responsible for the fees associated with Legal Notices and filings.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 8  Letter dated February 23, 1989, from David Gutmann, ESQ. RE: Set a date for Public Hearing on Extension to Black Creek South Drainage District to serve Morgan Road Subdivision.

#156 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a Public Hearing be set for April 19, 1989, at 8:00 P.M. for the purpose of considering extension to Black Creek South Drainage District to serve the Morgan Road Subdivision, application being made by David J. Gutmann, ESQ., on behalf of Faber Homes, Inc.;
BE IT FURTHER RESOLVED that applicant will be responsible for the cost of Legal Notices and filings for this Public Hearing.

Seconded by Councilman Criddle and unanimously approved.


#157 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Deputy Fire Marshal Jeff Wilkinson be authorized to attend a Fire Safety Evacuation Seminar on Wednesday, March 8, 1989, at the Holiday Inn, Henrietta, the cost of the Seminar is $20.00.

Seconded by Councilman Powers and unanimously approved.


RE: Letter of resignation from Chili Recreation Department.

#158 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Chili Town Board accept the letter of resignation from Vincent M. Indovina effective February 15, 1989.

Seconded by Councilwoman Callahan and unanimously approved.

#159 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to contract with individual computer consultants for training and programming that is needed in different departments. These people will be paid $20.00 per hour and will be paid by voucher as expenses occur;

AND BE IT FURTHER RESOLVED that funds to cover these vouchers be transferred as required from the General Fund unexpended balance to Central Data Processing A-1680.4.

Seconded by Supervisor Hannah and unanimously approved.

#160 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to purchase from Xerox Corporation, 132 Allens Creek Road through New York State Contract, one (1) Model 1038 Z/3 tray/ADF/sorter - $4,139.00, and one (1) Model 1025 /R & E/3 tray/SADA - $2,975.00. Also a full service maintenance of $925.00 for each machine per year ($1,850.00), Total Cost $6,964.00.

Seconded by Councilwoman Callahan and unanimously approved.

#161 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a public hearing be set for March 15, 1989, at 8:35 P.M. for drainage discussion regarding drainage to be added in Black Creek South for the drago Subdivision.

Seconded by Supervisor Hannah and unanimously approved.

#162 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>279-362</td>
</tr>
<tr>
<td>Highway Fund Vouchers</td>
<td>146-191</td>
</tr>
<tr>
<td>Combined Drainage</td>
<td>4</td>
</tr>
<tr>
<td>Chili Water Dist. Ext.</td>
<td>2</td>
</tr>
</tbody>
</table>

$ 42,589.07

Seconded by Councilman Merante and unanimously approved.
Supervisor Hannah stated they had arrived at the conclusion they prefer to not handle any sidewalk possibilities at this time and would like College Greene to figure them in on their own. Councilman Merante asked if there was a date set for the hearing of the Chili Corridor, and Supervisor Hannah stated it would be April 5.

Dava Dana

He asked if the Town already has somebody contracted for the computer consulting job, and is so, who. Supervisor Hannah stated they have three people who indicated they would work for $20.00 an hour and that they possibly have a fourth person to consider. He added they would give names when they were sure.

Jerry Brixner - 14 Hartom Road

He inquired who the three computer people are, too. He added he was surprised no one at the Town Board level put a limit on the cost of the resolution, because he feels $20.00 an hour at however many hours is needed could add up quite a bit. He suggested putting a limit on the amount, and if necessary later, having another resolution to extend the amount. Carol O'Connor commented how necessary these training people are. She added she felt they could put an amount on this, because they do not know how long it will take to train the office workers. Supervisor Hannah named the three people; Jerry Cody, Maury Nager, and Supervisor Hannah added he did not remember the others at this time.

Jerry Brixner also suggested when a vote is not unanimous, the individual Board member's name should be listed according to how they voted. Carol O'Connor stated the votes are officially recorded that way.

Marlene Kretser - 56 Lexington Parkway

She asked where the copy machines were going, and Supervisor Hannah indicated one will be in the Town Hall and one will be in the Highway Department. He added the Town will keep the old machines because there is no trade-in value on them. She added there would be a Town hearing at the Town Hall open to the public from 10 - 12 on Saturday, March 11, 1989.

Janice Last - 24 Bright Oaks

She asked if the Town has looked into leasing the copy machines as opposed to buying them, and Supervisor Hannah indicated they did and found it more economical to buy them.
TOWN BOARD
March 15, 1989

A meeting of the Chili Town Board was held on March 15, 1989, at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

Invocation and Pledge of Allegiance. There was a moment of silence in memory of Bill Callahan.

PRESENT:  Councilwoman Callahan, Councilman Mersante, Councilman Powers and Supervisor Hannah.

ABSENT:  Councilman Criddle.

ALSO PRESENT:  Carol O'Connor, Town Clerk; Mr. Chudyk, Highway Superintendent; Mr. Miller, Assistant Town Attorney; Mr. Lu, Town Engineer.

ABSENT:  Mr. Vail, Insurance Counselor.

Fire door exits were identified for Board members and audience.

The Town Board meeting was adjourned at 7:45 p.m. for a Public Hearing on Opening Bids for Packer for DPW. The Public Hearing for bids was closed at 7:46 p.m. for a Public Hearing on opening bids for Excavator for Highway Department. The Public Hearing was closed at 7:47 p.m. for a Public Hearing on Drainage District Extension to Black Creek Central to serve the Willey Subdivision. The Public Hearing was closed at 7:56 p.m. and the Town Board meeting was reopened. The Town Board meeting was closed at 8:05 p.m., and the Public Hearing on the Drainage District Extension to Black Creek Central to serve the Willey Subdivision was reopened. The Public Hearing was closed at 8:15 p.m., and the Public Hearing on property located at 1735 and 1749 Scottsville Road from RA-20 to FP and NB was opened. The Public Hearing was closed at 8:55 p.m., and the Public Hearing on Extension to Black Creek South to serve Drago Subdivision was opened. The Public Hearing was closed at 9:00 p.m., and the Town Board was reopened.

Chili Conservation Board Minutes of 2/6/89.

INTRODUCTORY REMARKS:

Jerry Brixner - 14 Hartom Road
He questioned the outcome of the Zoning Board meeting on the home being built at 33 Stottle Road.

Supervisor Hannah explained that it had to go back to the Planning and Zoning Boards due to a variance requirement.

Don Faso, Chairperson of the Planning Board, stated that the owner of this house would be able to reapply.

Marlene Kretser - 56 Lexington Parkway
A house on Paul Road next to Beahan Road should be condemned. It is in very poor condition, and a family is living there with children.

Don Faso -
He stated that the property is for sale as three different real estate agencies called inquiring about zoning regulations.

Bernice Wilcox - Stuart Road
She questioned whether it is a rule that a house has to be built two percent above road grade.

Don Faso -
He stated it is only a recommendation, and the town engineer has the final say.

#163  RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the minutes of the March 1, 1989 meeting be accepted.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 1  Letter dated March 13, 1989, from Stephen A. Chudyk,

RESOLUTION OFFERED BY COUNCILMAN POWERS

#164 BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to attend Seminar to be held at Monroe Community College on Thursday, March 30, 1989, the registration fee for Seminar is $15.00.

Seconded by Councilwoman Callahan and unanimously approved.


RESOLUTION OFFERED BY COUNCILMAN POWERS

#165 BE IT RESOLVED that the Town Board accept Robert Dewey's letter of resignation from the Chili Conservation Board effective immediately;

BE IT FURTHER RESOLVED that the Town Board accept Robert Dewey's letter of resignation from the Tax Assessment Review Board effective immediately.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 3 Letter dated March 1, 1989, from Daniel L. Miller, ESQ., Associate Town Attorney. RE: Transfer of portion of Greyson Road right-of-way to Angelina Battaglia.

RESOLUTION OFFERED BY COUNCILMAN POWERS

#166 BE IT RESOLVED that Supervisor Hannah be authorized to execute a Correction Quit Claim Deed conveying a portion of the road right-of-way of Greyson Road to Angelina Battaglia under Resolution 381 passed by the Town Board on August 5, 1987.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 4 Letter dated March 15, 1989, from J. Donald Faso, Planning Board Chairman. RE: Extension of rezoning of Riverview Townhouses.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

#167 BE IT RESOLVED that based upon the recommendation of the Chili Planning Board the Extension of Rezoning of Riverview Townhouses be approved to December 23, 1989.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 5 Letter dated March 9, 1989, from Carol O'Connor, Town Clerk. RE: Adopt Resolution that will allow the Records Retention Officer to retain or destroy records as Defined and Outlined in the MU-1 Schedule.

RESOLUTION OFFERED BY COUNCILMAN POWERS

#168 BE IT RESOLVED that the Chili Town Board of the Town of Chili, NY that records retention and disposition schedule MU-1, issue pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for municipal government records, is hereby adopted for the use by all municipal officers in disposing of municipal government records listed therein;

BE IT FURTHER RESOLVED that in accordance with Article 57-A:

A. Only those records will be disposed of that are described in Records Retention and Disposition Schedule MU-1 after they have met the minimum retention period prescribed therein.
B. Only those records will be disposed of that do not have sufficient administrative fiscal, legal, or historical value to merit retention beyond the established time periods.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT the plans, specifications and proposed contract prepared by the Town Engineer, Joseph C. Lu, P.E., P.C., for the construction and extension of a water main within the Chili Water District and the South of Black Creek Extension No. 1 of the Chili Water District, along the Chili-Scottsville Road in the Town of Chili, New York, are hereby approved and adopted.

ORDERED that this Board invite sealed proposals for the furnishing of material and labor necessary for the proposed improvement, and that such sealed proposals shall be open and read publicly at a meeting of the Town Board, to be held at the CHILI TOWN HALL, 3235 CHILI AVENUE IN THE TOWN OF CHILI ON THE 19TH DAY OF APRIL 1989, AT 8:30 P.M., and that such invitation for bids shall be published by the Town Clerk in the Gannett Democrat & Chronicle, not less than ten (10) days and not more than thirty (30) days before the date upon which such sealed proposals will be received, and be it further

ORDERED that such plans and specifications shall be publicly exhibited in the Office of the Town Clerk between the date of the first publication of such notice and the date specified herein for receiving of such sealed proposals.

Seconded by Councilman Merante and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT the Town Board accept Eva Otterbein's resignation effective 3/31/89.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT Clara Tenney, 10 Cherokee Circle, be appointed School Crossing guard for St. Pius School at a rate of $28.00 per day worked.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT a Public Hearing be scheduled to open bids at 8:45 p.m., April 5 for a Wheel Chair Lift Ramp at the Chili Community Center.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Description</th>
<th>Voucher Range</th>
<th>Amount</th>
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<tr>
<td>General Fund Vouchers</td>
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<tr>
<td>Highway Fund Vouchers</td>
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<td></td>
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<td>$131,649.90</td>
</tr>
</tbody>
</table>

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT a Public Hearing to be set for April 5, 1989 at 8:15 p.m. for the purpose of RB (Residential Business Zone) in the Town of Chili.
Seconded by Supervisor Hannah and unanimously approved.

#175  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT a Public Hearing be set for April 5, 1989 at 8:30 p.m. to rezone Chili Corridor.

Seconded by Supervisor Hannah and unanimously approved.

#176  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT the Town Board of the Town of Chili be declared a lead agency in the rezing of Chili Corridor.

Seconded by Supervisor Hannah and unanimously approved.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on March 15, 1989, at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624, to discuss Opening Bids for Packer for DPW.

Attendance as previously noted in the Town Board meeting minutes of 3/15/89.

Bids were presented as follows:

Roberts Equipment - Victor, New York
Net price - $112,663 - no bid check enclosed.

Genesee Truck Sales - Jefferson Road, Rochester, New York
Net Price - $106,483 - bid check was enclosed.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on March 15, 1989, at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624, to discuss Opening Bids for Excavator for Highway Department.

Attendance as previously noted on the Town Board meeting minutes of 3/15/89.

Bids were presented as follows:

Syracuse Supply Company - Rochester, New York
Preferred not to bid on this equipment.

Monroe Tractor - Rochester, New York
Net Price - $108,026 - bid check was enclosed.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on March 15, 1989, at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624, to discuss the Drainage District Extension to Black Creek Central to serve the Willey Subdivision.

Attendance as previously noted in the Town Board meeting minutes of 3/15/89.

Bernard Schneider, professional engineer, of Frazer Moser Associates representing Mr. Willey explained that five lots are being developed on Paul Road west of the railroad track and east of Union Street. He stated that final approval has been received from the Planning Board, and they are in the process of obtaining approval from the Health department on the septic system. Due to the large lot size, they are not putting in any large drainage improvements.
Gates NEWS Chili

1635 Brooks Avenue, Suite 2, West Bldg. • Rochester, New York 14624

Date, 3-1-89

This is to certify that the attached legal notice(s) were published in the

GATES-CHILI NEWS

Issue Dated 3-1-89

Geraldine C. Snyder
Notary

Patricia M. Smith
Publisher

Geraldine C. Snyder
Notary Public, State of N.Y., Monroe Co.
My Commission Expires April 30, 1987
LEGAL NOTICE

NOTICE IS HEREBY GIVEN that there will be a PUBLIC HEARING held on March 15, 1989 at 8 PM for the purpose of REZONING property located at 1735 and 1749 Scottsville Rd., Rochester, N.Y. 14623 from RA-20 (Rural Agriculture) to FPO and NB (Flood Plain Overlay and Neighborhood Business). The property contains approximately 1.4 acres. Application is being made by Alty, Clifford Tomer, on behalf of the property owner, Alfred Valvano.

Description of parcels to be rezoned. Lot 10 and Lot K-6, Block "C" of Riverview Gardens, Town of Chili, Monroe County, New York.

Beginning at the intersection of the southerly right of way line of Harold Ave., (50.00 feet wide right of way), and the westerly right of way line of Scottsville Road, (NYS Rte. 383), (width varies), thence:

1. Southwesterly, along the westerly right of way line of said Scottsville Road, at an angle in the southwest quadrant of 59° 00' 22", a distance of 126.59 feet to an angle point, thence;
2. Southwesterly, along the westerly right of way line of said Scottsville Road, at an included angle of 177° 56' 38" with course 1, a distance of 161.75 feet to an angle point, thence;
3. Southwesterly, along the westerly right of way line of said Scottsville Road, at an included angle of 176° 40' 00" with course 2, a distance of 211.73 feet to the northerly right of way line of Alfred Ave., (50.00 feet wide right of way), thence;

4. Northwesterly, along the northerly right of way line of said Alfred Ave., at an included angle of 90° 00' 00" with course 3, a distance of 112.31 feet to a point thence;
5. Northerly, at an included angle of 126° 23' 00" with course 4, a distance of 218.45 feet to a point, thence;
6. Easterly, at an included angle of 90° 00' 00" with course 5, a distance of 150.00 feet to a point, thence;
7. Northerly, at an included angle 270° 00' 00" with course 6, a distance of 130.00 feet to a point, thence;
8. Easterly, and along the southerly right of way line of said Harold Ave. at an included angle of 90° 00' 00" with course 7, a distance of 224.75 feet to the Point of Beginning.

All as shown on a sketch plan as prepared by Avery Engineering, PC dated Dec. 8, 1986.

PUBLIC HEARING will be heard by the LEAD AGENCY (Chili Town Board) on March 15, 1989 at 8 P.M. in the Chili Town Hall, 3235 Chili Ave., Rochester, N.Y. 14624. The Public is welcome and anyone wishing may speak for or against this proposed rezoning at this time.

By order of the Chili Town Board.
Carol O'Connor,
Town Clerk
Chili, N.Y.
Dated: March 1, 1989

3-1

[Signature]
T. Board
3/15/89
TOWN BOARD
3/15/89
(Public Hearing continued)

Councilman Powers asked Mr. Lu, Town Engineer, if he looked this report over, and did he have any questions? Mr. Lu stated that he had no questions.

PUBLIC COMMENT:

Jerry Brixner - 14 Hartom Road
He stated that this property falls within the Black creek Central flood plain.

A Public Hearing was held by the Town Board of the Town Chili on March 15, 1989, at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624, to discuss the Rezoning of property located at 1735 & 1749 Scottsville Road from RA-20 to FPO and NB.

Attendance as previously noted in the Town Board meeting minutes of 3/15/89.

Mr. Cliff Tomer, Attorney, representing Mr. Alfred Valvano. He explained that he was seeking to change the zoning on this property so it can be utilized. At the present the lot is occupied by a small building, and the rest of the property is vacant. No petitions filed at this time. Mr. Tomer appealed to the Board as nothing can be done to this property without rezoning.

Supervisor Hannah asked what significant changes have been made since 1987. Mr. Tomer stated that no changes have been made, and the parking and buildings are in the same place. Mr. Tomer also explained that the parking would be subject to site planning by the Zoning Board.

Councilman Merante asked how many homes surround this area? Mr. Tomer stated there was one multiple and four other homes.

Councilman Merante asked if the lot is lower than the homes? Mr. Tomer explained that he believed the lot would require a small amount of fill but would not cause a drainage problem to anyone else.

Councilman Merante asked what else can go on this corner? Mr. Tomer explained nothing else.

PUBLIC COMMENTS

Dave Monast - 11 Harold Avenue
He stated that he purchased his property because of the rural setting and did not want a trash receptacle in his backyard. He presented pictures to the Board.

Councilman Merante asked how far his house was from the lot line? Mr. Monast stated he thought it to be 50 or 60 feet.

Mr. Tomer stated that they would have to put in a buffered area.

Ed Pappa - 17 Harold Avenue
He stated that no one contacted him this time or the last time regarding this rezoning.

Steve Nelson -
Expressed concern for the traffic problems that would be encountered.

Supervisor Hannah asked if he was approached about moving the parking to the front. Steve Nelson said, "yes, he was approached, and that he would like this idea much better."

Mr. Valvano explained that drawings have been submitted showing front and back parking.

Councilman Powers asked Mr. Valvano if he cleaned up this area? Mr. Valvano stated that he did about two or three years ago. He passed out pictures to the board.

Pete Sitter - 17 Alfred Avenue
TOWN BOARD

PUBLIC HEARING - REZONING CONTINUED

Mr. Sitter reminded the Board that the Zoning Board declined this request in December 1987, as they declared property was too small for a business.

Mr. Miller, Town Attorney, stated that this should be considered a new application.

Councilman Merante asked if this property is too small?

Mr. Tomer replied they would be restricted to what the Planning Board decides as far as a site plan is concerned.

Don Faso - 134 Hillary Drive
Explained that according to his research efforts, you can take a petition to the Town Board up to the time the Board takes a vote.

Gail Elder - Century 21 Real Estate
Expressed his beliefs that this was the best use of this land. Scottsville road is a commercial area; and with appropriate landscaping to this property, it would be an improvement to the area.

Jerry Brixner -
He read the recommendations for this particular piece of property as stated previously when he served on the Town Board.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on March 15, 1989, at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624, to discuss extension to Black Creek South to serve Drago Subdivision.

Attendance as previously noted in the Town Board meeting minutes of 3/15/89.

Mr. Don Avery, Engineer, presented the issue for having a drainage system put in for this area.

Town Engineer, Mr. Lu, saw no problems with this proposal.

NO PUBLIC COMMENTS.

PUBLIC COMMENTS

Lengthy discussion followed on the purchasing and implementing a Leaf vacuum Program for the Town of Chili at the estimated cost of $136,880. Various insights were given as to how the surrounding Towns handle this problem.

The Town Board meeting adjourned at 9:35 p.m.
A meeting of the Chili Town Board was held on April 5, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilman Powers, Councilman Callahan, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Neilman, Town Attorney; Mr. Chudy, Highway Superintendent.

Fire door exits were identified for Board members and audience.

The Town Board meeting was adjourned at 7:50 p.m. for a Public Hearing on Extension to Little Black Creek East Drainage District to serve the Maple Grove Subdivision. The Public Hearing was closed at 7:56 p.m., and the Town Board meeting was reopened. The Town Board meeting was closed at 7:56 p.m. for a Public Hearing on the Extension Creek-Chili Center Drainage District to serve the Peeta Office Building located at 843-849 Paul Road. The Public Hearing was closed at 8:05 p.m., and the Town Board meeting was reopened. The Town Board meeting was adjourned at 8:06 p.m. The Town Board meeting was reconvened at 8:21 p.m. for a Public Hearing on RB (Restricted Business) Zone. The Public Hearing was closed at 8:55 p.m., and the Town Board meeting was reopened. The Town Board meeting was closed at 8:55 p.m. for a Public Hearing on the Chili Avenue Corridor. The Public Hearing was closed at 9:46 p.m., and the Town Board was reopened. The Public Hearing was closed at 9:47 p.m. The Town Board was closed at 9:47 p.m. for a Public Hearing on Open Bids for Chili Community Center Wheelchair lift. The Public Hearing was closed at 9:48 p.m., and the Town Board meeting was reopened.

Reports Submitted: Chili Drainage Committee Minutes 3/7/89

#177 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the March 15, 1989 Town Board minutes be accepted as they stand.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 1 Letter from David J. Widera, Deputy Chief Fire Department. RE: Adding and removing personnel to/from the active list.

#178 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that C. Edward Hopkins, Jr., 7 Queensbury Lane, be removed from the active list.

BE IT FURTHER RESOLVED that the following people be added to the active list of the Chili Fire Department:

Frederick Rapp
Michal Divito II
Steven Schwartz
Barbara Lange
Patricia Klingenger

28 West Cannon Drive
8 Cutter Drive
95 Meadowbrook South
1803 Scottsville Road
9 Ronnie Lane

Seconded by Councilwoman Callahan and unanimously approved.


#179 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that April 9th-15th, 1989 be proclaimed National Building Safety Week.

Seconded by Councilwoman Callahan and unanimously approved.


#180 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that permission be given to conduct the St. Christopher's
5-Mile Road Race Saturday, June 3, 1989 at 6:45 p.m.

BE IT FURTHER RESOLVED that a Certificate of Insurance be filed with the Town Clerk prior to June 3, 1989, and the Town of Chili be named an additional Insured, and St. Christopher's be responsible to notify the Monroe County Sheriff's Department.

Seconded by Councilman Merante and unanimously approved.


#181 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways, be authorized to purchase a replacement excavator for the Highway Department for a bid of $81,792.00 with trade-in from Monroe Tractor & Implement Company, Inc., 924 Lehigh Station Road.

Seconded by Councilman Merante and unanimously approved.


#182 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways, be authorized to purchase a low-entry truck with a 31-yard, (this is a "packer" type truck), from Genesee Truck Sales, 1280 Jefferson Road, for low bid of $106,483.00.

Seconded by Councilwoman Callahan and unanimously approved.


#183 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to sign the On-Site Maintenance Agreement with Sears Business Center for IBM Computer Equipment covering April 1, 1989 through April 1, 1990 for $2,600.00.

Seconded by Councilman Merante and unanimously approved.


#184 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of May 3, 1989, at 7:45 P.M. be set for a Public Hearing for the purchase of an hydraulically articulated boom-arm rotary mower for the tractor which is on order from the New York State Contract award. This rotary mower will cost approximately $20,000.00.

Seconded by Supervisor Hannah and unanimously approved.


#185 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Perna Homes be authorized to use the home located at 843 Paul Road, at 843 Paul Road, as a temporary construction office instead of a construction trailer.

BE IT FURTHER RESOLVED that only construction foreman and supervisory personnel regarding the new construction will be using the home, once construction is completed, Perna Homes will cease to use this house as a temporary construction office.
Gates-NEWS-Chili
1635 BROOKS AVENUE, SUITE 2, WEST BLDG. • ROCHESTER, NEW YORK 14624

Date 4-19-89

THIS IS TO CERTIFY THAT THE ATTACHED LEGAL NOTICE(S) WERE
PUBLISHED IN THE

GATES-CHILI NEWS

Issue Dated 4-19-89

Geraldine C. Snyder
Notary

Patricia M. Smith
Publisher

GERALDINE C. SNYDER
NOTARY PUBLIC, State of N.Y., Monroe Co.
My Commission Expires April 30, 19 _9_
LEGAL NOTICE

The Chili Town Board did adopt the "Resolution at a Town Board Meeting held on April 5, 1989 rezoning property located at 1735 and 1749 Scottsville Rd. and owned by Alfred Valvano, from RA-20 (rural agriculture-20 acre lots) to NB (neighborhood business)

Carol O'Connor, Town Clerk

Chili, N.Y.

Dated: April 19, 1989

T. Be

Valvano Prop

Reg. 4-5-89
Seconded by Councilman Powers and unanimously approved.

#186 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Cherie Bevona be appointed Chair of the Chili Conservation Board.

Seconded by Councilman Criddle and unanimously approved.

#187 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Bernice Wilcox be appointed to the Chili Conservation Board with an expiration date of October 1990.

Seconded by Councilwoman Callahan and unanimously approved.

#188 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the property currently owned by Valvano located at 1735 & 1749 Scottsville Road be rezoned from RA-20 to FPO and NB. BE IT FURTHER RESOLVED that lights on the property be shaded, there will be limited to the front and that there be placed berms and trees to protect neighboring properties.

Seconded by Councilman Criddle and unanimously approved.

#189 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Black Creek Central drainage district be extended to serve the Willey Subdivision.

Seconded by Councilman Merante and unanimously approved.

#190 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Black Creek South drainage district be extended to serve the Drago Subdivision.

Seconded by Councilwoman Callahan and unanimously approved.

#191 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Description</th>
<th>Range</th>
<th>Amount</th>
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<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>471 - 575</td>
<td>$ 80,059.45</td>
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<tr>
<td>Highway Fund Vouchers</td>
<td>238 - 305</td>
<td>$ 22,181.41</td>
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<td>Hi-Chili Water Dist. Ext.</td>
<td>4 - 5</td>
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<tr>
<td>Combined Drainage</td>
<td>5 - 8</td>
<td>$ 768.92</td>
</tr>
</tbody>
</table>

$130,183.74

Seconded by Councilman Merante and unanimously approved.
A Public Hearing was held by the Town Board of the Town of Chili on April 5, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss extension of creek for the Chili Center Drainage District to serve the Perna Office Building located at 843-849 Paul Road.

Attendance as previously noted in the Town Board meeting minutes of 4/5/89.

Jamie Valerio was present to represent Perna Homes. He stated they were present for the approval of the drainage district. He stated they are ready to go forward with construction as soon as they receive all approvals. He introduced Jim Perna and Cheryl Peterson.

Supervisor Hannah asked if all the water would go underneath the plaza and into the drainage just next to the Town Hall, and Mr. Valerio indicated the grading has been done in such a way that the drainage flows to the rear of the buildings, which is the southwest side of the building. He indicated there would be two catch basins in the rear parking lots -- actually three through a system of drainage pipes ending up in the drainage system through the Chili-Paul parking area, adjacent to their property.

Joseph Lu mentioned they have reviewed that and do not see a problem. Councilman Criddle questioned the map's indicating the structures, and Mr. Valerio cleared up the question by referencing the map. He added the existing buildings will be removed from the site. Mr. Valerio stated 50-60' behind the existing building, is the northernmost portion of the Village Park Office Building.

Supervisor Hannah commented they Board, before Mr. Valerio arrived, went through the authorized use for a home for a construction trailer, and he asked Mr. Valerio if he would point out where that is, and Mr. Valerio pointed it out and commented it buts up to what is partially the Pizza Hut parking lot.

Councilman Merante asked if the white house would be torn down, and Mr. Valerio indicated both the homes will be removed from the site. Councilman Merante asked if they would have parking on both sides of the building, and Mr. Valerio indicated they will and have gone before the Planning and Zoning Boards for all the approvals. Mr. Valerio indicated their parking has been approved, some of which is in the front of the building.

Councilman Criddle asked where on the property would they pick up their drainage, and Ms. Peterson indicated there are two catch basins in the driveway at the office building and catch basins scattered throughout the parking lot. She further indicated they all drain to a storm manhole and down beside the building into the plaza and the main storm line, piped all the way through. Ms. Peterson stated there is no open drainage. Councilman Criddle asked if there is anything draining to Paul Road, and Ms. Peterson indicated nothing would drain to Paul Road.

There were no comments from the audience.

A Public Hearing was held by the Town Board of the Town of Chili on April 5, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss extension to Little Black Creek East Drainage District to serve the Maplegrove Subdivision.

Attendance as previously noted in the Town Board meeting minutes of 4/5/89.

Kevin Farrington was present to represent Erdman Anthony and Associates, the engineering firm for the Maplegrove Subdivision, and he added they president of Domus Development, the developer, was present also. Mr. Farrington stated they were asking for an extension of Little Black Creek Drainage to include the subdivision. Mr. Farrington indicated that water would be leaving the property at the same location that it currently leaves, which is the 36" storm sewer. He stated the sewer crosses the subdivision approximately two-thirds from the northern property line and handles the drainage through two catch basins. He added there will continue to be the outlet for any storm water from the subdivision before it gets into the sewer; however, it will run through a detention basin to mitigate the runoff from their site and hold it at the development levels, and he added that goes through a pipe. Supervisor Hannah asked if that would go across Marshall Road, and Mr. Farrington indicated it would. Mr. Farrington stated the only water
that would not go into the detention basin is the southern area, approximately
two and a half acres. He indicated that water goes directly into the existing
storm sewer and dissipates before the upstream peaks. Mr. Farrington mentioned
Tom Guerin has approved of this.

Councilman Criddle asked if there is an easement along that east/west storm line,
and Mr. Farrington indicated there is an existing easement along the east/west line.
Councilman Criddle asked if the easement towards the south if the top portion of the
project has a catch basin, and Mr. Farrington indicated there is one. He added the
yard inlet is to pick up a low, undrained area that exists between Alger Drive and
continues behind Lots 10 and 13, only picking up the rear yards. Mr. Farrington
indicated the front yards drain to the street and the roof leaders are directed to
the street system.

Mr. Farrington stated the only difference between the map the Board has and the one
presented is, during the review process, Tom Guerin requested they add two yard
inlets along the eastern property line, and he added they would be connected into
one of the manholes of the street system to break up the drainage a little bit.

Councilman Criddle asked if there is an easement along the west or eastern property
line, and Mr. Farrington indicated they are proposing a 20’ easement.

Supervisor Hannah asked for any comments from audience, and there were none.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on April 5, 1989,
at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss
an RB (Restricted Business) Zone.

Attendance as previously noted in the Town Board meeting minutes of 4/5/89.

Supervisor Hannah as Councilman Powers to read what RB Zone actually is. Supervisor
Hannah stated the Town Board has to create an RB zone before they can go any further
on the Chili Corridor Study or master plan. Councilman Powers pointed out this
public hearing is just on the possible creation of an RB zone and not where it could
go.

Councilman Powers read the following:

"TO CREATE A RB OR RESTRICTED BUSINESS DISTRICT AND REZONE CHARACTER AREA F AND A
PORTION OF CHARACTER AREA G."

The intent of creating a restricted business district is to provide for the location
of professional and administrative offices, service uses and related activities in
a setting which is attractive and convenient for public uses, while establishing
employment opportunities and broadening the tax base. This district is intended to
act as a buffer between residential areas and the more intensively used general business
district. A list of proposed uses is as follows:

A. PROFESSIONAL OFFICES AND BUSINESS GOODS AND SERVICES ESTABLISHMENT:
   Offices for professionals or a shop or store engaged in the sale of specialized
   commodities and goods to other businesses, industries or institutions, or one
   providing specialized services to such business, industries and institutions,
   including uses of a similar nature:
   1. Architects
   2. Accountants
   3. Business or commercial schools
   4. Credit bureaus
   5. Data processing
   6. Employment agencies
   7. Hospital equipment and supplies
   8. Management consultants
   9. Manufacturer's agents
  10. Sign painting
  11. Technical schools

B. Conditional Uses: Those uses having some special impact or uniqueness
   which requires a careful review.
   1. Building supplies, indoor sales
   2. Medical and dental laboratories
In the book March 89

Gates-NEWS-Chili
1635 BROOKS AVENUE, SUITE 2, WEST BLDG. • ROCHESTER, NEW YORK 14624

Date 3-22-89

THIS IS TO CERTIFY THAT THE ATTACHED LEGAL NOTICE(S) WERE
PUBLISHED IN THE

GATES-CHILI NEWS

Issue Dated 3-22-89

Notary
GERALDINE C. SNYDER
NOTARY PUBLIC, State of N.Y., Monroe Co.
My Commission Expires April 30, 1989

Publisher
Patriota M. Smith
Supervisors Hannah mentioned the County has agreed to pay $11.4 million dollars to improve the Chili Avenue/Coldwater Road area with wider roads, sidewalks, turning lanes, etc. He indicated this would be done in 1990-1991.

Mr. Foley commented the public should be presented with full plans of what the buildings in these proposed areas would look like that are going to be next to their residences. Supervisor Hannah again stated they are only trying to create a zone and then the Planning and Zoning Boards follow their guidelines as to whether new businesses meet the codes. Don Faso, Planning Board Chairman, commented buildings are not allowed over 49'.

Sue Snavlin - 2 Woodbridge Court
She questioned if this RB zone is just a stepping stone to turn the area into General Business in the future, and Supervisor Hannah responded that that area could go to General Business directly now, and he added they are only trying to buffer the General Business and residential areas.

Gail Lioi - 736 Paul Road
She asked why they did not pick any area not in the middle of a residential zone and use that for a buffer zone. She also mentioned the Iacovangelo's have done business with Reimann-Buechner, and she questioned a conflict of interest because of the vast amount of business the Iacovangelo's are involved in. Mary Burgoon stated that Reimann-Buechner has done work for Iacovangelo but stated that was not considered when studying the Chili Corridor. Mary Burgoon added she was sure the committee of 13 people would have kept an eye on any situation like that happening. Ms. Lioi suggested the 13 people did not know. As far as the placement, Mary Burgoon commented there was no area that did not touch any residential property, and she added they are trying to buffer the residences from the General Business. Mary Burgoon indicated by "buffer", they want to lower the activity between the General Business and residential areas.

Gerald Green - 2 Clay Hill
He stated the only buffer he wants to see is a corn field or grassy area. He commented if he wanted to see a 7-Eleven or Wegmans across from his home, he would move to Greece or Henrietta. He suggested these studies should have included questionnaires to the public.

Dave Bagley - 7 Clay Hill
He asked if the consultant took into consideration the expanding down on Paul Road. He asked the consultant a series of questions involving whether or not she took into consideration what is currently happening in various areas of the town. Mary Burgoon commented the mentioned areas were not in the Corridor Study area. Mr. Bagley commented the Corridor Study affects the whole area as far as traffic, and he asked Mary Burgoon if she lives in Chili. Supervisor Hannah indicated she is from Syracuse. Councilman Powers pointed out that 12 of the 13 people on the committee were residents of Chili, and he asked Mary Burgoon if she lives in Chili. Supervisor Hannah indicated she is from Wegmans for input on what Wegmans plans on doing. Supervisor Hannah pointed out the residents on the committee were not just from the Chili Avenue area, but were a mixture of residents.

Dave Storie stated he felt he could speak for all 75 residents in saying no one in the area had any comprehension that the Chili Corridor Study would concern them directly.

Joanne Young - 3461 Chili Avenue
She asked if there were any restrictions in an RB zone for how close one could build next to a residence. Al Heilman read Article C from the study, as follows:

"EXPAND ON HOME OCCUPATION CONDITIONAL USE PERMITS AS WRITTEN IN THE MUNICIPAL ZONING CODE BOOK. The purpose of home occupation permit regulations are to protect and maintain the residential character of established neighborhoods, while recognizing that certain professional and limited business activities have traditionally been carried on in the home. It should be recognized that, when properly limited and regulated, such activities can take place in a residential structure without changing the character of either the neighborhood or the structure. A home is further defined, and use limitations and permitted home occupations are listed below. This information should be included in the municipal code book as guidelines for the review process of a home occupation permit request."

Mr. Heilman indicated they are in the code and that there are requirements that will need to be applied to this zone, the same restrictions as the Neighborhood District. Ms. Young commented a corn field would be a better buffer. She added she felt the limits were too broad, especially if Wegmans could go in. Supervisor Hannah indicated this would be a buffer between the residents and Wegmans, not including Wegmans. Councilman Powers read the list for RB zone, and he stated if a business does not
meet this list, it would not be allowed. Ms. Young commented Chase Pitkins is a building supplier.

Joe Ferrigno - 30 Clay Hill
He commented he wanted the rules before he was asked to participate in playing the game. He wanted to know where it would go and how before he accepts this.

John McHugh - 10 Virginia Lane
He complimented the Board’s handling of this. He indicated they are just trying to find out where to put the Restricted Business and where to put the General Business. He added they are just trying to create the RB zone so they can later decide where it will be.

Stan Pokracki - 27 Wheat Hill
He commented the people of Chili do not need all these businesses and are willing to drive to other communities to get these services in order to salvage their green spaces and residential settings. He added he feels they have enough businesses in the town to satisfy the Town’s needs.

Leonard Pratt - 154 Archer Road
He agreed that he would not want to look at a business or its sign, and he added he did not feel the Town took into consideration whether or not they need any more development of this type. He felt it was not right to ask the public to accept an RB zone and then dump it wherever there is the least resistance.

Karen Shatler -
She asked what the difference is between Neighborhood Business and Restricted Business, and Councilman Powers explained the difference.

Bonnie Storie -
She read the Gates-Chili Newspaper which indicated even if the proposal is passed, a property owner can still seek a zoning change to General Business, as quoted from Supervisor Hannah. Councilman Powers indicated anyone could apply for a zoning change. Ms. Stories commented the Town of Chili’s track record has been to say one thing and do another. Supervisor Hannah agreed that has been the past history, and he added they are trying to change that. Ms. Storie asked how the buffer zone ends up being larger than the General Business zone.

Mary Burgoon indicated they are trying to address the Chili Avenue situation. She indicated the reason that area has been picked for the RB zone is that they followed the roads as a natural barrier. She commented through audience’s comments, maybe the Town Board would have that area reduced. She also mentioned the other idea was that area is all residential and somewhat rural. She stated this was a logical point for other development besides residential because of its bordering other major roads. She added those areas are major routes that lead to the area and would serve well for business development.

Kay Allard - 50 Bright Oaks Drive
She stated she was on the committee because she is the Chairman of the Drainage Committee, and that that is one of the things they were trying to consider. She indicated she has listened to all the public hearings and feels this group is doing the exact opposit of the first two or three groups. She commented everyone wanted all the professional and business people off Chili Avenue, but she asked where would they have the professionals if they were not there. An unidentified lady from the audience spoke out that residents are willing to travel to other communities for such services. Ms. Allard commented the purpose of the buffer zone is to get the businesses out of the residential area.

Jim McClain - 21 Barn Swallow
He asked if the Board was asking the public to accept the RB zone, or if they were asking the public to accept the two areas indicated on the map. Councilman Powers responded they want views on the concept of a RB zone. Mr. McClain posed the question if the public were to accept the definition of RB, the public would not want to hear it anywhere near themselves. He commented he moved to Chili to get away from the clutter and congestion. He stated he did not feel whether or not the public accepts the RB zone concept should be the issue, but where it would be going. Mr. McClain stated he felt Archer Road should be improved before this is considered, because most of the traffic generated would travel on that road. Councilman Powers and Councilman Criddle offered analogies to the audience where a concept sometimes needs to be accepted first. Mr. McClain asked why a buffer zone could not be a green space or a recreational facility. Supervisor Hannah pointed out the business buildings would not be necessarily be built right next to the residences, and he added there will be berms and trees in between, too.
Stan Pokracki - 27 Wheat Hill
He suggested the Town keep the business near the businesses and not put it near the residences.

Ralph Wehner - 102 Stover Road
He asked if the future professional people would not be allowed up on Paul Road, and Supervisor Hannah indicated that would eliminate that.

Mary Burgoon commented that one reason for the whole RB Zone suggestion coming about was the fact that the Zoning and Planning Boards had a hard time turning down professional people asking for variances into the residential areas, because there is no place for them to go presently. Councilman Criddle mentioned there had been no standards for the Boards of Chili to turn down the professional people as long as they met the zoning ordinances, and if the Boards were to deny the applicants because they were just not wanted there, the Town could have been subjected to a court proceeding. He added this RB Zone would provide standards and solve a lot of problems. Councilman Criddle commented plowed fields would be nice to look at for everyone, but he also pointed out people have to own such land and probably in the future would sell such land. Councilman Criddle stated the Town Board is just as concerned about what will happen to Chili as the audience, because they too are residents of the Town. He added the Iacovangelo and Faber, etc. build a nice, expensive homes in the Town and add a lot to the character of the Town through beautification.

There was some more discussion and questions raised about the purpose of the Public Hearing. Councilman Powers explained even if there were 25,000 people against this, the Town Board could still vote in favor of the study. He added, however, that the purpose of the public hearing is for the Town Board to get the reaction of the public to aid their decision on how to vote on this. He added the Town Board are all residents of Chili and have been elected by the public. Mr. Heilman added legally the Town Board cannot create a zone if one does not exist in the zoning code. Councilman Criddle explained the Town Board institution was originally established for fair representation of the public's view once the public became too large to vote for themselves. Councilman Powers added they have received many letters from people who were upset that this area would not be General Business instead of Restricted Business.

Jim Mayer - 2738 Chili Avenue
He indicated he is a doctor with a business in Chili as well as a resident, and he added he is looking at this issue from both points of view. He commented he sees no satisfaction for either the residents or professional people. He stated he knew the people on that 13-person committee that went into the study with preconceived ideas about it, canvassing neighborhoods and scaring people on Chili Avenue that they are going to take over Chili Avenue with businesses. He again commented it boggles his mind that they want to put such a zone in that no one wants in their backyard. He, however, mentioned that Chili needs to expand, and he made reference to the fact there are many illegal businesses already in residential areas as well as areas that require variances that do not have such variances. He pointed out the expansion of Chili would bring a better tax base. He commented he could not conceive using this undeveloped land when Chili Avenue already has a wide commercialization. He proposed buying out the houses on Chili Avenue, the few that are not businesses, including his, and turning Chili Avenue into the commercial zone.

Ron Eastman - 3379 Chili Avenue
He questioned doctor's offices, dentists and the like going in Restricted Business when it is not mentioned in the definition. Mary Burgoon pointed out the outline allows for professional offices and business goods and services. Dave Storie stated he asked if these were all inclusive, and he added Councilman Powers indicated they were. Mr. Heilman commented he felt they were talking about two different things. He explained the first part of the paragraph is what it is supposed to include, and the second is the specific things listed. There was some more discussion about the definition of the professional offices. Bonnie Storie pointed out many people could call their business professional.

Arthur Jones - 4 Stair Mar Circle
He asked if they would have sufficient roads for the area with all the businesses coming in, and he questioned Drainage. Supervisor Hannah indicated they have not addressed drainage yet and added that would be done by the Town Engineer. He added nobody would move in without having addressed those issues.

Kay Allard asked if there were any businesses that have indicated they would like to be in that area, and Supervisor Hannah indicated there is no move in without having addressed those issues.

Kay Allard asked if there were any businesses that have indicated they would like to be in that area, and Supervisor Hannah indicated there is no such sign-up, but he
A Public Hearing was held by the Town Board of the Town of Chili on April 5, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss the Chili Avenue Corridor.

Attendance as previously noted in the Town Board meeting minutes of 4/5/89.

Ray Arbor - 46 Red Bud Road
He asked the Town Board to take itself its primary responsibility of making the resolution on the application for conditional uses. He read from the study an excerpt relating to the haphazard granting of zoning changes and land use permits in the Town of Chili in the past. He commented, as far as the Town Board taking back their responsibility of deciding conditional uses, he has heard that would be too much work for them. He further commented he would not judge the workload of anyone else, but he added that if anyone on the Town Board felt it would be too much work, then they should resign. He stated the Zoning Board is State mandated, and he added the Town Board has no control over the conditional uses as long as they delegate their responsibility to the Zoning Board. He finally added the only way the Town Board can contradict them is to take them to court.

Dave Burns - representing the Chili Businessmen's Association
He stated the Chili Businessmen's Association is not a big bad wolf and added they have general concerns about the proposal. He asked who owns the property in the new proposed GB zone, and he asked how much is available for commercial or general business use. Supervisor Hannah indicated, basically, that is Wegmans and the Town Hall complex. Mr. Burns asked if any of that is available for sale for a general business use, and Supervisor Hannah indicated it is not and added they do not expect it to be either. Mr. Burns indicated he spoke with Steve Buechner not too long ago, and he mentioned Steve had the understanding there was a study going on that the Town Hall would possibly find some place to move and that is why he considered changing the zoning at that time. Mr. Burns indicated Steve realized that was wrong and came back with the possibility of some other GB zone, and Mr. Burns concluded there would be further GB over and above what was suggested.

Mary Burgoon stated they had talked about the fact that the GB zone that is now being occupied by the Town Hall is not available as they originally suggested. She stated the idea was to have the whole area right up to the Conrail system be a General Business District. She added they suggested that the Town consider expanding the Restricted Business District, but she further added that is just a suggestion. Councilman Powers mentioned it was logical to suppose if the Town Hall moved, the area would be GB rather than residential. Mr. Burns stated the area that is GB with Wegmans' property and the Town Hall complex is sewn up and there is no room for growth. He asked where could the business people go. He mentioned there is a man that will be displaced by the reworking of the Road at Chili-Coldwater and Chili Avenue, and he added this man cannot buy a piece of property anywhere in the area for his business.

Mr. Burns stated, in his personal business opinion, to move down there to proposed restricted business zone would be suicide because the roads go nowhere, they are not set up to handle any heavy kind of traffic, and to pass through any area, one would have to go through residential area. He added the overall picture leaves the business community with minus 33 acres.

Mr. Burns questioned the D.O.T. study on Chili-Coldwater Road, and Supervisor Hannah indicated that information came out today but is not available yet for the public, because they are still making sure their plan does not go through any homes.

Mr. Burns stated they do not feel the RB Zone will be good down on Paul Road.
He also mentioned when a spot opened up on the committee, he called the Town four times to get on the committee, and he explained his phone calls were never returned.
Supervisor Hannah explained the position was filled the same night as it was
eventuated at a public hearing on suggestion from people on the Board. Councilman
Powers added the person resigning made a recommendation. Mr. Burns questioned
the make-up of the committee, and Supervisor Hannah indicated they had to make
a cut-off at some point otherwise it would be too large a group to handle. He
added there were Zoning and Planning Board members on the committee.

An unidentified lady from the audience asked Mr. Burns if the business community
did not want the Restricted Zone on Paul Road because of the lack visibility,
and Mr. Burns stated he felt that is not a good place for a business, and he
indicated he would explain the Businessmen's Association's idea.

Mr. Burns indicated they feel the General Business Zone should stay where it is.
He pointed out an area where there is talk of multidwelling coming in, and he
questioned the board what happened to the buffer in that area. Supervisor Hannah
indicated that was General Business before they ever addressed it, and he added
the application is for multidwelling there. Mr. Burns indicated they would suggest
creating a hub in that area because there are State roads. He pointed out that
particular area has access down into North Chili, Churchville and Scottsville. He
stated this Restricted Business Zone, with proper planning, proper berms, proper
landscaping, could be General Business with proper businesses.

Mr. Burns suggested the area directly across the street on the north side of Chili
Avenue should be Restricted Business or General Business. He pointed out there is
a natural barrier between residences, and he added the R-1-20 area is not
developed at the moment. He commented not everyone would be happy with this, but
he added this situation would give the homeowners on the north side of Chili
Avenue the benefit of a commercial avenue which increases more rapidly than regular
residential. Mr. Burns stated the land is relatively good in that area and that
there are few problems with drainage. Mr. Burns indicated if they were to do this,
the buffer would be on the opposite side of Beaver Road, and he added the south
side is also undeveloped. An unidentified woman from the audience questioned where
the buffer would be from the intersection of 252 and Chili Avenue if that triangle
was General Business. Mr. Burns indicated there is more or less of a natural
barrier the way the land is sloped up, and he added he was not suggesting they build
to the edge.

Ree Rague -
She questioned if this would be possible. Mr. Burns indicated this plan would be
possible if an area (referenced to the map) was zoned General Business as a
condition to be used for General business with berms and proper hedging.

Supervisor Hannah commented proper landscaping and buffers would be implemented
in any Restricted Business Zone or General Business zone. Supervisor Hannah read
into the record a petition requesting the Town of Chili to rezone their properties
from the present designated Residential to that of Restricted Business. He
indicated for the audience which area was involved in this petition, and he added
he had 34 signatures to that effect.

Gail Lyell had a petition she presented to the Board with 146 signatures from the
residents that live on Paul Road, Archer Road and all the side streets.
Supervisor Hannah read that petition indicating the people's request not to rezone
the portion of the Town of Chili as listed from R-1, Residential to RB, Business.

Mr. Burns questioned how the proposed signage, landscaping and rebeautification
would be handled. He asked if they would be asked to have their signs taken
down or made uniform. He commented that the Town of Chili does need a commercial
area for convenience and tax base. Mr. Burns pointed out Grossmans left Chili
originally because they could not expand here.

Charlie Winkleholz - 5839 Chili Avenue
He asked how many businesses belong to the newly formed Business Group, and Mr.
Burns indicated there are 25. Mr. Winkleholz stated he would like to see a list
of the businesses.

Bill Beck - 15 Stal Mar Circle
He requested the name of a gentleman in the audience and his affiliation with
all this, because he heard a comment from the gentleman in question saying these
people should have been here four or five years ago with a reference to, what
Mr. Beck believed, to be collusion somehow with the Town and that the Town Board's
vote had already been decided. He asked the Board if they have already made up
their minds. Supervisor Hannah guaranteed that no one on the Board has made that
kind of commitment. Supervisor Hannah indicated the gentleman is James Perna.
Jim Perna - Perna Homes
He indicated he was speaking to Mr. and Mrs. Stewart, discussing that they had
four of five of these meetings that he wished he would have come to so they
knew the whole story. Mr. Stewart stated he would defend Mr. Perna on that.

Dave Linstrom - 5 Woodbridge Court
He asked if Wegmans could build on the property right now without a variance,
and Supervisor Hannah indicated they could not because the moratorium is in
effect. He indicated after April 30, they will be able to build on the General
Business Area if they want to. Mr. Linstrom asked what the residents could do
if they did not want Wegmans to build there. Supervisor Hannah pointed out there
is another area that is large enough for them to build nearby in Chili, and he
indicated where that was by use of the map. Dave Storie commented Wegmans has
owned that area for 20 years.

Joe Ferrigno questioned if this was supposed to be a master plan, shouldn't they
have the whole plan in front of them. Supervisor Hannah indicated this hearing
was just for the Corridor Study. Don Faso commented this is just a step in an
overall plan. He indicated everyone is waiting to see what happens to the
Corridor Study before the master plan is started. As far as traffic, Don Faso
commented there is at least enough land in the proposed area to get 400 residential
homes in there, and he pointed out that would produce about 800 cars on the
average, going in and out mostly at the peak hours of the day. Don Faso further
concluded with a Restricted Business Zone, they would have traffic but not such a
traffic jam.

Jerry Brixner - 14 Hartom Road
He reread a statement he read at a prior meeting referencing the "shotgun approach"
of this whole thing, and he added he would like to see each area reviewed
separately.

(SEE BELOW FOR FURTHER COMMENTS REGARDING CORRIDOR STUDY)

PUBLIC HEARING

A Public Hearing was held by the Town of Chili on April 5, 1989 at the Chili Town
Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Open Bids for the
Chili Community Center Wheelchair Lift.

Supervisor Hannah asked Carol O'Connor if there were any bids, and Carol O'Connor
indicated there was one bid from R & H Pharmaceuticals Center for $13,195.

CORRIDOR STUDY CONTINUED: (Jerry Brixner)

He suggested that the study be of an advisory nature only and not as the law, so
to speak. He suggested, also, to let the moratorium expire and let the govern­
ment bodies that have been set up handle the process.

dave Storie reiterated that he is a life-long resident of the Town of Chili and
built his home in an area that was residential because he did not want a lot of
businesses around him. He asked if anyone has done a study on the tax base to
see what the effect of this Restricted Zone would be. He commented with 40
percent of that area being parking lots, he questioned the increase in the tax
base of that property. Mr. Storie also stated he and everyone else in Chili has
made an investment in their properties, and he indicated he has been led to
believe that professional offices in his area would decrease the value of his home.
He indicated he is willing to fight to keep the businesses out of that area.

Dave Wolk - 19 Chili Scottsville Road (land owned)
He indicated the land he owns is in the restricted Business triangle. He stated
he is not a member of the Businessmen's Association and has just seen articles
in the latest local papers about that organization. He commented they study
allows no General business development in the Town. He commented the allotted area
for General Business in Wegman property, and he commented that is a monopoly.
He also commented the traffic in the proposed area is heavy and inappropriate for
what they are proposing.

For purposes of this hearing, Mr. Heilman suggested the Board declare themselves
lead agency and also that there is, on file, a long form assessment tax statement that was filed regarding the environment in the Town Clerk's Office. Supervisor Hannah declared the Town Board lead agency and that there is a SEQR Environmental Study form on file in the Town Clerk's Office. Councilman Powers commented public hearings are valuable to raise questions as well as find out the public's views. He added he felt they need a clarification on professional businesses. He also went down the list of the committee members and indicated their related position, whether it be a resident or chairman of a board. Councilman Criddle thanked the audience for expressing their views and giving him insight.

Ron Eastman commented they should not have held all these four public hearings in such a small area on the same night.

PUBLIC COMMENTS AT THE END OF THE MEETING

Jerry Brixner - 14 Hartom Road
He wished to bring to the Town Board's attention, that despite the fact Supervisor Hannah had a petition containing 20 names opposing the Valvano issue, he allowed four votes to take place before he announced the petition for the benefit of the other Board members. He stated he felt the Supervisor withheld pertinent information that should have been introduced before any member voted. Councilman Powers indicated they received that information before the meeting. Mr. Brixner suggested if it were done correctly, they supervisor would have noted it for the audience that they had that information before the vote was taken. He further stated on the basis of those petitions, the legal advisor would have noted to the members of the Board such an action by the Town board requires not a majority vote but a three-quarters vote. He commented that would have made it a legal process in his mind.
A meeting of the Chili Town Board was held on April 19, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilman Powers, Councilwoman Callahan, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Heilman, Town Attorney; Mr. Chudyk, Highway Superintendent; Mr. Lu, Town Engineer; William Kelly, County Legislator.

Fire door exits were identified for Board members and audience.

The Town Board meeting was adjourned at 8:05 p.m. for a Public Hearing on Extension to Little Black Creek South Drainage District to Serve the Morgan Road Subdivision. The Public Hearing was closed at 8:15 p.m., and the Town Board was reopened at 8:16 p.m. The Town Board was adjourned at 8:30 p.m. for a Public Hearing on Opening of Bids for the Extension of Water Main for Black Creek. The Public Hearing was closed at 9:00 p.m., and the Town Board was reopened.

REPORTS SUBMITTED:
- Chili Recreation Advisory Committee Minutes of 2/8/89
- Chili Recreation Advisory Committee Minutes of 3/8/89
- Chili Conservation Board Minutes of 4/3/89

INTRODUCTORY REMARKS:

William Kelly - County Legislator
He stated the Public Works Committee of the Legislature approved the proposed extension program for the King Road sewer project, which is a lateral run paralleling the existing sewer. He indicated it is designed to expand the facilities to carry new volume. He also stated some of the additional money that was approved at the meeting also allows for doing a covering job for some of the holding tanks down at the GCQ station. Mr. Kelly indicated there is funding to try to control some of the odor problems from the facility, hopefully in a couple years' time. He also commented he understood that the Town is making some effort to move ahead with the County Planning on a master plan program. He indicated he would hope the Town moves as fast as it can on that because the staff has been made available by the County for that purpose, and he added the plan out in Chili is well over 20 years. Councilman Powers asked if the planning staff was something they could convert in numbers or was it too general in these stages, and Mr. Kelly indicated it is too general right now. Mr. Kelly indicated the Town would have to have its own people, too, but that the County is willing to give much support.

Jerry Brixner - 14 Hartom Road
He asked to what distance would that extension take and what streets would be covered. Mr. Kelly indicated he did not have the specific diagram, but indicated it is running King Road and parallels the railroad tracks. Mr. Kelly indicated the project will cost around 6.75 million dollars. Supervisor Hannah indicated some of the area that will cover, and she added they hoped to extend it even further if there is enough funding. Mr. Kelly commented it would be beneficial to develop it down to Union Street. Mr. Kelly indicated that area is not in the sewer district. Supervisor Hannah commented John Davis said he going to ask to have that section included in the district and the Town. Councilman Criddle commented he was sure Mr. Davis would do everything he could to help them.

Supervisor Hannah made a motion to accept the April 5, 1989 Town Board minutes, and Councilman Criddle indicated he did not have a chance to read them yet.

#192 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town Board waive the requirement of 115-61 (A) of the Zone Code of the Town of Chili.

Seconded by Councilwoman Callahan and unanimously approved.

#193 RESOLUTION OFFERED BY COUNCILMAN POWERS

WHEREAS, the Town Board duly called a Public Hearing for the consideration of amending the Zoning Ordinance of the Town of Chili to add a new Zone to be entitled Restrict Business District and gave due notice thereof as required by law; and
WHEREAS, said Public Hearing was held by this Town Board at the Town Hall, Chili, Town of New York, in said Town of, the fifth day of April 1989, at 8:15 P.M. time of, said day; and

WHEREAS, that a Restrict Business District (RB) be added to the Code of the Town of Chili, and be designated as Chapter 115, Article III, Subsection 115-4 (A).

RESTRICTED BUSINESS DISTRICT

A. Purpose. The purpose of creating a restricted business district is to provide for the location of professional and administrative offices and related activities in a setting which is attractive and convenient for public uses, while establishing employment opportunities and broadening the tax base. This district is intended to act as a buffer between residential areas and the more intensively used districts including general business and neighborhood business districts.

B. Permitted uses. The following uses and their accessory uses are permitted outright:

(1) Licensed professionals and offices including the following professions:

(A) Attorneys
(B) Physicians
(C) Architects
(D) Accountants
(E) Specialized business or commercial schools
(F) Employment agencies
(G) Credit bureaus
(H) Data processing
(I) Management consultants
(J) Manufacturer's agents
(K) Commercial Artist

C. Conditional uses. The following uses and their accessory uses are permitted when authorized in accordance with Article IV:

(1) Hospital equipment and supplies
(2) Medical and dental laboratories
(3) Uses of a similar character but not specifically listed in this Subsection or Subsection B must apply to the Planning Board for a conditional use permit. Such permits shall be granted upon a finding by the Board that said use is indeed of the same general character as the above permitted uses.

D. Dimensional requirements.

(1) Lot area: no requirements.
(2) Lot width: no requirements.
(3) Lot depth: minimum of two hundred fifty (250) feet.
(4) Front yard: minimum of sixty (60) feet.
(5) Side yard: no requirement, except when prescribed by the Planning Board pursuant to Article V. When abutting an R-1 of RM District or another street, the side yard shall be a minimum of forty (40) feet.
(6) Rear yard: no requirement, except when prescribed by the Planning Board under Article V. When abutting an R-1 or RM District or another street, the rear yard shall be a minimum of forty (40) feet.
(7) Maximum lot coverage by buildings and structures shall be thirty percent (30%) of the total lot area.
(8) Maximum building height shall be two and one-half (2½) stories or thirty-five (35) feet, whichever is the lesser.

E. Off-street parking. Off-street parking shall be provided as required in Article VI, Sub. 115-33., i.e., one (1) space per two (2) employees, one (1) space per 200 square feet.

F. Signs. Signs are permitted as set for in Article VI, Sub. 115-34.

G. Fences, walls, hedges and screen planting. Fences, walls, hedges and screen planting are permitted as set forth in Article VI, Sub. 115-35.

H. Site plan approval. If construction of the principle building(s) pursuant to a valid building permit is not diligently prosecuted within not more than two (2) years from the effective date of any resolution designating an area as RB, than the area shall automatically revert to the zone district in effect prior to designation. At any time prior to such reversion, the Town Board by motion, upon recommendation of the Planning Board, may grant an extension which shall expire no later than three (3) years after the effective date of the regulation designating the area as RB;

BE IT FURTHER RESOLVED, that said amendment be entered in the minutes of the Town Board of the Town of Chili, held on the 19th day of April, 1989, and a certified copy be published in the Gates Chili News and the Suburban News for one (1) week and that affidavit and published be filed with the town clerk, said amendment shall take affect ten (10) days after the filing of said affidavit.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

WHEREAS, the Town Board duly called a public hearing for consideration of accepting a recommendation to rezone property in the Town of Chili and gave due notice thereof, as required by law; and

WHEREAS, said Public Hearing was held by this Town board at the Town Hall, Chili, Town of New York, in said Town of, the fifth day of April 1989, at 8:30 P.M. time of, said day; and

BE IT RESOLVED that the recommendation of the Consulting Firm of Reimann.Buechner, the Chili Planning Board, and the Chili Zoning Board of Appeals, in regard to the Chili Avenue Corridor Study, be accepted as offered with the exception of the Restricted Business area bordering Paul and Archer Road. This area is to be reduced to include only Tax Account:

<table>
<thead>
<tr>
<th>Tax Account</th>
<th>Description</th>
<th>Owner</th>
</tr>
</thead>
<tbody>
<tr>
<td>146.030-01-008.100</td>
<td>100 Beaver Road</td>
<td>Case Hoyt</td>
</tr>
<tr>
<td>146.100-01-068</td>
<td>777 Paul Road</td>
<td>Perna</td>
</tr>
<tr>
<td>146.100-01-067</td>
<td>741 Paul Road</td>
<td>Butterazzi</td>
</tr>
</tbody>
</table>

THEREFORE, hereby, rezone the following areas as follows:

1. PROPOSED NB (NEIGHBORHOOD BUSINESS DISTRICT)

Five lots located east of Tenwick Drive and north of Chili Avenue and one lot located on the southeastern corner of Union Street and Chili Avenue, designated by the following tax account numbers:

<table>
<thead>
<tr>
<th>Tax Account</th>
<th>Description</th>
<th>Owner</th>
</tr>
</thead>
<tbody>
<tr>
<td>158.010-01-005</td>
<td>3796 Chili Ave.</td>
<td>Merante</td>
</tr>
<tr>
<td>158.010-01-004</td>
<td>3800 Chili Ave.</td>
<td>Sanfilippo</td>
</tr>
<tr>
<td>158.050-01-001</td>
<td>3771 Chili Ave.</td>
<td>Gittis</td>
</tr>
<tr>
<td>158.010-01-006</td>
<td>3792 Chili Ave.</td>
<td>Phillips</td>
</tr>
<tr>
<td>158.010-01-007</td>
<td>3788 Chili Ave.</td>
<td>Davis</td>
</tr>
<tr>
<td>158.010-01-008</td>
<td>3786 Chili Ave.</td>
<td>Davis</td>
</tr>
</tbody>
</table>

2. PROPOSED GB (GENERAL BUSINESS DISTRICT)

Five lots bordered by Conrail tracks, Chili-Scottsville Road and existing GB zoned lots which front onto Chili Avenue.
Resolution Re: Restricted Business Zone

WHEREAS the Town Board duly called a Public Hearing for the consideration of amending the Zoning Ordinance of the Town of Chili to add a new Zone to be known as the Restricted Business District; and
WHEREAS, said Public Hearing was held by the Town Board at the Town Hall, Chili, Town of New York, in said Town of, the fifth day of April 1969, at 8:15 P.M. time of, said day; and
BE IT RESOLVED that a Restricted Business District (RBD) be added to the Code of the Town of Chili, and be designated as Chapter 115, Article V.

RESTRICTED BUSINESS DISTRICT

Purpose. The purpose of creating a restricted business district is to provide for the location of professional and administrative offices and related activities in a setting which is attractive and convenient for public use, while establishing employment opportunities and broadening the tax base. The district is intended to act as a buffer between residential areas and the more intensively used districts including general business and neighborhood business districts.

Permitted uses. The following uses and their accessory uses are permitted outright:

1. Licensed professionals and offices including the following professions:
   a. Attorneys
   b. Physicians
   c. Professional architects
   d. Specialized businesses or commercial school
   e. Employment agencies
   f. Credit bureaus
   g. Data processing
   h. Management consultants
   i. Manufacturer's agents
   j. Commercial Artist

Conditional Uses. The following uses and their accessory uses are permitted when authorized in accordance with Article V:

1. Hospital equipment and supplies
2. Medical and dental laboratories
3. Uses of a similar character but not specifically listed in this subdivision or subsection B must apply to the Planning Board for a conditional use permit. Such permits shall be granted upon a finding by the Board that said use is indeed of the same general character as the above permitted uses.

 dimensional requirements:

1. Lot area: no requirements
2. Lot width: no requirements
3. Lot depth: minimum of two hundred fifty (250) feet.
4. Front yard: minimum of sixty (60) feet.
5. Side yard: no requirements except when prescribed by the Planning Board pursuant to Article V. When building R-3 or R-4 District, another street, the side yard shall be a minimum of forty (40) feet.
6. Rear yard: no requirement, except when prescribed by the Planning Board under Article V. When building on R-3 or R-4 District or another street, the rear yard shall be a minimum of forty (40) feet.
7. Maximum lot coverage by buildings and structures shall be thirty percent (30%) of the total lot area.
8. Maximum building height shall be two and one-half (2 1/2) stories or thirty-five (35) feet, whichever is the lesser.

E. Off-street parking. Off-street parking shall be provided as required in Article VI, Sub. 115-32, 33, 34, in, one (1) space per two (2) employees, one (1) space per 500 square feet.

F. Signs. Signs are permitted as set forth in Article VI, Sub. 115-34.

G. Fences, walls, hedges and screen planting. Fences, walls, hedges and screen planting are permitted as set forth in Article VI, Sub. 115-36.

II. This plan approval, if construction of the principal buildings(s) pursuant to a valid building permit is not diligently proceeded with in not more than two (2) years from the effective date of any provision designating such area as RBD, the area shall automatically revert to the zone district in effect prior to designation. At any time prior to such reversions, the Town Board by motion, upon recommendation of the Planning Board, may grant an extension which shall expire no later than three (3) years after the effective date of the regulation designating the area as RBD.

BE IT FURTHER RESOLVED, that said amendment be entered in the minutes of the Town
Legal Notice
Town of Chili
Resolution Re: Chili Avenue Corridor

Adopted By: Supervisor Hannah
Seconded By: Supervisor Powers

THEREFORE, the Town Board hereby called a public hearing for consideration of accepting a recommendation to rezone property in the Town of Chili and gave due notice thereof, as required by law.

THEREFORE, said Public Hearing was held by this Town Board at the Town Hall, Chili, Town of New York, in said Town on the fourth day of April 1989, at 8:30 P.M. time of said day, and

A. IT IS RESOLVED that the recommendation of the Consulting Firm Robert F. Beachner, the
   Town Planning Board, and the Chili Zoning Board of Appeals, in regard to the Chili Avenue
   Corridor Study, be accepted as offered with the exception of the Restricted Business area
   Designation Paul and Archer Road. This area is to be reduced in size to include only Tax Account:

   143.05 35
   146.905 0 507 771 Paul Road Owner: Turner
   146.905 0 777 741 Paul Road Owner: Petersen

1. PROPOSED NR (NEIGHBORHOOD BUSINESS DISTRICT)

   Five lots bordered east of Union Street and north of Chili Avenue and one lot located on the
   northwestern corner of Union Street and Chili Avenue, designated by the following tax
   account numbers:

   146.905 0 507 3710 Chili Ave. Owner: Moretti
   146.905 0 04 3810 Chili Ave. Owner: Fossili
   146.905 0 04 3711 Chili Ave. Owner: Glattha
   146.905 0 04 3702 Chili Ave. Owner: Phillips
   146.905 0 04 3701 Chili Ave. Owner: Davis
   146.905 0 04 3700 Chili Ave. Owner: Davis

2. PROPOSED GB (GENERAL BUSINESS DISTRICT)

   Five lots bordered by Cornell tracks, Chili-Scotstville Road and existing GB zone lots
   which front on Chili Avenue. These lots are designated by the following tax account numbers:

   146.905 0 02 3214 Chili Ave. Owner: Longcote
   146.905 0 02 3213 Chili Ave. Owner: Longcote
   146.905 0 02 3210 3215 Chili Ave. Owner: Town Hall
   146.905 0 02 3211 Chili Ave. Owner: Fire House
   146.905 0 02 3212 3213 Paul Road Owner: Wagoner

3. PROPOSED RB (RESTRICTED BUSINESS DISTRICT)

   Three lots which are located west of Chili Avenue and are bordered by Cornell tracks, Paul
   Road and Archer Road. These lots are designated by the following tax account numbers:

   146.905 0 01 100 Beaver Rd. Owner: Case Hoyt
   146.905 0 01 02 771 Paul Road Owner: Petersen
   146.905 0 02 741 Paul Road Owner: Petersen

4. Five lots which are bordered by Chili Avenue, Beaver Road (Rt. 263) and Chili-Scotstville
   Road (Rt. 304), designated by the following tax account numbers:

   146.905 0 05 3420 Chili Avenue Owner: Keaton
   146.905 0 05 3809 Chili Avenue Owner: Keaton
   146.905 0 05 3808 Chili Avenue Owner: Keaton
   146.905 0 05 3809 Chili Avenue Owner: Keaton
   146.905 0 05 3810 Chili Avenue Owner: Keaton
   146.905 0 05 3811 Chili Avenue Owner: Keaton
   146.905 0 05 3812 Chili Avenue Owner: Keaton
   146.905 0 05 3813 Chili Avenue Owner: Keaton
   146.905 0 05 3814 Chili Avenue Owner: Keaton

BE IT FURTHER RESOLVED, that said amendment be entered in the minutes of the Town
Board of the Town of Chili, held on the 10th day of April, 1989, and a certified copy be published
in the latter Chili News and the Suburban News for one (1) week and that affidavit and
published with the Town Clerk, and said amendment shall take effect ten (10) days after the
filing of said affidavit.

Adopted with 7 Aye votes and 1 No vote.

Clerk G. Conner, Town Clerk
Chili, N.Y.

Dated: April 20, 1989
These lots are designated by the following tax account numbers:

<table>
<thead>
<tr>
<th>Tax Account Numbers</th>
<th>Property Address</th>
<th>Owner</th>
</tr>
</thead>
<tbody>
<tr>
<td>146.130-01-017</td>
<td>3249 Chili Avenue</td>
<td>Longbine</td>
</tr>
<tr>
<td>146.130-01-019</td>
<td>3253 Chili Avenue</td>
<td>Longbine</td>
</tr>
<tr>
<td>146.130-01-016</td>
<td>3235 Chili Avenue</td>
<td>Town Hall</td>
</tr>
<tr>
<td>146.090-02-019</td>
<td>3231 Chili Avenue</td>
<td>Fire House</td>
</tr>
<tr>
<td>146.100-01-069</td>
<td>795 Paul Road</td>
<td>Wegmans</td>
</tr>
</tbody>
</table>

3. PROPOSED RB (RESTRICTED BUSINESS DISTRICT)

Three lots which are located east of Chili Avenue and are bordered by Conrail tracks, Paul Road. These lots are designated by the following tax account numbers:

<table>
<thead>
<tr>
<th>Tax Account Numbers</th>
<th>Property Address</th>
<th>Owner</th>
</tr>
</thead>
<tbody>
<tr>
<td>146.030-02-008.100</td>
<td>100 Beaver Road</td>
<td>Case Hoyt</td>
</tr>
<tr>
<td>146.100-01-068</td>
<td>777 Paul Road</td>
<td>Perna</td>
</tr>
<tr>
<td>146.100-01-067</td>
<td>741 Paul Road</td>
<td>Butterazzi</td>
</tr>
</tbody>
</table>

4. Five lots which are bordered by Chili Avenue, Beaver Road (Rt. 252) and Chili-Scottsville Road (Rt. 386), designated by the following tax account numbers:

<table>
<thead>
<tr>
<th>Tax Account Numbers</th>
<th>Property Address</th>
<th>Owner</th>
</tr>
</thead>
<tbody>
<tr>
<td>145.050-01-016.100</td>
<td>3429 Chili Avenue</td>
<td>Easton</td>
</tr>
<tr>
<td>145.040-01-016.210</td>
<td>3389 Chili Avenue</td>
<td>Easton</td>
</tr>
<tr>
<td>145.040-01-017</td>
<td>3379 Chili Avenue</td>
<td>Easton</td>
</tr>
<tr>
<td>145.040-01-018</td>
<td>3373 Chili Avenue</td>
<td>Volk</td>
</tr>
<tr>
<td>145.040-01-019</td>
<td>19 Chili-Scottsville</td>
<td>Volk</td>
</tr>
</tbody>
</table>

BE IT FURTHER RESOLVED, that said amendment be entered in the minutes of the Town Board of the Town of Chili, held on the 19th day of April, 1989, and a certified copy be published in the Gates Chili News and the Suburban News for one (1) week and that affidavit and published be filed with the Town Clerk, said amendment shall take effect ten (10) days after the filing of said affidavit.

Seconded by Councilman Powers with 4 yes and 1 no (Councilman Merante)

Corres. No. 1 Letter dated April 17, 1989, from J. donald Fae, Chairman Chili Planning Board. RE: Monroe County Planning Council Dinner

#195 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Chili Planning Board be authorized to attend the Monroe County Planning Council Dinner on May 4, 1989, to be held at the Burgandy Basin Inn, at the cost of $10.00 per person.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 2 Letter dated April 17, 1989, from Cherie M. Bevona, Chairman Chili Conservation Board. RE: Monroe County Planning Council Dinner

#196 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the Conservation Board Members be authorized to attend the Monroe County Planning Council Dinner on May 4, 1989 at the Burgandy Basin Inn, at the cost of $10.00 per person.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 3 Letter dated April 8, 1989, from Cherie M. Bevona, Chairman Chili Conservation Board. RE: Acid Rain Research Program

#197 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Conservation Board be authorized to attend the Acid Rain Research Program sponsored by the Center for Environmental Information, Inc., the cost for this program is $10.00 per person.

Seconded by Councilman Merante and unanimously approved.
Corres. No. 4 Letter dated April 14, 1989, from Stephen A. Chudyk, Superintendent of Highways. RE: Posting of Three (3) Ton Weight Limit Signs on the Section of Weidner Road East of Scottsville Road.

#198 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to post a three (3) ton weight limit sign on the section of Weidner Road east of Scottsville Road from the meat packing firm to the end of Weidner Extension.

Seconded by Councilman Powers and unanimously approved.


#199 RESOLUTION OFFERED BY Councilwoman Callahan

BE IT RESOLVED that Timothy G. Sands, 4296 Union Street, North Chili be appointed as Chili Court Attendant at the rate of $32.00 per court night worked.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 6 Letter dated April 5, 1989, from Stephen A. Chudyk, Superintendent of Highways. RE: Participating in the Surplus Equipment Auction to be held at 131 Kent Street, Palmyra.

#200 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town of Chili Highway Department be given permission to participate in the surplus equipment auction to be held at 131 Kent Street, Palmyra (Town Barns) on May 20, 1989;

BE IT FURTHER RESOLVED that two (2) heavy duty dump trucks which are beyond economical repair: a 1970 Brockway with fifth wheel (no dump box) and a 1973 Brockway with an old metal sander, and two (2) 1966 vintage water pumps be included in this auction.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 7 Letter from Stephen A. Chudyk, Superintendent of Highways. RE: Authorized to Purchase a Small Dump Truck from the New York State Contract.

#201 RESOLUTION OFFERED BY BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to purchase by New York State Contract a small dump truck, GMC Model TC6D042, the cost of this truck with the necessary accessories is $16,162.00.

Seconded by Supervisor Hannah and unanimously approved.

#202 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to sign the Amendment to the Three Year Lump Sum agreement for the Provision of Snow and Ice Control Services to Highways on the Monroe County Highway System.

Seconded by Councilman Criddle and unanimously approved.

#203 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of June 7, 1989, at 8:00 P.M. be set for the considering rezoning of land known as Blueberry Hill at property located at 117 Old Chili Scottsville Road from GB (General Business) to MR (Multiple Residence).
Resolution #203 continued -

AND BE IT FURTHER RESOLVED that the applicant, Faber Homes, will be responsible for the cost of Legal Notices and Filings concerning this rezoning;

AND BE IT FURTHER RESOLVED that the Impact Statement be filed with necessary agencies with a thirty (30) day written notification to the Chili Town Board if deemed necessary.

Seconded by Councilwoman Callahan and unanimously approved.

#204 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Chili Town Board authorize the extension to Black Creek - Chili Center Drainage District to serve the Perna Office Building located at 843 - 849 Paul Road.

Seconded by Councilman Powers and unanimously approved.

#205 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Chili Town Board authorize the extension to Little Black Creek East Drainage District to serve the Maplegrove Subdivision.

Seconded by Councilman Powers and unanimously approved.

#206 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Chili Town Board accept the bid of $13,195.00, from R & H Pharmaceutical Center Limited D.B.A., Northside Surgical Supply, for the purchase of the Chili Community Center Wheelchair Lift, with a one (1) year guarantee of the wheelchair lift and its installation.

Seconded by Councilwoman Callahan and unanimously approved.

#207 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Robert Manely, 45 Saddleback Trail, and Al Gradner, 31 Haymarket Drive be appointed to the Chili Traffic and Safety Committee to the vacant positions.

Seconded by Supervisor Hannah and unanimously approved.

#208 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of May 17, 1989, at 8:00 P.M., be set for the purpose of rezoning a parcel of land owned by Roberts Wesleyan College, fronting on Parkway Drive and being part of College Greene be rezoned back to R-1-15;

BE IT FURTHER RESOLVED that the applicant, College Greene, will be responsible for the cost of Legal Notices and Filings concerning this rezoning.

Seconded by Supervisor Hannah and unanimously approved.

#209 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connell, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Fund/Voucher Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>575-664</td>
</tr>
<tr>
<td>Highway Fund Vouchers</td>
<td>306-357</td>
</tr>
<tr>
<td>Recreation Building Reserve Fund</td>
<td>1-2</td>
</tr>
<tr>
<td>Chill Water Dist. - Ext. Special</td>
<td>6</td>
</tr>
<tr>
<td>Combined Drainage</td>
<td>0-17</td>
</tr>
</tbody>
</table>

Seconded by Councilman Merante and unanimously approved.
A Public Hearing was held by the Town board of the Town of Chili on April 19, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Extension to Little Black Creek South Drainage District to serve the Morgan Road Subdivision.

Attendance as previously noted in the Town Board minutes of 4/19/89.

David Gutmann, attorney representing the developer, and Lee Sinsebox, the project engineer were present to represent the application. Mr. Sinsebox indicated the subdivision application went through the necessary approval process and started with the Planning Board. He indicated they reviewed the application, and it was submitted to all the agencies: Health Department, consulting engineer, etc. Mr. Sinsebox stated the plans have all been reviewed and approved by them. He stated they are asking for an extension to the drainage district so more properties (indicated on the map) would be in the drainage district. He stated the lots are all five acres in size or larger. Mr. Sinsebox stated they are not proposing any public improvements. He stated there is very minor grading around the houses.

Mr. Sinsebox stated the design is to keep the site and its natural features the way it looks now and to allow drainage to drain the way it drains now. He indicated the drainage splits the property almost in three sections. He indicated very little drainage comes to the site from offsite. Mr. Sinsebox indicated the drainage works its way through the Morgan Road culvert to Black Creek Park. He stated the additional district that is formed there would be no additional maintenance cost for the Town. Mr. Sinsebox indicated on the map where their consulting engineer suggests they provide a drainage easement. Mr. Sinsebox stated they have submitted the necessary drainage review checklist and an Environmental Impact Statement.

Councilman Criddle asked what the total acreage is, and Mr. Sinsebox indicated it is over 50 acres. He added there was an existing home that Mr. Iacovangelo owned and sold, which was five acres. He indicated he believed the balance was 47 or 47½ acres. Mr. Sinsebox stated the original proposal was for ten lots, but because of poor perc rates, each had to be five acres or larger to meet the Health requirements. Councilman Criddle asked if the two larger lots would be included, and Mr. Sinsebox indicated they would not be in the district.

Supervisor Hannah asked if anyone in the audience had any questions on this.

Jerry Brixner - 14 Hartom Road
He asked if the road to the west would have a new road cut in there to surpass the homes, and Mr. Sinsebox indicated the cuts would only be for driveways, and he added there are six driveways that exist on that road. Mr. Brixner asked if that would be a dedicated or private road, and Mr. Sinsebox stated that is an existing road, presently a County road. The road in question was identified as Chili-Riga Road. Mr. Brixner asked if there is a change in zoning, and Supervisor Hannah indicated there is no change.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on April 19, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Opening Bids of the Extension of Water Main for Black Creek.

Attendance as previously noted in the Town Board meeting minutes of 4/19/89.

Carol O'Connor read the following available bids:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Base Bid</th>
<th>Alternate Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northrup Contracting, Inc.</td>
<td>$189,970.00</td>
<td>$177,195.00</td>
</tr>
<tr>
<td>R. P. Meyers</td>
<td>222,681.00</td>
<td>5,805.00</td>
</tr>
<tr>
<td>Xerxes</td>
<td>204,960.00</td>
<td>5,070.00</td>
</tr>
<tr>
<td>Simmons</td>
<td>285,632.00</td>
<td>9,753.75</td>
</tr>
<tr>
<td>Springer Construction</td>
<td>295,600.00</td>
<td>298,490.00</td>
</tr>
<tr>
<td>Pilon Construction Company</td>
<td>297,600.00</td>
<td>10,775.00</td>
</tr>
<tr>
<td>B. Beardsley Management</td>
<td>264,680.00</td>
<td>5,032.50</td>
</tr>
<tr>
<td>Randaco</td>
<td>239,900.00</td>
<td>7,225.00</td>
</tr>
<tr>
<td>Villager Construction</td>
<td>237,336.00</td>
<td>5,387.50</td>
</tr>
<tr>
<td>Aitony</td>
<td>295,782.00</td>
<td>9,062.52</td>
</tr>
</tbody>
</table>
Mr. Heilman indicated he spoke with Marcia Havens, who had been and continues to be working on this, and he added he told her the Town engineer would have to look these over before a report could be submitted. Mr. Lu stated he would have to check the bids out and then would make a report.

Jerry Brixner - 14 Hartom Road
He wanted information as to the time frame of approval for the Board and how funding is going to take place now since they have heard the bids. Mr. Lu indicated he would get back to the Board before the next meeting, and Supervisor Hannah indicated they would have two weeks. Mr. Lu indicated he needed the time to make sure all the bid figures were correct and did not leave anything out. Mr. Brixner asked if the initial funding will be bonded. Ms. Chapman indicated they have arranged for the temporary financing of the maximum amount that could possibly need for the project. She indicated that money will be used as needed for the capital project. Ms. Chapman added, in the mean time, that money has been invested and is already earning interest. She added when the project is finished and they know how much it will cost, they will then arrange the bond financing in that amount. She stated the one-year temporary financing money will be paid off by next December, but in the mean time, it is paying for capital costs of the project.

Mr. Brixner asked if this first portion is being paid by Town tax money, and Ms. Chapman indicated it is not, and Supervisor Hannah indicated it is temporary bonding. Mr. Brixner asked what subject area would be required to pay when the bonding is done, and Ms. Chapman indicated it would be the whole Chili Water District, and she added 80-95 percent of the Town is in the Chili Water District.

William Wilcox - Stuart Road
He asked how much of the $400,000 is from the Water Authority, and Ms. Chapman indicated nothing yet. Supervisor Hannah stated they are getting $100,000 from Economic Development. Mr. Wilcox asked where the funds would come from if this project went over the $400,000, and Supervisor Hannah indicated it would not. Mr. Lu commented that $400,000 includes all costs for the projects.

Mr. Brixner asked if the money that was borrowed is in the name of the Town or the Water District, and Ms. Chapman indicated it is in the name of the Water District. She indicated there is a separate account, H-1, which is the Chili Water District Capital Extension Project, and she added any interest on that money is returned to that fund and not general revenues. Mr. Brixner asked what they were borrowing at, and Ms. Chapman indicated she thought it was 9% percent, and she added the interest earned covers the cost to borrow and more.

PUBLIC COMMENTS AT THE END OF THE MEETING

Councilman Merante asked for an update on the Town hall expansion. Supervisor Hannah indicated they are negotiating a price of a piece of land. He added he also has been talking with the owner of the property on the corner, and she indicated she is not interested until she found out what the vote is for the Chili Corridor Study.

Councilman Criddle stated he received a letter from Nancy Preston of the Library Board regarding whether or not every one of the town employees had to participate in the direct deposit program. Supervisor Hannah indicated the participation had to be 100 percent, as spelled out in the union contract.

Councilman Criddle questioned why a letter from Don Faso of April 14 was not on the agenda. He indicated the letter was in regard to touring the Wegmans' facility before their next meeting. It was found there was a typo on the letter and that the date should have been indicated as May 24. Supervisor Hannah stated he did not feel it would be a good idea to have the Zoning Board tour the building the night before they vote on the Wegman application because it would not look good. Councilman Criddle asked how things are selected to appear on the agenda, and Supervisor Hannah indicated there was a recent mistake with regard to a date of a letter that did not allow time to be placed on the agenda, but he added if there was not the mistake, it would have been on the agenda.

Councilman Criddle asked to have an update on the newspaper tubes for the audience's benefit. Supervisor Hannah indicated there would be grey tubes with no writing on them. He added everyone's mailboxes do not have to be there wither and added the
posts and boxes are actually the homeowner's property. He concluded because of that, if the Town of Chili were to knock the mailboxes down, it would not have to put them back up even though they do.

Councilman Marante asked Mr. Chudyk if he had the figures on what it would cover to fill the ditch by the Town Hall, and Mr. Chudyk indicated he did not have the figures yet. Councilman Criddle asked if there are plans for aligning the exit or entrance to the Town Hall with the plaza across the street. Supervisor Hannah indicated there are no plans yet, and he commented Iacovangelo have not contacted the State yet on what their plans are.

Steve Hendershott -
He asked what the vouchers for the Recreation Building Reserve Fund are for, and Supervisor Hannah asked if they could get back to him on that.

Ronald Easton - 3379 Chili Avenue
He asked who offered and seconded the Chili Avenue corridor Study, and Supervisor Hannah indicated he himself offered it and Councilman Powers seconded it.

Ray Arbor - 46 Redbud Road
He asked for an explanation of the first resolution, and Councilman Powers explained it.

Jerry Brixner - 14 Hartom Road
He stated he thought it was a breach of open government to have the Planning Board make a tour of the Wegmans' facility without having it advertised properly. He stated he is also concerned that the Town Attorney is not present, because he wanted to address the issue he, the Town Attorney, does not announce the various voting percentages requirements for certain items to pass. He referred to two examples and added if the Town Attorney neglects to do this, the Supervisor should correct him so the Board and the public know what percentage vote is required.

Councilman Powers responded that each Board member is an independent agent when casting their vote and does not need the Town Attorney to admonish them as to what the voting percentage requirements are. Mr. Brixner commented he felt this was wrong.

Mr. Brixner also asked if there is something stated when the redistrict and rezoning proposal went through, there would be a ten-day effective date. He asked what that would mean. Supervisor Hannah stated the Board becomes legal and has to stand that long, and Councilman Criddle commented it has to do with filing.

Mr. Brixner commented the Town seems to be very secretive about what the Town will pay the architect in the Town Hall expansion. He commented he did not ever see a bidding procedure to select the architect. Supervisor Hannah stated he thought the proposed rate is about $60 an hour. Supervisor Hannah indicated the Board choose the architect on the recommendation the committee gave them. Mr. Lu commented one does not bid for an architect or an engineer based on the lowest possible price but on what the quality of their work is.
A meeting of the Chili Town Board was held on May 3, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilman Criddle, Councilwoman Callahan, Councilman Powers and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Chudyk, Highway Superintendent; Mr. Guerin, Town Engineer.

Fire door exits were identified for Board members and audience.

The Town Board meeting was adjourned at 7:51 p.m. for a Public Hearing on Opening Bids for Hydraulically Articulated Boom-Arm Rotary Mower. The Public Hearing was closed at 7:55 p.m., and the Town Board meeting was reopened.


Supervisor Hannah stated there was an announcement to be made and turned the attention over to Councilman Criddle. Councilman Criddle announced Nancy Preston, former president of the Chili Library Board of Trustees, had passed away. He commented on her fine personality and dedication to the Town. He asked for a moment of silence in her honor. Councilman Criddle proposed the following resolution:

#210 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

WHEREAS she was a longtime resident of the Town of Chili and had been involved in a wide range of community activities, and

WHEREAS, she served on the Chili Library Board of Trustees since 1985 where her love of library, enthusiasm and expertise contributed immeasurably to the quality of our library, and

WHEREAS, she was also a member of and secretary to the Monroe County Library Trustee Council and there so effectively represented our local library, and

WHEREAS, she was past secretary to and was presently serving as president of the Chili Library Board of Trustees, having been elected to that position by her colleagues in January, now therefore,

BE IT RESOLVED that the Town Board of the Town of Chili does hereby express its gratitude for the service and dedication to the Chili Public Library by the late Nancy J. Preston and does extend to the members of her family its deepest sympathy on the occasion of her passing.

Seconded by Supervisor Hannah and unanimously approved.

Bernice Wilcox - Stuart Road
She complimented the Board on the nice low bid for the water district. She asked if the Riverview Townhomes on tonight's agenda will be subdivided in any way. Supervisor Hannah indicated they are not and asked Mrs. Wilcox if she would mind waiting until they were at that part of the agenda to discuss that.

Jerry Brixner - 14 Hartom Road
He commented Mrs. Preston was a great lady. Mr. Brixner mentioned at the last meeting, he spoke of a concern about the Town Attorney not stating to the Board the various voting requirements, such as a 3/4 vote required, before such votes are taken. He further added he had a concern about the remission of protest petitions being presented to the Board prior to the vote on certain issues. He commented both Mr. Heilman and Supervisor Hannah knew what he was talking about, and in the interest of time, he would hold off such further discussion.

Steve Hendershott - 3597 Chili Avenue
He asked the Board if there was any insight on what the billing under the voucher resolution last meeting was under the heading of the Parks and Recreation Fund. Mrs. Chapman indicated it will be coming out of the Building Reserve but as a loan pending recovery from the State. Supervisor Hannah indicated this is just a placement and where to put it until they ask for the money, and they will pay it back.
Don Ramsey - 27 Red Bud Road

He commented on the crowding of the Town Hall and steps in the past that were made to find a better location or improve the amount of space for meetings, offices, etc. He commented they had the space crisis 15 years ago when they started looking into this, and he questioned what was being done to correct this problem. Supervisor Hannah indicated last February they appointed a committee of ten citizens to look into what they had to do as far as the Town Hall expansion. He further indicated when they made their recommendations, they met with the three or four times. Supervisor Hannah stated they recommended purchasing land and moving the Highway Department. He indicated the second move would be the library into the Highway Department building after it is renovated, and he added the Town Hall would expand into the library's old space. Supervisor Hannah indicated Mr. Hollman and himself have been addressing this issue very rigorously in the last three weeks. He added they have a purchase offer already prepared. He further added they are having the land looked at and appraised and will bring the information back to the Board within the next two weeks or month. Don Ramsey questioned whether the Highway Garage move would be accomplished without a bond issue. Supervisor Hannah indicated they can purchase the land without bond issue but would need a bond issue to move the Highway Garage.

Jerry Brixner asked if these discussions with the advisory committee are publicized and open for individuals to see, and Supervisor Hannah stated they held the meetings right at the Town Hall, and he added Randy Allen was the chairman of that committee. Supervisor Hannah also stated they were advertised in the newspaper.

#211 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the minutes of the April 5, 1989 Town Board meeting be accepted as corrected.

Seconded by Supervisor Hannah and unanimously approved.

#212 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the minutes of the April 19, 1989 Town Board meeting be accepted.

Seconded by Supervisor Hannah and unanimously approved.

#213 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the minutes of the April 19, 1989 Town Board meeting be corrected in description to include the additional two (2) tax account numbers:

158.010-01-005  3796 Chili Avenue Owner: Merante
158.010-01-004  3800 chili Avenue Owner: Sanfilippo

so as to conform with the published Legal Notices in the Gates Chili News, and the Suburban News.

Seconded by Councilman Powers. Passed by a vote of 4 aye with an abstention by Councilman Merante.


#214 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Steve Chudyk, Superintendent of Highways be authorized to attend the Annual 3-Day Highway Seminar to be held in Ithaca, New York, June 5, 6, and 7, 1989, with expenses to be paid by voucher as incurred.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 2 Letter from Stephen A. Chudyk, Superintendent of Highways. RE: Set a date for a Public Hearing for the purpose of opening bids for the purchase of a replacement dump truck for 1973 Brockway Unit.
BE IT RESOLVED that the Chili Town Board be authorized to attend the 12th Annual Law Enforcement Appreciation Luncheon May 19, 1989, 12:00 P.M., cost of luncheon 412.00, expenses incurred to be paid by voucher.

Seconded by Councilwoman Callahan and unanimously approved.


BE IT RESOLVED that a date of May 17, 1989, at 7:45 P.M., be set for the purpose of a Lighting District to serve Mayflower Village.

Seconded by Councilman Merante and unanimously approved.


BE IT RESOLVED that Michael Churchill, a Highway employee, be upgraded from Laborer to MEO III at the payrate of $8.24 per hour.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 6 Letter dated May 1, 1989, from Ronald Fodge, Recreation Director. RE: Hiring of Summer Employees.

BE IT RESOLVED that the following be hired as Seasonal Help in the Parks and Recreation Department:

Laborers in the Parks Department:
1. Jim Clar 20 Sunset
2. Rich Fischer 18 Mill Run Drive
3. Dave Clar 20 Sunset

Park Security:
1. William Newman 2301 Westside Drive

Scoreboard Operator:
1. Dwight Spikes 241 Privet Way

Seconded by Councilman Merante and unanimously approved.

Corres. No. 7 Letter dated May 2, 1989, from Carol O'Connor, Town Clerk. RE: Requesting additional $2,000.00 for Postage Machine.
#220 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that a check be issued to R.M.R.S. in the amount of $2,000.00 for additional postage in the Town Clerk's Office.

Seconded by Councilman Merante and unanimously approved.


#221 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town Board authorize Chili Soccer to install a code-a-phone in the office area of the Chili Recreation Department. Chili Soccer will be responsible for maintenance and expenses of the code-a-phone.

Seconded by Councilman Merante and unanimously approved.

#222 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a agreement is made this 3rd day of May, 1989 by and between the Town of Chili, a New York municipal corporation having its principal office at the Town of Chili, 3235 Chili Avenue, Rochester, New York, (the "Town") and College Greene Residences, Inc., a New York corporation having its principal office at Roberts Wesleyan College, 2301 Westside Drive, (the "Owner").

WHEREAS, the Owner holds a lease-hold interest in the land upon which the College Greene Subdivision is located; and

WHEREAS, the Owner wishes to cause sidewalks to be constructed on the public highway right-of-way within College Greene which is owned by the Town; and

WHEREAS, the Town if willing to allow sidewalks to be constructed on its right-of-way in the College Greene Subdivision provided that it be held harmless by the Owner from any liability that may be imposed on the Town as the result of inadequate maintenance of the sidewalks; and also that any future maintenance for repairs, upkeep and snow removal shall be the responsibility of the Owner or their assigns and or successors;

NOW, THEREFORE, Owner hereby agrees to hold the Town harmless from any and all losses resulting from claims that the sidewalks in the College Greene Subdivision were inadequately constructed or maintained (provided that the Owner shall not be obligated to remove, or be liable for the failure to remove, ice and snow from the sidewalks. The sidewalks to be placed within the College Greene Subdivision and in the Town right-of-way are to be of concrete and be a width of five feet throughout the complex or wherever sidewalks are in the right-of-way.

Seconded by Councilwoman Callahan and unanimously approved.

#223 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

WHEREAS, the Town Board of the Town of Chili by Public Notice, duly published according to law has incited sealed proposals for the furnishing of material and labor necessary to construct an improvement in the Chili Water District and in the South of Black Creek Extension No. 1 of the Chili Water District; and

WHEREAS, all such proposals received were considered publicly at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York, on April 19th, 1989 at 8:30 P.M.; and

WHEREAS, said Town Board has determined upon recommendation of the Town Engineer that Northrup Contracting, Inc., is the lowest responsible formal bidder whose bid and bond were filed in conformity with Section 197 of Town Law, and said Public Notice for construction of said Water District Improvement in accordance with the plans and specifications therefore;
Gates-NEWS-Chili
1635 BROOKS AVENUE, SUITE 2, WEST BLDG. • ROCHESTER, NEW YORK 14624

Date 5-10-89

THIS IS TO CERTIFY THAT THE ATTACHED LEGAL NOTICE(S) WERE PUBLISHED IN THE
GATES-CHILI NEWS

Issue Dated 5-10-89

Geraldine C. Snyder
Notary

Patricia M. Smith
Publisher
<table>
<thead>
<tr>
<th>LEGAL NOTICE</th>
<th>TOWN OF CHILI</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A Public Hearing was set</strong></td>
<td><strong>PROPOSED CODE CHANGES</strong></td>
</tr>
<tr>
<td>at a regular Town Board Meeting held on May 3, 1989 setting a date of May 17, 1989 at 8:30 p.m. to consider Local Law #2 of the Year 1989. A Law to amend the Code of the Town of Chili.**</td>
<td><strong>1) Chili Code 34-8 A-8 DELETE the word commercial, and change the word place to area.</strong></td>
</tr>
<tr>
<td><strong>PROPOSED CODE CHANGES</strong></td>
<td><strong>2) Chili Code 34-8 A-30 ADD Burning Permit.</strong></td>
</tr>
<tr>
<td>Whenever open burning is authorized by the Monroe County Sanitary Code, Article V, Section 7.</td>
<td><strong>3) Fire Suppression Systems for Cooking Operations.</strong></td>
</tr>
<tr>
<td>3) Fire Suppression Systems for Cooking Operations.</td>
<td><strong>a) General: The provisions of this section shall govern the installation, repair, operation, and maintenance of fire suppression systems for range hoods and food preparation centers in all buildings and structures.</strong></td>
</tr>
<tr>
<td><strong>a) General: The provisions of this section shall govern the installation, repair, operation, and maintenance of fire suppression systems for range hoods and food preparation centers in all buildings and structures.</strong></td>
<td><strong>b) Where required: An approved automatic fire suppression system shall be required and installed in all hoods and connecting hood and duct systems when used in conjunction with fry and cooking operations in food preparation centers within any occupancy except individual dwelling units.</strong></td>
</tr>
<tr>
<td><strong>b) Where required: An approved automatic fire suppression system shall be required and installed in all hoods and connecting hood and duct systems when used in conjunction with fry and cooking operations in food preparation centers within any occupancy except individual dwelling units.</strong></td>
<td><strong>Such fire suppression systems shall provide surface protection for all cooking appliances and equipment that may be a source of ignition in or under the hood.</strong></td>
</tr>
<tr>
<td><strong>c) Existing cooking operations: All existing food cooking operations in all occupancies, except individual dwelling units, which are not protected by an automatic fire suppression system and constituting a fire hazard shall be provided with an approved system if required by the Fire Marshal.</strong></td>
<td><strong>b) Existing Tanks:</strong></td>
</tr>
<tr>
<td><strong>b) Existing Tanks:</strong></td>
<td><strong>Existing above ground tank installations previously approved by the Fire Marshal may be continued provided the installation does not constitute a hazard.</strong></td>
</tr>
<tr>
<td><strong>b) Existing Tanks:</strong></td>
<td><strong>The Fire Marshal shall periodically inspect the installation for safety, and if he determines the installation or operation is no longer conducted or maintained in a safe manner, he shall have authority to require unsafe tanks to be removed from service.</strong></td>
</tr>
<tr>
<td><strong>Existing above ground tank installations previously approved by the Fire Marshal may be continued provided the installation does not constitute a hazard.</strong></td>
<td><strong>c) Fuel oil for heating purposes: Fuel oil tanks for supplying oil-burning heating equipment may be located above ground provided the capacity of such tanks does not exceed six hundred and sixty (660) gallons for each building served and the location is approved by the Fire Marshal.</strong></td>
</tr>
<tr>
<td><strong>The Fire Marshal shall periodically inspect the installation for safety, and if he determines the installation or operation is no longer conducted or maintained in a safe manner, he shall have authority to require unsafe tanks to be removed from service.</strong></td>
<td><strong>This meeting is open to the Public who may speak in favor of or against this proposed Local Law #2.</strong></td>
</tr>
</tbody>
</table>

Carol O’Connor,
Town Clerk
Chili, N.Y.
NOW, THEREFORE, BE IT RESOLVED that the base bid of $189,970.00 and bid for Alternate No. 1 in the amount of $7,225.00, are hereby accepted for a total proposal of $197,195.00;

BE IT FURTHER RESOLVED, that this Town Board enter into a contract with Northrup Contracting, Inc., for their construction of the above described Water District Improvement for the price specified in the proposal of Northrup Contracting, Inc., and in accordance with the plans and specifications for said Improvement. The contract documents shall be in the form previously filed with the Chili Town Clerk.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

WHEREAS, the Chili Town Board has determined that the site of "Riverview Townhomes Subdivision" having an area of approximately 33 acres, Tax Account No. 160.030-01-009.200, and located at 2001 Scottsville Road, is underdeveloped, and is located in an area with evidence of past unwillingness of the private sector to invest in home construction, and is unlikely to be developed; and

WHEREAS, there are families with incomes less than the metropolitan median, having insufficient savings and income to qualify for a mortgage to enable them to purchase a new home through the ordinary operations of the private sector; and

WHEREAS, the Town Board has determined that "Riverview Townhomes Subdivision" meets the criteria for eligibility for mortgage under Section 1113(1) of the Private Housing Finance Law of the State of New York,

THEREFORE, BE IT RESOLVED that Mark IV Construction Company, Inc. with offices at 301 Exchange Blvd., Rochester, New York 14608, is designated as Agent for the Town of Chili for purpose of making application to the State of New York for mortgages for up to 158 individual buyers at Riverview Townhomes subdivision, 2001 Scottsville Road, pursuant to Section 1113(1) of the Private Finance Housing Law, and the Supervisor of the Town of Chili is hereby designated as the official to authorize the Agent's application(s).

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of May 17, 1989, at 8:30 P.M., for the purpose of changing the New York State Uniform Fire Prevention and Building Code.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Description</th>
<th>Voucher Range</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>665 - 749</td>
<td>$29,409.46</td>
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<tr>
<td>Highway Fund Vouchers</td>
<td>358 - 402</td>
<td>7,932.40</td>
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<tr>
<td>Special Water Ext.</td>
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<td>31.75</td>
</tr>
<tr>
<td>Combined Drainage/Bright Oaks</td>
<td>18</td>
<td>158.24</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$37,531.85</td>
</tr>
</tbody>
</table>

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Lawrence H. Smith, 239 Pearson Lane, be hired as the Building Inspector at an annual salary of $28,000.00, Mr. Smith will begin employment on May 15, 1989.

Seconded by Councilman Merante and unanimously approved.
#228 RESOLUTION OFFERED BY COUNCILMAN MERNATE

BE IT RESOLVED that Carol Grimes be appointed to serve on the Traffic and Safety Committee.

Seconded by Councilman Criddle and unanimously approved.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on May 3, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Opening Bids for Hydraulically Articulated Boom-Arm Rotary Mowers.

Attendance as previously noted in the Town Board meeting minutes of 5/3/89.

Carol O'Connor opened the following sealed bids and read them for the Board:

Jennings Ford Tractor
7215 Payimrya Road, Fairport, NY

Base Bid $14,500
Less Trade 3,000
Net Bid/W/Trade 11,500
Net Bid/w/o Trade 14,500

Nuttall Equipment Co., Inc.
190 Jefferson Road, Rochester, NY

Base Bid $16,250
Less Trade 3,560
Net Bid/W/Trade 12,690
Net Bid/w/o Trade 13,890

S.V. Moffett
Thruway Park Drive, West Henrietta, NY

Base Bid $12,637
Less Trade 1,000
Net Bid/W/Trade 11,637
Net Bid/w/o Trade 12,637

Carol O'Connor indicated there were bid checks enclosed for each of the bids.

Councilman Powers questioned what would happen if one bid would be the lowest with the trade, and the other bid would be the lowest without a trade. Mr. Chudyk indicated he would evaluate the trade in price to see if it is realistic or not. If not, he would take the one without a trade-in. Councilman Powers concluded the last one without trade would be the lowest, Moffett, and with trade, the first one would be the lowest. Councilman Powers asked if there was a use for those things if there was no trade in, and Mr. Chudyk indicated if they did not trade in, they would be able to use the tractor for something else, but the mower is pretty well gone. Supervisor Hannah indicated the Town seems to have luck lately in receiving low bids.
TOWN BOARD

PUBLIC COMMENTS AT THE END OF THE MEETING

5/3/69

Supervisor Hannah asked Councilman Merante to give an update on the scheduled Agropoli events. Councilman Merante indicated half of the committee was present in the audience. He stated the delegates will be coming in on May 16, Tuesday night, at 5:45 at Rochester International Airport. He indicated they would be having a reception there first and then would be moving to the Fountain Lights Restaurant on Pixley Road. He indicated they would have punches and cookies and then will eat upstairs.

Councilman Merante indicated the next day is still open, either a trip to the County Legislature or City Hall. That evening will be the Town Board meeting with official ceremony and exchange of plaques. He indicated there would be cookies and punches at the Town Board meeting.

Councilman Merante indicated Thursday's schedule is still open to go to either Albany to see Governor Cuomo or to stay in Rochester.

Friday, Councilman Merante, indicated they will be doing something in Rochester, maybe Nazareth and/or General Motors.

Councilman Merante indicated Saturday will be the big day. The men have been invited to an Italian Mens' Club at night, and the women's plans are yet to be determined. Saturday morning they will have a parade starting at the parking lot at 11 o'clock and ending at Chili Paul Plaza and then onto Davis Park where there will be all sorts of sports to be played; soccer, baseball and maybe football. At 7:15 p.m. there will be a buffet dinner at Logan's Party House. Councilman Merante indicated there are plenty of tickets left to be sold, and he stated they could be bought at the Town Hall, Chili Paul Plaza Barber Shop and Ponti's Barber Shop. He stated there would be dignitaries and presentations. Councilman Merante also mentioned everyone is invited to stop by city limits with no charge to get in.

Councilman Merante indicated on Sunday, they will go to mass at 10:30 and then on to Niagara Falls at 12 o'clock. Councilman Merante indicated they have been trying to contact the Mayor of Niagara Falls to see if they will be giving them a short reception while they're at their Town Hall. He indicated they will all be staying the night to see the lights and then come back.

Councilman Merante indicated they would be leaving on Monday morning. Councilman Merante complimented the community and the committee for all their hard work and contributions. He identified some people of the committee; Carol Grimes, Marlene Kretser, Jerry Brixner, Tracy Logel, Pernice Wilcox, Vincent Indovina and Janis Last. He indicated they are a little short of housing and could use some volunteers to put up some of the visitors.

Councilman Merante commented the Town Hall needs to be painted, and Supervisor Hannah indicated they could do that.

Councilwoman Callahan indicated she has had a couple calls about the library parking lot, and she asked who paves that lot, because there are an awful lot of potholes. Supervisor Hannah indicated he received a couple calls that regard, too, and Councilman Criddle added the Library Board of Trustees is concerned about that, too. Mr. Chudyk was not sure if the asphalt plants are open yet, and Supervisor Hannah stated they will pave that as soon as possible. Mr. Chudyk asked what kind of job the Town Board would like to see, and Supervisor Hannah indicated they should overlay the whole parking lot.

Mr. Heilman commented he and Supervisor Hannah understand that there was some section of the law that was not apparently properly addressed, or there were allegations referring to Section 265 of Town Law. He read that section. Mr. Heilman stated there is no wording in that section, as he understands the balance of this, which pertains to maps that require that any notice be given by any attorney to the Town Board before they vote on this provision. He further stated it is only in the event that if a petition of that nature has been filed, as he interpreted it, and the vote is less than 75 percent, then it would be his job to tell the Board or then be in violation of the law. He further explained since their vote for amendment was not less than 75 percent and did not feel that he had that obligation, because it did not come to pass.
Public Comments continued...

Councilman Merante commented as far as the Agropoli celebrations they are having trouble finding a band. He indicated they have the money and someone in the town has offered to raise the money. He stated if anyone knew of a band, they should contact Marlene Kretser.

Marlene Kretser indicated she has three prospective people in that regard that will be calling her on Monday. She indicated some of the bands they are looking at and the ones that have declined.

Councilman Merante stated some people in the Town were concerned about how much this would cost the Town. He indicated the cost would be about $200,300. He indicated a local contractor has come forth and offered $500. He further indicated Jim Perna offered $1,000 to go towards the band. He stated he has not mentioned some of these contributions, not because he was keeping any secrets, but because he wanted to have the money in hand before announcing anything to the public. Councilman Merante indicated they could still use any money contribution. Janis Last indicated her collections are coming along, and she added Wegmans has offered to pick up some of the costs for the supplies.

Jerry Brixner complimented Councilman Merante for the great job he is doing on this. He mentioned at the last meeting, Councilman Powers had a question relative to visiting an industry. Mr. Brixner stated he talked with Frank Tata and he indicated he has dismissed the possibility of General Motors. He stated Janis Last is working on a couple firms along Paul Road.

Councilman Criddle brought up a point that last year there was some criticism from Sunset Hill residents about the method that the Town was using in the charging of residents for the cost of the lighting districts, and he added they had asked Mr. Miller, the Town Attorney at that time, to check into that. Councilman Criddle indicated Mr. Miller did look into that and found that the gas and electric charges for lighting based on three components, and he added they are projected to be used with two fixed charges on material, which is amortization of the cost of capital equipment power lines and transformers, project costs for repair and amendments and light poles and power service lines. He stated the Town charges the lighting district on an Ad Valorem basis.

Councilman Criddle explained some of the scenarios involved with the division of cost among the vacant versus occupied lots in regard to the light district. He further stated there was an out and out error the Board corrected last year, and he added they passed a resolution which resulted in a refund to some of the residents of Sunset Hill. He stated this will not correct the whole situation because they can still charge those residents on an Ad Valorem basis. He reminded the Board Mr. Miller's letter recommended that the Town Board pass a resolution changing the tax basis for all lighting districts to per unit or lot basis, which would spread the cost equitably across the whole lighting district. He stated as it stands now, there will be lot subdivisions that will not be built all at one. He commended the home would be bearing the burden as opposed to vacant lots. He stated when the corrected the inequity, they did not address this to the per unit basis.

Supervisor Hannah indicated he had a couple people camped on his doorstep and has been working with Mr. Heilman. Councilman Criddle indicated the reason this came up was because a petition was submitted. Mr. Heilman stated Mr. Miller is still working on this. Mr. Heilman added he is waiting for an answer from Albany to see whether they can do this on any other fashion than on an Ad Valorem basis. He added that specifically is stated in the Town Board, but he stated he believes there is an exception to that and is what they are trying to find out. Mr. Heilman stated when the original came in, the idea was rather than having the problem of many drainage districts and extensions to on lighting district, what they are discussing and will probably be brought up at the public hearings, is to divide the Town in four quadrants. Mr. Heilman stated he believes as long as they do not approve that, he understands it does not have a charge and then the Town does not have to collect the money. Mr. Heilman indicated they are proposing the concept to the builders that when 50 percent or more of the units are in place, then they would put them on the roles and base the tax on that so it would be a much fairer arrangement to the people that would be using that lighting district.

Councilman Criddle asked if there would be any possible relief for these people that have paid far more than they are right now for charges for lighting, and Mr. Heilman indicated they met with Mr. Miller and the attorney for Perna Homes and have worked out a formula so they 75 percent of the money back, and he
Public Comments continued...

added they are trying to work out an arrangement. He further stated the builder wants to be heard and get the same amount, so they have to take what is left in this situation. Mr. Heilman stated they are trying to meet with RG&E to see what adjustments can be made.

Jerry Brixner - 14 Hartom Road
He stated at the last meeting he asked some questions relative to the financing of the bond proposal, and he stated he would like to note his appreciation to Mrs. Chapman for finding out the answers to his questions. He added he is delighted and extends his appreciation to the Town Board for accepting that to further this very deserving problem and to everyone who is working hard on it.
A meeting of the Chili Town Board was held on May 17, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:42 P.M.

PRESENT: Councilman Kerante, Councilman Criddle, Councilwoman Callahan, Councilman Powers and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor (arrived late); Mr. Heilman, Town Attorney; Mr. Chudyk, Highway Superintendent; Mr. Lu, Town Engineer; Agropoli delegates.

Fire door exits were identified for Board members and audience.

The Town Board meeting was closed at 7:45 p.m. for a Public Hearing on Lighting District to Serve Mayflower Village. The Public Hearing was closed at 8:00 p.m., and the Town Board was reopened. The Town Board was closed at 8:01 p.m. for a Public Hearing to Rezone Parcel of Land Fronting on Parkway Drive Back to R-1-15. The Public Hearing was closed at 8:04 p.m., and the Town Board meeting was reopened. The Town Board meeting was closed at 8:30 p.m. for a Public Hearing on Changing Town Code to Conform with New York State Fire and Building Codes. The Public Hearing was closed at 8:36 p.m., and the Town Board was reopened. The Town Board was adjourned at 8:41 p.m., and a reception for the Agropoli delegates was held.

REPORTS SUBMITTED: Minutes Chili Recreation Committee 4/12/89

Steve Hendershott - 3597 Chili Avenue
He indicated a small problem with Saturday's parade for the Agropoli delegates has arisen. He indicated the only way they are going to be able to accomplish blocking off the necessary roads is to have a resolution tonight from the Town Board that directs Bill Newman and the Monroe County Civil Defense to close the necessary roads; otherwise, they will not do it.

#229 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the Town Board directs Bill Newman and the Monroe County Civil Defense to close the necessary roads for the Agropoli celebration parade to be held on Saturday, May 20, 1989.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 1 Letter dated May 4, 1989, from Carol Gage, Secretary Churchville Moose Lodge #2244. RE: Muscular Dystrophy Collection/Toll Benefit July 15 and 16.

#230 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Churchville Moose Lodge #2244 be authorized to hold a Collection/Toll, at the corners of Union Street, Chili Avenue and Union Street, Buffalo Road for the benefit of Muscular Dystrophy;

BE IT FURTHER RESOLVED that the Churchville Moose Lodge notify the Monroe County Sheriff Department.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 2 Letter from David J. Widera, Deputy Chief/Personnel Chili Fire Department. RE: removing Personnel from the Active List.

#231 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following people be removed from the Active List of the Chili Fire Department:

James Pechie
Laszlo Tuczai
David Engebretson
Wayne Eidman
Michael Davis
Scott Maher
Robert Bolding
Robert Leverenze
30 Red Leaf Drive
315-A Audino Lane
255-A Audino Lane
1001 Chili Coldwater Road
40-C Powers Lane
663 Westside Drive
11 Amanda Drive
9 Jansen Drive
RESOLUTION #231 continued...

James Bodensteiner
Michael DiVito II
140-C Powers Lane
8 Cutter Drive

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 3  Letter dated May 9, 1989, from John A. Castellani, Chairman
Chili Zoning Board of Appeals. RE: Request to Hold a Second
Meeting During the Month of June in Order to Hear the
Application of Wegmans.

#234  RESOLUTION OFFERED BY COUNCILWOMAN CALAHAN

BE IT RESOLVED that the date of June 6, 1989, at 7:45 be set for a
Zoning Board Hearing for the purpose of hearing the application of
Wegmans.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 4  Letter dated May 5, 1989, from Thomas Bohnett, Rochester
Division Manager Turf 'n Tree Professional Lawn Care. RE:
Use of a Modular Office Trailer.

#235  RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Turf 'n Tree, be authorized to place a 10' x 50'
modular office trailer along the back wall of their building located
at 3313 Chili Avenue, this trailer will be used for six months.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 5  Letter dated May 10, 1989, from Stephen A. Chudyk,
Superintendent of Highways. RE: Accept Bid for "A" Boom-
Arm Rotary Roadside Mower for Installation on a Ford Tractor,
Model 7710, 86 H.P.

#236  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the award be made to the lowest bidder who
substantially meets the specifications, Jennings Ford Tractor, Inc.,
7216 Palmyra Road, Fairport, New York, 14450, for a bid of $11,500.00
with trade-in of 1974 Tractor-Mower as advertised.

BE IT FURTHER RESOLVED that payment for this unit be made in full
from the Highway departments current budget Account DA5130.2.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 6  Letter dated May 5, 1989, from Everett H. Vail, Insurance
Counselor. RE: Appraisal of Town Building and Contents.

#237  RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town Board authorize an on-site appraisal of
all Town owned structures and a complete room by room survey of the
contents of each structure, the cost to do this complete appraisal
is $3,200.00, funds are available in the Insurance Account.

#238  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to attend the
Supervisor and County Legislators conference June 18-21, 1989 in
Lake Placid, New York, registration is $75.00, with expenses to be
paid by voucher as incurred.

Seconded by Councilman Criddle and unanimously approved.

#239  RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that V.I.P. Structures be allowed to replace a sign
on Town property which shows the business's that are located on Jet
View Drive.
RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that $2,300.00 be transferred from the Contingency Fund #1990.4, to cover over-runs in Account #540.4 Drainage Contractual, and Account #9995.7 Special Filings.

The number of Special Filings advertisements for the Chili Corridor, and the creation of lighting restrictions, and the extension of Drainage districts caused the over-runs.

Seconded by Councilman Merante and unanimously approved.

RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the following corrections be made concerning rezonings made in the Corridor Study:

2. Proposed O.B. (General Business District)
   146.130-01-016  3253 Chili Avenue  Owner: Longbine
   146.130-01-019  3235 Chili Avenue  Owner: Town Hall
   (the 016 and 019 were associated with the wrong property)

3. Proposed R.B. (Restricted Business District)
   146.030-01-008.100  100 Beaver Road  Owner: Case Hoyt
   • only that portion of property located on the Northside of the Conrail tracks will be R.B.

Seconded by Councilman Powers and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O’Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Description</th>
<th>Voucher Range</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>750 - 845</td>
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<tr>
<td>Highway Fund Vouchers</td>
<td>403 - 460</td>
<td>20,166.85</td>
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<tr>
<td>Chili Water Dist. Ext. Special Acct.</td>
<td>8</td>
<td>242.80</td>
</tr>
<tr>
<td>Combined Drainage</td>
<td>19 - 24</td>
<td>1,338.16</td>
</tr>
</tbody>
</table>

$69,147.67

Seconded by Councilman Merante and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Town Board grants permission for George Burnett, 120 Loyalist Avenue, to release the 10 ft. portion of the right-of-way easement on his property, to be more described by the metes and bounds description to be furnished by the Town Engineers regarding the 10 ft. that the Town is releasing.

Seconded by Supervisor Hannah and unanimously approved.

Restate the original Resolution regarding Agropoli:

#244

BE IT RESOLVED that the Town of Chili accept the Town of Agropoli as a Sister City to the Town of Chili; and

BE IT FURTHER RESOLVED that Councilman Merante form a committee to help with accommodations and a dinner in their honor for representatives who will come to Chili to accept this honor.

THIS RESOLUTION WAS PASSED UNANIMOUSLY.

We welcome the delegation from Agropoli who arrived last evening May 16, 1989, at 6:45 P.M. after brief introductions and salutations at the Monroe County Airport, everyone went to FountainLites restaurant for a more formal reception, followed by a very delicious and well presented dinner. Our new friends from Agropoli were naturally quite tired after their long trip to Chili, they then were bused to Roberts Wesleyan College to accommodations that were generously
Resolution #244 continued...

offered by the College. This morning, Wednesday, May 17, 1989, a reception by the Chili Golden Agers was presented to the delegation. This was followed by a luncheon at Wendy's and then a trip to Nazareth College (Casa Italiano) followed. A dinner at Fountain Lites before this Town Board Meeting hopefully was enjoyed by all. We will have a reception immediately following this meeting, and I would like to invite you all to stay and exchange ideas and make friends.

At this time I would like to present a "Proclamation" to the delegates and then a few mementoes in appreciation of their response to being our Sister City.

Each of my Councilpeople will probably say a few words at this time and then I will adjourn the Town Board Meeting so that Councilman Merante, who is responsible for the Sister City concept, and all planning that went into it, can introduce each of the delegation and conduct the rest of the evening proceedings.

THEREFORE, I will now read the Proclamation and then present the mementoes.
A Public Hearing was held by the Town Board of the Town of Chili on May 17, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Lighting District to Serve Mayflower Village.

Attendance as previously noted in the Town Board meeting minutes of 5/17/89.

Ken Keller was present to represent the Mayflower Homeowners' Association. He indicated he has submitted a petition once several years ago for a lighting district for the development. He stated at that time, the petition was voluntarily withdrawn and resubmitted at this time.

Councilman Criddle asked if this would be for seven lights, and Mr. Keller indicated it will be more than seven and added that seven covers what is there to date. Mr. Keller stated it is his understanding that RG&E is prepared to be installing lamp posts that would be at the curb and that they are waiting for approval of the lighting district.

John Hannah asked if this is their first phase, and Mr. Keller indicated they are in their first phase which is not 50 percent owned. Mr. Hannah asked them if they realized they could put the poles up but not light them until either 50 percent are sold or occupied. Mr. Keller indicated he is aware of that now.

Mr. Heilman asked if the petition enumerates how many lights are going to be in that phase, light poles, and Mr. Keller did not believe the petition enumerates the number of lights to be erected in the development. He indicated they could fix a number of poles tonight they had to, and if necessary, they could come back to request more. Mr. Heilman asked if it is their intention to come in and apply for one lighting district for all of the Mayflower Village or if they were requesting this as their lighting district and then phase it all. Mr. Keller indicated Mayflower Village is being constructed in three sections and that this application encompasses all three phases. Mr. Heilman stated one of the problems the Town had with the last lighting district is, that when they are formed, then the charges are placed on the tax roles, and people have to pay by a projected bill from RG&E that not only includes the initial cost but the maintenance and replacement. He further indicated they have had some concerns that no go forward in that function or way until it is fairly paid for by the people in there, because it is by Ad Valorem assessment. Mr. Heilman stated he did not think the Town has officially established 50 percent as the exact number to meet. He added that number was considered in light of other sources of information from other towns.

Mr. Keller indicated the developer would be willing to live with any conditions the Board is willing to impose. He added the developer would not want to place a burden on the owners that represent 10 percent of the development. He further commented that will have an impact on his ability to sell the rest of the development. Mr. Keller indicated their wish to do this for the entire project was just for the sake of expediency.

Mr. Heilman asked them if the Board were to say for the first Mayflower phase, that it would table their application and petition until they notify the Town Board 50 percent has been occupied, would they be agreeable to that. Mr. Keller indicated that would be one alternative, but would put the developer in a Catch 22. Mr. Keller indicated the reason they are looking for approval now is that RG&E is prepared for installation and they will do it as soon as Mayflower has approval from the Town. Mr. Heilman suggested the alternative would if they were responsible for the switch to be turned on before the 50 percent. Mr. Keller agreed the seller would be responsible.

Councilman Criddle restated the Town's position, and Mr. Keller stated several of the units have been sold and are being occupied. He added in some cases, the units have been sold to elderly people, and he added there would be a great need for lighting in those areas. Mr. Keller stated in the interest in marketing, the developer would not want the present residents to have to pay for all the lights. Mr. Keller indicated the developer is out of town.

Councilman Powers suggested they get back to the Town board within two weeks with the information.
PUBLIC HEARING continued...

Mr. Keller asked if this requirement would be for 50 percent of a phase or the whole project, and Mr. Heilman indicated it would be for a phase. Mr. Heilman indicated they would need a clarification of how many units and lights would be in each phase. Mr. Keller indicated Phases 2 and 3 are smaller than Phase 1. Mr. Keller indicated he felt RD&E were considering only the first phase, because the plans have not been put on paper for the other phases yet. Councilman Criddle suggested they confirm that before the next meeting.

Don Faso - 134 Hillary Drive
He indicated, as Planning Board Chairman, he wished to notify the Board that Mayflower has asked to be put on the agenda for the Planning Board's June meeting because they want to revise all the remaining sections. He stated they only have final on Section 1 of Phase 1. He added they want to change the concept, the road layout, the pipe design, etc. He stated those maps have not been submitted yet.

Jerry Brixner - 14 Hartom Road
He stated he was surprised the developer did not realize there was a 50 percent requirement, and he asked if the Town has this in any regulations for one coming before the Board to find out. Supervisor Hannah indicated the developer was aware of the 50 percent. Mr. Brixner asked if the rates established for the lighting district in that Mayflower district would be entirely independent for that district and not based on any other light districts for the Town. Supervisor Hannah indicated they would be just for that district. Mr. Heilman added if there are extensions to the district, they could adjust the established rate.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on May 17, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Rezoning a Parcel of Land Fronting on Parkway Drive back to R-1-15.

Attendance as previously noted in the Town Board meeting minutes of 5/17/89

Lori Tomes was present to represent Home Leasing Corporation, which is acting as the developer for College Greene. She stated they are requesting the rezoning from PUD to R-1-15 because PUD limits the use of property. She stated one of the limitations is that the property cannot be sold or transferred from Roberts Wesleyan. She stated it is their intention to sell that off as a single-family home to be sold with the the existing homes on Parkway Drive. Ms. Tomes indicated where the lot is and where the lines would be.

There were no comments from the audience.

PUBLIC HEARING

A Public hearing was held by the Town Board of the Town of Chili on May 17, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Changing Town Code to Conform with New York State Fire and Building Codes.

Attendance as previously noted in the Town Board meeting minutes of 5/17/89

Jim Christian, Chili Fire Marshal, was present to describe the changes.

1) Chili Code 34-8 A-8 DELETE the word commercial, and change the word place to area.

2) Chili Code 34-8 A-30 ADD Burning Permit. Whenever open burning is authorized by the Monroe County sanitary Code, Article V, Section 7.
3) Fire Suppression Systems for Cooking Operations.

a) General: The provisions of this section shall govern the installation, repair, operation, and maintenance of fire suppression systems for range hoods and food preparation centers in all buildings and structures.

b) Where required: An approved automatic fire suppression system shall be required and installed in all hoods and connecting hood and duct systems when used in conjunction with fry and cooking operations in food preparation centers within any occupancy except individual dwelling units. Such fire suppression systems shall provide surface protection for all cooking appliances and equipment that may be a source of ignition in or under the hood.

c) Existing cooking operations: All existing food cooking operations in all occupancies, except individual dwelling units, which are not protected by an automatic fire suppression system and constituting a fire hazard shall be provided with an approved system if required by the Fire Marshal.

4) Above Ground Tank Storage.

a) General: Above ground storage tanks for the storage of flammable liquid shall be prohibited except as specifically provided for in this Code.

b) Existing Tanks: existing above ground tank installations previously approved by the Fire Marshal may be continued provided the installation does not constitute a hazard. The Fire Marshal shall periodically inspect the installation for safety, and if he determines the installation or operation is no longer conducted or maintained in a safe manner, he shall have authority to require unsafe tanks to be removed from service.

c) Fuel Oil for Heating Purposes: Fuel oil tanks for supplying oil burning heating equipment may be located above ground provided the capacity of such tanks does not exceed six hundred and sixty (660) gallons for each building served and the location is approved by the Fire Marshal.

Councilman Merante asked what would happen to existing gas tanks, and Mr. Christian indicated existing tanks would not be a problem. He added they do not allow above-ground storage of gasoline usually. He added out in the rural areas where farmers have tanks, those are allowed. Mr. Christian stated this change applies to above-ground tanks only.

PUBLIC COMMENTS AT THE END OF THE MEETING

Supervisor Hannah made a statement complimenting Councilman Merante and his committee on the hard work they did to get the Agropoli events altogether. He welcomed the delegates and commented on how important such exchanges between cultures are. Each one of the Councilpersons expressed their gratitude for all the hard work and welcomed the delegates. There was more exchange of compliments and statements about the Sister City Event. A reception was held for the Agropoli delegates and the audience after the Town Board adjourned.
A meeting of the Chili Town Board was held on June 7, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:30 P.M.

PRESEN T:
Councilman Merante, Councilman Criddle, Councilwoman Callahan, Councilman Powers and Supervisor Hannah

ALSO PRESENT:
Carol O'Connor, Town Clerk; Mr. Vail, Insurance counselor; Mr. Heilman, Town Attorney; Mr. Lu, Town Engineer.

Fire Door exits were identified for Board members and audience.

The Town Board meeting was closed at 7:48 p.m. for a Public Hearing on Opening Bids for the Purchase of Replacement Dump Truck for 1973 Brockway Unit. The Public Hearing was closed at 7:50 p.m., and the Town Board meeting was reopened. The Town Board was closed at 8:10 p.m. for a Public Hearing on Rezoning of Land Known as Blueberry Hill Property located at 117 Old Chili Scottsville Road from GB (General Business) to MR (Multiple Residence). The Public Hearing was closed at 10:20 p.m., and the Town Board was reopened. The Town Board meeting ended at 11:45 p.m., and Town Board went into Executive Session.

Approval of Minutes:
Accepted Tabled Minutes from May 3, 1989
Accepted Minutes of May 17, 1989

Supervisor Hannah recognized a group of Spencerport High School students in the audience who were observing the Town Board for a Social Studies Class.

Bernice Wilcox - Stuart Road
She wished to address some concerns in regard to Correspondence 11, and Supervisor Hannah asked if she would reserve comment until the Board addressed that portion of the agenda. Mrs. Wilcox indicated that was fine.

Jerry Drixner - 14 Hartom Road
He stated Mrs. Wilcox should be heard now, and Supervisor Hannah indicated the board may want to make some comments at that portion of the agenda, too, so that is why it would be better to wait for Mrs. Wilcox's comments. Mr. Drixner commented he still felt she should be heard.

Bill McCombs -
He stated he had a concern about the proposed reconstruction of Chili Avenue and the new sidewalks that would be going in. He indicated the State D.O.T. has two types of sidewalks to consider for this project; one that covers 10 ft. including a 5 ft. grassy strip, and other one covers 7 ft. without a grassy strip. He stated he felt the 5 ft. grassy strip with a sidewalk would not be the most advantageous to the Town because it presents more of a maintenance problem with grass cutting and reseeding after winter damage. He also indicated their planter in the front of their building would have to removed if the 10 ft. sidewalk proposal were to be installed. He pointed out if the Town Board would petition the State D.O.T. to utilize the 7 ft. option, McCombs would have the opportunity to reconstruct that planter. He commented they feel their planter enhances their property and the Town.

Councilman Criddle asked if they knew the feelings of the other property owners along the Avenue. Mr. McCombs indicated he had spoken with Dave Burns, the President of the Chili Businessmen's Association. Mr. McCombs indicated their road front is unique in they are the only business that has a planter type of construction along the border of Chili Avenue. He further stated the other people that do border along that frontage area that have landscapes are more in the setback. Councilman Criddle commented this would probably affect the McCombs' property more than anyone else.

Supervisor Hannah stated he has not been ignoring the McCombs' letter but has been waiting for the construction plans, and he added he would rather not have that grassy area.

Don Faso - 134 Hillary Drive
He indicated he had a message from the Chairman of the Citizen's Advisory Committee in regards to an item on the agenda, and Supervisor Hannah asked if he would mind waiting to address that when they covered that portion of the agenda. Don Faso indicated that would be fine.
Marlene Kretser and Elaine Warner presented a picture donated to the Town board by Fernando Costa. Ms. Kretser indicated the Sister City Committee had it framed and engraved.


#245 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Labor Foreman Gray Gardner, MEC Ronald McLaud and Seasonal Laborer Mark Woods be transferred to the Department of Public Works effective June 10, 1989.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 2 Letter dated June 2, 1989, from Stephen A. Chudyk, Superintendent of Highways. RE: Send Two (2) Employees to Leach Corporation to Attend a Maintenance and Operation Workshop.

#246 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to send two (2) employees to the Leach Corporation, Oshkosh, Wisconsin, to attend a maintenance and operation workshop conducted by the company on the Leach 2R 31-yard refuse packer truck we are to receive from them by a recently awarded bid.

BE IT FURTHER RESOLVED that all expenses will be paid by Leach Corporation, including costs when driving the new packer to Rochester. No cost to the town except for normal payment of employees.

Seconded by Councilman Merante and unanimously approved.


#248 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that John Neri, 21 Beaman Road be hired as a Seasonal Security Guard in the Parks department at the rate of $8.50 per hour.

Seconded by Supervisor Hannah and unanimously approved.


#249 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Linda Leach, Assessor be given permission to attend the Annual Assessor's Training at Cornell University on June 23 - 28, this training is in the State Budget and the Town will be reimbursed for all expenses, tuition and housing totals $645.00, with expenses to be paid by voucher as incurred.

Seconded by Councilwoman Callahan and unanimously approved.


#250 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that pursuant to Chapter 33 of the Code of the Town of Chili of the year 1961, "Brush, Grass, Rubbish, and Weed Control", and pursuant to Section 64, Sub. 5a and Section 130, Sub. 5 of the Town Law of the State of New York, as amended, notice shall be served by certified mail or personnel to the following property owner of the requirement that they shall cut, trim or remove brush, grass, rubbish or weeds, or cut, trim or remove poisonous shrubs or weeds upon their lands, property is located at 2844 Chili Avenue:
TOWN BOARD

Mr. & Mrs. Raymond Steed
2844 Chili Avenue
Rochester, New York 14624
Tax Account # 133.200-01-053

AND BE IT FURTHER RESOLVED that if such work is not completed within 5 days of receipt of said notice, such work as required shall be accomplished by the Town of Chili Highway Dept.: AND BE IT FURTHER RESOLVED that the Town of Chili shall be reimbursed for costs of such work as performed by assessment and levy upon the lots or parcels of land, such expenses constituting a lien and charge on said real property and shall be collected in the same manner at the same time as other Town Charges.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 6 Letter dated June 1, 1989, from Town Clerk Carol O'Connor and Dog Control Officer Daniel Rose. RE: Fee Schedule for Dogs.

#251 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the fee schedule for June 1989 to June 1990, remain the same as last year with one exception; the $4.00 board be increased to $5.00 per day.

Seconded by Councilman Merante and unanimously approved.


#252 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of June 21, 1989, at 7:40 P.M. be set for the purpose of a Public Hearing to extend the Black Creek West Drainage District to serve the College Greene Subdivision;

AND BE IT FURTHER RESOLVED that the date of June 21, 1989, at 7:30 P.M. be set for the purpose of a Public hearing to establish College Greene Subdivision Lighting District.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 8 Letter dated May 12, 1989, from Ronald Fodge, Recreation Director. RE: Recommendation of Merit Step Increases for Employees.

#253 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following Parks and Recreation employees be given merit step increases effective payroll #13:

Marcia Marks, Clerk Typist - increase to $7.64 per hour
Teddy Sikorski, Cleaner - increase to $6.35 per hour
Ralph Doison, G.W.O. - increase to $8.91 per hour

Seconded by Supervisor Hannah and unanimously approved.


#254 RESOLUTION OFFERED BY COUNCILMAN CIRDDLE

BE IT RESOLVED that one Letter of Credit be established in the amount of $447,045.39 composed of the following:

Drainage: $217,211.16
Roads & Misc: 229,834.23

These figures include 10% for Contingencies, 5% for Engineering and 1% for Town Administration fees.
Resolution #254 continued:

This recommendation supersedes that of August 28, 1987, due to a decrease in the scope of work resulting from the recently approved resubdivision.

Seconded by Councilman Powers and unanimously approved.


#255 RESOLUTION OFFERED BY SUPERVISOR HANNAH

<table>
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<tr>
<th>Playground</th>
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<tr>
<td>Susan Turk</td>
<td>Ann Eagan</td>
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<td>Mary Beth Urquhart</td>
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<td>Julie Murphy</td>
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<td>Kathy Jo McKee</td>
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<td>Lee Campoli</td>
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<td>Phoebe Jones</td>
<td>Scott Lazenby</td>
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<td>Jonathan gheat</td>
<td>Dave Cross</td>
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<td>Pamela Castellani</td>
<td>Alternate</td>
</tr>
<tr>
<td>Nancy Scheney</td>
<td>Ann Marie Hawkes</td>
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Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 11 Letter dated May 27, 1989, from Cherie Bevona, Chairperson Chili Conservation Board. RE: Developer Offering Flood Plain Acres just West of the present nature area, if his plans are approved to build homes on land south of Black Creek and adjacent to Union Street.

The Conservation Board, Recreation Committee, and the Parks and Recreation Department have all recommended that the Planning Board accept this donation of land, to be added to our collection of Town-owned "forever wild" open space.

(NO RESOLUTION REQUIRED)

#256 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that $33,789.31 be transferred from Contingency Account #1990.4 to Planning Account #8020.4 to cover all charges from Reiman-Buechner Partnership for the Chili Corridor Study;

AND BE IT FURTHER RESOLVED that $1000.00 be transferred from Contingency Account #1990.4 to the following accounts:

- $500 Special Filings Account #9995.6
- $500 Special Legal Account #9995.7

Seconded by Councilwoman Callahan and unanimously approved.

#257 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a part of the parcel of land, Tax Account #132.170-01-001, beginning at a point in the north right-of-way line of Parkway Drive, said point being the southwest corner of Lot 1 shown on a map of Springbrook Subdivision, Section A, filed in the
Resolution #257 continued:

Monroe County Clerk's Office in Liber 172 of Maps, page 23, be rezoned from PUD back to the original R-1-15. (Complete description will be attached to minutes by Town Clerk, Carol O'Connor.)

Seconded by Councilwoman Callahan and unanimously approved.

#258 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Chili Town Board accept Local Law #2, 1989, to adopt the changes in the Town Code to conform with the State Fire and Building Codes.

BE IT FURTHER RESOLVED that the following changes be made in the Chili Town Code to conform with the New York State Fire and Building Codes:

1. Chili Code 34-6 A-8 DELETE the word commercial.

2. Chili Code 34-8 A30 ADD Burning Permit. Whenever open burning is authorized by the Monroe County Sanitary Code, Article V, Section 7.

   a.) General: The provisions of this section shall govern the installation, repair, operation, and maintenance of fire suppression systems for range hoods and food preparation centers in all buildings and structures.
   b.) Where required: An approved automatic fire suppression system shall be required and installed in all hoods and connecting hood and duct systems when used in conjunction with fry and cooking operations in food preparation centers within any occupancy except individual dwelling units. Such fire suppression systems shall provide surface protection for all cooking appliances and equipment that may be a source of ignition in or under the hood.
   c.) Existing cooking operations: All existing food cooking operations in all occupancies, except individual dwelling units, which are not protected by an automatic suppression system and constituting a fire hazard shall be provided with an approved system if required by the Fire Marshal.

   a.) General: Above ground storage tanks for the storage of flammable liquid shall be prohibited except as specifically provided for in this Code.
   b.) Existing Tanks: Existing above ground tank installations previously approved by the Fire Marshal may be continued provided the installation does not constitute a hazard. The Fire Marshal shall periodically inspect the installation for safety, and if he determines the installation or operation is no longer conducted or maintained in a safe manner, he shall have authority to require unsafe tanks to be removed from service.
   c.) Fuel Oil for Heating Purposes: Fuel oil tanks for supplying oil burning heating equipment may be located above ground provided the capacity of such tanks does not exceed six hundred and sixty (660) gallons for each building served and the location is approved by the Fire Marshal.

Seconded by Councilman Powers and unanimously approved.

#259 RESOLUTION OFFERED BY

BE IT RESOLVED that the Citizen's Community Center Advisory Committee be relieved of all charges imposed by the Town Board at the time of the Committee's formation and;

BE IT FURTHER RESOLVED that the entire committee will be personally
Resolution #259 continued:

invited to the presentation by Barkstrom and LeCroix of their suggested plans for the Highway garage, Library and Town Hall Complex whenever they are ready.

Seconded by

RESOLUTION TABLED.

#260 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

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<th>Description</th>
<th>Number</th>
<th>Amount</th>
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<tr>
<td>General Fund Vouchers</td>
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<tr>
<td>Highway Fund Vouchers</td>
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<td>$ 404.20</td>
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<td><strong>$ 67,563.17</strong></td>
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Seconded by Supervisor Hannah and unanimously approved.

Supervisor Hannah announced that the Board would go into Executive Session at this time and when they came back to reconvene it would only be to adjourn the Town Board Meeting and that no other business would take place.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on June 7, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Opening Bids for the Purchase of Replacement Dump Truck for 1973 Brockway Unit.

Attendance as previously noted in the Town Board meeting minutes of 6/7/89.

Carol O'Connor opened the only bid from Malcuria Brothers on Jefferson Road, Rochester, New York. She stated their base bid is $46,995; trade, 41,000; net bid with trade, $45,995; without trade, $46,995. Carol O'Connor indicated there was a bid bond but no check.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on June 7, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Rezoning of Land known as Blueberry Hill Property Located at 117 Old Chili Scottsville Road from GB (General Business) to MR (Multiple Residence).

Attendance as previously noted in the Town Board meeting minutes of 6/7/89.

Frank Iacovangelo was present to represent this public hearing. He stated he has been a resident of Chili for approximately 20 years and added his whole family lives in Chili. He stated they have had numerous developments in the Town of Chili and always try to do a great job. He stated they recently have completed Pumpkin Hill, a 172-unit townhome project. He stated they recently have put together a community called Wellington, a 226 lot single-family home community. He added they have also been involved with Autumn Wood, also a single-family home community. He stated they recently have been involved with the Chili-Paul Plaza. He further stated they have spent in excess of half a million dollars in rehabing the new Chili Gardens.
BLUEBERRY HILL PUBLIC HEARING CONTINUED:

Bernie Iacovangelo was also present to represent the public hearing, and he stated he is secretary with Faber Homes. He stated this is for rezoning of an apartment project to be called Blueberry Hill. He introduced their development team: Lee Sinebox, project engineer from Charles Costich Engineering; Steve Ferante, from SRF Associates, who has done a traffic study on the project; John Gilbert, project coordinator; Ken Carosa, project coordinator; Bill Buchel, property manager; Bernie Schreft, of the residential based market group, Greenman Group.

Bernie Iacovangelo stated they have tried to get every expert opinion they can, and he added Bernie Schreft has been in residential marketing for over 40 years and has written a book on how to market, develop and go through a residential project.

Mr. Schreft made a slide presentation and made the following comments while going through the slides:

Greenman Group works in many states. Looking east down the slope gives one the view of the wonderful opportunity they would have to work the site sloping down to the lower portion of the ground. There is a wetland area. Black Creek is at the bottom of the land. The wetland area if treated sensitively and approached from a positive posture, they could create something attractive.

Most of the apartment complexes in the area look like military barracks. Many apartment projects have terrible elevations, no windows, a great amount of blacktop and little or no landscaping. There is a change happening in the rental industry. This country is geared to the concept of the American dream, a single-family detached home with a yard and white-picket fence, but the price of a single-family home today has gone out of reach for many people in the marketplace. The economics, employment and demographics in the shifting away from the baby boomers into the middle market and older market indicating there will be a strong demand and requirement for attractive rental apartments. People may not have a permanent home with an ownership interest, but they realize they have to treat the rental market with the same kind of care and attention to the renter as to the owner.

Blueberry Hill is the name of the project (he showed the Board the logo). Contrary to what many people think about developers, a tremendous amount of time was spent on this particular piece of ground to make the most attractive use of it. There would be two entries; one from Old Chili-Scottsville Road and one from Beaver Road. The Beaver Road entrance has to be moved to the west which is not a problem. The project has been laid out in phases and at the foot of the slope, they have indicated an amenity area. There would be a little duck pond. There is a main boulevard coming in with a secondary entrance with the little duck island in the center of the area. There would be a pool and tennis club house. They have actually plotted each one of the units so that the maximum number of the residences look out down the slope towards what can be a very, very pretty park and amenity area.

A jogging trail, volleyball net and horse pits are provided. They will have a double-wide island with a little gazebo trellis for those waiting for a bus. On the right and left of the entrance there would be columns with stucco and some rod iron work with signs of Blueberry Hill. The trellises are designed to take to vines that would grow over it, which would require maintenance, but it would help create the feeling of coming home. There would be a change in texture of the road, also.

Their goal in designing the building was to make it look like a manor home. The buildings would have brick, many windows and fireplaces. At the foot of the entry boulevard at the wetland area is a rotary circle with a fountain. The club house would have a trellis in front. There would be a lap pool with a barbeque and gazebo nearby. To the right of a pool is an in-door glassed-in big great room with a huge fireplace, service bar, kitchen and exercise room. There is a leasing office located at the very front.

There will be street furniture, lights and special signs. The light fixtures and sign would be designed with the Blueberry Hill theme. There would be enclosed dumpsters. There would be a multi-family bird house. There would be a little inactive wishing well.

The slide presentation was ended.
Frank Iacovangelo commented people have asked why this should go in Chili, and he indicated he responded to them, "Why not Chili?" He stated they feel the site is very beautiful and perfect for this project.

Supervisor Hannah asked how many apartments they would have and what the range of prices would be. Councilman Merante interrupted and made the statement that he is a tenant in the Chili-Paul Plaza, which is owned by the Icovangelos. Because of that, he felt he should abstain from participating in the hearing or voting. He further added he does not feel there is any conflict of interest, thought. Mr. Heilman indicated since it is not the Board's policy to vote for two weeks after any matter has been before the Board, he would have two weeks to determine if Councilman Merante should vote or not. Mr. Heilman commented he felt Councilman Merante should listen to the material and ask questions and be part of any discussion since he is a councilman elected and it is his job. Mr. Heilman explained normally a conflict of interest is possible when somebody who owns something has to disclose that there might be some conflict of ownership with their decision.

Mr. Heilman indicated he was sure that if that would follow through for tenants. Supervisor Hannah asked if the applicant would have any problem with this situation, and Frank Iacovangelo indicated they would not have a problem. The rest of the Town Board indicated they also had no problem with this.

Supervisor Hannah asked how many apartments are going to be in Blueberry Hill and what the price range would be. Frank Iacovangelo indicated they would have 350 units and the price range would probably be $800-$1,500, and he added the tenants would pay the utilities. Supervisor Hannah asked for an explanation why the Beaver Road entrance would have to be moved. Frank Iacovangelo indicated the County of Monroe would like to moved further west to get the entrance away from the crown of the hill. Councilman Criddle asked if this would generate a substantial amount of traffic that would be disruptive to the neighborhood. Frank Iacovangelo stated the traffic study indicated there would not be any significant change if the traffic. He further commented with the current zoning, they could have a situation with a plaza in there that would generate more traffic. He indicated the peak hours of traffic would be in the early morning and early evening. He added there does not seem to be any significant detrimental increase in traffic at that location. Steve Ferante indicated they looked at this very extensively and the history of the area. He indicated they County Director of Highways has indicated to them the County is planning for 1992 on a preliminary basis to improve that intersection. He stated the County plans to cut part of the crest of the hill off and increase the sight distance. He further explained they County has been monitoring that location for some time and according to their criteria, it does not qualify as a high accident location and is not on their priority ranking list. Mr. Ferante explained the County bases that on the number and severity of accidents and amount of traffic using that intersection in comparison to other areas in the County. Mr. Ferante explained they also have done an analysis and comparison of what traffic the present zoning would allow. He stated they found at the p.m. peak hour alone, a retail complex could generate a total of 900 vehicles per hour. Mr. Ferante stated the 350 units would generate less than retail, 200 vehicles per hour for the p.m. peak hour.

Councilman Criddle asked if this project could help the County push up their schedule in regard to the improvements for this area. Mr. Ferante responded that is very difficult to tell. Supervisor Hannah asked if Mr. Dolan suggested a signal light for this entrance area, and Mr. Ferante indicated he did not.

Paul Jessen - 106 Old Chili-Scottsville Road
He asked if the peak hour of a plaza would be the same peak hour as an apartment complex. Mr. Ferante indicated it occurs at the same time between 4 and 6 p.m. Paul Jessen questioned that the morning peak hour for an apartment complex would be different than for a plaza because stores are not open as early as when people leave for work. Paul Jessen commented he disagrees with the impact statement and feels there would be more traffic generated by the apartment complex. Mr. Ferante commented the p.m. peak hour is a worse situation than the p.m. peak hour. Mr. Ferante explained the figures have been based on hundreds of apartment complexes around the country. Mr. Ferante commented the County is pretty rigorous in their review, and he added they have agreed with his findings.

Michael Jessen - 105 Old Chili-Scottsville Road
He wanted to know how the data base was arrived at. Mr. Ferante indicated he had crews out at the poor intersection bordering the site during the peak hours, and he added he used the New York State D.O.T. and County information, also. He
indicated the County had machine counters over on Chili Avenue on a daily basis once a week. Michael Jessen questioned if Mr. Ferante’s information consisted of just one day’s traffic patterns and if his conclusions were dated on March 1. Mr. Ferante responded his data was collected on one day. Michael Jessen questioned the weather factor in regard to speed. Mr. Ferante explained it is the volume of traffic, not just the speed, that they were looking for. He added the volume of traffic would not change as a result of the weather.

Councilman Powers suggested if anyone takes issue with the data, they have two weeks to research it out before the Town Board takes on vote on this. Mr. Ferante indicated he would be more than willing to bring all the data in.

Supervisor Hannah questioned the figures of 350 apartments at $800-$1,500 a month and the tenants having less than two cars. Mr. Ferante commented he did not think anyone has done a study of the amount of trip generation versus the income level. He added he would not think income would make a significant difference in the trip rates.

Mr. Heilman asked what the target date of 1992 is for the improvement work. Frank Iacovangelo indicated they are not sure on the absorption rates but they would not probably commence construction on the site until September of this year and probably phasing in a number of units would take approximately three years, three and a half years.

Dave Richards – 275 Beaver Road
He commented the construction of this project will definitely increase the chance of accidents at this intersection. Frank Iacovangelo stated he believes the construction of anything does not increase the amount of accidents. Mr. Richards commented the reason the County would lower that crown is because of the development and the potential increase in accidents because of it. Mr. Ferante stated the amount of traffic does not correlate to more accidents. He cited there are more volumes on the expressways and they have the lowest accident rates. Councilman Powers commented the probability of an accident rises when there are more volumes. Councilman Powers commented the zoning could create even more traffic as a plaza.

Mr. Richard commented a medical office could go in there, not necessarily a plaza. Mr. Ferante stated a medical office would have just as much traffic. Mr. Richards commented the doctor offices do not open until 9 a.m. Mr. Heilman read of a list of the uses of this property under this zoning. Frank Iacovangelo commented any time one takes a vacant piece of land and develops it, of course, the amount of traffic in the area will increase. He added besides their expert, they have experience in traffic patterns and increases through their past developments. He further added the traffic generated by their plaza is far greater than any of their developments. Frank Iacovangelo pointed out there would be two accesses to this property.

Donna Broago - 37 Sunset Hill
She questioned their marketing theory that more and more people nowadays cannot afford homes if they would be paying $800-$1,500 a month for these units. Frank Iacovangelo explained that some people want an up-scaled type of living condition with amenities and are willing to pay for it. He further explained their marketing study indicates there are people that do not want to get tied down into a house but want something more in an apartment that what is currently being offered.

Dave Richards – 275 Beaver Road
He commented not only is there U.D.C. project across the street but railroad traffic behind the place. He questioned who would pay $1,500 a month to live with those conditions. Mr. Schreft stated the railroad traffic has not proven to be a major obstacle in most of the projects he has seen in the country. Bernie Iacovangelo added only two trains go through there a day. Bernie Iacovangelo gave instances of other developments of theirs with potential negative surroundings, and he explained it is really how one presents the project.

Frank Iacovangelo pointed out if this were a plaza, there would be even more exits off the property onto the roads. He added this project would sort of create a buffer for the residences between that which is industrial and that which is general business.

Jerry Brixner - 14 Harton Road
He wanted to know the number of acres involved and where the property actually extends to. Frank Iacovangelo explained the boundaries of the property by use of the map and indicated there are 34.5 acres.
BLUEBERRY HILL PUBLIC HEARING CONTINUED:

Dario Marchioni -
He requested to see a map with the apartments laid out, and the applicants provided a map showing the site.

Jerry Brixner asked if the site would go to the railroad tracks, and Frank Iacovangelo indicated it would not go that far, and he added there is an industrial parcel between their parcel and the railroad tracks.

Bernice Wilcox - Stuart Road
She asked if any of the land in the wetland area would be donated to the Town of Chili. Frank Iacovangelo stated at present they do not anticipate donating any of that to the Town. He stated it would all be maintained by the apartment project. Mrs. Wilcox asked if the recreation area would be open to the public, and Frank Iacovangelo indicated it would not because the tenants are the ones who are paying for those amenities' upkeep. Mrs. Wilcox asked how many bedrooms would be in the project, and Frank Iacovangelo indicated there would be one and two-bedroom apartments and also townhomes affixed to the end of those units. He added they have not determined how many bedrooms would be on the site. Mrs. Wilcox asked if the Planning Board has asked them to donate any of this land to the Town. Frank Iacovangelo stated the Planning Board has not asked them to donate any of the land, and he added he did not think any project such as this in the Town has ever been asked to donate land. Mrs. Wilcox commented she does admire some of the work that they do.

Jay Weidner - 134 Old Chili-Scottsville Road
He asked if they would be developing the wetland, and Frank Iacovangelo indicated they cannot develop that land. Lee Sinebox stated that wetland is approximately 1/3 of the site of actual acreage. He stated they have not identified the limits of it and added any work in there is under guidelines of New York State U.D.C. and is a permit process. Bernie Iacovangelo stated when looking at this project, they have taken into consideration all the drainage around the area and that when they can help the Town in assisting with those concerns, they will. For example, he commented if ponding would help, they would do that. He stated they would like little waterfalls leading to a retention area and feel that is a great amenity to have. He added they would like little islands for wildlife to live on. Bernie Iacovangelo stated the same amount of water would come off their property but at a slower rate.

Michael Jessen commented everybody was getting a little specific for this. He asked what kind of commitment would come along with this project. Frank Iacovangelo commented one never gets a commitment with a developer. He further commented on a rezone, one cannot ask for anything in writing and cannot get a commitment. He added their commitment is what they have already done in investigating the site, and he added they would not become inconsistent with what they have already re-zoned and sell it to R.U.D., and Frank Iacovangelo indicated they would not. Michael Jessen commented that has happened to them in the past.

Mr. Heilman commented if the Board rezones this, it is rerouted to a multi-family and at that point they would have to approach the Planning Board and comply with all the statutes for site plan. Don Faso commented when they come to the Planning Board, the Planning Board has a lot more control over this as far as site plan review. He added they could actually ask for building elevations.

Rodney Jones - 122 Old Chili-Scottsville Road
He stated he is a representative of the property owners that live in the immediate area of the proposed Blueberry Hill project. He presented a petition to the Board of area residents opposed to the project. He indicated their only objection to the project is the location. He stated they are opposed to this because they were never consulted. He stated most of the people that signed the petition have homes in the $40,000-$50,000 range and have lived in the area from 15 to 40 years. He added they felt the developer scheduled elaborate meetings for the Town Officials but none for the area residents. He indicated they have suspicions about this project due to what has happened to them in the past. He indicated they questioned how the owner of the property closed on this a few days before the December Planning Board meeting, giving the residents the feeling they knew their approvals and such would go through ahead of time. He indicated they question whether the area is suitable for luxury apartments. He stated this type of tenant would probably drive a luxury car and would want a garage to cover such vehicle.

Mr. Jones indicated the residents questioned this being spot zoning. He stated
they felt doubling the number of apartments in such a small area, 700 units, including the U.D.C. is unwise. He stated they believe the intersection of Old Chili-Scottsvile Road and Beaver Road is the most dangerous intersection around. He indicated they feel this project would make that intersection worse. Mr. Jones indicated he has been writing to the State D.O.T. about that intersection for years. He indicated he has had meetings with them but they would not lower the speed limit or anything.

Mr. Jones explained because of the layout of that intersection, he always has to proceed to that intersection with caution, and he further explained how cars have to give each other the right-of-way. He commented a number of accidents and near-misses have not even been reported there. Mr. Jones stated the residents are also concerned with the pedestrian traffic because the elderly and children have no place to walk but the roadway. Mr. Jones asked the people of the audience to stand who signed the petition, and they did so.

Jerry Brinzer - 14 Hartom Road
He asked where a petition has been made and submitted containing a majority of the homeowners who reside adjacent to and are in opposition to the project, does that have any legal change as to the vote of the Town Board to enact this particular project. Mr. Heilman indicated after the vote is taken by the Board, if they have not complied with Section 265, then he would inform the Board as their attorney they have not met the requirements based on petitions filed but certainly at that point, the fact that the Board has a petition before it and is aware of it. Mr. Heilman commented there has been not vote taken at this point. He further explained if, in fact, there should be a three to two vote, it would be his duty at that point to point out to the Board legally since there is a petition that seems to be in order and representing the percentages as outlined under that section of the law, they have not complied with it and their vote is not good.

Paul Jessen
He stated he wanted to reinforce what Mr. Jones said about the traffic. He indicated as a member of the Chili Fire Department for about 10 years, he has seen many accidents out there. He indicated the sounds of near-miss accidents out there take the toll on the residents, too. He questioned the validity of the traffic study because of the low numbers of additional trips being generates by the apartment complex. He added heavy trucks and buses go through there all the time, too.

Dario Marchioni - 120 Old Chili-Scottsvile Road
He indicated he did not feel the applicants have a hardship here because they knew what the property was zoned as when they bought it. He commented they bought this property dirt cheap. Mr. Heilman pointed out there is no issue of hardship on a rezone. Mr. Marchioni wished to commend the applicants for their past performance in the Town, but he indicated he did not want everybody to feel sorry for them if they could not get this.

Mr. Marchioni commented he did not like the high density use of the property and added they are putting 13 to 25 units on one acre. He added most of the land between the apartments would be used for parking and there would be no garages. He questioned whether or not the applicants would charge a cheaper rent if the market so dictated.

Michael Jessen
He wished to encourage anybody that is not familiar with the U.D.C. project to take a look at copies of the whole action 20 years ago this September. He commented Cedars brought their house price way down, and he questioned whether that would happen with Blueberry Hill.

Councilman Criddle explained that he was involved at the time of the U.D.C. project, and he added the Town board had nothing to do with that project going in. He explained how they had no control over what the government wanted to do. He stated the Town Board was strongly opposed to that project. Mr. Heilman explained the Town Board obtained outside legal counsel and there was a lawsuit that went through the courts on that. Mr. Heilman further explained the history of the litigation.

Betty Mullaney - 3525 Chili Avenue
She commented she understood Mr. Jones' remark to sound like the people of the U.D.C. project are undesirable. She further commented his statements make the
$800-$1,500 a month tenant undesirable, and she questioned who the area residents really do want. She commented the east side of the city has many apartment projects that work very well. She commented this project would put money into the tax base, too. She commented most of the people living there and having to pay taxes would be single without children, thus not using the school system. She stated she lives on Chili Avenue and knows about the traffic. She commented she knows this would make the traffic worse, but added maybe somebody would do something about it then. Councilman Criddle stated he does not think the people in the U.D.C. project are undesirable, and he added he was objectionable to the way the U.D.C. project took place.

Donna Brongo -
She stated she hoped this would not fall under the Chestnut Lighting District. She handed the Board a petition signed by the residents of Sunset Hill indicating their request that the charge for the street lights for Sunset Hill be brought to a reduced rate comparable with the usage for 12 lights placed on Sunset Hill and a rebate be given for the 1989 charges for the street lights or they be removed.

Bernie Iacovangelo commented Mr. Schreft stated the U.D.C. project they have been discussing is one of the nicest ones he has ever seen. Bernie Iacovangelo commented that project has many nice plantings around it, etc.

Councilman Powers asked the applicants what other towns have they built in, and Bernie Iacovangelo indicated they have built in Henrietta, Farmington, Clarkson, Pittsford and other towns. He further commented for them to do the bait and switch here would affect their credibility all over the county. He commented it would not make sense either for them to build these types of units and only charge $300. He cited some of their other projects around the county and what rents they are receiving for those. Bernie Iacovangelo commented he did not feel a shopping plaza would be the best use of this property.

Bernie Iacovangelo requested since the Town Board is lead agency for SEQR that they receive a negative declaration on this for the entire project so they do not have to go through this again with planning at some future time.

Dario Marchioni -
He commented if the Town Board rezones this, they will have to do the same for his property. He commented if the Town Board is willing to do spot zoning, then they do not need a corridor study or master plan. He commented he felt the Iacovangelos are being a little greedy. He suggested the Town approach the Iacovangelos to buy a piece of that land to straighten out the corner and the intersection problems in that area.

Michael Jessen -
He made the comment that developers are always looking for a profit first.
PUBLIC COMMENTS AT THE END OF THE MEETING

Councilman Kerante stated there would be a meeting Sunday at 6:30 p.m. at which he would be giving a financial report and discussing their trip to Agropoli.

Don Faso - 134 Hillary Drive
He stated the Zoning Board is kind of reluctant to switch from the fourth Tuesday to the third so the Planning Board could meet the second and fourth. He indicated the Planning Board would be willing to meet on two different nights as long as they can go to the needed second meeting a month. He indicated their meetings are running until 2 o'clock in the morning aggravating the audience and wearing out the Board by that hour. Supervisor Hannah indicated he thought that request was to be considered for next year, and Don Faso indicated they wish to have this as soon as possible.

Supervisor Hannah mentioned he had a letter from Mike Mazzulo indicated he would rather not see as many Discussions and Informals on the agenda or else he would need more money. Don Faso suggested they should set up an environmental review committee to screen and cut down on the lengthy presentations. He explained how a Town of DRC could work. Betty Mullaney commented she agreed with Mike Mazzulo that there are too many Discussions and Informals. She further supported the idea of a Town DRC. Mr. Lu commented a lot of towns have their own DRC but it takes a great deal of time. Betty Mullaney commented when the meetings go to 2 o'clock, there is more room for mistakes when people are tired. Don Faso commented he only has money in the budget for one more extra meeting and there is still a half a year to go.

Jerry Brixner - 14 Hartom Road
He commented many times everything seems to be decided at the Informals and when the public comes in to voice their opinions, it does not good. Don Faso commented Informals are advertised.

Councilman Powers asked if it would be possible to actually start collecting some data about the various accident rates in the year to help in decisions and discussions like tonight. Mrs. Grimes indicated she attended the last committee meeting and they have done this a year ago and submitted the suggestion of speed zones. Councilman Powers indicated he has never seen a map with the area speed zones and would like to.

Marlene Kretser -
She indicated she was at that particular committee meeting, too, and she commented many people used to come but they no longer do to support this. Councilman Powers commented he went to one of their meetings and no one was there.

Supervisor Hannah indicated he had a map of the different types of roads but not indicating the various speed zones, and he added he would love to see such a map. There was a discussion about some of the area's subdivision's speed. Mr. Heilman commented once you put signs up in the subdivisions for 25 miles an hour, it costs the town an astronomical amount of money according to the amount of signs the State dictates. Councilman Criddle commented no one pays attention to those signs anyway.

Donna Brongo -
She wanted to know when they would be able to address the Sunset Hill Lighting problem. Mr. Heilman indicated he was not with the Town when that situation arose. He stated there have been two lighting districts since the ones before the Board now and one coming. He stated they are trying to establish a policy so that there will be no problems with those. He stated they may divide the Town in quadrants. In regards to Sunset Hill, he stated Dan Miller is the associate attorney and he has written to Dan hoping to get together for a meeting on that. He stated he understood a rebate was made for the past year.

Mrs. Brongo indicated that was for the air-conditioning but nothing for the lights. Mr. Heilman stated they are trying to figure out a solution to the problem.

Mr. Heilman indicated one of the solutions they are looking at is before anybody pays any money, there has to be 50 percent of the project in place. Mrs. Brongo commented that would not solve the problems that currently exists. Mr. Heilman further commented when the residents entered into a contract with the builder in regards to this, the Town was not involved legally.

Councilman Powers explained how there had been a meeting with Dan Miller where he stated there would be a rebate. Councilman Criddle indicated he felt that was
TOWN BOARD

PUBLIC COMMENTS CONTINUED:

said in error. Mrs. Brongo indicated the figures they are paying to operate their 12 lights are highly exaggerated compared to what it actually costs to run them, and she added if this could not be straightened out, the light should be removed. She further commented it was Dan Miller that sent the proposals to RG&E as far as how much is going to be potentially developed within the year 1989. There was discussion that a procedure would need to be followed, too, to get the lights out. Mr. Heilman questioned whether they would really want to do that. Mrs. Brongo indicated she has sent a letter to the Town requesting a public hearing on this and it has been totally ignored.

Jerry Brimer - He suggested putting this first on the agenda for the next meeting. He asked where the land maybe purchased for the Highway Garage. Supervisor Hannah indicated that is what they will be discussing during the Executive Session. Mr. Brimer questioned why the agenda read the Executive Session was for personal reasons. Supervisor Hannah explained they have already made the land purchase proposal and that is what they will be talking about. Mr. Brimer asked where the property is, and Supervisor Hannah indicated it is on Stryker Road.

Councilman Powers explained one of the reasons not to discuss this is outside of Executive session is they do not want to have on record anything about the negotiations and considerations.

Mr. Brimer asked Don Faso when "their committee" would be meeting again, and he commented they have done a good job to keep the meeting's location a secret. Don Faso responded no new meeting has been set and added they meet in the Highway Garage. Mr. Brimer asked how often they meet, and Don Faso indicated they meet once a month. Mr. Brimer asked if they are public information meetings, and Don Faso indicated they are and that they are published in the paper and posted on the Town's bulletin board.

Mr. Brimer made a comment about $33,000 being taken out of a contingency fund that was to pay for the Chili Corridor, and he questioned whether or not there was any other account set up for that. Supervisor Hannah indicated there was no other account at that point because it happened after the budget was signed for last year. Mr. Brimer asked if the $33,000 is the total cost instead of the projected $28,000. Supervisor Hannah indicated it cost more because they extended it for four months longer.

Don Ramsey - 27 Red Bud Road

He stated the Town Board should be up to the point where they were in 1981 as far as the relocation or town hall expansion issue is concerned. He commented on the overcrowding at public hearings in the present town hall. He gave reasons for the expanded need of space: more functions, more people, etc. He commented he thought money has been put away for the expansion and it should be done now. He commented their library is inadequate because they do not have the necessary space.

Vince Indovina -

He commented he has been to many of these meetings and before tonight, he did not even know Mr. Ramsey existed. He stated he knew Mr. Ramsey was town council and on the old Board now in the last two months since his name has appeared in public. He commented in all the years of Mr. Ramsey's time on the Board they accomplished some architectural plans, etc. He added this Board has accomplished a lot more in the past three months on this issue, and he commended the Board. He commented this Board has had far many accomplishments that Mr. Ramsey's Board ever did.
A meeting of the Chili Town Board was held on June 21, 1989 at the Chili Town Hall, 3255 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilman Criddle, Councilwoman Callahan, Councilman Powers and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Lu, Town Engineer.

Fire Door exits were identified for Board members and audience.

The Town Board meeting was closed at 7:45 p.m. for a Public Hearing to Establish a College Greene Lighting District. The Public Hearing was closed at 7:51 p.m., and the Town Board meeting was reopened. The Town Board meeting was closed at 7:51 p.m. for a Public Hearing to Extend Black Creek West Drainage District to Serve the College Greene Subdivision. The Public Hearing was closed at 7:56 p.m., and the Town Board meeting was reopened. The Town Board meeting ended at 9:30 p.m.

Approval of Minutes: Minutes of June 7, 1989 were tabled.

Ed Merante and Marlene Kretser made a presentation to Dotty Pompa on behalf of the Chili Town Library. Marlene Kretser presented a photo album with pictures of the past Agropoli delegates' visit along with some pages for the future photographs of Chili's trip to Agropoli. Ms. Pompa accepted the gifts and added she feels it is wonderful for all the Town's residents to be able to see the pictures. She further commented they earlier received a book and video that has not yet been processed. She indicated the library would keep these gifts all as one package and then publicize it that way.

Mr. Heilman commented there are two matters that are still open from the last Town Board meeting. He indicated first there was a question raised by Councilman Merante in regards to his being able to vote on the Faber Homes resolution since he is a tenant in their plaza. Mr. Heilman stated he has reviewed the law and under the General Municipal Law, Section 601 and 802, entitled "Conflicts of interest inhibit and exceptions," he found there is no impediment to Mr. Merante's voting. He further stated he checked with the attorney for the Association of Towns to verify any research, and he added that attorney agrees with his findings. Mr. Heilman stated they both find there would be nothing wrong for Mr. Merante to vote.

As far as the issue regarding the lighting district mentioned at last meeting, Mr. Heilman indicated he did have an opportunity to review the record which reflected these districts were created in December of 1986. He stated he believed the extensions were in July of 1987. He explained these districts were entitled Sunset but became Chestnut 1 and 2 and Wellington. Mr. Heilman explained once these districts are created and improved, these lights become charges the Town must collect from that district on an Ad Valorem basis. He further explained there initially was some mix up with one of the districts and a refund was not charged enough but made the following year, and he added that was distributed back by Mr. Miller in 1988 despite a small balance for the builder for his extra share he put in. Mr. Heilman stated there is no way this Town Board can do anything about the charge because this is now within the special district created under the law legally. He stated the charges are assessed by the RG&E. He stated they have to be levied and collected by the assessor on the property in certain dates. Mr. Heilman explained he has sat down with Mr. Chamberlain and the Town Assessor. He stated the procedure is in force now and cannot be changed.

Mr. Heilman further explained there is a proviso that the residents can dissolve the district. He stated his suggestion to the parties that have raised concerns or dissatisfaction with being in these districts would be to have their attorney call him so he can give them the appropriate sections under that law so that they can start the procedure. He indicated the people in that district would have to sign a petition and bring it to the Town to determine if that can be dissolved. He restated there is nothing this Town Board can do with regard to the charges for these specific districts in existence now.

Councilman Criddle asked if the charges would be conveyed to the residents of the Sunset Lighting District. Mr. Heilman indicated he would draft a letter incorporating all that and send it to whoever the Supervisor advises he does so.

Supervisor Hannah commented he thought they were to have a meeting and find out if Mr. Heilman would be willing to sit with the, and Mr. Heilman agreed. Councilman Criddle commented the Town Board would stand ready to give them any assistance.
whatever if they so choose to dissolve the district. He questioned what would happen if they turned the lights off but left the obligation there. Mr. Heilman indicated that could not be done. He further stated RG&E could not do that without a resolution to be passed by the Board. He indicated the Board could not act unless there is a petition.

Mr. Heilman explained the builder puts up the poles and RG&E only puts the lighting and ties in the lines. He added they do not do that until the resolution is passed and the supervisors tell them they can. Mr. Heilman further explained at that point they set up an assessment and send it out to the people that are on the books on November 1. He stated that goes out and taxes are collected for the next year. He stated as more and more people go in, the cost will go down, but at this point, the residents will have to pay a higher price.

Supervisor Hannah commented when they were running into this problem, they were down around $200,000 assessment evaluation and now they are around one million dollars. He concluded it would be reduced considerably for next year. Mr. Heilman commented taxes run from January 1 to December 31, so in 1990's tax bill, those costs should be substantially less assuming the conditions continue and more houses go up, but he added there is nothing to be done by this Board at this time.

Supervisor Hannah commented as more homes are put in, it will reduce that charge much quicker.

Councilman Criddle asked what authority gave that final word. Mr. Heilman indicated he has not checked with them on that, and he added he just looked at the law. He indicated he would check. Councilman Powers commented they would always have the option to dissolve if they got that 50/50 occupancy, and Mr. Heilman agreed.

Councilman Merante stated the Town Attorney has informed him there is no conflict of interest with the Blueberry Hill issue.

Dario Marchioni - 120 Old Chili-Scottville Road
He stated in 1986, the Town Board passed a resolution where the corner of Beaver Road and Old Chili-Scottville Road was discussed and in the research that was found, that corner is a very dangerous corner. He stated the Town Board agreed it was a very dangerous corner and also that steps should be taken to see what could be done about that corner. Mr. Marchioni stated Mr. Chudyk had mentioned then that the problem with that corner is that drivers come out on 45 degree angle. He explained the area by use of a chalk drawing. He presented pictures to the Board of past accident scenes at this intersection.

Mr. Marchioni explained in the past a solution was looked at to straighten out the piece of property. He explained the straightening of the intersection would omit a driver having to twist their body around to view oncoming cars. He explained John Castellani at that time was not interested about giving that piece of property up to straighten that road. Mr. Marchioni commented he feels this is now an opportune time to affect this change. Mr. Marchioni indicated Mr. Castellani sold the land to another party which then sold it to Faber Homes. He further explained Faber Homes does plan to knock a house down at that corner anyhow, so it would be perfect to straighten the road now.

Supervisor Hannah indicated he has spoke with Bernie Iacovangelo since the last meeting when this came up and added they went and looked at the property. He further stated Mr. Iacovangelo relayed to him whatever was possible, Faber Homes would be glad to try to solve this problem. Councilman Merante commented he has also spoke to Mr. Iacovangelo and he has offered his cooperation that is possible with the Town to help alleviate the situation.

Frank Iacovangelo indicated they would certainly like to look at a solution. There was discussion as to who owns the road they want to straighten out. Supervisor Hannah indicated the Town owns Old Chili-Scottville Road. Mr. Marchioni commented it is the Town road that is a problem. Mr. Marchioni suggested straightening the Town road out to a 90 degree angle. Supervisor Hannah commented if the turn was to back a few hundred feet before Jessen's corner and leaving less of the Iacovangelo's land down below, it would help for the angle. Frank Iacovangelo indicated he did not know what it would take to straighten out that corner but added they would be willing to cooperate if they did not lose too much density.

Mr. Marchioni suggested Mr. Lu comment on this proposal. Mr. Lu indicated if the Town wants, they could go out and take a survey and see how much land would be required for them to take. He also commented because blueberry Hill has two exists using this intersection, this would benefit them as well as the Town. Mr. Marchioni suggested the Town Board vote on the Faber Homes resolution with the contingency of this corner being worked on. There was more discussion that Faber Homes would
like to cooperate. Frank Iacovangelo commented the reason this was impossible in the past had to do with the house being close to the road, the same house they plan to take down anyway.

Councilman Morante asked if Mr. Marchioni felt 6 to 8 ft. would be enough to take, and Mr. Marchioni felt they need to take more.

Marlene Kretser - 56 Lexington Parkway
She stated she has talked to Mr. Lu and Tom Guerin recently about Wegmans' berm and their little gulley where they are breeding mosquitoes. She presented some pictures to the Board. She asked if the stagnant water problem would be corrected. She further commented when the water floods with rain, the swampy water flows into their backyards. She added Jenny Wilson also has this problem.

Supervisor Hannah indicated he has talked to Ken O'Neil from Wegmans about this, and he added Mr. O'Neil indicated they would try to correct that by cutting the berm in a way to put a pipe under it.

Ed Briggs - 2129 Westside Drive
He stated he is Chairman of the Traffic and Highway Safety committee. He commented that College Greene has mentioned they have two ponds there with no fence of any kind around that. He commented school is out and kids are riding their bikes next to that big pond which is two or three feet away. Supervisor Hannah commented that pond is six or seven feet deep. Mr. Briggs commented there is a potential dangerous situation there. He also commented he feels what Faber Homes intends to do with the road straightening would benefit them, too. He commented he investigated an accident that occurred at that intersection, and he found the one comment that came out of it was the drivers did not see each other. Supervisor Hannah indicated College Greene is planning to put up box berms.

Marlene Kretser - Stuart Road
He suggested the Town put a fence around the pond in the park in back of the apartments because kids are down there, too.

Supervisor Hannah indicated she has not been back there and does not know if any more work has been done on it, but she added when they had the Recreation Meeting, the work on the pond had not been finished. She added kids could climb over a snow fence or any other type of fence back there, too. Councilman Powers asked if the pond would be aesthetically pleasing and a draw for people, and Marlene Kretser indicated it would. Councilman Powers indicated it may be a mistake to put a fence around that pond as far as the visual aspect is concerned, and he added kids would climb the fence anyhow. He commented what is put up there as far as fencing should be for safety and aesthetics. Supervisor Hannah asked if there was ever any intention of fencing that pond or making sure the grades are correct.

Marlene Kretser commented it has to be State specs and the D.E.C. is going to draw it up.

Jim Kalish -
He stated he would like to bring to the attention of the Town Board three sections of the code as they pertain the Westchester Village Subdivision. He stated the first is Section 4C Which pertains to each basement having a crock and that crock having a sump pump that is tied into the storm system. He stated all the sump pumps in Westchester Village dump into the backyards. He further stated there is no provision to tie them into storm sewers. Mr. Kalish stated there are people in the neighborhood that are having trouble with some of the mud kicking back in and plugging up into the basements. Supervisor Hannah asked where are the pumping it. Mr. Kalish stated there is an inch and a half of PVC out the back walls and just spills into the backyard above grade.

Councilman Powers asked how old that subdivision is, and Mr. Kalish indicated it is three years old. He further added Chapter 86 of the code was adopted in August of 1970. Councilman Powers requested Mr. Lu to check if the subdivision was approved to be done this way. Mr. Lu stated Westchester is the last section, the last of the engineering review, and he added the engineering review came involved right after this subdivision. Supervisor Hannah commented the intent is to go to catch basins, and Mr. Kalish agreed. Councilman Powers asked if there is or there is not a storm sewer, and Mr. Kalish indicated there is a storm sewer in the subdivision and there is a 15" concrete that goes down his side property line about 15 to 20 ft. away from where this outlet is. He further stated there is a storm through the entire subdivision. Councilman Powers suggested the drainage be tied to that, and Mr. Lu indicated he did not know if that could be done.
Mr. Kalish commented he did not know if that would be feasible. Supervisor Hannah commented their lots are long lots, and Mr. Kalish indicated his is. Mr. Lu indicated they insist that the pumps come to the front yard, and he added that section is not their work.

Dario Marchioni - He asked how their downspouts are handled. Mr. Kalish indicated they are not tied in either. He stated they have splash boxes that come down the side of the house. Mr. Kalish stated his sump pump has been running like crazy, and he added his walkout basement does not help the matter any.

Councilman Powers commented they probably have had their C of O for three or four years, and Mr. Kalish agreed. He added the subdivision went up in approximately nine months, so everybody has been there a minimum of two years. Mr. Kalish pointed out chapter 96, Section 17C pertains to the developer planting trees every 40 ft., making provisions for driveway and other obstructions. Mr. Kalish stated there are sections of frontage along the road 200-400 ft. with no trees. He commented the developer planted a tree in front of each home.

Mr. Kalish pointed out the second half of that section indicates the trees are to be a minimum of three inches in diameter. He indicated his tree has been in three years and is probably seven to eight years old, but the tree is now an inch and a half to two inches in diameter. He indicated he was wondering why the developer was not required to plant the proper sized trees and enough trees. Councilman Powers asked if this tree situation exists in just Mr. Kalish’s section or the entire subdivision. Mr. Kalish indicated it is the entire subdivision. Mr. Kalish stated he lives on the cul-de-sac, and he added the tree situation is not as bad in that area because they have smaller frontages. He explained the spacing of some of the spacing.

Councilman Criddle asked if this is the first time they have become aware of this in the three years they have lived there. Mr. Kalish indicated it is.

Supervisor Hannah commented Tom Guerin has been in his office many times in the last year about these trees. He added they are trying to get the developer to do something about this. He further commented there should be money left in the letter of credit on this. Councilman Criddle asked who the builder is, and Supervisor Hannah indicated it is Jim Howarth.

Mr. Lu indicated sometimes the owners of the homes decide where they want the trees, and he added that may be in the backyard. He further stated they have to be very careful where they place the trees, too, because sometimes the 50 ft. or 40 ft. requirement presents a visibility problem. He stated the visibility factor has to be taken into consideration for not only today but the future growth of the tree. Mr. Kalish indicated he understood those concerns but added trees are missing in some locations for no apparent reason.

Councilman Powers questioned if an individual could choose to remove a tree from his property or not even have it planted in the first place. Councilman Criddle commented most of these trees are placed in the right-of-way. Mr. Heilman indicated as long as there is no safety or health and a tree is not in the right-of-way, a person can have a forest or no trees on their property if they so wish. There was more discussion that the Town Engineer is very strict now about planting trees.

Supervisor Hannah asked what they could do with Mr. Howarth. Mr. Lu commented it would be like pulling teeth to get something done at this point. Mr. Kalish commented he did not believe the plans for this showed plantings like they should have been required. He further commented if there is still money in the letter of credit, he could not see how the builder could argue that he could not or would not fix this situation.

Bernice Wilcox - Stuart Road She commented as a homeowner along the creek, they are not responsible if children fall in the creek and drown. She questioned if one could remove dirt from a flood plain. Mr. Lu indicated he thought you could. He added one cannot move dirt onto a wetland. Mrs. Wilcox asked if you could build on a flood plain. Mr. Lu commented if one were to prove they would not do damage to it, they may be able to build up a grade in volume but there would be a heavy tax charge for that. He stated you have to be 2 ft. above the flood plain to build. Supervisor Hannah commented there is building in a flood plain on Ballantyne Road. Mr. Lu added to build in a flood plain, one would have to get flood plain insurance. He added a lot of time banks do not grant mortgages under those circumstances. Mr. Lu stated you cannot
build at all in a flood way. Supervisor Hannah added that is true for a wetland, too.

Mrs. Wilcox commented she is a member of the Rochester Museum Science Center, and she added they and the Genesee County Museum have ponds which are controlled by those organizations. She stated the public does not have access at any time and there is personnel there.

Marlene Kretser - 56 Lexington Parkway
She agreed that those pond areas have personnel around them, but she added the personnel are not there 24 hours a day.

Corres. No. 1 Letter dated June 14, 1989 from Ronald Fodge, Recreation Director. RE: Recommendation of Capital Improvements.

#261 RESOLUTION OFFERED BY COUNCILMAN MERANTE
BE IT RESOLVED that the basketball courts at Memorial, Hubbard, Davis Parks and the Chili Community Center be resurfaced. The cost of material is $1,662.00. Additional cost for labor would be above this. This is to be paid from Parks and Recreation Reserve Fund.

Seconded by Councilwoman Callahan and unanimously approved.


#262 RESOLUTION OFFERED BY SUPERVISOR HANNAH
BE IT RESOLVED that Supervisor Hannah be authorized to sign the 1991-1992 State Snow and Ice Agreement with the N.Y.S.D.O.T.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 3 Letter from Antonio Filippone, 3205 Chili Avenue, Olindo's Import Foods. RE: Intent to Renew Liquor License.

Corres. No. 4 Letter dated June 12, 1989 from Harold J. Herzog, Director of Community Assistance. RE: CHIPS Payments to the Town of Chili.

BE ADVISED that under the Consolidated Local Street and Highway Improvement Program (CHIPS) the Town of Chili will continue to receive payments from the Office of the Comptroller.

(NO RESOLUTION REQUIRED)


#263 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE
BE IT RESOLVED that the Town Board accept Robert E. Connolly's resignation effective July 6, 1989. Mr. Connolly is retiring from the Town of Chili after 10 years of service.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 5 Letter dated June 20, 1989 from Robert E. Connolly, Building Inspector. RE: Property located at 19 Newport Drive.

#264 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE
BE IT RESOLVED that pursuant to Chapter 33 of the Code of the Town of Chili of the year 1981, "Brush, Grass, Rubbish, and Weed Control", and pursuant to section 64, Sub. 5a and Section 130, Sub. 5 of the Town Law of the State of New York, as amended, notice shall be served by certified mail or personnel to the following property owner of the requirement that they shall cut, trim or remove brush, grass, rubbish or weeds, or cut, trim or
RESOLUTION #264 continued:
remove poisonous shrubs or weeds upon their lands, property is located at 19 Newport Drive:

Emilo Aybar & Lucy Gonzalez
19 Newport Drive
Rochester, New York 14624
Tax Account # 134.130-02-071

AND BE IT FURTHER RESOLVED that if such work is not completed within 5 days of receipt of said notice, such work as required shall be accomplished by the Town of Chili Highway Dept.:

AND BE IT FURTHER RESOLVED that the Town of Chili shall be reimbursed for costs of such work as performed by assessment and levy upon the lots or parcels of land, such expenses constituting a lien and charge on said real property and shall be collected in the same manner at the same time as other Town Charges.

Seconded by Supervisor Hannah and unanimously approved.


#265 RESOLUTION OFFERED BY COUNCILMAN MERANTE
BE IT RESOLVED that the Fire Prevention Permit fee be waived for St. Christopher’s Youth Group for the purpose of conducting a recreational bon-fire on Friday, June 23, 1989.

Seconded by Councilman Powers and unanimously approved.


#266 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN
BE IT RESOLVED that Darrin G. McBride, 5 Pine Knoll Drive be hired as a Seasonal Laborer in the Highway Department at the rate of $5.00 per hour.

Seconded by Councilman Merante and unanimously approved.


#267 RESOLUTION OFFERED BY COUNCILMAN POWERS
BE IT RESOLVED that $2,000.00 be transferred from Account DA5140.4 Brush and Weeds Contractual, to Account DA5140.1, Brush and Weeds - Personal Services.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 10 Letter dated June 20, 1989, from Ronald Fodge, Recreation Director. RE: Replacement of Employees for Summer Help in Recreation Department.

#268 RESOLUTION OFFERED BY COUNCILMAN MERANTE
BE IT RESOLVED that the following candidates be hired for summer employment to replace seven (7) candidates approved at the June 7th Town Board Meeting that are not available for summer employment.

Tricia Landers
Joanne Englert
Jolie Pickett
Lisa Rice

Matt French
Michelle Palermo
Joanne Trifiro

Seconded by Councilman Powers and unanimously approved.
#269 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Town Board accept the extension to the Little Black Creek South Drainage District to serve the Morgan Road Subdivision.

Seconded by Councilman Powers and unanimously approved.

#270 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be authorized to sign the "Hold Harmless Agreement" from the Wellington Homeowners Association, Inc., in regard to their ornamental posts and subdivision sign which are within the road right-of-ways in the Wellington Subdivision.

Seconded by Councilwoman Callahan and unanimously approved.

#271 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the rezoning of Faber Homes from General Business to Multiple residence be approved as proposed at the June 7, 1989 Public hearing with the following conditions that were requested by concerned neighborhood residents:

Faber Homes Construction Property to be known as Blueberry Hill Apartments will revert back to General Business if any of the following conditions occur:

1.) If meaningful Construction has not commenced within two (2) years after final approvals are granted by the Chili Planning Board and the Chili Town Engineer.

2.) Undeveloped property is transferred from Bernie, Frank, Anthony Iacovangelo or John Amundson.

3.) Faber Homes makes significant changes to plans from those proposed to the Town Board on June 7, 1989 Public hearing.

Seconded by Councilman Criddle and unanimously approved.

#272 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that a Screening Review Committee be established for the purpose of reviewing various proposed building and allied projects. The primary aim of this committee would be to expedite handling of projects with the hope of reducing the need for additional Planning and Zoning Board meetings. This committee will be made up of:

1.) Building Inspector who should be the Chairman
2.) Chairman of the Planning Board
3.) Chairman of the Zoning Board
4.) Town Engineer

Also as needed on request the Fire Marshal, Highway Superintendent and the Assistant Town Attorney.

Seconded by Councilman Powers and unanimously approved.

#273 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

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<tr>
<th>Voucher Type</th>
<th>Number</th>
<th>Amount</th>
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<td>Combined Drainage</td>
<td>28 - 31</td>
<td>1,185.12</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$ 56,516.26</td>
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</tbody>
</table>

Seconded by Councilwoman Callahan and unanimously approved.
A Public Hearing was held by the Town Board of the Town of Chili on June 21, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Establishing a College Greene Lighting District.

Attendance as previously noted in the Town Board meeting minutes of 6/21/89.

Lori Tones was present to represent College Greene. She stated they have 30 lights planned for the lighting district, seven of which are in Phase 1. Supervisor Hannah asked if Phase 1 goes straight up College Greene Drive, and Ms. Tones indicated it does not. She stated Phase 1 comes down between the word "pond" and the word "lane" on the map. Councilman Criddle asked how many this would include. Ms. Tones indicated it would be for 30 lights and 139 homes. She added there would be one light per every four or five homes. Mr. Heilman asked how many lots are in Phase I, and Ms. Tones indicated there are 21 lots which will be responsible for seven lights.

Mr. Heilman commented he and Ms. Tones have spoke on the phone in regard to what the Board's general policy would appear to be after they enact some legislature as far as the 50 percent figure being used so there is no problem. Ms. Tones indicated that would not be a problem. She added she feels this community is a little specialized in being a senior citizen community, and she further commented it is imperative they have a lighting district. She stated they do not have a condominium association that they could bill through if they put in their own lights. Mr. Heilman stated he also furnished Ms. Tones with the information that was drafted by the Town Assessor and presented and given to Supervisor Hannah and himself. He asked Ms. Tones if she sees any problems with the times and dates indicated as far as what College Greene needs to know. Ms. Tones indicated there was no problem.

Mr. Heilman explained that Linda laid out the different dates they would want in a year in advance. He explained that if the property is on the roles by October 1, up and after that time the books are closed for the taxes for the following year, but even before that, the Town really should know in March rather than October as to what parcels and lights are going to be in and responsible for. Mr. Heilman indicated this way the Town would know if there is 50 percent also in time for the assessment and the turning on of lights. Mr. Heilman further explained they may work it so the builder wants to do that or be responsible for the cost, if the lights are wanted initially, and he added they are willing to foot that bill also.

Supervisor Hannah commented that is a probability in this case because the first three or four lights would be where there is no home at all, and Ms. Tones agreed. Supervisor Hannah asked if College Greene may be picking up the initial phase themselves, and Ms. Tones indicated she could not commit to that but would say this is probable. Mr. Heilman commented if they put their own poles in, the costs for the lights would be a lot less. Ms. Tones stated she understood they are responsible to put the poles in, and she further stated RG&E puts the fixtures in.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on June 21, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss Extending Black Creek West Drainage District to Serve the College Greene Subdivision.

Attendance as previously noted in the Town Board meeting minutes of 6/21/89.

Lori Tones was present to represent College Greene. She stated they will be tying into an existing drainage that comes in from Pleasant Street for sewers. Supervisor Hannah asked if that would be an extension from the Fitness Center, and Mr. Lu agreed. Mr. Lu further indicated a detention pond is being built and is almost complete to serve the college. He further stated the whole concept on this subdivision has been reviewed and agreed upon. Mr. Lu stated they are now
PUBLIC HEARING - EXTENDING BLACK CREEK DRAINAGE DISTRICT TO SERVE THE COLLEGE GREENE SUBDIVISION:

Reviewing the Phase 1 detail but he does not see any reason not to accept this because all the concept has been approved.

Supervisor Hannah commented a lot of people have questioned him on the pond area, and he asked if they plan to put a box beam guardrail along the pond. Ms. Tones indicated they have a smaller pond which is the one closer to the road and there will be a box beam guardrail coming along that pond according to State code. There was some discussion and indication where other ponds are and will be. Ms. Tones indicated there eventually will be a large pond right through the center of the area, somewhat bowl-shaped, all draining into the central pond which will eventually come through. She further added there will be a swale that comes down through there into another detention facility pond. Councilman Criddle commented they have four pond overall. Councilman Criddle asked where the main outflow for their storm drainage is from the project.

Ms. Tones indicated the drainage would go into the wetlands, and she added there is an end section of pipe. Councilman Criddle asked if that would run from the detention pond into the wetlands, and Ms. Tones indicated there is an outlet structure there.

Mr. Lu commented the first two ponds, a good portion, serve the college and the College Greene Subdivision.

PUBLIC COMMENTS AT THE END OF THE MEETING

Supervisor Hannah indicated there was a request from the Businessmen's Association of Chili to have a public meeting in regards to the Coldwater, Chili Avenue and Paul Road area. He stated their meeting would be to inform everyone what is happening with that area.

Ed Merante indicated he has completed the financial report on the Chili-Agropol event. Supervisor Hannah read the financial statement of June 1989. He read the total expense of all the functions as $3,945.04 and the total income as $4,125.

Councilman Powers addresses Jerry Brixner in regards to a resolution acted on tonight on the screening committee. He stated this would help speed up the process and give the builder information that would help them better prepare themselves for the public hearings. He added this would not keep the public "out of the picture" because there would be no voting done at this screening stage. He added the members of the audience as well as the Board hearing the application would be hearing it for the first time, except for maybe the Chairman.

Jerry Brixner suggested if they do have this committee, they should abolish the informal and for discussion parts of the town meetings. Supervisor Hannah indicated that could be a possibility but they would like to see if this committee works first before they take any further action.

Frank Iacovangelo commented this would be helpful for the builders to get information and concepts worked out ahead of time of the public hearing. He explained where this process would have helped them out a few years back when planning Pumpkin Hill. He commented, though, he felt the informal portion of the meeting should not be eliminated because it is helpful to the builder also. Mr. Iacovangelo commented the informal would be necessary for the board members to be able to ask questions about the application and provide input before a formal presentation is made to the audience. Councilman Powers suggested that could be done at the formal hearing.

Darla Marchioni asked if there would be a fee charged to come before this committee, and Supervisor Hannah indicated it would be free. He indicated this would be used when the Building Inspector gets to a point where he hits a gray area and needs some consulting with other professional opinions.
PUBLIC COMMENTS CONTINUED:

Dario Marchioni asked if one has to pay a fee to the Recreation Committee when building townhouses and requesting a building permit as one has to when building a home. Supervisor Hannah indicated it has to be paid by the unit.

Joe Gartland - He indicated he is all in favor of the screening committee. He suggested putting a citizen on it.

Jerry Brixner - 14 Harton Road
He indicated he attended the Saturday session of Blueberry Hill's presentation and commented it was a super presentation. He questioned whether or not that meeting should have been publicized since there was a majority of a given municipal body there. Supervisor Hannah indicated he was down in New York city last year at the Urban Towns meeting and this came up. He indicated the first question asked by the moderator was who called the meeting. Supervisor Hannah indicated in this case, the lacovangelo invited him and he did not know the other Board members had been invited until he got there. He added if he would have called that meeting, they would have been in violation of the law if it were not publicized. Councilman Powers reiterated what Supervisor Hannah stated.

Bernie Wilcox - Stuart Road
She commended the Board for trying to straighten out the business about the Planning and Zoning Boards.
TOWN BOARD
July 19, 1989

A meeting of the Chili Town Board was held on July 19, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilman Criddle, Councilwoman Callahan, Councilman Powers and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Heilman, Town Attorney; Mr. Lu, Town Engineer.

Fire door exits were identified for Board members and audience.

The Town Board meeting began at 7:35 p.m. and closed at 9:07 p.m.

Reports Submitted: Chili Recreation Committee 6/14/89

The Chili Town Board minutes of June 7, 1989 were accepted. The Chili Town Board minutes of June 21, 1989 were accepted as corrected.

Jerry Brixner - 14 Hartom Road

He wished to express his thanks for everyone that helped with the Agropoli events and mentioned some of the following people: councilman Merante, Bill McVee, Janie Last, Bausch & Lomb, Frank Potito, Don Paso, Carol O'Conn, Jeff Lahen, Pate Santillo, Peter Logel, Romeo Matealo, Ron Forth, the bus driver to the Red Wing game, Allan Wilson, Julian from the Times Union, the Red Wing players.

Marlene Kretser - 56 Lexington Parkway

She stated she heard rumors through the town that Tom Guerin was being replaced as Town engineer because certain people did not like the idea of Tom Guerin being friends with herself, Steve Hendershott, Don Paso and Charlie Novona. She stated she felt Tom Guerin had a great rapport with the people of the town. She questioned if this rumor was true. Mr. Lu stated he usually does not deal with rumors, but he added it had nothing to do with Tom Guerin being a close friend of Marlene Kretser.

Ms. Kretser asked if all meetings on the lighting districts in the town are open to the public. Supervisor Hannah stated the meetings are open. Ms. Kretser stated she heard that someone called up the Supervisor and said there was a closed meeting on June 8 about the Chestnut Lighting District. Supervisor Hannah indicated he did not know anything about a June 8 meeting on a Lighting district.

Jim Kaliş - 29 Haverknoll Circle

He asked who the representative would be if Tom Guerin is no longer with the Town. Mr. Lu indicated the public could contact Jim Hilton or Larry Nissen. Mr. Kaliş indicated last meeting he raised some questions regarding areas of the Town Code in reference to the Westchester Section 1, and he stated he was wondering if that had been looked into yet. Supervisor Hannah indicated he and Jim Hilton toured that Phase 1 a couple weeks ago. He further stated they spotted and counted where the trees should be every 50 ft. He explained they then contacted Jim Howarth who came in and agreed to put in all 16 trees that they have allocated. Supervisor Hannah further explained Jim Howarth is waiting for himself to give the spotting that they recommend. Mr. Kaliş stated he understood why it would not be good to plant the trees in July. Mr. Kaliş asked if Jim Hilton is an engineer, and Mr. Lu indicated Mr. Hilton has a two-year degree in engineering. Mr. Lu further added Mr. Hilton has been consulting for 30 years.

Mr. Kaliş asked what was happening with the sump pump situation. Supervisor Hannah stated Jim Howarth indicated that requirement was before they put them in. Mr. Kaliş indicated the subdivision is only three years old. Supervisor Hannah indicated they looked into it and found the Town was not requiring the sump pumps at that time. Mr. Lu stated that happened before they became engineers for the Town. Mr. Kaliş stated he wanted to make sure for other people in the Town of Chili that are building now that they get sump pumps tied in because it was in 1970 that that law was passed. Mr. Lu stated there is nothing the Town can do now.

Marlene Kretser -

She indicated she handed a letter to the Town Supervisor and placed copies in all the councilperson's boxes. She asked if that letter would be discussed this evening. Supervisor Hannah indicated it would not be answered or discussed tonight because the plan is to send a letter and copy of her petition to "John" and let him respond to it. Ms. Kretser stated she talked to Rodney Jones about it who said to get a letter to the Supervisor before the Town Board meeting. Supervisor Hannah again commented it would not be fair to comment on the letter until the Town hears "John's"

#274 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a Letter of Credit be established for Chestnut Subdivision, Section Four, in the amount of $290,497.58. The Letter will be composed of the following:

- Drainage: $115,471.27
- Roads & Misc.: $175,026.31

These figures include 10% for Contingencies, 5% for Engineering, and 1% for Town Administration fees.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 2  Letter dated July 13, 1989, from Lawrence B. Smith, Building Inspector. Rf: Permission to Attend Two (2) Stated Required Programs.

#275 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Lawrence A. Smith, Building Inspector, be authorized to attend two (2) of the 24 hour programs required by New York State Office of Fire Prevention and Building Code. The courses will held 7/31 to 8/3 in Montour Falls, and 8/14 to 8/18 in Jefferson County. Expenses to be paid by voucher as incurred.

Seconded by Councilman Powers and unanimously approved.


#276 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the following be added to the active list of the Clifton Fire Department:

- John MacDonald
- Jeffrey Spring

593 Chili-Riga Center Road
51 Clifton Road

BE IT FURTHER RESOLVED that Frederick Bonehill be removed from the active list of the Clifton Fire Department.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 4  Letter from Carol O'Connor, Town Clerk. Rf: Requesting Additional $2,000.00 for Postage Machine.

#277 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a check be issued to R.M.R.S. in the amount of $2,000.00 for additional postage in the Town Clerk's Office.

Seconded by Councilman Merante and unanimously approved.


#278 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Supervisor Hannah be designated to continue to serve on the Southern Corridor Development Impact Study Advisory Committee for Monroe County.

BE IT FURTHER RESOLVED that the Town of Chili contribute $5,000.00 to help fund the study.
RESOLUTION #278 continued:

Seconded by Councilwoman Callahan and unanimously approved.


#279 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to purchase tools for the Highway Department not exceeding $1,000.00. Funds are available in the budget for this purpose.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 7 Letter from Jerry Kavanagh, Race Director for St. Pius X Carnival. RE: 5th annual St. Pius X (John Robert Kavanagh Memorial) 5k Road Race.

#280 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that St. Pius X be given permission to host the 5th Annual Road Race on August 11th. Insurance Certificate to be presented to the Town Clerk prior to the Road Race. St. Pius X is also responsible for notifying the Monroe County Sheriff's Department, NYS Police, Chili Fire and Ambulance.

Seconded by Councilman Merante and unanimously approved.


#281 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a Letter of Credit be established in the amount of $350,341.76, composed of the following:

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<th>Description</th>
<th>Amount</th>
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<td>Drainage &amp; Erosion Control</td>
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<td>Roadways &amp; Misc.</td>
<td>$255,693.80</td>
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</table>

These figures include 10% for Contingencies, 5% for Engineering, and 1% for Town Administration Fees.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 9 Letter dated July 18, 1989, from Thomas A. Guerin, P.E., of Joseph C. Lu Engineers. RE: Approval of Additional Expenditure for Chili Water District No. 1 South Black Creek Extension No. 1 Scottsville-Chili Road.

#282 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Contractor's additional work for the Chili Water District No. 1 South Black Creek Extension No. 1 Scottsville-Chili Road, be approved. The Contractor's additional work cost is $7,900.00 for boring under Rt. #386. Additional pipe and valves, installed at the contracted unit prices would be approximately $2,700.00 for a change order total of approximately $10,600.00.

BE IT FURTHER RESOLVED that the Town Engineer be authorized to look into the feasibility of proceeding to the district boundaries East and West on Stryker Road under previously approved financing.

Seconded by Supervisor Hannah and unanimously approved.


#283 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Jeffrey Wilkinson, Deputy Fire Marshal be given a rate increase to $10.00 per hour, effective July 26, 1989. As of this
RESOLUTION #283 continued:

Jeff will have completed his 6 month probation with the Town of Chili.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 11 Letter dated July 14, 1989, from J. Donald Faso, Chairman Chili Planning Board. RE: Reappointment of William Deans to the Planning Board.

#284 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that William Deans be reappointed to the Planning Board effective August 4, 1989, for a full term to expire on August 4, 1996.

Seconded by Councilwoman Callahan and unanimously approved.


#285 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board authorize two people from the Planning Board to attend the Annual Planning and Zoning Conference October 15-17, 1989 at the Nevele Country Club;

BE IT FURTHER RESOLVED that four (4) people from the Zoning Board, two (2) people from the Conservation Board and the Deputy Town Attorney to attend the New York Planning Federation's Annual Planning and Zoning Conference at the Nevele Country Club October 15-17, 1989. Expenses incurred to be submitted to Town Clerk and will be paid by voucher.

Seconded by Supervisor Hannah and unanimously approved.

#286 RESOLUTION OFFERED BY COUNCILMAN MERNATE

WHEREAS, the Sunset Hill Subdivision, a part of the Chestnut Lighting District, was taxed the sum of $9,000.00 based on an estimate received from the Rochester Gas & Electric Corporation for lighting services for the years 1987 and 1988, and

WHEREAS, the amount billed for electrical services by the Rochester Gas & Electric Corporation for 1987 and 1988 approximated $4,912.45 leaving a surplus in the Chestnut District Account of $4,087.55 for the years 1987 and 1988, and

WHEREAS, the ten (10) residential homeowners were refunded the sum of $1,644.97 in accordance with a Resolution passed by this Town Board on November 15, 1988, and

WHEREAS, the balance of the surplus of $2,242.58 in the Chestnut District Account was taxed and collected from Perna Homes, Inc. on vacant lots located in the Sunset Hill Subdivision.

NOW, THEREFORE, BE IT RESOLVED that the remaining surplus of $2,242.58 be refunded and paid to Perna Homes, Inc.

Seconded by Supervisor Hannah and unanimously approved.

#287 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Chili Town Board establish a College Greene Lighting District as proposed at the June 21, 1989 Public Hearing.

BE IT FURTHER RESOLVED that 50% of homes sold or occupied in that phase before lights are turned on.

Seconded by Councilwoman Callahan and unanimously approved.
#288 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board extend the Black Creek West Drainage District to serve the College Greene Subdivision as proposed at the June 21, 1989 Public Hearing.

Seconded by Councilwoman Callahan and unanimously approved.

#289 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following Budget Transfers be made:

- $100.00 from Account 1410.4 to Account 1410.2
- $500.00 from Account 1620.4 to Account 1650.4
- $500.00 from Account 1420.4 to Account 9995.6
- $21,000.00 from Account Unexpended Reserve Fund to Account 1320.4

Seconded by Councilman Merante and unanimously approved.

#290 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Supervisor Hannah be authorized to ratify and affirm the contract entered into between the Town of Chili and the Estate of Frederick Bonehill. The property located at 60 Stryker Road, Tax Account No. 158.040-01-013, consisting of 26.7 acres for the cost of $99,000.00. The property will be used for the relocation of the Highway Department. Funds for said purchase shall come from monies set aside under Town Law #2 of the year 1970 to purchase the land.

Seconded by Councilman Powers and unanimously approved.

#291 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the following be adopted as Local Law #3 - Political Signs:

SECTION H POLITICAL & MESSAGE SIGNS

DEFINITIONS:

A Political Sign shall be defined as a sign that by its content promotes or supports a candidate or candidates for any public office or which advocates a position on upcoming ballot propositions.

A Message Sign shall be defined as a non-commercial advertising sign expressing the opinion or philosophy of the owner or occupant of the subject property regarding political, religious, social or economic causes.

Political Signs will be allowed in accordance with the following provisions.

1.) No more than two (2) Political Signs and one (1) Message Sign shall be placed on any one tax account number lot by the owner or occupant of said property.

2.) TIME SCHEDULE

   (a) Time of Placement - Political and Message Signs may be erected at any time.

   (b) Time of Removal - The Political Signs shall be removed within seven (7) days following an election, or political event as said signs refer to.

3.) LOCATION, NUMBER AND SIZE

   (a) All Political and Message Signs will be located no closer than ten (10) feet to any lot line abutting the property where the signs are to be placed.
RESOLUTION #291 continued: (LOCAL LAW #3)

(b) No Political or Message signs shall be placed in a position such that it will block or impede the vision of operators of motor vehicles as they approach any intersection in the Town of Chili.

(c) All Political and Message Signs shall be non-illuminated.

(d) Such Political Signs will be no larger than six (6) square feet including both sides of double-faced signs and no Political Sign shall project more than six (6) feet in height from grade level.

(e) Except as expressly provided by this article, no sign political or message shall be attached to any pole, fence, tree or other vegetation or upon any public right of way.

Seconded by Councilman Powers and unanimously approved.

#292 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

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<th>Amount</th>
</tr>
</thead>
<tbody>
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</tr>
<tr>
<td>Highway Fund Vouchers</td>
<td>575 - 657</td>
</tr>
<tr>
<td>Combined Drainage</td>
<td>32 - 36</td>
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</tbody>
</table>

Total: $94,936.15

Seconded by Councilwoman Callahan and unanimously approved.

#293 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that a Chili Town flag and a plaque be presented to the Agropol delegates when the Chili delegates visit Agropoli.

Seconded by Councilman Criddle and unanimously approved.

PUBLIC COMMENTS AT THE END OF THE MEETING

Councilman Merante commented he went by on Buffalo Road and noticed that College Greene has dug their pond. He asked how far do the detention ponds have to be from the road. Mr. Lu indicated he was not sure exactly but knew that the location the ponds are at now have been measured and approved by D.O.T. Councilman Merante commented the ponds seem awful close to the road. Mr. Lu responded that is why the Town asked College Greene to put up guardrails.

Councilman Powers indicated at the end of the meeting last Monday night after the D.O.T. reforms, he met with Vince Indovina and Kathleen A. White and engaged in conversation. He explained Mrs. White described a problem she has at 1000 Paul Road. Councilman Powers indicated he asked her at that time to put her concerns in writing, and he further elaborated what that letter said which indicated she lives next to the entrance of Davis Park. He further commented the letter indicated the gate at the entrance to the park is not locked at night and Mrs. White would like it locked at 10 p.m. Supervisor Hannah commented they have security that drives through all the town parks until 2 o'clock in the morning. Councilman Powers suggested sending a message out to those individuals involved to maybe get the gate locked every night. Councilman Criddle asked if anyone would be able to drive around the barricade if it is locked, and Supervisor Hannah commented they should not be able to because of the deep ditch around that area. Supervisor Hannah stated he would have to talk to "Ron" about
PUBLIC COMMENTS CONTINUED...

this to see the reason for the gates being open.

Steve Hendershott - 3597 Chili Avenue

He asked why the Town Board accepts public comments on some items on the agenda and refuses comments on others. Supervisor Hannah commented in regards to Mr. Hendershott's earlier comments, he figured they were so close to the end of the meeting that they could get through it at that point and wait for the comments at the end of the meeting. Mr. Heilman commented there also had been a public hearing on the item Mr. Hendershott had wished to comment on. Mr. Hendershott commented if there is something on the agenda and there is a comment that relates specifically to it, there may be some input from the audience that may affect the vote on what it is the Board is taking up. Councilman Powers pointed out at the beginning of the meeting they accept comments that maybe be in regard to an item on the agenda. He further commented if there may be a lengthy discussion on it, they usually would ask the individual in the audience to wait until the item is ready to be voted on to expedite the agenda along.

Mr. Hendershott stated the board had commented on correspondence 5 on the southern corridor development impact study - the Board stated that the scope of the project was basically the length of Jefferson Road from Pittsford through to Scottsville Road. Supervisor Hannah commented it would go through Chili also, perhaps to ballantyne Road. Mr. Hendershott asked if each of the towns involved would have to contribute $5,000 to the study, and Supervisor Hannah indicated that was correct. Mr. Hendershott questioned why Chili would have to contribute the same amount of money when the majority of the project will not even be in Chili. Supervisor Hannah commented this study would have an impact on Chili because whatever they do, the movement will be east and west instead of north and south, directing the traffic towards Chili. Supervisor Hannah explained where the corridor would be.

Mr. Hendershott commented on Local Law 3 in regards to political signs stating he felt the Board should amend that law before the Board leaves the point that one would have to remove a sign seven days following an election. He pointed out he could, as he interprets the law, place a sign for George Bush out in his lawn now as long as it is removed four years from now seven days after the election. Councilman Powers indicated he has talked with the ACLU about this very point, and he commented a court would throw out their case if they tried to put a reasonable time limit on putting up a political sign before an election. Mr. Heilman pointed out this is referenced back to the first amendment.

Councilman Criddle commented they have been pressured into this by the ACLU.

Mr. Hendershott stated he felt he knew of nine residents right off the top of his head where the residential structure is closer that 10 ft. to the right-of-way, and he further questioned how the local law would react to such a situation when a political sign is to be no closer that 10 ft. to any property line. He concluded that a person in such a situation would be prohibited from placing a political sign or message sign in their yard. He further commented the ACLU would not want to prohibit anyone from free speech, so that portion of the local law should be eliminated or changed so it should be within the boundaries of the property line. Mr. Heilman pointed out they would have a safety problem then. Mr. Hendershott responded he felt the safety concern was addressed further down in the law where it says that no sign shall block or impede vision. Mr. Heilman indicated he felt that provision was for corner situations. Mr. Hendershott responded that the law does not mention a corner. Mr. Heilman indicated they are trying to accommodate all situations with the local law.

Mr. Heilman further explained that Steve Chudyk was present the night of the public hearing and expressed some concern about where the signs would be as far as the Town was concerned. Mr. Heilman further commented there will be situations that come up that will be a problem. Councilman Criddle commented he felt the Board has made every effort to conform with the ACLU, and he further added he felt it should be left to the ACLU to determine if the local law needed some modification. Mr. Hendershott stated one of the nine homes he is thinking of is his. Councilman Powers pointed out that members of the town have volunteered not to place any political signs up because they wish they were not forced by the ACLU to even allow them in the town. Mr. Hendershott commented there would be pressure from the ACLU that will put up signs, and he further commented he felt the Town was restricting this too much. Councilman Powers asked Mr. Hendershott if he felt a sign should be allowed if it is placed where it would not impede vision but at the same time would be within the 10 ft. barrier, and Mr.
Mendeshott indicated he felt that was possible.

Dario Marchioni - 120 Old Chili-Scottsville Road
He asked if this law has the blessing of the ACLU, and Supervisor Hannah indicated that is incorrect. Mr. Heilman stated the concept is very fundamental because it is based on the first amendment. Mr. Heilman further stated the Town Board is the legislative body of this town, not the ACLU. Mr. Heilman explained from a legal standpoint he has tried to draft a law that will meet the requirements of the constitution as far as free speech. He further added he felt this would not be an undue burden on the Town or for the people to enforce or follow. Mr. Heilman further stated that if the ACLU does not like the law, they will let the Town know.

Supervisor Hannah commented within the last few months Brighton and Penfield both attempted to do the same thing Chili is doing tonight. He further explained Penfield had to withdraw their law and change it because the ACLU did not like it. Mr. Heilman stated he sent a copy of the law to Mr. Foryythe of the ACLU and told them this was what would probably pass. Mr. Heilman again stated the Town could not prohibit someone from putting up a sign, but the Town could deal with the height and sizes of signs.

Mr. Marchioni commented he assumed these signs refer to signs staked in the ground. He questioned if a sign on wheels would fall under this local law. Mr. Heilman stated if there is a sign on someone's property, they are allowed "X" number of signs on any lot whether on wheels or not. Councilman Criddle asked Mr. Marchioni if he was referencing his inquiries to car-top signs, and Mr. Marchioni indicated that is exactly what he is talking about. Councilman Criddle indicated car-top signs have not been affected. Mr. Marchioni indicated he questioned this point because he feels the size of these signs is pretty restrictive. Supervisor Hannah commented the signs could be six sq. ft.

Donna Brongo - 37 Sunset Hill
She commented in regards to the first resolution of lighting district refunds for the Sunset Hill Subdivision, it says that the refund is based on an estimate received from Rochester Gas & Electric for the lighting services. She stated it does not in any way express the fact this was charged in error for another district. she further stated it basically speaks of being a surplus, and she added that is not true. Ms. Brongo stated for the record she would like that clarified. Mr. Heilman stated this is a resolution that Mr. Miller wrote, and he stated he hopes to clarify this when they meet on August 9. He further stated he does not know if this is erroneous because it is not his resolution.

Supervisor Hannah stated he just rewrote what Mr. Miller said. Ms. Brongo further stated this is not a surplus for services to Sunset Hill. Supervisor Hannah indicated it is a surplus for Chestnut. Ms. Brongo indicated it is not a surplus for the services even to the Chestnut Lighting District. She further stated it is a refund for erroneous charges for services to another lighting district, Autumn Wood. Mr. Heilman again stated he felt Mr. Miller should have a chance to respond to this matter, and he added if Ms. Brongo is correct, the record can be adjusted. Supervisor Hannah indicated the meeting with Mr. Miller is August 9 at 7:30 p.m. Marlene Kretser asked if it would be an open meeting, and Supervisor Hannah indicated it would.

Jerry Brinxer - 14 Hartom Road
He asked if the August 9th meeting is to resolve the problem of the inequality of the rates of the Chestnut Lighting District. Mr. Heilman indicated there is a history to be discussed on August 9th which created the district. He further stated they will discuss all the other issues and questions of that district. He further stated he knew he believed even Mr. Miller was not present when the original district was established. Mr. Heilman stated he has spoke with Mr. Chamberlain from RG&E and he has tried to explain how the rates are assessed.

Mr. Heilman further stated he is not sure that everybody in the district wants to do away with the lighting, and he added hopefully there will be enough people present to find out what, if any, possible solution there will be for the problem.

Mr. Brinxer asked if RG&E would be represented at that meeting. Supervisor Hannah indicated they just made the meeting up tonight and called it at this time so if they are available, they will invite them. Mr. Heilman indicated he would call Mr. Chamberlain. Mr. Heilman further stated there has never been an argument about what was charged but how it was distributed.
PUBLIC COMMENTS CONTINUED....

Mr. Brixner asked if the Planning Board has asked that the Buffalo pond be guard­railed. Mr. Lu indicated there was no design for a guardrail at first. He stated in order to meet the requirement by the State Highway Department for Buffalo Road with a distance away from the Highway, it is not required. He further stated the guard­rail is not required because they are setback the required distance. He further explained after they saw the problem, when the applicants applied for Section 1 of the housing, the Planning Board asked them to put the guardrail in there.

Mr. Brixner asked what account would the $2,000+ from Account Unexpended Reserve service. Supervisor Hannah indicated that is the one for auditing control. Mr. Brixner asked if that would be a State audit, and Supervisor Hannah indicated it is for a State audit. Mr. Brixner asked if the audit is done periodically, and Supervisor Hannah indicated it is.

Bernice Wilcox - Stuart Road
She asked if anything has been done about the pond up in the Town park behind Chili Heights. Supervisor Hannah indicated he does not think anything has been done back there. Mrs. Wilcox stated she heard equipment working up there. Supervisor Hannah indicated he was at their last meeting and did not hear anything about that mentioned. Mr. Hendershott indicated the Highway is busy doing road repairs, and he added they have been told they are not going to do any work there until there is some rain. Supervisor Hannah indicated maybe some dirt was taken for work on other areas. Mrs. Wilcox indicated it seemed they were making a roadway to the west.

Mr. Hendershott indicated the nature trail is really a teenage project for an Eagle Scout project. He indicated they have been spreading the chips up there. He further stated the Highway is responsible for the pond.

Marlen Kretser - 56 Lexington Parkway
She asked if there have been any complaints from the people of Hillary about the pond or anything, and she added they are probably the people that would have kids playing back there. She further commented if there is going to be concern about this pond, maybe Chili should institute a curfew, too.

Mrs. Wilcox asked if this pond would be used for ducks. Supervisor Hannah indicated he did not know anything about any ducks. Mrs. Wilcox asked what the purpose of the pond is. Mr. Hendershott indicated one of the purposes is to attract many forms of wildlife, and he added it is being designed in a way to attract ducks. He further stated that the Town is not planning to buy any ducks for this pond, though. Mrs. Wilcox stated she would not plan on any ducks because of a spread of disease.

Mr. Heilman suggested sending letters to all the people involved in the lighting district area for the August 9th meeting, and Supervisor Hannah indicated a letter has already been made up.
A meeting of the Chili Town Board was held on August 16, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilman Criddle, Councilwoman Callahan, Councilman Powers and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Heilman, Town Attorney, Mr. Lu, Town Engineer; Steve Chudyk, Highway Superintendent; Mr. Vail, Insurance Counselor.

Fire Door Exits were identified for Board members and audience.

The Town Board meeting began at 7:35 p.m. and closed at 8:53 p.m.

Reports Submitted: Chili Conservation Meeting Minutes 6/5/89
Chili Conservation Meeting Minutes 7/5/89
Chili Conservation Meeting Minutes 8/7/89
Chili Drainage Committee Minutes 5/2/89
Traffic and Safety Committee Min. 6/29/89
Traffic and safety committee Min. 7/27/89

The Chili Town Board minutes of July 19, 1989 were accepted as corrected.

Marlene Kretser - 56 Lexington Parkway
She indicated the Northeast Chili Neighborhood would like to proceed with John Hellaby and the ethics committee. She further wanted to clarify a rumor and make it known she was not in favor of the Wegmans stacker building going through even though Wegmans would be building a playground. She explained the history behind the Town trying to get a playground and indicated Wegmans' way was the best way to have the playground in the town.

Steven Hendershott - 3597 Chili Avenue
He asked who the Chili Center Residents are in reference to Correspondence No. 12. Supervisor Hannah indicated they are a group of people that live on Paul Road that all face the property that the Town Board made a Restricted Business Zone. He further added that group of people filed a lawsuit. Mr. Hendershott also questioned the voucher amount listed under Parks and Recreation Reserve Fund. Carol O'Connor indicated it may had something to do with Highway, and she added she would check into it.

Don Faso - Planning Board Chairman
He indicated he wrote a letter to the Town Board requesting permission to go to the Nevele Planning Institute Commission, and he explained he based his letter on the bulletin he received from that organization. Mr. Faso further explained that the dated cited in his letter were wrong, and he stated the meeting would run and additional day. Supervisor Hannah asked that that be corrected in the minutes.

Supervisor Hannah indicated the voucher for $1,723.65 was for the asbestos testing in the Community Center. Mr. Hendershott questioned what the voucher for $1,582.40 was for. Carol O'Connor indicated part of that was for the excavation of a pond in the nature area and the other portion was to reimburse the highway Fund for rental of equipment used for Parks and Recreation. Mr. Hendershott commented those monies were supposed to come out of the grant money from the State. Mrs. Chapman indicated they have not received that yet. Supervisor Hannah stated that is a loan at this point.

Don Faso indicated the Planning Board would be holding an extra meeting on September 5, 1989 for Wegmans at 7 o'clock. He further stated their regualr meeting of the month was supposed to have been held on September 12, 1989, but because of the primaries their meeting will be on September 9, 1989 if they have enough applications.

Don Faso stated he received the Supervisor's request for the Planning Board budget, and he questioned whether the master plan monies comes out of his budget, and Supervisor Hannah indicated those monies do not come out of his budget.

Supervisor Hannah stated Wegmans has been notified that they have to change quite a few trees on their berm that have died. He indicated Wegmans will do that as soon as the weather permits.
PUBLIC COMMENTS CONTINUED....

Mr. Brixner asked if the Planning Board has asked that the Buffalo pond be guard-railed. Mr. Lu indicated there was no design for a guardrail at first. He stated in order to meet the requirement by the State Highway Department for Buffalo Road with a distance away from the Highway, it is not required. He further stated the guardrail is not required because they are setback the required distance. He further explained after they saw the problem, when the applicants applied for Section 1 of the housing, the Planning Board asked them to put the guardrail in there.

Mr. Brixner asked what account would the $2,000+ from Account Unexpended Reserve service. Supervisor Hannah indicated that is the one for auditing control. Mr. Brixner asked if that would be a State audit, and Supervisor Hannah indicated it is for a State audit. Mr. Brixner asked if the audit is done periodically, and Supervisor Hannah indicated it is.

Bernice Wilcox - Stuart Road
She asked if anything has been done about the pond up in the Town park behind Chili Heights. Supervisor Hannah indicated he does not think anything has been done back there. Mrs. Wilcox stated she heard equipment working up there. Supervisor Hannah indicated he was at their last meeting and did not hear anything about that mentioned. Mr. Hendershott indicated the Highway is busy doing road repairs, and he added they have been told they are not going to do any work there until there is some rain. Supervisor Hannah indicated maybe some dirt was taken for work on other areas. Mrs. Wilcox indicated it seemed they were making a roadway to the west.

Mr. Hendershott indicated the nature trail is really a teenage project for an Eagle Scout project. He indicated they have been spreading the chips up there. He further stated the Highway is responsible for the pond.

Marlen Kretser - 56 Lexington Parkway
She asked if there have been any complaints from the people of Hillary about the pond or anything, and she added they are probably the people that would have kids playing back there. She further commented if there is going to be concern about this pond, maybe Chili should institute a curfew, too.

Mrs. Wilcox asked if this pond would be used for ducks. Supervisor Hannah indicated he did not know anything about any ducks. Mrs. Wilcox asked what the purpose of the pond is. Mr. Hendershott indicated one of the purposes is to attract many forms of wildlife, and he added it is being designed in a way to attract ducks. He further stated that the Town is not planning to buy any ducks for this pond, though. Mrs. Wilcox stated she would not plan on any ducks because of a spread of disease.

Mr. Heilman suggested sending letters to all the people involved in the lighting district area for the August 9th meeting, and Supervisor Hannah indicated a letter has already been made up.
Corres. No. 1  Letter dated July 21, 1989, from Chili Library Board of Trustees. RE: The following have been appointed to the Chili Library Board of Trustees:

Mr. H. Basil Dumbleton  
28 White Birch Circle  
Rochester, New York 14624  

Term expires December 31, 1993, Mr. Dumbleton is filling unexpired term of David Sierk who resigned.

Mrs. Marcia Rosenburgh  
38 Da Vinci Drive  
Rochester, New York 14624  

Term expires December 31, 1992, Mrs. Rosenburgh is filling unexpired term of the late Nancy J. Preston.

(NO RESOLUTION REQUIRED)

Corres. No. 2  Letter from David J. Widera, Deputy chief/Personnel. RE: Adding to the Active List of the Chili Fire Department, Inc.

#294 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the following be added to the Chili Fire Department Active List:

James Hemstreet  
21 Pleasantview Drive  
Ronald Hagberg  
4055 Buffalo Road  
Thomas Nudo  
532 Mimosa Drive  
Mark Woods  
1045 Paul Road  
Holly Shinn  
375-D Audino Lane

Seconded by Councilman Powers and unanimously approved.

Corres. No. 3  Letter dated July 31, 1989, from Thomas A. Guerin, P.E., of Joseph C. Lu, Engineers. RE: Westchester Village II Subdivision - Section three Letter of Credit be established.

#295 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a Letter of Credit be established in the amount of $260,350.40, composed of the following:

Drainage: $112,694.00  
Roads and Misc.: $147,656.40

These figures include 10% for Contingencies, 5% for Engineering, and 1% for Town Administration fees.

Seconded by Councilwoman Callahan and unanimously approved.


#296 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of September 20, 1989, at 7:45 be set for the purpose of opening bids for the purchase of a replacement dump truck for a 1973 Brockway unit, previous bid opening generated only one (1) bid and that was rejected, as it did not meet the specifications advertised. Funds for down payment for this truck were budgeted and are available.

Seconded by councilman Merante and unanimously approved.

Corres. No. 5  Letter dated August 1, 1989, from Stephen A. Chudyk, Superintendent of Highways. RE: Transfer of Funds

#297 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that $4,000.00 be transferred from Account DA 5148.1,
RESOLUTION #297 continued...

Services for Other Governments, to Account DA 5140.1, Brush and Weeds - Personal Services.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 6 Letter from Carol O'Connor, Town Clerk. RE: Appointment.

#298 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Carol O'Connor, Town Clerk, be appointed by the Chili Town Board as a Marriage License Officer.

Seconded by Councilman Powers and unanimously approved.


#299 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the sign variance renewals follow the same format as for a sign variance. These renewals will be handled by the Building Department for a fee of $5.00. Any change to the sign is automatically a new application that the Zoning Board must address.

BE IT FURTHER RESOLVED these changes be made in the Town Code Book 115-34 paragraph d(8).

Seconded by Councilman Merante and unanimously approved.

Corres. No. 8 Letter dated August 3, 1989, from Ronald J. Fodge, Recreation Director. RE: Tennis Court Resealing.

#300 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the third stage of the tennis court resealing be completed this fall as per submitted quotation of $6,946.00, this project is subsidized from the Park and Recreation Reserve Fund.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 9 Letter dated August 1, 1989, from Colleen McCarthy, Secretary to supervisor. RE: Permission to attend a Computer Training Course.

#301 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Colleen McCarthy be given permission to attend a computer training course at Logical Operations, 595 Blossom Road. Course includes two (2) days of training, training manual, and disks.

Seconded by Councilman Merante and unanimously approved.


PRESS RELEASE: (Summary)

A lawsuit over the Town of Brighton's prohibition of posting political signs. The New York Civil Liberties Union (A.C.L.U.) discontinued the lawsuit since Brighton on May 25, 1989, did adopt a new sign ordinance which permits residents to post up to three (3) political signs per lot. However, since the plaintiffs against Brighton prevailed on Merit, the Town of Brighton paid $359.31 to the plaintiffs attorney.

Since the Town Board of Chili adopted a similar ordinance on political signs and message signs we expect that we saved the Town of Chili some money.

(NO RESOLUTION REQUIRED)
#302 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to attend the annual meeting of the New York State Association of Town Highway Superintendents, held during September 19-22, 1989 in Kerhonkson, New York.

Seconded by Councilman Merante and unanimously approved.

#303 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the law firm of Johnson, Mullan, Brundage and Keigher be hired to represent the Town of Chili, in the suit of the Chili Center Resident Association at the cost of $115.00 per hour. Attorney Keigher would be our primary representative from the firm.

Seconded by Supervisor Hannah and unanimously approved.

#304 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that "Burning Permits" fees be waived for Religious, Educational, and Charitable Organizations;

BE IT FURTHER RESOLVED that Fire Departments, Boy Scout Troops, American Legion also be waived.

Seconded by Councilman Powers and unanimously approved.

#305 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Edward Gorall be hired as Assistant Building Inspector, at an annual salary of $21,440.00.

BE IT FURTHER RESOLVED that Robert Connolly be hired as Part-Time Building Inspector effective July 31, 1989, at a rate of $15.00 per hour.

Seconded by Councilman Merante and unanimously approved.

#306 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

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<th>Description</th>
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<th>Amount</th>
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<tr>
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<td>Highway Fund Vouchers</td>
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<td>Combined Drainage</td>
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<td>Park/Recreation Reserve</td>
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<td>Special Loan Rec.</td>
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<td>$1,723.65</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$125,010.24</td>
</tr>
</tbody>
</table>

Seconded by Councilman Powers and unanimously approved.

#307 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that August 26 be declared Chili Joe Klapp Day.

Seconded by Supervisor Hannah and unanimously approved.

#308 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Town Board establish a committee to deal with the update of the Chili Comprehensive Plan.

Seconded by Councilwoman Callahan and unanimously approved.
Councilman Criddle indicated he had a letter from "Randy" in regards to the Community Center Advisory Board. Councilman Criddle pointed out there was a motion at the Town Board meeting of June 7, 1989 that was tabled to discharge the committee. Councilman Criddle stated Randy felt it would be premature to set their next meeting date until they know what the Town Board's action will be on this. Councilman Criddle stated he feels it is too early to discharge the committee.

Councilman Criddle explained his concerns about the Stryker Road and Town Library relocation issue. Supervisor Hannah indicated he felt before it was time to discharge them, and he added he told the individuals that whenever Barkstrom, LeCroy came back, the Town Board would invite each and every one of them individually to come to that meeting for any input they may have. Councilman Powers pointed out the primary function of that committee was to determine if the Community Center should be relocated, and he added they have determined that already, that it should be. Councilman Powers pointed out the only difference the Town is facing in this decision about what to do is where to put the library because it cannot fit back where the garage is and also it would be adjacent to noisy playing fields. Supervisor Hannah commented the library would not have the visibility it would need, either. Councilman Criddle again stated he would rather not disband that group at this point.

Councilman Powers suggested if the group is not disbanded, a letter should be sent to the members that no action will be taken until Barkstrom, LeCroy come back with some comments. Supervisor Hannah indicated he did send a letter to that extent. Supervisor Hannah withdrew the resolution and proposed to take it off the table.

Councilman Criddle stated he had a petition from the residents of Ranchmar in regard to the serious rat and rodent problem since both ends of the drainage ditch have been filled. He stated the petition indicated the homeowners request that the Town of Chili pipe and fill the ditch located at the rear side of their properties, and he added they understand there would be a charge for this. Councilman Criddle asked Stepehn Chudyk if he was aware of that problem. Mr. chudyk indicated he was aware of the problem but not the petition.

Supervisor Hannah stated he and Joseph Lu have looked into this problem. He stated the County has gone up and baited the area and has the rat problem pretty well under control. Councilman Criddle pointed out the people of that area are probably willing to pay something towards the piping of that ditch if it is not too excessive. Mr. Lu indicated the first portion has been looked at and this would be an extension of what the Town did. Mr. Lu indicated if the resident pipe it the way they want it to go, there are two more residents that have to sign the petition. Councilman Criddle commented it would have to be unanimous to have this done. Mr. Lu stated their suggestion is they join the drainage district.

Carol Grimes stated the minutes of the July 27, 1989 traffic and safety meeting were not supposed to be approved. She indicated they were submitted to the Town but have not been approved by their committee yet. Carol O'Connor stated she assumed when the minutes are turned over to her, they are ready to be submitted. She further pointed out the committee list was the old list.

Don Ramsey - 27 Red Bud Road
He wished to compliment the Board on the action of updating the Master Plan. He indicated the intention to move fast forward with this is exactly what the Town needs. He questioned if the Assistant Building Inspector position is a new position or not, as well as for the part-time Building Inspector position. Supervisor Hannah indicated those positions are both not new positions. Mr. Ramsey questioned why Bob Connolly retired from the old full-time position if he now wants a part-time position. Supervisor Hannah indicated Bob Connolly retired because he reached his optimum in the retirement system he was in.

Supervisor Hannah presented a Chili Town flag to be brought over with the members from Chili on their trip to Agropoli. He further stated a plaque is being prepared at the present time, too.
A meeting of the Chili Town Board was held on September 7, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilman Merante, Councilwoman Callahan, Councilman Powers, and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Heilman, Town Attorney; Steve Chudyk, Highway Superintendent; Mr. Vail, Insurance Counselor.

Fire Door Exits were identified for Board members and audience.

The Town Board meeting began at 7:35 p.m. and closed at 8:23 p.m.

Reports Submitted: Chili Recreation Committee Minutes 7/12/89
Chili Drainage Committee Minutes 7/11/89
Dog Control Report August, 1989

Barney Rufflin - 7 Marcia Lane
He questioned why the results of last night's Planning Board, comments to the effect by Chairman Don Faso indicating Wegmans would get whatever they wanted, were published in the Times-Union before the meeting was even held. Supervisor Hannah indicated he did not read the article and stated he would talk to Don Faso about it. Marlene Kretser indicated she saw the article also. Councilman Powers indicated the Town Board has no control over the Planning Board.

Marlene Kretser - 56 Lexington Parkway
She asked for an update on the Ethics Committee's review of John Hellaby, and Supervisor Hannah indicated their letter has been sent to the committee yet because of school openings, the committee has not had a chance to call a meeting of their board yet.

Steve Hendershott - 3597 Chili Avenue
He inquired what the vouchers under Parks & Recreation Reserve Fund were for, and Carol O'Connor indicated they are for excavation work and fence posts for the nature trail.

Jan Chapman indicated they have been getting those bills and putting them on the vouchers to seek Town Board approval for them to be paid. She stated they have not paid any of the vouchers that have come from the Highway Department. She stated they are paying any outside vendor that sold the Town materials.

Dick Brongo - 37 Sunset Hill
He asked for any update on the Sunset Hill Subdivision lighting district situation. Mr. Heilman indicated he wrote a letter requesting information as to whether or not the Town could break down the charges and charge each extension separately, and he stated he received a call from one of the counsel, and the answer was not. He stated he will be receiving a copy of that opinion and also a letter that it is their opinion it cannot be done. Mr. Heilman stated their specific reason is in terms of expense of maintenance in that it says after an improvement is constructed and complete, it shall be maintained by the Town Board, and the extension of such maintenance shall be a charge upon the district or the parcels or plots of lots that the improvement charges were based on; and from that maintenance to the districts, they say maintenance can only be charged against the district. Mr. Heilman stated the residents' options are to have the district dissolved or diminished, or hire an attorney to fight it to say what is being done is incorrect. Mr. Heilman stated he knows this is a problem, but hopefully with the assessment growing, the problem will not be the same next year. He stated they have the figures and it will show a lot less for 1990.

Mr. Brongo asked if the builder were the one to petition the Town Board to change the extension and request that it be one lighting district, would that be easier than the residents doing it, and Mr. Heilman indicated he would have to differ answering off the top of his head.

During the correspondence section of the meeting, Supervisor Hannah indicated Councilman Merante and Mr. Lu were visiting Agropoli.

#309  RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Jim Christian, Fire Marshal and Jeff Wilkinson, Deputy Fire Marshal be authorized to attend the New York State Fire Marshals and Inspectors Annual Seminar, October 10th - 13th, to be held in Montour Falls, New York, with expenses incurred to be paid by voucher.

Seconded by Councilman Powers and unanimously approved.


#310  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board accept Ruth Pisaro’s Letter of Resignation from the Chili Drainage Committee effective immediately.

Seconded by Councilwoman Callahan and unanimously approved.


#311  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a date of October 4, 1989, at 7:45 P.M., be set for the purpose of opening bids for the purchase of a heavy duty snowplow and wing mount with accessories, hydraulics for the recently purchased truck.

Seconded by Councilman Criddle and unanimously approved.


#312  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be given permission to purchase a portable water/trash pump for the DPW, cost for unit is approximately $1,200.00.

Seconded by Supervisor Hannah and unanimously approved.


#313  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Linda Leach, Assessor, be given permission to attend a one (1) week Introduction to the Industrial Appraisal Training Session at the Brighton Town Hall, September 18-22. The only cost to the Town is for mileage which is to be paid by voucher.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 6  Letter dated August 17, 1989, from Linda Leach, Assessor. RE: Request to Attend Annual Assessor’s Conference.

#314  RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Linda Leach, Assessor, be given permission to attend the assessor’s Annual Conference at Kuscher’s Country Club in Monticello, New York, October 10-13, expenses incurred to be paid by voucher.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 7  Letter dated August 18, 1989, from Carol O’Connor, Town Clerk. RE: Requesting Additional $2,000.00 for Postage Machine.
#315 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that a check be issued to R.M.R.S. in the amount of $2,000.00 for additional postage in the Town Clerk's Office.

Seconded by Councilman Criddle and unanimously approved.


(NO RESOLUTION REQUIRED)


(NO RESOLUTION REQUIRED)


(NO RESOLUTION REQUIRED)


#316 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Carol O'Connor, Town Clerk, be given permission to issue a Electrical Inspection Town License to the New York Fire Underwriters for the term of August 1989 to September 1, 1990.

Seconded by Supervisor Hannah and unanimously approved.


#317 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Carol O'Connor, Town Clerk, be authorized to issue a Town of Chili Electrical License to the Middle Department Inspection Agency for the term of September 1, 1989 to August 31, 1990.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 13 Letter from David Widera, Deputy Chief/Personnel, Chili Fire Department, Inc. RE: Adding and Removing Personnel from the Active List of the Chili Fire Department, Inc.

#318 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following be added to the active list of the Chili Fire Department, Inc.: Thomas Hernandez, 23 Gilead Hill Road, Michael Jones, 19 Brian Drive; and,

BE IT FURTHER RESOLVED that James Klaver, 1855 Chili Avenue, be removed from the active list of the Chili Fire Department, Inc.

Seconded by Councilwoman Callahan and unanimously approved.


#319 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that two Conservation Board Members be authorized to attend the New York state Conference on Environment, September 22-23, 1989, with expenses incurred to be paid by voucher.

Seconded by Councilman Powers and unanimously approved.
Corres. No. 15  Letter dated August 28, 1989, from Marcel Pournier,  President Marcel Bowling, Inc.  RE: Set a date for Public Hearing to Amend Local Law #1, 1984 - Olympic Bowl Hours Extend to 4 A.M.

#320  RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a date of September 20, 1989, at 8:00 p.m. be set for a Public Hearing for the purpose of amending Local Law #1, 1984 to extend Olympic Bowl hours to 4 a.m.

Seconded by Councilman Powers and unanimously approved.


#321  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Northrup Contracting, Inc. be paid the sum of $174,392.92, for the Statement of Construction #1, for the work on the Chili Water District South of Black Creek Extension No. 1.

Seconded by Councilman Criddle and unanimously approved.


#322  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that all newly constructed primary buildings (or additions to) have the house number on them before the Certificate of Occupancy is issued, also that any existing primary buildings should, upon transfer of ownership, tenant, or change of occupancy be required to have a street number.

BE IT FURTHER RESOLVED that:

1. The numbers should be a minimum of $4\frac{1}{2}$ high.
2. The numbers should be a color (or finish) that contrast to the building color.
3. The numbers should be on the side of the building that faces the street on which the address is located.
4. The numbers should be within 75' of the street (installed on a post if necessary).
5. The numbers should be numerical (not alphabetic).

(TABLED)

Corres. No. 18  Letter dated August 31, 1989, from Larry G. Nissen, P.E., of Joseph C. Lu, Engineers.  RE: Early Dedication of Roads for Wellington Subdivision - Phase II.

#323  RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the following conditions be met:

1. The developer should guarantee to the Town that the asphalt concrete top course will be completed during the 1990 construction season.
2. The developer will maintain the existing asphalt binder surface in a clean condition at all times.
3. The developer will have received the approval of the Town Engineer concerning the condition of the concrete gutters and the asphalt concrete binder course before placing the top pavement course.
4. The developer will be responsible for any snowplowing of White Oak Bend.
5. The developer shall accept responsibility for any damage caused by school buses, snowplows and any other traffic.

(TABLED)
RESOLUTION #323 continued...

6. There will be no release of funds from the Letters of Credit at the time of Dedication.

7. The one year guarantee period shall not commence until final inspection and approval by the Town Engineer has been received by the developer.

The names of the streets within this subdivision that are affected by this recommendation are:

- Cornwall Crossing (Phase 1-A boundary to Marshall Road)
- Windsor Park
- Wellington Ponds (and stub of White Oak Bend).

Seconded by Councilman Powers and unanimously approved.


#324 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

RE IT RESOLVED that Planning, Zoning and Conservation Board members so interested, be authorized to attend the reception and banquet at the Rochester Plaza Hotel on Thursday, September 24, 1989 at the cost of $15.00 per person.

Seconded by Councilman Powers and unanimously approved.


#325 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

RE IT RESOLVED that Edgarall, Assistant Building/Plumbing Inspector, be authorized to attend the first of five (5) required courses given by the New York State Code Enforcement Training Program September 11-14, 1989, with expenses incurred to be paid by voucher.

Seconded by Councilman Powers and unanimously approved.

#326 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

RE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Fund Vouchers</th>
<th>1291 - 1395</th>
<th>$148,276.42</th>
</tr>
</thead>
<tbody>
<tr>
<td>Highway Fund vouchers</td>
<td>742 - 773</td>
<td>$ 59,910.62</td>
</tr>
<tr>
<td>Parks &amp; Recreation Reserve Fund</td>
<td>9 - 10</td>
<td>$2,282.10</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$384,862.06</td>
</tr>
</tbody>
</table>

Seconded by Councilman Powers and unanimously approved.

#327 RESOLUTION OFFERED BY SUPERVISOR HANNAH

RE IT RESOLVED that the following people will be on the Master Plan Committee:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
</tr>
</thead>
<tbody>
<tr>
<td>John Castellani</td>
<td>Zoning Board Chairman</td>
</tr>
<tr>
<td>Don Faso</td>
<td>Planning Board Chairman</td>
</tr>
<tr>
<td>Mike Mazzulo</td>
<td>Deputy Town Attorney</td>
</tr>
<tr>
<td>Williams Deans</td>
<td>Planning Board</td>
</tr>
<tr>
<td>Betty Mullaney</td>
<td>Planning Board</td>
</tr>
<tr>
<td>John Nowicki, Chair</td>
<td>Planning Board</td>
</tr>
<tr>
<td>Vince Indovina</td>
<td>Zoning Board</td>
</tr>
<tr>
<td>Glenn Schneider</td>
<td>Drainage Committee</td>
</tr>
<tr>
<td>Fred Arnold</td>
<td>Conservation Board</td>
</tr>
<tr>
<td>Robert Manley</td>
<td>Traffic 7 Safety Committee</td>
</tr>
</tbody>
</table>

Seconded by Councilman Powers and unanimously approved.
PUBLIC COMMENTS AT THE END OF THE MEETING

Barney Rufflin - 7 Marcia Lane
He indicated he felt the 75 ft. distance from the road in relation to
Correspondence 17 should be more explicit, because it could mean from the center
of the road or the edge. Supervisor Hannah indicated they would make it more
explicit.

Marlene Kretser - 56 Lexington Parkway
She commented the Sheriff's Department sometimes has a hard time reading numbers
spelled out alphabetically when the number reached up to the hundreds or thousands.
She commented in emergencies they need to be able to read the numbers quickly.
Supervisor Hannah commented at night shadows sometimes make the alphabetical numbers
harder to read, too.

Jan Chapman - Budget Director, Town of Chili
She stated the amount in the general fund vouchers include the $106,000 plus for
the second hacker that was authorized to be purchased. She stated the financing is
complete and the money is in the account, and she added they will be paying for it
as soon as the checks go out on Friday. As far as the Chili Water District, she
stated the first payment to the contractor is contingent on the announcement that
that project, according to Mr. Lu, a week ago was approximately 90 percent completed.
She stated preliminary tests have been made and they went well. She commented the
money would not be released were that not so.

Jerry Brixner - 14 Hartoro Road
He stated he agrees the Town should establish a uniform house number system, and
he questioned the Town Attorney whether there is any distinction between the need
of having a public hearing on the aspect of the Town Board approving such a law.
He commented it might serve to benefit the community to provide insight from
individuals. Supervisor Hannah indicated that is well taken because even people in
the audience had comments tonight. Supervisor Hannah indicated the reason he
asked to have this tabled is he believes to some degree there will be an amendment
to the code. Mr. Heilman indicated it would probably be adopted by the Town and
added to the code.

Mr. Brixner asked if the Master Plan Committee meetings will be open to the general
public, and Supervisor Hannah indicated he felt they would be. He added there
would be the appropriate notices, and the meetings would be held on a regular basis.
Councilman Powers suggested sending a notice to John Nowicki in regard to the
Sunshine Law.

Councilman Powers indicated the Board would be receiving a piece of correspondence
from the Drainage Committee in regards to the original retention pond that follows
the K-Mart property that was designed to take water. He stated that area has not
had any water in it for many years, even during the rainy seasons. He commented the
area seems to collect rubbish. Councilman Powers stated if the Town Engineer
agrees that it is not necessary, perhaps with the owners, they could eliminate that
retention facility.

Councilman Criddle commented on his travels around the Town he noticed a number of
streets that are patched kind of haphazardly. Steve Chudyk explained when they
fill and level potholes, they patch it, then they level it. He stated the reason they
do that is because some potholes are too deep to just level. He stated they
put a seal coat over that. Supervisor Hannah commented they Highway Department
is running short on funds to fix all the holes, and he added they will be asking for
transferring of funds to complete that project. Steve Chudyk indicated they
have topped 15 of the 53 streets they have to do. He commented their progress
depends on the weather. There was discussion that some public relations work could
be done to inform the public. There was discussion that the new machine the Town
has would not leave so much excess stone on the roads after they vacuum them.
Councilman Criddle stated this is a plan of preventative maintenance.

Mr. Heilman stated he was present at the Planning Board meeting last night and that
the Town Board is going to be receiving a letter in regard to their concern that
this Board write and do whatever it can to continue in the ongoing conversations
or assist Wegmans in dealing with the State of New York to gain that other access
to the turning radius for the trucks so it would be a lot more comfortable for
them to turn. Mr. Heilman indicated the state would not sell the land but would
probably have some kind of a rental agreement with Wegmans. Supervisor Hannah
indicated he had a meeting with Lou Gurling and Ralph Quattrocochi, who both
indicated the ball is in Wegmans' court, and if they desire to pay the money upfront,
can have access.
PUBLIC COMMENTS CONTINUED....

Marlene Kretser - 56 Lexington Parkway
She stated she talked to Gary Prou's office, and he indicated he would be very
happy to do anything he could on this matter, too.

Carol O'Connor commended Joe Lu's office for whenever the Town does a road dedication
in the past, they have not defined the streets specifically as Mr. Lu's office does
now. She stated the reason that is so important is they have a lot of real estate
people that have called and ask if certain roads are dedicated.

Councilman Powers asked if Carol O'Connor has married any couples yet, and she
indicated her first marriage was last Friday.
TOWN BOARD
September 20, 1989

A meeting of the Chili Town board was held on September 20, 1989 at the Chili
Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called
to order by Supervisor Hannah at 7:33 p.m.

PRESENT: Councilman Powers, Councilwoman Callahan and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; and
Mr. Heilman, Town Attorney.

Fire Door exits were identified for Board members and audience.

The Town Board meeting was closed at 7:47 p.m. for a Public Hearing on Opening Bids
for the Purchase of a Heavy Duty snow Plow. The Public Hearing was closed at 7:49
p.m., and the Town Board was reopened. The Town Board meeting was closed at 7:55
p.m. for a recess. The recess ended at 8:01 p.m., and the Town Board meeting was
reopened. The Town Board meeting was closed at 8:02 p.m. for a Public Hearing on
Amending Local Law 1-84/ Marcel Fournier Bowl. The Public Hearing was closed at
8:03 p.m., and the Town Board was reopened. The Town Board was adjourned at 8:04
p.m.

Reports Submitted: Chili Recreation Committee Minutes 8/9/89

INTRODUCTORY REMARKS:

Supervisor Hannah explained Councilman Merante was on his way back to Rochester and
Councilman Criddle is attending his daughter's wedding. Supervisor Hannah stated
the Town Board had received a postcard from Councilman Merante while visiting
Agropoli. He read the postcard and indicated it would be on the bulletin board for
everyone to read.

Corres. No. 1 Letter dated September 5, 1989, from Chester Waver, of Nortic
Village Restaurant, 31 Paul Road, Rochester, New York.
RE: Intent to Renew Liquor License.

(NO RESOLUTION REQUIRED)

RE: Set a date for Public Hearing.

#328 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that a date of October 4, 1989, at 8:00 p.m., be set for a
Public Hearing for the purpose of Dissolution of Riverdale Fire District
and Extension of Chili Protection District;

BE IT FURTHER RESOLVED that a date of October 4, 1989, at 8:10 p.m., be set
for a Public Hearing for the purpose of creating an Extension of the Chili
Fire district.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 3 Letter dated August 16, 1989, from Stephen A. Chudyk,
Superintendent of Highways. RE: Appointment of Fire Coordinator.

#329 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the fire Chief of the Chili Fire Department Inc.,
be appointed as Fire Coordinator, and his two Deputy Chiefs be appointed
Assistant Fire Coordinators. The Fire Coordinator will have the authority
to ask for Highway equipment and personnel if necessary, and only if the
Town Supervisor is not available. If the Town Supervisor and the Fire
Coordinator has the authority to request the Highway Equipment and highway
employees. The Fire Coordinator must document each case, and indicate
the necessity for the use of the town equipment in a reasonable time
after an incident of use.

Seconded by Councilman Powers and unanimously approve.

Corres. No. 4 Letter dated September 15, 1989, from Larry G. Nissen, P.E.,
of Joseph C. Lu engineering. RE: Early Dedication of Roads
for Whispering Winds - Phase 1.
RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that early dedication of roads, Jamie Lynn Drive and Cassandra Circle, of the Whispering Winds Subdivision - Phase I, be accepted with the following conditions:

1.) The developer will guarantee to the Town that the asphalt concrete top course will be completed during the 1990 construction season.

2.) The developer will maintain the existing asphalt binder surface in clean condition at all times.

3.) The developer will have received the approval of the Town Engineer concerning the condition of the concrete gutters and the asphalt concrete binder course before placing the top pavement course.

4.) The developer shall accept responsibility for any damage caused by school buses, snowplows and any other traffic.

5.) There will be no release of funds from the Letters of Credit at the time of Dedication.

6.) The one year guarantee period shall not commence until final inspection and approval by the Town Engineer has been received by the developer.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 5 Letter dated September 12, 1989, from Linda Leach, Assessor. RE: Reappointment to the Chili Board of Assessment Review.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that John Holmes be reappointed to the Chili Board of Assessment Review with a term to expire September 30, 1994.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 6 Letter dated september 19, 1989 from Carol O’Connor, Town Clerk. RE: Permission to Issue Bingo License #3069 to St. Pius Tenth Church.

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Carol O’Connor, Town Clerk, be given permission to issue Bingo License #3069 to St. Pius Tenth Church for September 30, 1989 to August 11, 1990.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 7 Letter dated August 9, 1989, from Mary Ellen Anderson, Director of Special Events for Roberts Wesleyan College. RE: Permission to Hold Annual Homecoming Events.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Roberts Wesleyan College be given permission to hold the following events for their Annual Homecoming:

October 5, 1989, Kick-Off Bonfire
October 7, 1989, 5 Mile and 2 Mile Race
October 7, 1989, Homecoming Parade

BE IT FURTHER RESOLVED that Roberts Wesleyan College be responsible to contact the Monroe County Sheriff’s Department, and New York State Police, and the Chili Fire Department and Ambulance, and prior to the events the College must present necessary insurance documents to the Town Clerk.

Seconded by Councilwoman Callahan and unanimously approved.

**RESOLUTION OFFERED BY COUNCILMAN POWERS**

BE IT RESOLVED that $4,000.00 be transferred from Account 3310.4, Traffic Control Contractual, to Account 3310.1, Traffic Control Personal Services.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 9 Letter dated September 8, 1989, from Stephen A. Chudyk, Superintendent of Highways. RE: Permission to Enter into a Contract with the Town of Greece.

**RESOLUTION OFFERED BY COUNCILMAN POWERS**

BE IT RESOLVED that Supervisor Hannah sign the contract with the Town of Greece for the handling of the data processing for the 1989-1990 Snow & Ice Season for the Town of Chili.

Seconded by Councilwoman Callahan and unanimously approved.


**RESOLUTION OFFERED BY COUNCILMAN POWERS**

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways, be given permission to remove the 3,000 gallon gasoline tank using highway personnel.

Seconded by Councilwoman Callahan and unanimously approved.


**RESOLUTION OFFERED BY COUNCILMAN POWERS**

BE IT RESOLVED that Mr. Chudyk be authorized to purchase an abrasive spreader to mount on a small 6-wheel truck to replace a unit which is beyond economical repair.

Seconded by Councilwoman Callahan and unanimously approved.


**RESOLUTION OFFERED BY COUNCILMAN POWERS**

BE IT RESOLVED that the Town Board authorize Supervisor Hannah to write Lew Gurley, Director New York State D.O.T., Section 4, that we support granting Wegmans access to the New York State Airport Expressway, Route #204, from their property south of Chili Avenue. This will allow the relocation of their on-site road to the east, which will keep residents of Lexington Parkway from probable trucking noises.

Seconded by Councilwoman Callahan and unanimously approved.


**RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN**

BE IT RESOLVED that Mr. Chudyk be authorized to purchase a 2-way radio to install in the new 6-wheel dump truck, cost is $950.00 plus installation.

Seconded by Councilman Powers and unanimously approved.
#340  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Alex Eadie, 1807 Scottsville Road be appointed to the Chili Master Plan Committee, to replace Robert Manley;

BE IT FURTHER RESOLVED that Betty Mullaney be appointed Vice Chairperson to the Chili Master Plan committee.

Seconded by Councilwoman Callahan and unanimously approved.

#341  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board adopt a Financial Management Policy to satisfy a requirement of the State of New York.

The "Policy" is on file with the Town Clerk and available for reading during regular office hours, copies can be arranged at the usual cost per page.

Seconded by Councilwoman Callahan and unanimously approved.

#342  RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

<table>
<thead>
<tr>
<th>Fund Vouchers</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Vouchers</td>
<td>$19,977.96</td>
</tr>
<tr>
<td>Highway Fund Vouchers</td>
<td>$16,079.17</td>
</tr>
<tr>
<td>Combined Drainage</td>
<td>$326.80</td>
</tr>
<tr>
<td>Special Reserve Nature Trail</td>
<td>$983.87</td>
</tr>
</tbody>
</table>

Total: $37,367.82

Seconded by Councilwoman Callahan and unanimously approved.

PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on September 20, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss opening bids for the purchase of a heavy duty snow plow.

Attendance as previously noted in the Town Board meeting minutes of 9/20/89.

Carol O'Connor opened the following bids for the purchase of a heavy duty snow plow:

**Genesee Ford Truck Sales**
- Base Bid: $53,195
- Trade: $2,200
- Net Bid with Trade: $50,995
- Net Bid without Trade: $53,195
- Enclosed Bid Check

**Rochester General Truck Company**
- Base Bid: $55,767
- Trade: $1,750
- Net Bid with Trade: $54,017
- Net Bid without Trade: $55,767
- Enclosed Bid Check

**Mulcraft Brothers**
- Base Bid: $47,500
- Trade: $500
- Net Bid with Trade: $47,000
- Net Bid without Trade: $47,500
- Enclosed Bid Check
A public hearing was held by the Town Board of the Town of Chili on September 20, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss amending Local Law 1-84/Marcel Fournier Bowl.

Attendance as previously noted in the Town Board minutes of 9/20/89.

Marcel Fournier was present to speak on behalf of Marcel's Olympic Bowl and billiards. He stated he came to the Town five years ago and asked for an extension to the billiard operating hours from 12 a.m. to 2 a.m., which was granted at that time. Currently, he stated, they would like to apply and ask those same hours for the billiard room be extended to 4 a.m. He stated their bowling center operates 24 hours a day on Thursday, Friday and Saturday. He further stated they have developed a good local late evening business primarily dealing with those people on B shifts. Mr. Fournier stated their liquor facilities close at 2 a.m., but added their food facilities remain open. He commented the most use of this time would be Friday and Saturday nights and during vacation times.

Supervisor Hannah commented that sounds reasonable.

PUBLIC COMMENTS AT THE END OF THE MEETING

Mr. Heilman stated there was a matter tabled from the last meeting regarding the Building Inspector's letter to the Board requesting that the Board adopt certain guidelines regarding the signing of houses and house numbers. He further stated upon review of that, he would request that a public hearing be set for the next meeting.

Jerry Brixner - 14 Hartom Road
He asked if the Master Plan committee has determined its schedule of meetings yet, and Supervisor Hannah indicated they have had one meeting and are still setting their agenda. Mr. Brixner asked if those meetings will be a matter of public record, and Supervisor Hannah indicated the public would be welcome to come listen but not to participate.

Steve Hendershott - 3597 Chili Avenue
He questioned what Correspondence No. 9 involved. Supervisor Hannah explained Greece has a computer system and keeps track of all the miles on the roads. He stated when Chili asks for their money back from the County and State, it is just a matter of getting a printout from Greece. He added this is something Chili does every year.

Don Ramsey - 27 Red Bud Road
He asked for a report on the progress of the Economic Development Committee. Councilwoman Callahan stated they have a few new members and they had one meeting just to introduce each other. She stated they have another meeting tomorrow at which Rich Rising from the County of Monroe will be coming out to give the committee some direction. She added the meeting will be held at the Highway Garage at 7:30 p.m.

Marlene Kretser - 56 Lexington Parkway
She asked who would be representing Traffic and Safety in regards to the Master Plan Committee. Supervisor Hannah explained Robert Manley had to get out at the last minute and the committee choose Alex Radie because he lives in the other area where there was no representation already. He further stated they would hold the committee at the present number of people.
A meeting of the Chili Town Board was held on October 4, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:34 p.m.

PRESENT: Councilman Powers, Councilwoman Callahan, Councilman Criddle, Councilman Merante and Supervisor Hannah.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; and Mr. Lu, Town Engineer.

Fire door exits were identified for the Board members and audience.

The Town Board meeting was closed at 7:42 p.m. for a presentation on Chili's visit to Agropoli. The presentation ended at 8:06 p.m., and the Town Board was reopened. The Town Board meeting was closed at 8:07 p.m. for a Public Hearing on Opening of Bids for the Purchase of a Heavy Duty One Wing Plow and Wing Mount. The Public Hearing was closed at 8:08 p.m., and the Town Board meeting was reopened. The Town Board meeting was closed at 8:14 p.m. for a Public Hearing on the Dissolution of Riverdale Fire District and Extension of Chili Fire Protection District. The Public Hearing was closed at 8:14 p.m., and the Town Board meeting was reopened. The Town Board meeting was closed at 8:14 p.m. for a Public Hearing on Creating an Extension of the Chili Fire District. The Public Hearing was closed at 8:16 p.m., and the Town Board was reopened. The Town Board was adjourned at 9:54 p.m.

Reports Submitted: Chili Conservation Board Minutes 9/11/89 Chili Drainage Committee Minutes 8/1/89 Traffic and Safety Committee Minutes 7/27/89 Traffic and safety Committee Minutes 9/7/89

INTRODUCTORY REMARKS:

Marlene Kretser - 56 Lexington Parkway
She stated the Northeast Chili Neighborhood Association is going to have their meeting October 21, 1989, and she invited all candidates to come speak. She distributed letters to the candidates.

Jerry Brixner - 14 Harton Road
He brought up the issue of whether or not Chili should adopt a major strip of land in Union Station. He stated the potential use of this land would evolve into athletic fields. Mr. Brixner felt the Town should do this because there is a great need for more athletic fields in Chili. He stated dozens of the Town's youth were turned away from athletic programs because of the lack of facilities. He stated there has not been a single playground opened in Chili since 1982. He gave a history of the recreation parks opened in the past.

Elaine Warner - 547 Chestnut Ridge Road
She stated the Red Ribbon Campaign will be October 21-29. She stated this is a national campaign against substance abuse for which red ribbons have been purchased to be distributed and worn by people against drug use. She stated in 1986 the Town Board voted to send one person from recreation to Project Intervention. She encouraged the Board to do the same and better the effort by sending two people this year. She asked everyone that would be wearing a red ribbon not smoke cigarettes or have any alcohol while wearing the ribbon.

The Town Board meeting was closed for a presentation on Chili's visit to Agropoli. Many thanks were given and gifts presented to the Town and its organizations.

Corres. No. 1 Letter dated September 16, 1989, from Cherie Devona, Chairperson Chili Conservation Board. RE: Open Space Program.

#343 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Town Board, Planning Board, Zoning Board and Conservation Board be authorized to attend the Monroe County Environmental Management Council and the Monroe County Planning Council, program on the preservation of open space and agricultural land, the cost is $20.00 per person.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 2 Correspondence from Elaine Warner asking that we designate October 22-29, 1989 as drug awareness week.
BE IT RESOLVED that the Chili Town Board does hereby support October 22-29, 1989, as Red Ribbon Week, and encourages our citizens to participate in drug prevention activities making a visible statement that we are committed to a drug free community.

Seconded by Councilman Criddle and unanimously approved.

BE IT RESOLVED that the Town Board accept the resignation of William Ryan from the Chili Traffic and Safety Committee.

Seconded by Councilman Merante and unanimously approved.

BE IT RESOLVED that Linda Leach, Assessor be re-appointed as Assessor for a six (6) year term for the Town of Chili. Term to begin October 1, 1989 and to end September 30, 1995.

Seconded by Councilman Powers and unanimously approved.

BE IT RESOLVED that a date of November 1, 1989 at 7:45 P.M. be set for the purpose of adopting Local Law #4-89, Numbering of Homes and buildings in the town of Chili.

Seconded by Councilman Merante and unanimously approved.

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

- General Fund Vouchers: 1570 - 1625, $16,744.98
- Highway Fund Vouchers: 803 - 825, $6,419.82
- Combined Drainage: 42 - 43, $308.20
- Chili Water Dist. Ext. 1 Special: 12, $11,335.00

Seconded by Councilman Merante and unanimously approved.
PUBLIC HEARING

A Public Hearing was held by the Town Board of the Town of Chili on October 4, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss opening bids for the purchase of a heavy duty one wing plow and wing mount.

Attendance as previously noted in the Town Board minutes of 10/4/89.

Carol O'Connor opened the following sealed bids:

- Cyncon Equipment with a net bid of $17,606 with an enclosed bid check.
- Roberts Equipment Company with a net bid of $16,291 with an enclosed bid check.

PUBLIC HEARING

A Public Hearing was held by the Town of Chili on October 4, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss dissolution of Riverdale Fire District and Extension of Chili Fire Protection District.

Attendance as previously noted in the Town Board minutes of 10/4/89.

Michael Tobin was present on behalf of the Riverdale Fire District. He indicated they wish to dissolve the Riverdale Fire District as well as extend the Chili Fire District to include that area that would be dissolved so the fire protection provided to the residents of that area will be continued. He stated they have submitted to the Town Board the required petitions which have been filed with the clerk. He stated they have presented to the board a proposed resolution. He indicated if the Board sees fit to adopt these resolutions, they wish to amend the resolutions to include the effective date of the dissolution to be December 31, 1989 and the extension to effective January 1, 1990.

Walt Rhoda, former chief of the Riverdale Fire District, was also present. He stated the reason they are doing this is they do not feel at this time with the growth of the buildings and area in Riverdale that the Fire department can sufficiently do the job they are trying to do. He indicated they have done an excellent job in the past with the funds available but added the growth is too much now. Supervisor Hannah thanked the Riverdale Fire District for all their help.

Janice Campas, the Town Budget Officer, pointed out since there will be public hearings on the budget proposals in a couple weeks, it should be noticed that although the legal dissolution is proposed to take effect the end of this year and consolidation will take effect January 1, 1990, because the Townie already past the tax registration period for this year's budget, the Town will be raising taxes separately still for the Riverdale Fire District and for the Chili Fire District. She stated they will be consolidated when the Town prepares the 1991 tax budget.

Mr. Heilman pointed out the resolution would take effect at 11:59 p.m. on December 31, 1989.
PUBLIC HEARING

A Public Hearing was held by the Town of Chili on October 4, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 to discuss creating an extension of the Chili Fire District.

Attendance as previously noted in the Town Board minutes of 10/4/89.

Michael Tobin was present on behalf of the Riverdale Fire District. He stated Riverdale has worked closely with the Chili Fire District over the past couple years. He stated they have indicated a willingness and readiness to take over a fire house which would become the first house or Company No. 4, and he added the fire protection would be preserved in the same district which is being dissolved by the Chili Fire Department.

Gene Youngblood, Chief of the Chili Fire Department was also present on behalf of the fire department. He indicated the two departments did form a committee quite some time ago to look into a possible merger. He stated the main purpose of it was to supply the people of the Town of chili with the very best fire-fighting equipment ad techniques possible. He stated they feel Chili had one of the best fire departments in Monroe County. He stated they are extremely proud of the work Riverdale has done and the membership of the Chili Fire Department. He stated both boards of directors are supporting this merger 100 percent. He stated both departments have already started drilling together, responding into each other's district somewhat.

Mr. Tobin stated this resolution should take effect as of January 1, 1990 at 12:01 a.m. Mr. Heilman questioned whether the petitions that are necessary to meet the requirements have been met and filed, and Supervisor Hannah indicated they have.

PUBLIC COMMENTS AT THE END OF THE MEETING

Supervisor Hannah thanked Councilman Merante for everything he has done regarding Agropoli.

Councilman Merante stated in 1983 the Town Board dedicated a soccer field in his name, and he added that is something he appreciates and would never forget. He made a motion that the Town dedicate a pavilion in Davis Park to be named after Bill Callahan for the work he has done in the past, and Councilman Criddle seconded the motion.

Supervisor Hannah indicated that has already been planned with the Lions' Club earlier in the spring. Supervisor Hannah indicated there has been work on dedicating a field out there. Councilwoman Callahan stated a plaque has already been made for the field. There was further discussion about having open communication about situations like this. Mr. Heilman suggested holding the motion in abeyance until they could look into past minutes.

Councilman Criddle indicated the Town received a letter from the Library Board dated September 26, 1989, and he further commented he expected it would have been on tonight's agenda. He stated he sat at that particular board meeting when they drafted and signed the letter. He stated the letter regards the new library facility, and he read the letter to everyone. The letter indicated the Library Board would like to play a more active role in the deciding factors of the new location of the library. The Library Board suggested hiring an architect that is familiar with the needs of a library versus one that does not have the experience.

Supervisor Hannah indicated he just met with the Library Board, and he added this is the first time he saw the letter. He stated they did talk about architects and the goals of the library. He stated the Library Board is very pleased with the Town's choice of Barkstrom, LeCroy. Councilman Criddle complimented the members of the Library Board and added they are eager and willing to help.
TOWN BOARD

PUBLIC COMMENTS CONTINUED.....

Councilman Powers pointed out the Citizen’s Advisory Board researched many of the questions involving the relocation. He added at this point he felt the Library Board’s input would conflict with the former committee, and he cautioned too many people getting involved in the decision. Councilman Criddle indicated he did not see a conflict and added the Library Board’s input would be extremely helpful. Supervisor Hannah indicated the initial meeting for the project will be with Bob Barkstrom. Councilman Criddle asked what the time frame would be on this, and Mr. Lu indicated they have done a topographical survey last week.

Jerry Brixner - 14 Harton Road
He apologized to the Board for his introductory remarks in that he felt they were not pertinent to this night’s meeting. He asked everyone to consider the need for more recreation in Chili. He complimented everyone involved with Agropoli.

Steve Hendershott - 3597 Chili Avenue
He asked what the special building funds for $12,931 and $6,277.22 were for. Janice Chapman indicated both of those assignments were made at the recommendation of Mr. Foge. She indicated the major part of the charge to Recreation Building Fund are the left over charges for the handicap lift. In the Parks and Recreation Reserve, she indicated there are a few more minor charges to outside suppliers on the nature trail. She indicated they have been assembling all those bills until the project was completed because she does not feel they should ask the outside suppliers and vendors to wait several months to be paid for materials that were used. She stated the majority of the $8,277.22 were the charges involved with repaving or redoing the basketball courts in the park. Mr. Hendershott asked if the majority of the second charge is a loan the Town has been planning to do, and Ms. Chapman indicated it is. She stated the major portion of the grant has come in. Carol O’Connor stated the day after the Town Board meetings, the Recreation Department receives back a blue paper that tells the exact details of the charges.

Bernice Wilcox - Stuart Road
She asked if the Library Board has investigated if they could get grants or funding for the proposals regarding the new building. Councilman Criddle indicated Dotty Pompa is constantly looking out for that kind of thing. He added those governmental funds are becoming more and more rare. Supervisor Hannah commented many funds that are available are of 50/50 nature.

Supervisor Hannah stated the town has been looking into meeting with the people of the County in regards to Black Creek Park. He stated the County tried to roll back last spring to close the park. He stated they kept it open because of the lack of fields. He added this is why the Town has looked into the Black Creek Park for usage. He also stated around the maintenance building there is room for six or eight fields if the Town cleans them. He also stated there is open space on the corner of Morgan Road and Union Street. Supervisor Hannah explained the Town would maintain fields with the County holding ownership of the land. Mr. Vail commented there would be a way to cover the liability in such a situation through the general liability policy. Steve Hendershott asked how much this would cost to do, and Supervisor Hannah indicated he was not sure yet. He added the soccer, baseball and football people indicated they would be willing to make contributions towards these fields.
A meeting of the Chili Town Board was held on October 18, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Councilman James Powers, who is also Deputy Town Supervisor in the absence of the Town Supervisor, at 7:45 P.M.

PRESENT: Councilman Powers, Councilwoman Callahan, Councilman Criddle and Councilman Merante.

Councilman Powers explained that Supervisor Hannah was ill and would not be in attendance at this meeting.

ALSO PRESENT: Carol O'Connor, Town Clerk; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; and Mr. Chudyk, Highway Superintendent.

The Town Board meeting was opened at 7:34 P.M. and adjourned at 8:10 P.M.

Fire door exits were identified.

Town Board Minutes of 10/4/89 were accepted as is.

REPORTS SUBMITTED: Chili Recreation Minutes of 9/13/89
Chili Conservation Minutes of 10/2/89

Introductory remarks from the audience:

Marlene Kretser - 56 Lexington Parkway
She stated that an election inspector had been paid by Town Voucher and that that person had not worked: Mrs. Chapman, Budget Officer stated that the check had been voided and that the inspector was indeed not paid.

Steve Hendershott - 3597 Chili Avenue
Asked what the vouchers were that were from the Recreation & Park Reserve Fund were: Mrs. Chapman, Budget Officer explained, sealing of tennis courts, grass seed and crushed stone for Davis Park.

Janice Chapman, Budget Officer stated proposed 1990 budget is available in the Town Clerk's Office and available for anyone who wishes to review it.

Jerry Brixner - 14 Hartom Road
Questioned whether or not, items from Recreation and Reserve Fund had to go to a Permissive Referendum, Mrs. Chapman, Budget Officer, stated no for most items, she has checked out with Audit and Control.

Don Faso - 134 Hillary Drive
Would like to introduce the new Chairperson of Monroe County Planning Board, Cherie Bevona.

Corres. No. 1 Letter dated October 3, 1989, from William C. Crothers, President, Roberts Wesleyan College. RE: Resignation from Chili Ethics Committee.

#350 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Town Board accept William C. Crothers' resignation from the Chili Ethics Committee, effective immediately.

Seconded by Councilman Merante and unanimously approved.


#351 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the recommendation given by the Chili Traffic and Safety Committee, of setting a town-wide speed limit of 25 MPH be rescinded as by law no town can set a limit of less that 30 MPH for the town.

Seconded by Councilwoman Callahan and unanimously approved.

#352 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Marlene Kretser be appointed to the Chili Traffic and Safety Committee to fill the vacancy.

Seconded by Councilman Merante and unanimously approved.


#353 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that $25,000.00 be transferred from Account DA5148.1 Services for Other Governments (Personal Services) to Account DA5110.4 General Repairs Contractual Expenses.

Seconded by Councilwoman Callahan and unanimously approved.


#354 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a date of November 15, 1969, be set for the purpose of opening bids for the purchase of a heavy duty dump box and hoist plus installation on the truck. Recommended time for public hearing 7:45 p.m.

Seconded by Councilman Merante and unanimously approved.


#355 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that $2,000.00 be transferred from Account DA5148.4, Services for Other Governments Contractual Expenses, to Account DA5140.4 Miscellaneous (Brush & Weeds) Contractual Expenses, to enable removal of a very large dead tree within the right-of-way of Chili-Riga Town Line Road that is leaning over the road and needs to be removed.

Seconded by Councilman Merante and unanimously approved.


#356 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Malcuria Brothers Motor Truck Corporation, 950 Jefferson Road, Rochester, New York be awarded for their bid of $47,000.00 with trade-in of our 1976 Dodge 6-wheel light duty dump truck. Payment for the purchase of truck as follows:

A. From current budget DA5130.2: $ 7,000.00
B. By bonding or other funding: $ 40,000.00

Seconded by Councilman Merante and unanimously approved.


#357 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Roberts Equipment, Inc., 7432 Route 96, Victor, New York be awarded for their bid of $16,491.00 for the purchase of a heavy duty one-way plow with wing and snowplow.
Resolution #357 continued....

mountings, and accessories. Payment for the purchase is as follows:

A. From current budget DA5130.2: $ 6,491.00
B. By bonding or other funding: $10,000.00

Seconded by Councilman Merante and unanimously approved.

Corres. No. 9 Letter from Patty Burke, Supervisor Chili Community Center. RE: Refund.

#358 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Kathleen Rhow, 8 Alendale Drive, Rochester, New York be refunded $181.00 for prepaid tuition for preschool classes that she withdrew her daughter from.

Seconded by Councilwoman Callahan and unanimously approved.


#359 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Dawn Dusso be hired as Recreation Attendant at the rate of $4.50 per hour for the Chili Community Center.

Seconded by Councilman Merante and unanimously approved.

#360 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the resolution of September 20, 1989, have the title of Fire "Coordinator" be replaced with Fire "Liaison", and;

BE IT FURTHER RESOLVED that the Fire Chief, and Deputy Fire Chief for Clifton Fire Department, and Fire Chief and Deputy Fire Chief for Scottsville Fire Department be added as Fire Liaisons as per the resolution of September 20, 1989.

Seconded by Councilman Merante and unanimously approved.

#361 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Local Law #1 of 1984 - Olympic Bowl Hours be amended to extend Olympic Bowl Hours until 4:00 A.M.

Seconded by Councilman Merante and unanimously approved.

#362 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the Town Board of the Town of Chili, New York does hereby dissolve and discontinue the Riverdale Fire District in the Town of Chili, effective December 31, 1989, of termination of any contracts now in effect for the furnishing of fire protection in such Fire District; and,

BE IT FURTHER RESOLVED that all contracts now in force and effect for the furnishing of fire protection in such Fire District shall be immediately terminated effective December 31, 1989.

Seconded by Councilman Merante and unanimously approved.

#363 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the Town Board of the Town of Chili, in the County of Monroe, that it be and hereby is determined as follows:

(1) That all of the property and property owners withing the proposed extension of said Fire Protection District are benefitted thereby.
Resolution #363 continued:

(2) That all of the property and property owners benefited are included within the proposed extension of said Fire Protection District.

(3) It is in the public interest to extend the existing Chili Fire Protection District of said Town to include the territory hereinbefore described; and,

BE IT FURTHER RESOLVED, that the Town Board hereby does approve the extension of said Chili Fire Protection District of said town, to include the territory, effective January 1, 1990, hereinbefore described, and the said Fire Protection District is hereby extended to include said territory; and,

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this resolution, within ten (10) days, in the Office of the New York State Department of Audit and Control, at Albany, New York; and,

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to cause a certified copy of this resolution to be duly recorded in the Office of the Clerk of the County of Monroe, in which said extended Fire Protection District is located.

SCHEDULE "A"

ALL THAT TRACT OF PARCEL OF LAND, situated in the Town of Chili, Monroe County, New York, more particularly described as follows:

Commencing at the point of intersection between the westerly boundary line of the Baltimore and Ohio Railroad right of way and the center line of the Krenzer Road, so-called; thence southeasterly in the center line of said road to the north line of town lot 5; thence easterly in the north lines of town lots 5 and 6 to the center of Scottsville Road; thence northerly in the center of Scottsville Road to its intersection with the property line between the property of M. S. Cox and M. Roberts on the easterly side of said Scottsville Road; thence easterly in the property line between the aforesaid properties to the town line between the Towns of Chili and Henrietta in the Genesee River; thence northerly in said town line between the Towns of Chili and Henrietta to the point of intersection with the southeast corner of the Gates Fire District as the said fire district was extended; thence westerly, northerly and westerly along the said Gates Fire District line to the point of intersection with the westerly boundary line of the right of way of the said Baltimore & Ohio Railroad Company; thence southerly along the said westerly boundary line of said railroad to the point of beginning.

Excepting therefrom:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Chili, County of Monroe and State of New York, described as follows:

From a point of intersection of Pixley Road and Gates-Chili Town Line Road in a southerly direction to a point of intersection of Pixley Road and Chili Avenue; (1) thence west on Chili Avenue to a point five hundred feet (500) west of intersection of Marshall Road and Chili Avenue; (2) thence south parallel with Marshall Road to a point five hundred feet (500) south of Clifton Point Road; (3) thence parallel with the Clifton Point Road to a point five hundred feet (500) west of the Scottsville Road; (4) thence parallel with the Scottsville Road to a point of intersection at the Names Road; and such line extended, to the division line between the Towns of Chili and Henrietta in the Genesee River; (5) thence northeasterly on the division line between the Town of Chili and the Town of Henrietta and Brighton in the Genesee River to its intersection with the division line between the Town of Brighton and the City of Rochester; (6) thence northwesterly, and northeasterly along the division line between the Town of Chili and the City of Rochester to the intersection of such division line with the northeasterly division line between the Town of Chili and the City of Rochester; (7) thence northwesterly in said northeasterly division line to its intersection with the division line between the Towns of Gates and Chili and the City of Rochester; (8) thence westerly in the division line between the Town of Gates and the Town of Chili to the place of beginning.
SCHEDULE "A" continued....

Seconded by Councilwoman Callahan and unanimously approved.

#364 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Donald G. Craig of 106 Scottsville-Chili Road be allowed to extend the drainage pipe under his driveway both northern and southern to the boundary of his lot. This would be a total distance of approximately 100 feet. The Town of Chili will be responsible to maintain this pipe.

Seconded by Councilman Marante and unanimously approved.

#365 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Mary T. Winters, the owner of the property located at 232 Chili-Scottsville Road in the Town of Chili was one of the residents who signed the Petition to the Chili Town Board to create the South of Black Creek Extension No. 1 of the Chili Water District, and,

WHEREAS, her property was inadvertently omitted from the legal description and map of the proposed South of Black Creek Extension Number 1 of the Chili Water District, and therefore, her property is not legally part of said district extension; and,

WHEREAS, it was the intent of the Chili Town Board and of Mary T. Winters that her property be included in said water district extension, and it is feasible for Mrs. Winters to tie into said district extension at no additional cost to the Chili Water District or to the Town of Chili;

NOW THEREFORE, BE IT RESOLVED, that Mary R. Winters, owner of the parcel of land located at 232 Chili-Scottsville Road in the Town of Chili, and with a Tax Account Number of 158.020-01-009, be permitted to tie into the South of Black Creek Extension Number 1 of the Chili Water District. Upon said tie in, Mrs. Winters shall be obligated to pay an annual fee to the Chili Water District. Said annual fee shall be equal to the amount of the special district charge that would have been assessed against said parcel if the parcel were part of the Chili Water District. This annual fee shall be calculated by the Town Assessor, shall be billed directly by the Town Clerk and shall be due by January 30th of each year. The annual fee shall continue until said parcel is included in a future extension of the Chili Water District; and,

BE IT FURTHER RESOLVED, that all expenses relating to said tie-in, including all fees due the Monroe County Water Authority, and all water charges or other charges due the Monroe County Water authority shall be the sole responsibility of the owner of 232 Chili-Scottsville Road; and,

BE IT FURTHER RESOLVED, that Mary T. Winters, prior to connecting a lateral to the Chili Water District water main, shall sign a copy of this Resolution to indicate her acceptance of the above terms and also to indicated her willingness to be included in any future extension of the Chili Water District.

Seconded by Councilwoman Callahan and unanimously approved.

#366 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED THAT the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bill ordered paid as rendered:

General Fund Vouchers 1527 - 1730 $ 32,911.66
Highway Fund Vouchers 826 - 854 22,046.64
Parks & Recreation Reserve Fund 22 - 24 8,519.18

$ 63,477.48

Seconded by Councilwoman Callahan and unanimously approved.

PUBLIC COMMENTS AT THE END OF THE MEETING

Jerry Briner - 14 Hartom Road
He stated he has been looking for notice of the meeting of the Master Plan Committee. He stated he would be interested in knowing how they are coming along.

Don Faso stated their next meeting is October 23, 1989 in the Highway garage at 7 o'clock.
TOWN BOARD
November 1, 1989

A meeting of the Town of Chili Town Board was held on November 1, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:37 p.m.

PRESENT: Councilwoman Callahan, Councilman Powers, Councilman Merante, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Ms. O'Connor, Town Clerk; Mr. Chudyk, Highway Superintendent; Mr. Vail, Insurance Counselor; Mr. Heilman, Town Attorney; Mr. Lu, Town Engineer.

The Town Board meeting was opened at 7:37 p.m. and adjourned at 9:50 p.m. Fire door exits were identified.

Town Board Minutes of 10/18/89 were accepted as is.

INTRODUCTORY REMARKS:

Marlene Kretser - 56 Lexington Parkway
She suggested two people from Recreation should be sent to Community Intervention.

Jerry Brixner - 14 Hartom Road
He complained that at the October 25, 1989 meeting of the Economic Development Committee being chaired by Jane Callahan he was questioned why he was in attendance. He further suggested the meeting did not follow the Open Meeting Law.

Betty Mullaney - 3025 Chili Avenue
She mentioned she offered Mr. Brixner the job of being secretary at their committee meeting and further explained her recollection of what happened at the meeting, refuting what Mr. Brixner stated.

Ms. Mullaney indicated her concern that such insults and statements made against herself and this committee deter people from becoming involved in the Town’s activities.

Bernice Wilcox - Stuart Road
She stated Ms. Mullaney is well aware of the Open Meetings Law. She inquired how much it would cost for back stops to be bought and put up at the Black Creek Park which has already graded ball fields. She suggested someone should look into that.

Dick Arongo - 37 Sunset Hill
He had a question about the Chestnut Lighting District, and Supervisor Hannah asked if he would wait until they got to that part of the agenda.


#367 RESOLUTION OFFERED BY SUPERVISOR HANNAH
BE IT RESOLVED that $10,000.00 be transferred from account DA5130.4 Machinery Contractual Expenses to Account DA5130.2 Machinery Equipment.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 2 Letter from Jeanne P. Newell. RE: Intent to Renew Liquor License

(NO RESOLUTION REQUIRED)

Corres. No. 3 Letter dated October 27, 1989, from Laurie Tones Project Manager, College Greene. RE: Permission to Use a Modular Unit

#368 RESOLUTION OFFERED BY COUNCILMAN MERANTE
BE IT RESOLVED that Laurie Tones, Project Manager of College Greene, be approved to use a Modular Unit at the College Greene Subdivision for one year for the purpose of using it as a temporary Sales Office.

Seconded by Councilwoman Callahan and unanimously approved.
Corres. No. 4  Letter dated October 26, 1989, from Ron Fodge, Parks & Recreation Director. RE: Inter-departmental Transfers

#369 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the following transfers be made:

$6,500.00  Be transferred from Parks Contractual account 7110.4 to Parks Salaries 7110.1

$10,000.00  Be appropriated from Excess Recreational Revenues to Recreational Contractuals

$1,000.00  Be transferred from Cemeteries Account 8810.4 to Parks Contractual Account 7110.4

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 5  Letter dated October 31, 1989, from Stephen A. Chudyk, Superintendent of Highways. RE: Set a date for a Public Hearing

#370 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that a public hearing be set for November 15, 1989, at 7:55 P.M., for the purpose of opening bids for the purchase of a 3/4 ton pickup truck for the Department of Public Works.

Seconded by Councilman Merante and unanimously approved.

#371 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Hanice M. Chapman, Budget Officer, be authorized to attend the Public/Private Financing Program being offered by the Monroe County Planning Council, NYSDOT and Genesee Transportation Council, November 19, 1989, registration fee of $25.00.

Seconded by Councilwoman Callahan and unanimously approved.

#372 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that $5,500 be allocated for a Town newspaper to be issued before September 1990.

Seconded by Councilman Merante and unanimously approved.

#373 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town Board adopt the budget as presented at the Town Board meeting of November 1, 1989.

Seconded by Councilman Powers and unanimously approved.

#374 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills ordered paid as rendered:

| General Fund Vouchers 1731 - 1804 | $ 22,536.16 |
| Highway Fund Vouchers 895 - 889 | $ 63,383.27 |
| Chili Water Special Dist. H-1 12 | $ 4,927.50 |
|                                      | $ 90,846.93 |

Seconded by Councilman Merante and unanimously approved.
A Public Hearing of the Chili Town Board was held in the Chili Town Hall at 3235 Chili Avenue, Rochester, New York 14624 on the following items:


Attendance as previously noted in the Chili Town Board minutes of 11/1/89.

Janice Chapman and Supervisor Hannah indicated the following figures for the various budgets:

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<th>LESS UNEXPENDED BALANCE</th>
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Janice Chapman indicated further revisions could be made to this budget regarding public input before it is officially submitted.

Dick Frohno - 37 Sunset Hill
He wanted to know what the tax rate for 1,000 is for the Chestnut Lighting District, and Janice Chapman indicated that rate has not yet been struck. She indicated the Monroe County Department of Taxation and Finance will strike the tax rate based on the total registered assessed valuation of the Town. Linda Leach indicated it would be approximately $18.48 per 1,000.

Ms. Chapman stated the Town Board has considered and approved the dissolution of the Riverdale Fire District and its incorporation into the Chili Fire District. She stated, however, that does not take effect until January 1, 1990. She explained that is not enough time for this year's tax year, so the Town will still be taxing separately for the two fire districts even though they will be operating as a combined entity in 1990.
Jerry Brixner - 14 Hartom Road
He stated he understood when a fire protection district is dissolved, the funds left over go into the main fire protection service, and Ms. Chapman indicated she did not know how that works financially. Supervisor Hannah indicated that is not correct and stated the monies that are left are returned to the people in that district. Mr. Brixner asked what the effective date of that would be, and Ms. Chapman stated January 1.

Gene Youngblood - Chief of the Chili Fire Department
He stated both fire departments and their attorneys are all working with the Town on this.

Supervisor Hannah stated the total for Chili, Gates and Scottsville Ambulance is $94,697.

Supervisor Hannah stated because of the County cut-backs, Chili now has to hire a court stenographer for Town Court. He indicated the expense would be around $5,000. He indicated Personal Services A-110.1 would be $82,100 resulting in a total of $90,075.

Supervisor Hannah stated under Tax Collector A-1330.1 instead of $27,000 it will be $24,034 resulting in a total of $26,034. Changing the proposed Tax Collector Salary to $8,050.00.

Supervisor Hannah stated Town Clerk A-1410.1 would be $55,405 instead of $52,500 for a total of $63,406, changing the Town Clerk salary to $31,000.00.

Supervisor Hannah stated the Town would be adding an associate attorney for plus $5,000 resulting in a total of $43,875.

Supervisor Hannah indicated they are adding $30,000 at A88020.1 for the Master Plan Committee - from $20,000 to $30,000 - for a total of $41,820.

Councilman Powers pointed out in the budget drawn up in 1988 the Town Board allocated $5,500-6,000 for a newspaper which was not done. He suggested they allocate money for such a project this year. Ms. Chapman commented she did not remember money being allocated for a newspaper last year. Ms. Chapman asked if the Town Board would be responsible for the paper, and Councilman Powers indicated they would be.

Judge Pietropaoli suggested an appropriate section of the budget for the stenographer would be contractual. He stated they would probably be contracting with individuals that would service at a set rate and not be Town employees.

Jerry Brixner - 14 Hartom Road
He gave a small presentation of the budget history of the Town of Chili in the past.

Ms. Chapman explained how the Town uses and builds up the unexpended fund reserve. She commented this reserve fund is rare for towns and added it allows the Town significant interest income. There was discussion about how State and Federal aid cuts affect the Town.

Steve Hendershott - 2957 Chili Avenue
He asked what the total amount of this budget is and also what the total amount is to be raised by taxes, and Ms. Chapman pointed out the figures on the budget summary. Mr. Hendershott asked what the total amount is in the Highway Department’s budget for the purchase of new equipment. Ms. Chapman indicated under machinery equipment they have $120,000 and under snow removal they have $1,000. She added there is money available in the DPW budget that is separate in the general fund. She explained there is roughly $140,000 available. Supervisor Hannah indicated Mr. Chudyk submits a list to the Town of the necessary equipment needed to purchase. Mr. Hendershott asked if there is every any value analysis done like net present value to show a figure as to the need of the requested equipment, and Supervisor Hannah indicated Mr. Chudyk keeps track of what the Town needs. There was a discussion about how equipment is financed in the Town and how long it lasts. Ms. Chapman commented a prioritizing is done of what is needed in the Town, and they then go from there with the money they have to purchase equipment.

Mr. Bixner asked if Mr. Chudyk, by law, has to maintain an inventory of the Town’s vehicles, and Mr. Chudyk indicated he does. Mr. Bixner commented Mr. Chudyk
PUBLIC HEARING CONTINUED....

should then be able to know what the amortization schedule is for a particular piece of equipment. Mr. Chudyk indicated an amortization schedule does not always work because sometimes older machines last longer that new ones, and he added the Town plans on a truck lasting 15 years. Mr. Brixner asked when money is borrowed for the trucks, is that interest charged into the operating expense, and Ms. Chapman indicated it is charged into debt service.

Mr. Brixner questioned the drainage figures, and Mr. Chudyk indicated the biggest money for drainage is in the drainage districts that are separate from the Town budget.

Don Ramsey - 27 Red Bud Road
He questioned when a piece of highway equipment is purchased or advertised for bid and a certain portion of that comes out of the regular budget and a certain portion is raised by bonding, who determines that percentage. Mr. Chudyk stated the law requires a minimum of five percent down.

Ms. Chapman indicated the current interest rate seems to be at the Town’s advantage to finance, and she explained the benefits of that.

Richard Stowe -
He asked if there is a period at the end of the meeting for general comments, and Supervisor Hannah indicated there would be.

THE PUBLIC HEARING CAME TO A CLOSE.

PUBLIC COMMENTS AT THE END OF THE MEETING

Mr. Heilman indicated Wegmans wants to know what it would cost to put a fifth lane in at Coldwater road and Chili Avenue intersection. He explained the Town could ask the state at the Town’s expense to look into the feasibility as to what it would cost to do a fifth lane there. He added the Town could accept a gift where Wegmans would, in fact, pay for the study. Mr. Lu stated his company was retained by the D.O.T. to do a portion of design on Coldwater Road for drainage and added everything was set but two days ago he received a question from D.O.T. whether or not they should be working on this while being the Town Engineer. He indicated they were worried there would be a conflict of interest. Mr. Lu stated he did not see a conflict of interest in this. The general consensus of the Board felt there would be no conflict. Mr. Heilman stated there would be no conflict of interest.

Richard Stowe -
He commended the Board for adopting the budget before election day. There was some discussion about the positive effect of such an action.

Mariene Kretser - 56 Lexington Parkway
She restated two people from Recreation should be sent to Community Intervention.
TOWN BOARD
November 15, 1989

A meeting of the Town of Chili Town Board was held on November 15, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624. The meeting was called to order by Supervisor Hannah at 7:35 p.m.

PRESENT: Councilwoman Callahan, Councilman Powers, Councilman Mernate, Councilman Criddle and Supervisor Hannah.

ALSO PRESENT: Mr. O'Connor, Town Clerk; Mr. Chudyk, Highway Superintendent; Mr. Vail, Insurance Counselor; Mr. Lu, Town Engineer.

The Town Board meeting was opened at 7:35 p.m. and adjourned at 9:45 p.m. Fire door exits were identified.

INTRODUCTORY REMARKS:

Joanne Palmoroni - 31 Chili Avenue
She read a letter to the Board regarding her opinion she has been treated unfairly regarding her permit for a sign. She explained the circumstances in the past she feels shows a double standard practice in the Town regarding Olindo’s Import Food. Supervisor Hannah indicated she would get an answer as to why her shop allegedly been singled out as far as signs as soon as the Building Inspector returns back from vacation.

William Wilcox - Stuart Road
He suggested the lot and house numbers should be identified in the advertisements for applicaiton, not just the lot numbers. Don Faso explained the existing practice in this regard. Councilman Powers indicated they would send a note to Kathy Reed in the Building Department to advertise both the lot and house numbers. Don Faso suggested all applications should require signs.

Bernice Wilcox - Stuart Road
She questioned if anyone found out how much backstops would cost the Town, and Supervisor Hannah indicated Ron Fodge told him between $350-400.

Mrs. Wilcox pointed out the Conservation Board minutes have not been approved by their Board. Supervisor Hannah stated the minutes should not be submitted until they are approved.

Bernice Wilcox mentioned her concern about leaf disposal and the possibility of their being toxic. She indicated she is looking for people to take the Town's leaves.

Corres. No. 1 Letter dated November 8, 1989, from Ronald Fodge, Recreation Director. Re: Agreement with County of Monroe to Obtain State Aid

#375 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Supervisor Hannah be authorized to sign 1990 Division for Youth Project Application (3100) for obtaining State Aid.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 2 Letter dated November 8, 1989, from Everett H. Vail, Insurance Counselor. Re: Permission for Everett H. Vail to Issue a Bond to be on File in the County Clerk's Office for the Tax Collector

#376 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Everett H. Vail be authorized to issue the necessary bond in order for the Tax Collector to be able to obtain the tax records for 1990, the bond will be the same amount as last year ($100,000) with the same premium ($620.)

Seconded by Councilman Merante and unanimously approved.

Corres. No. 3 Letter dated November 9, 1989, from Carol O'Connor, Town Clerk. Re: Requesting Additional $2,000.00 for Postage Machine
BE IT RESOLVED that a check be issued to R.M.R.S. in the amount of $2,000.00 for additional postage in the Town Clerk's office.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 4  Letter dated November 8, 1989, from Stephen A. Chudyk, Superintendent of Highways. Re: Transfer of Personnel from Department of Public Works to the Highway Department

BE IT RESOLVED that Gray Gardner and Ronald McLaud be transferred to the Highway Department effective Payroll #25, beginning November 18, 1989.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 5  Letter dated November 9, 1989, from Stephen W. Hendershot, Chairman Recreation Committee. Re: Town-wide Christmas Decorating Contest

BE IT RESOLVED that the Chili Recreation Committee be authorized to hold a Christmas Decorating Contest for 1989 with prizes as follows:

First Place $50.00  Second Place $25.00

BE IT FURTHER RESOLVED that two (2) ads be placed in the Gates Chili News and Suburban News. The approximate cost of the ads will be $120.00.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 6  Letter dated November 7, 1989, from Larry Nissen, P.E. of Joseph C. Lu Engineers. Re: Easement to the Monroe County Water Authority

BE IT RESOLVED that Supervisor Hannah be authorized to sign agreement with Monroe County Water Authority for Temporary and Permanent Easements for the construction of a 30" diameter water main between Golden Road and Westside Drive.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the Chili Recreation Committee be authorized to hold a Christmas Decorating Contest for 1989 with prizes as follows:

First Place $50.00  Second Place $25.00

BE IT FURTHER RESOLVED that two (2) ads be placed in the Gates Chili News and Suburban News. The approximate cost of the ads will be $120.00.

Seconded by Councilman Criddle and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CALLAHAN

BE IT RESOLVED that Supervisor Hannah be authorized to sign agreement with Monroe County Water Authority for Temporary and Permanent Easements for the construction of a 30" diameter water main between Golden Road and Westside Drive.

Seconded by Supervisor Hannah and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that John Nowicki, Chairman of Masterplan Committee, be authorized to attend the Public/Private Financing Program being offered by the Monroe County Planning Council, NYSdot and Genesee Transportation Council, November 18, 1989, registration fee is $25.00.

Seconded by Councilwoman Callahan and unanimously approved.

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Town Board amend its resolution which was approved on the 18th day of October, 1989, to dissolve and discontinue the Riverdale Fire District and to transfer said district to the Chili Fire Protection District as follows:

That based on a petition to dissolve the Riverdale Fire District which was presented to the Town Board having the required number of signatures of homeowners in said Riverdale Fire District and the scheduling of a Public Hearing on this matter based on said petition; and

At said Public hearing testimony was statements were received from homeowners in said district fire personnel in said district and from officers of Riverdale Fire Protection District requesting that said district be dissolved;
RESOLUTION #382 CONTINUED......

And that it was in public interest to dissolve said Riverdale Fire District and said district to the Chili Fire Protection District, effective 12/31/89, the Town Board having reviewed said petition and hearing arguments in favor of dissolving said Riverdale Fire District and having determined that it was in public interest because of lack of fire personnel and protection to the homeowners of the Riverdale Fire District vote to dissolve said Riverdale District and to add said District to the Chili Fire Protection District; this amendment shall be effective December 31, 1989, and shall terminate any contract now in effect for the furnishing of fire protection in such Fire District; and

BE IT FURTHER RESOLVED that all contracts now in force and effect for the furnishing of fire protection in such Fire District shall be immediately terminated.

Seconded by Councilwoman Callahan and unanimously approved.

#383

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

A resolution authorizing the State of New York to incorporate the design of a four-way intersection with traffic signal on Chili Avenue between the existing Paul Road intersection to the east and the proposed relocation of the Paul Road intersection to the west (hereinafter referred to as "The Municipal Project") for the Town of Chili in Contract # for the design of the reconstruction of Chili Avenue-Paul Road-Coldwater Road, S.H. 33A (hereinafter referred to as "The State Project").

WHEREAS, Section 10, Subdivision 27 of the New York Highway Law provides, in part, that the Commissioner of Transportation shall have power, upon the request of the municipality, to perform for and at the expense of such municipality, any work of design, construction or reconstruction, including the removal and relocation of facilities, provided by the Commissioner of Transportation deems it practicable to perform such work in connection with the performance of any work of design, construction, reconstruction, or improvement; and

WHEREAS, the State of New York is presently preparing design plans for the State Project which involved construction within the route which the Town of Chili contemplated using for the construction of the Municipal Project; and

WHEREAS, said design can be undertaken in conjunction with the design of the Municipal Project at a substantial ultimate savings to the Town of Chili;

NOW THEREFORE BE IT RESOLVED that the Chili Town Board, in regular meeting convened, petitions the New York State Department of Transportation as follows:

Petition 1. The State of New York is hereby authorized to proceed with the necessary arrangements to incorporate the design of the proposed Municipal Project in the contract for the design of the State Project with the cost of said additional design work in connection therewith to be borne by the Town of Chili up to a maximum cost of $5,000.00.

Petition 2. This resolution shall take effect immediately.

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

Seconded by Councilman Powers and unanimously approved.

#384

RESOLUTION OFFERED BY SUPERVISOR HANNAH

WHEREAS in connection with the Contract No.______, for the reconstruction of Chili Avenue-Paul Road-Coldwater Road, S.H. 33A, Monroe County, (hereinafter referred to as "The State Project"), the Town of Chili, by Resolution No.________, adopted November 15, 1989,
RESOLUTION #384 CONTINUED......

requested and authorized the State Department of Transportation to proceed with the necessary arrangements to incorporate a proposed design for a four-way intersection in the contract for the design of the State Project, with the cost of said design work therewith to be borne by the Town of Chili up to a maximum cost of $5,000.00.

NOW, THEREFORE, BE IT RESOLVED that pursuant to subdivision 27 of Section 10 of the Highway Law, the sum of $5,000.00 is hereby appropriated to cover the cost of the design work, and the Town Treasurer is hereby authorized and directed to deposit such sum with the State Comptroller within seven (7) days following passage of this resolution; and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the State Comptroller and with the State Commissioner of Transportation; it being understood that upon completion of the said design work, in the Town of Chili, the Commissioner of Transportation of the State of New York shall transmit to this Town Board a statement showing the actual costs and expenses of such work and shall notify the Town Treasurer of the amount, if any, to be returned to the Town, and

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

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 7 Letter dated October 26, 1989, from Ralph A. Uttao, Director of Real Estate for Wegmans Food Markets, Inc. Re: Reconstruction of Chili Avenue-Paul Road-Coldwater Road

#385 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Wegmans Food Markets, Inc. will gift the Town of Chili for any charges made by the State of New York for the design work up to a maximum of $5,000.00.

Seconded by Councilman Criddle and unanimously approved.

Corres. No. 8 Letter dated November 3, 1989, from Duncan E. B. Jackson, of MRB GROUP, agent for Prestige Precision Products. Re: Set a Date for a public Hearing for the Purpose of Rezoning of 296 Fisher Road from RA-10 and FPO, to Limited Industrial and PPO

#386 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that December 6, 1989, be set at 7:45 P.M. for the purpose of rezoning 296 Fisher Road from RA-10 and PPO to Limited Industrial and PPO.

Seconded by Supervisor Hannah and unanimously approved.


#387 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Chili Town Board accept Edward Gorall's resignation effective November 20, 1989.

#388 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Local Law #4 Signage and Numbering of Homes and Buildings in the Town of Chili be adopted as follows:

1) NEW BUILDINGS. All newly constructed primary buildings (or additions to) shall have the house number on them before the Certificate of Occupancy is issued.

2) OLD BUILDINGS. Any existing primary buildings (or any additions thereto) should, upon transfer of ownership or change of occupancy be required to have street numbers in accordance with the
RESOLUTION NO. #388 CONTINUED....

following rules and regulations.

3) LOCATION NUMBERS AND SIZE.

(a) The numbers should be a minimum of 4½" high.

(b) The numbers should be a color (or finish) that contrast to the building color.

(c) The numbers should be on the side of the building that faces the street on which the address is located.

(d) The numbers should be within 75' of the street (installed on a post if necessary).

(e) The numbers should be numerical (not alphabetic).

Seconded by Councilman Merante and unanimously approved.

RE-OPEN THE DISCUSSION OF USING PART OF BLACK CREEK PARK FOR CHILI RECREATIONAL USE

(NO RESOLUTION REQUIRED)

#389 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Gerry Hendrickson be reappointed to the Zoning Board for a term to expire 10/14/92.

Seconded by Councilwoman Callahan and unanimously approved.

#390 RESOLUTION AMENDMENT OFFERED BY SUPERVISOR HANNAH

RE-INTRODUCE THE TABLED RESOLUTION REGARDING THE DEDICATION OF A FIELD IN DAVIS PARK IN MEMORY OF DECEASED COUNCILMAN WILLIAM (BILL) CALLAHAN

Seconded by Councilman Powers with the following vote: 3 yes, 2 no -- Councilmen Criddle and Merante

Councilmen Criddle and Merante indicated their opposition to the amendment and resolution due to the fact a plaque for the field was ordered without consent of the Town Board, not anything against Councilman Callahan.

#391 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O' Connor, be approved and bills be ordered paid as rendered:

| General Fund Vouchers | 1805 - 1999 | $ 52,810.23 |
| Highway Fund Vouchers  | 890 - 915  | 7,676.39 |
| Chili Water Dist. H-1  | 13         | 23,064.58 |
| Parks Recreation/Reserve| 26         | 6.05   |
| Combined Drainage      | 44         | 1,047.90 |

$ 84,613.15

Seconded by Councilwoman Callahan and unanimously approved.
PUBLIC HEARING

A Public Hearing of the Town Board of the Town of Chili was held at 3235 Chili Avenue, Rochester, New York 14624 on November 15, 1989 on Opening Bids for 3/4 Ton Pickup Truck.

Attendances as noted in the Town Board minutes of November 15, 1989.

Carol O'Connor opened the sealed bids revealing the following:

Hallman Chevrolet with a bid of $12,478.29 and a bid check; Jim Barnard Chevrolet with a bid of $11,516.49.

PUBLIC HEARING

A Public Hearing of the Town Board of the Town of Chili was held at 3235 Chili Avenue, Rochester, New York 14624 on Opening Bids for Heavy Duty Dump Body and Hoist.

Attendances as noted in the Town Board minutes of 11/15/89.

Carol O'Connor opened the following sealed bids:

Roberts Equipment, $6,965 with a bid check; Valley Truck and Equipment of Boston, New York, $6,896 with a bid check; George & Swede Sales of Pavilion, New York, $6,219.55; Cyncon Equipment, $5,965 with a bid check.

PUBLIC COMMENTS AT THE END OF THE MEETING.

There was further discussion regarding the field to be dedicated in memory of Councilman Callahan. Supervisor Hannah stated he would personally pay for the already ordered plaque, and Councilman Maranta stated his feeling they should not even use that plaque because it was ordered without approval of the Town Board. Councilman Criddle felt the plaque should be used but paid for by Supervisor Hannah.

Bernice Wilcox - Stuart Road
She was concerned about how many non-residents of Chili use Chili Parks and why Chili residents could not continue to use other fields such as at Roberts Wesleyan, etc. Councilman Powers explained Chili residents integrate with other towns in leagues at other fields. Mrs. Wilcox made reference to the Demico House and the fact the Town was not reluctant with that project, and Councilman Criddle responded that was funded by voluntary funds. Al Schmidt stated when Chili residents use area schools' fields, they do not have any priority for scheduling and are often bumped off the fields, and he added Chili now uses 10 - 12 area schools' fields now. Mrs. Wilcox disagreed with an earlier comment that people like to live next to ball fields.

Mrs. Wilcox commented there is some oil coming out of Union Processing. She again mentioned her concerns had not been reflected in the unapproved Conservation Board minutes.

Jerry Brixner - 14 Hartom Road
He commended Mrs. Wilcox for her concern in regard to the oil leakage, and he
suggested a study should be conducted in regard to Union Processing. He also explained the Demico House was funded by volunteer money and work as well as some County and Town money.

Don Ramsey - 27 Red Bud Road
He asked if Correspondence No. 1 regarding application for youth project funds from the State is a fairly routine item that happens every year, and he also asked if it is a blanket application for which funds are appropriated in a general way. Supervisor Hannah deferred to Ron Fodge, but he stated it is a routine item done every year.
A meeting of the Chili Town Board was held on December 6, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 at 7:41 p.m.

PRESENT: Councilwoman Callahan, Councilman Merante, Councilman Criddle, Councilman Powers and Supervisor Hannah.

ALSO PRESENT: Town Clerk, Carol O'Connor; Town Attorney, Mr. Heilman; Town Engineer, Mr. Lu; and Insurance Counselor, Mr. Vail.

The fire exits were identified for the Board and audience. The Town Board minutes of 11/1/89 and 11/15/89 were accepted as is. The Chili Drainage Committee minutes of 10/89 and the Chili Dog Control Report of 11/89 were submitted.

INTRODUCTORY REMARKS:
Bernice Wilcox - Stuart Road
She mentioned she heard a comment that the United States does not do much for Italy, and she further stated she researched and found Italy still owes the U.S.A. 14 million dollars in loans still.

Corres. No. 1 Letter dated November 20, 1989, from Eugene L. Youngblood/Chief Chili Fire Department. Re: Permission to Allow Chili Fire Department to use a 8' x 5' lighted sign for the Purpose of Advertising for Fire Prevention and Fund Raising

#392 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the Chili Fire Department be given permission to use a 8' x 5' lighted sign for the purpose of advertising fire prevention and fund raising activities within the community.

Seconded by Councilwoman Callahan and unanimously approved.

Corres. No. 2 Letter from David Widera, Deputy Chief/Personnel Chili Fire Department. Re: Adding and Removing Personnel to/from Active List

#393 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following people be removed from the active list of the Chili Fire Department Inc.:

Neil Citron
James Barnard
F. Klingenberg
Eugene Schickler
Richard Kingdon
Ronald Price
Alan Burkhardt

BE IT FURTHER RESOLVED that the following people be added to the active list of the Chili Fire Department:

Michael Simeone
Celia Backmann
Geoffrey Breeze
Robert DeVia
C. Stephen Kalmbach
Christian Austin

Seconded by Councilman Merante and unanimously approved.


(NO RESOLUTION REQUIRED)

#394 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that Lawrence B. Smith, Building Inspector, be authorized to attend the third course of the State's required 24 hour programs by the Office of Fire Prevention and Building Code December 11-15, 1989, to be held in Rome, New York, with expenses incurred to be paid by voucher.

Seconded by Councilman Criddle and unanimously approved.


#395 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways be authorized to purchase four (4) spray sets with pump and tank mounted on trucks to augment the units that the highway has, in order to provide adequate services within the new mandated reduced salt usage. The cost of the four (4) spray sets with pump and tank mounted on trucks is estimated to be $3,600.00, funds available in the current equipment budget to cover this purchase.

Seconded by Councilman Powers and unanimously approved.


#396 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that $25,000.00 be transferred from Account DA 5148.1, Services for Other Governments, to DA 5142.1, Town Snow Removal and Other Snow and Ice Work.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 7 Letter dated November 20, 1989, from Linda Leach, Assessor. Re: Set a Date to Amend Local Law #2-1986 Section 101-2 of the Chili Town Code

#397 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a date of December 20, 1989, at 7:45 P.M. be set for the purpose of amending Local Law #2 of 1986 Section 101-2 of the Chili Town Code.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 8 Letter dated November 30, 1989, from Ronald Fodge, Recreation Director. Re: Refunds for Ski Club Payments

#398 RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the following people be given refunds for payments made to attend the Chili Ski Club as for unforeseen reasons they are unable to attend.

Paul Paris
137 Battle Green Drive
Rochester, New York 14624
Amount: $123.00

John Butkiewicz
74 Bowen Road
Churchville, New York 14428
Amount: $123.00

Seconded by Councilwoman Callahan and unanimously approved.

#399  RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the bid for the heavy duty dump box and hoist be awarded to George & Swede Sales & Services, Inc. 7155 Big Tree Road, Pavilion, New York for a bid of $6,219.55.

Seconded by Councilman Morante and unanimously approved.

Corres. No. 10 Letter dated December 1, 1989, from Janice Chapman, Budget Officer. Re: Budget Transfers

#400  RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that $10,819.65 be transferred from Account A 1990.4 to the following accounts:

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<td>Supervisor Personal Services</td>
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<td>1650.1</td>
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<td>3120.1</td>
<td>Police/Constables Personal Services</td>
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<td>Police/Constables Contractual</td>
<td>$ 175.00</td>
</tr>
<tr>
<td>5182.4</td>
<td>Street Lighting Town-wide Special District</td>
<td>$ 750.00</td>
</tr>
<tr>
<td>6020.4</td>
<td>Planning Board</td>
<td>$ 850.00</td>
</tr>
</tbody>
</table>

Total: $10,819.65

BE IT FURTHER RESOLVED that the following departmental transfers be approved:

From Account 1410.4 to Account 1410.2 Town Clerk $ 150.00
From Account 1420.1a to Account 1420.1 Attorneys $ 2,565.00
From Account 1620.2 to Account 1620.4 Buildings $ 1,000.00
From Account 3510.4 to Account 3510.2 Animal Control $ 200.00
From Account 3520.4 to Account 3520.2 Safety Inspect. $ 1,500.00
From Account 5010.2 to Account 5010.1 Highway Admin. $ 1,500.00
From Account 5010.2 to Account 5010.4 $ 1,500.00
From Account 6772.1 to Account 6772.4 Seniors $ 1,608.00
From account 7110.1 to Account 7010.1 Recreat. Admin. $10,000.00
From Account 7110.4 to Account 7110.2 Parks $ 350.00
From Account 9040.8 to Account 1910.4 Workers Compensation Inc. $38,900.00
From Account A 9060.8 to Account DA 9060.8 Health Insurance $ 1,226.50
From Account 9995.7 to Account 9995.6 Special Filings $ 125.00

Seconded by Councilwoman Callahan and unanimously approved.

#401  RESOLUTION OFFERED BY SUPERVISOR HANNAH

WHEREAS, the Town Board, at a meeting held on April 19, 1989, adopted a resolution amending the zoning ordinance of the Town of Chili to add a new zone to be entitled "Restricted Business District" (RB) and also resolutions concerning the Chili Avenue Corridor whereby and among other things, the recommendations of the consulting firm, Reimann-Buechner, the Chili Planning Board and the Chili Zoning Board of Appeals, with regard to the Chili Avenue Corridor study, were accepted with the exception of the restricted business area bordering Paul and Archer Roads and further rezoned areas to neighborhood business, general business and restricted business districts as recommended in the Chili Avenue Corridor study, and

WHEREAS, an action was commenced in the Supreme Court of Monroe County by Chili Center Residents Association, et al., Petitioners, vs. Town Board of the Town of Chili, Respondent, seeking a judgment nullifying the rezoning resolutions adopted by the Chili Town Board on April 19, 1989, regarding the Chili Avenue Corridor, until such time as the Town of Chili complied with the Environmental Conservation Law, Article VII, and its implementing code, and

WHEREAS, and judgement of the Supreme Court of Monroe County dated November 14, 1989 and entered in the Monroe County Clerk's Office on November 17, 1989, Mr. Justice Andrew V. Siracusa denied the petition in the foregoing action and remitted the matter of the adoption of the rezoning resolutions by the Chili Town Board on April 19, 1989, with regard to the Chili Avenue Corridor, to the Town Board with directions to make a determination of significance and to file its declaration in
RESOLUTION NO. #401 CONTINUED....

accordance with Part 6 NYCRR, Sections 617.1 (g) and 617.10, with a further direction to include, as part of its determination, the Town Board's earlier decision to defer the preparation of an Environmental Impact Statement until such time as a specific development proposal is presented to the Planning Board of the Town of Chili, or any of its municipal bodies having jurisdiction, with regard to approval, and

WHEREAS, the Town Board having further considered the matter of the rezoning resolutions heretofore adopted by the Town Board on April 19, 1989 and desiring to comply with the directions incorporated in the foregoing judgement of the Supreme Court of Monroe County.

BE IT RESOLVED with regard to the Chili Avenue Corridor Study and the rezoning resolutions adopted by the Chili Town Board on April 19, 1989, and in accordance with Article VIII of the Environmental Conservation Law and part 6 NYCRR, Section 617.6(g), the Town Board makes the following determinations with respect to the environmental significance relative to the rezoning resolutions earlier adopted by the Chili Town Board on April 19, 1989:

Upon review of the information contained in the Environmental Assessment Form dated March 12, 1989 and prepared on behalf of the Chili Town Board by the firm of Reimann-Buechner, it is determined that the rezoning resolutions will not cause or result in any large and important environmental impacts upon the area rezoned and will not have a significant impact upon the environment. As a result, there is a reasonable basis for the Chili Town Board, as Lead Agency, to prepare a Negative Declaration as the environmental impact.

However, upon a review and an examination of the Environmental Assessment Form and Narrative dated March 26, 1989 and prepared by the Firm of Reimann-Buechner, the Town Board finds three categories of potential environmental impact as follows:

Potential Impact on Drainage
Potential Impact on Transportation
Potential Impact on the Growth and Character of the Community

Accordingly, the Chili Town Board determines that a Positive Declaration will be prepared and filed in accordance with the provisions of Article VIII of the Environmental Conservation Law provided, however, that the Town Board does hereby defer the preparation of an Environmental Impact Statement until such time as a specific development proposal shall be presented to the Planning Board of the Town of Chili, or any of its municipal bodies having jurisdiction, with regard to approval.

Seconded by Councilwoman Callahan and Resolution was tabled.

#402 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills be ordered paid as rendered:

| Vouchers | 2000 - 2087 | General Fund Vouchers | $44,928.09
| 916 - 956 | Highway Fund Vouchers | $95,930.27
| 14 | Chili Water Dist. Special H-1 | $4,545.00
| | | $145,403.36

Seconded by Councilwoman Callahan and unanimously approved.
PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on December 6, 1989 at the Chili Town Hall, 3235 Chili Avenue at 7:45 P.M. on rezoning of 296 Fisher Road from RA-10 and FPO to Limited Industrial and FPO.

Appearances as noted in the Chili Town Board minutes of 12/6/89.

Dunkin Jackson was present for the public hearing from the MRB group. He indicated he is one of the engineers for Prestige Precision Products. He introduced Mike Fellows, the owner and Richard Lefroy, the prospective builder.

He indicated the parcel on Fisher Road is approximately 5.2 acres, located on the east side of Fisher Road and north of the RG&E property. He indicated it is their intent to construct initially a 30,000 sq. ft. building for permanent parking and utilities. He indicated their request is to rezone from RA-10 and FPO to Limited Industrial and FPO. He stated a similar request was made at a public hearing to the Chili Planning Board in December 1988 by Acme Precision Screw Products. He stated at that meeting request for rezoning to general industrial was denied, but it was the unanimous opinion of the Board that the property should be rezoned to Limited Industrial and that the Acme people submit for a conditional use permit.

Mr. Jackson stated when they initiated the project, they were told that they would not have to go to the Planning Board since this was a similar use to the Acme use and that they could use the Acme/Planning Board recommendation with the Town Board instead of going to the Planning Board. He stated the business is located presently on West Avenue in the city in the Old Star market. He presented to the Board of the improvements they made to their present location and of their inside operation. He indicated the operation inside has to be clean because much of the equipment is computerized. Mr. Jackson stated the business currently employs 35 people which will increase to approximately 50 when they move into the new installation. He showed the Board a conceptual drawing of the building.

Supervisor Hannah questioned their trucking needs. Mr. Jackson stated the business has a 24 ft. stake-body truck which goes out and in once a day. He further stated they receive trailer-truck deliveries approximately two trailers a week.

Supervisor Hannah stated there is a limit on Fisher Road for truck traffic through Gates. Councilman Powers pointed out they would still need approvals for actual design if this is granted, and Mr. Jackson stated if this rezoning is granted, they would have to apply to the Planning Board and based on their conceptaul plan, there is no reason why they could not meet the zoning requirements in the ordinance. Councilman Powers informed the audience that the only power the Town Board has is to rezone, and he added they still have to go before the Planning Board.

Jerry Brixner - 14 Harton Road
He stated his mother-in-law could not be present and wished to have a statement read. Teresa Mignano, 292 Fisher Road indicated her opposition to the rezoning because it would change the character of her neighborhood. The letter was also signed by Frank Mignano, 292 Fisher Road.

Marlene Kretser - 56 Lexington Parkway
She asked if the trucks would be like tractor trailer trucks, and Mr. Jackson explained they are 24 ft. stake-body trucks, like a van with a cab on it. Ms. Kretser pointed out when Wegmans came in, they were told trucks on Fisher Road would be unsafe for the road and the kids waiting for school buses in that area.

Mr. Heilman stated the notice for the public hearing does describe accurately the zone as RA-10. He further stated the breakdown of the description of what RA-10 is incorrect but the notice is sufficient to alert anybody that that is what is presently is and the application is to rezone it from that.

Bruce Randall - 26 McNair Drive
He asked what the weight limit is on the Chili portion of Fisher Road. Supervisor Hannah believed there is none on that end. Mr. Randall stated there was a time that a company was not allowed to build on Fisher Road because they would have heavy equipment going up and down that road. He pointed out Fisher Road is becoming an alternative route for traffic and added this would increase the traffic hazard in that area. He questioned their potential driveway being so close to their neighbor’s drive. He mentioned low-profile vehicles have a hard time seeing oncoming traffic sometimes. He pointed out this area is in an ill-lighted area of the road.

Councilman Powers pointed out the Planning Board would handle all the traffic.
PUBLIC BOARD

PUBLIC HEARING CONTINUED....

design, etc. concerns. Mr. Randall questioned why the applicant was showing what would be proposed for the site if this is just a rezoning hearing. There was further explanation what the Town Board's role is in all of this.

Councilman Criddle pointed out sometimes the Town Board gets involved with drainage because of the Drainage Districts they have set up in the Town.

Jerry Brixner - 14 Hartom Road
He stated he is opposed to the rezoning, and he mentioned a similar application with RG&E in the past was defeated and there was a recommendation the area should be Limited Industrial. He commented that the Planning Board has historically gone against what the public opposition may be. He explained the history of how the surrounding area got to be Limited Industrial. He pointed out on a map all the residential land that is left. He suggested if the Board approves this proposal, they would be approving spot zoning and with the loss of this property, there may well be more industrialization of Fisher Road.

PUBLIC COMMENTS AT THE END OF THE MEETING

There was mention of the Christman Party for the Town of Chili employees, Board members and newly elected officials.

Jerry Brixner - 14 Hartom Road
He asked if the petitioners have filed an appeal or have indicated they will file an appeal, and Mr. Heilman indicated an appeal has been filed. He further explained the law states an appeal has to be filed within 30 days and then there is some period of time in a civil action after three months to get a condition order to dismiss an appeal. He further stated in order to perfect an appeal, what that means is to move to the next step, the petitioner would have to put together a record on appeal that would consist of everything that has gone on on that matter up to that point in time, and he added that has to be sent with the brief to file it. He then explained what procedures the other side would follow. Mr. Brixner asked if the Planning Board, on other property in the area, can take action on applications or would they differ all applications until a final judgement. Mr. Heilman indicated at this point the Town Board has been justified and the Planning Board could act on a similar application. Mr. Brixner asked what it cost the Town to defend the action, and Ms. Chapman indicated $6,000.00

Bernice Wilcox - Stuart Road
She asked when the Chili Library Parking lot was paved, and Councilwoman Callahan indicated she thought it was April, in the spring sometime.
A meeting of the Chili Town Board was held on December 20, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 at 7:45 P.M.

**PRESENT:**
Councilwoman Callahan, Councilman Merante, Councilman Criddle, Councilman Powers and Supervisor Hannah.

**ALSO PRESENT:**
Town Clerk, Ms. O'Connor; Town Attorney, Mr. Heilman; Highway Superintendent, Mr. Chudyk; and Insurance Counselor, Mr. Vail.

The fire exits were identified for the Board and audience. The Chili Conservation Board minutes of 12/4/89 were submitted.

**INTRODUCTORY REMARKS:**

Jerry Brixner - 14 Hartom Road
He indicated he was speaking on behalf of his mother-in-law, Teresa Mignano, 292 Fisher Road. He asked the Board to vote against the rezoning of land located at 296 Fisher Road because he feels this would be spot zoning. He explained the history of this parcel and past requests for rezoning. He objected to Prestige Precision Products using the former Limited Industrial recommendation for Acme Screw Products. He commented this would increase the desire to sell area land for industrial use for a higher profit. He was concerned about traffic hazards.

#403 **RESOLUTION OFFERED BY COUNCILMAN CRIDDLE**

BE IT RESOLVED that Local Law #2 of 1986 Section 101-2, of the Town of Chili Code be amended as follows:

PURSUANT to section 467 of the Real Property Tax Law, a Public Hearing was held on December 20, 1989 at 7:45 P.M. to amend Chapter 101-2, Senior Citizen Exemption, of the Code of the Town of Chili, N.Y. to incorporate the provision for a graduated maximum income exemption eligibility level for the granting of partial exemption from real property taxation for town tax purposes to certain persons sixty-five (65) years of age and over. Graduating to be as follows:

<table>
<thead>
<tr>
<th>Annual Income</th>
<th>Percent assessed valuation from taxation</th>
</tr>
</thead>
<tbody>
<tr>
<td>12,025 or under</td>
<td>50%</td>
</tr>
<tr>
<td>12,026 to 12,625</td>
<td>45%</td>
</tr>
<tr>
<td>12,626 to 13,225</td>
<td>40%</td>
</tr>
<tr>
<td>13,226 to 13,825</td>
<td>35%</td>
</tr>
<tr>
<td>13,826 to 14,425</td>
<td>30%</td>
</tr>
<tr>
<td>14,426 to 15,025</td>
<td>25%</td>
</tr>
<tr>
<td>15,026 to 15,625</td>
<td>20%</td>
</tr>
</tbody>
</table>

Seconded by Councilman Powers and unanimously approved.

#404 **RESOLUTION OFFERED BY SUPERVISOR HANNAH**

WHEREAS, the Town Board, at a meeting held on April 19, 1989, adopted a resolution amending the zoning ordinance of the Town of Chili to add a new zone to be entitled "Restricted Business District" (RB) and also resolutions concerning the Chili Avenue Corridor whereby and, among other things, the recommendations of the consulting firm, Reimann-Buechner, the Chili Planning Board and the Chili Zoning Board of Appeals, with regard to the Chili Avenue Corridor study, were accepted with the exception of the restricted business area bordering Paul and Archer Roads and further rezoned areas to neighborhood business, general business and restricted business districts as recommended in the Chili Avenue Corridor study and,

WHEREAS, an action was commenced in the Supreme Court of Monroe County by Chili Center Residents Association, et al, Petitioners, vs. Town Board of the Town of Chili, Respondent, seeking a judgment nullifying the rezoning resolutions adopted by the Chili Town Board on April 19, 1989, regarding the Chili Avenue Corridor, until such time as the Town of Chili complied with the Environmental Conservation Law, Article VIII, and its implementing code, and

WHEREAS, and judgement of the Supreme Court of Monroe County dated November 14, 1989 and entered in the Monroe County Clerk's Office on
Gates-NEWS-Chili

1635 BROOKS AVENUE, SUITE 2, WEST BLDG. • ROCHESTER, NEW YORK 14624

Date 1-10-90

THIS IS TO CERTIFY THAT THE ATTACHED LEGAL NOTICE(S) WERE PUBLISHED IN THE
GATES-CHILI NEWS

Issue Dated 1-10-90

Geraldine C. Snyder
Notary

Patricia M. Smith
Publisher

GERALDINE C. SNYDER
NOTARY PUBLIC, State of N.Y., Monroe Co.
My Commission Expires April 30, 1997
LEGAL NOTICE

PUBLIC NOTICE
The Chili Town Board did adopt a resolution accepting the rezoning of property located at 296 Fisher Rd. in the Town of Chili, N.Y. from RA-10 and FPO to LI and FPO at a Town Board Meeting held on Dec. 10, 1989.

Carol O'Connor,
Town Clerk
Chili, N.Y.
1-10
RESOLUTION #404 CONTINUED....

November 17, 1989, Mr. Justice Andrew V. Siracusa denied the petition in for foregoing action and remitted the matter of the adoption of the rezoning resolutions by the Chili Town Board on April 19, 1989, with regard to the Chili Avenue Corridor, to the Town Board with directions to make a determination of significance and to file its declaration in accordance with Part 6 NYCRR, Sections 617.1(g) and 617.10, with a further direction to include, as part of its determination, the Town Board's earlier decision to defer the preparation of an Environmental Impact statement until such time as a specific development proposal is presented to the Planning Board of the Town of Chili, or any of its municipal bodies having jurisdiction, with regard to approval, and

WHEREAS, the Town Board having further considered the matter of the rezoning resolutions heretofore adopted by the Town Board on April 19, 1989 and desiring to comply with the directions incorporated in the foregoing judgement of the Supreme Court of Monroe County.

BE IT RESOLVED with regard to the Chili Avenue Corridor Study and the rezoning resolutions adopted by the Chili Town Board on April 19, 1989, and in accordance with Article VIII of the Environmental Conservation Law and part 6 NYCRR, Section 617.6(g), the Town Board makes the following determinations with respect to the environmental significance relative to the rezoning resolutions earlier adopted by the Chili Town Board on April 19, 1989:

Upon review of the information contained in the Environmental Assessment Form dated March 12, 1989 and prepared on behalf of the Chili Town Board by the firm of Reimann-Buechner, it is determined that the rezoning resolutions will not cause or result in any large and important environmental impacts upon the area rezoned and will not have a significant impact upon the environment. As the result, there is a reasonable basis for the Chili Town Board, as Lead Agency, to prepare a Negative Declaration as the environmental impact.

However, upon a review and an examination of the Environmental Assessment Form and Narrative dated March 28, 1989 and prepared by the Firm of Reimann-Buechner, the Town Board finds three categories of potential environmental impact as follows:

- Potential Impact on Drainage
- Potential Impact on Transportation
- Potential Impact on the Growth and Character of the Community

Accordingly, the Chili Town Board determines that a Positive Declaration will be prepared and filed in accordance with the provisions of Article VIII of the Environmental Conservation Law provided, however, that the Town Board does hereby defer the preparation of an Environmental Impact Statement until such time as a specific development proposal shall be presented to the Planning Board of the Town of Chili, or any of its municipal bodies having jurisdiction, with regard to approval.

Seconded by Councilwoman Callahan with a vote of 4 yes and 1 no (Councillman Merante).

#405 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that Johnson, Mullan, Brundage & Keigher, P.C., continue to be retained during the "Appeal" process of the case involving the Chili Center residents Association, their familiarity with the case and their initial success in the towns behalf would make the best choice.

Seconded by Councillman Powers and unanimously approved.

#406 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that 296 Fisher Road be rezoned from RA-10 and FPO to Limited Industrial and FPO.

Seconded by Councillman Powers with a vote of 4 yes to 1 no (Councillman Merante)
AMENDMENT OFFERED BY COUNCILMAN MERANTE

Amendment to postpone rezoning of land located at 296 Fisher Road until Chili Master Plan is completed.

Seconded by Councilman Criddle with a vote of 4 no to 1 yes (Councilman Merante)

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that:

(1) The firm of Bernard P. Donegan, Inc., is hereby designated financial consultant to the Town of Chili.

(2) Said firm shall be compensated for its services to be rendered in connection with the proposed $1,250,000 Capital Project for the Chili Water District - South of Black Creek, in accordance with its proposal letter dated December 13, 1989.

(3) The Supervisor is hereby authorized to execute and deliver said proposal letter.

(4) This resolution shall take effect immediately.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 1 Letter dated December 11, 1989, from Larry Nissen of Joseph C. Lu, Engineers. Re: Dedication of Roads for Westchester Village II, Section II

RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the following roads be dedicated to the Town of Chili, as recommended by the Town Engineer; Ardsley Circle and Rochelle Drive from Chili Avenue to the limits of Section II construction as shown on the Westchester Village II, Section II Final Site Plan.

Seconded by Councilwoman Callahan and unanimously approved.


RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that a Letter of Credit be established for Mayflower Village Business Area in the following amount of $164,429.43, and to include 10% Contingency fee, 5% Town Engineering fee and 1% Town Administration fee.

Seconded by Councilman Merante and unanimously approved.


RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that a Letter of Credit be established for Jetview Drive in the following amount of $57,550.00 and to include 10% Contingency fee, 5% Engineering fee and 1% Town Administration fee.

Seconded by Councilman Powers and unanimously approved.

Corres. No. 4 Letter dated December 5, 1989, from Stephen A. Chudyk, Superintendent of Highways. Re: Upgrade Seasonal Employee to Full-time Regular Employee Status

RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that Dennis Sheehan, 592 North Road, Scottsville be
RESOLUTION #412 CONTINUED...

hired as Laborer II at the rate of $7.50 per hour for 1990, plus benefits.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 5 Letter dated December 14, 1989, from Stephen A. Chudyk, Superintendent of Highways. Re: Permission to purchase a heavy duty truck charging, starting battery, etc., analyzer for the Highway Department

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that Stephen A. Chudyk, Superintendent of Highways, be authorized to purchase a heavy duty truck charging, starting battery, etc., analyzer for the Highway Department Garage the estimated cost of analyzer is $1,300.00, funds are available in the current operating budget.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 6 Letter from Stephen A. Chudyk, Superintendent of Highways. Re: Excepting bids for the Purchase of a Heavy Duty 3/4 ton Pickup Truck for the DPW

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that the bid for the 3/4 ton heavy duty pickup truck for the DPW be awarded to Jim Barnard Chevrolet, for a bid of $11,516.49.

Seconded by Councilman Powers and unanimously approved.


RESOLUTION OFFERED BY COUNCILMAN MERANTE

BE IT RESOLVED that the Town Board accept David J. Bagley's letter of resignation effective December 23, 1989.

Seconded by Supervisor Hannah and unanimously approved.

Corres. No. 8 Letter dated December 15, 1989, from J. Donald Faso, Chairman Chili Planning Board. Re: Transfer of Funds

RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that $1,200.00 be transferred to the Planning Board's budget (Account #8020.1) to cover the salaries to the end of the year, the Planning Board has a special meeting in December that was not budgeted for.

Seconded by Councilman Merante and unanimously approved.

Corres. No. 9 Letter from Chili Fire Department Company #4 Members as of December 1, 1989. Add to the Chili Active List of the Chili Fire Department

RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED the following people be added to the Active list of the Chili Fire Department:

Robert Ackerman
Tim Coghlan
Alex Radle
Richard Eckel
Donald Freese
Jack Knapp
Jim Lamparella
Don MacDonald
Mike Reber
Gary Roberts
Louiwa Atelein
Lloyd Curtice
Allen D'Olive
Alex Edie III
Brian Fredette
Robert Guelzow
Jim Lamparella
Edward Pappa
Wilton Rhoda
Clyde Roe
Richard Stenzel
RESOLUTION #417 CONTINUED....

Seconded by Councilman Powers and unanimously approved.

Corres. No. 10 Letter dated December 11, 1989, from the Town of Chili Ethics Board. Re: Allegations of the Northeast Chili Neighborhood Association that John Hellaby Jr., a member of the Chili Zoning Board, has a conflict of interest in the Wegman's proposal which was presented to the Chili Zoning Board on July 25, 1989.

It is the findings of the Chili Ethics Board, after reviewing all available correspondence, and interviewing representatives of the Association and Mr. John Hellaby, that there was no wrong doing on Mr. Hellaby's part. However, the Ethics Board did make a recommendation that the Town Board consider initiating the appointment of an "alternative" on the Zoning Board to fill in when an issue arises that might be considered a conflict of interest. This would possibly:

a. Eliminate the anguish a board member goes through on whether to vote based upon their conscience.

b. Help keep and encourage other qualified people like Mr. Hellaby to serve on governing bodies.

c. Help eliminate challenges of conflict of interest. When a public statement is made about a person something unethical, it is viewed as an assault on one's character and good name.

Mr. Hellaby and the Northeast Chili Neighborhood Association have received a copy of the Ethics Board findings.

(INFORMATIONAL NO RESOLUTION REQUIRED)

Corres. No. 11 Letter dated December 14, 1989, from Ronald Edge, Recreation Director. Re: Transfer of Funds

#418 RESOLUTION OFFERED BY COUNCILMAN MERRANTE

BE IT RESOLVED that the following inter-departmental transfers be made:

1.) From excess revenues:

| To Recreation Youth Contractual | 7310.4 | $14,000.00 |
| To recreation Adult Contractual | 7620.4 | 17,000.00 |
| To recreation Admin. Contractual | 7020.4 | 1,000.00 |
|                                |       | $32,000.00 |

2.) From Parks Salaries 7110.1 to Parks Equip. 7110.2 $300.00

Seconded by councilwoman Callahan and unanimously approved.


#419 RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that Bernard Winterman, Town of Chili Labor Relations Consultant, be paid the sum of $425.00 for services rendered from August 17, 1989 through December 17, 1989.

Seconded by Councilwoman Callahan and unanimously approved.


#420 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that a Public Hearing be set for February 7, 1990, at 7:45 P.M. to hear the application of VIP structures concerning rezoning of 142¼ acres from R-1-15, RA-10 and SI; and

BE IT FURTHER RESOLVED that the Town Board declare itself "Lead Agency" for
RESOLUTION #420 CONTINUED....

the environmental review process.

Seconded by Councilwoman Callahan and unanimously approved.

#421
RESOLUTION OFFERED BY COUNCILMAN CRIDDLE

BE IT RESOLVED that a date be set for a Public Hearing be held on January 17, 1990 at 7:45 P.M. "IN THE MATTER OF THE SOUTH OF BLACK CREEK EXTENSION NO. 2 OF THE CHILI WATER DISTRICT IN THE TOWN OF CHILI COUNTY OF MONROE AND STATE OF NEW YORK.

Seconded by Councilman Merante and unanimously approved.

#422
RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Annual Inter-fund Transfer 9950.9 be approved to the following Capital Funds from the General Fund:

Town Hall Capital Fund $5,000.00
Highway Building Improvement $5,000.00
Recreation Building Fund $5,000.00
Total $15,000.00

Seconded by Councilwoman Callahan and unanimously approved.

#423
RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills be ordered paid as rendered:

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<tr>
<th>Vouchers</th>
<th></th>
<th>Amount</th>
</tr>
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<tbody>
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<td>General Fund Vouchers</td>
<td>2086 - 2181</td>
<td>$18,018.41</td>
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<tr>
<td>Highway Fund Vouchers</td>
<td>957 - 990</td>
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<tr>
<td>Chili Water Dist. Special H-1</td>
<td>15 - 16</td>
<td>11,697.41</td>
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<tr>
<td>Special Highway Bldg. Improvement</td>
<td>1</td>
<td>2,415.00</td>
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<tr>
<td>Total</td>
<td></td>
<td>$52,953.73</td>
</tr>
</tbody>
</table>

Seconded by Councilman Powers and unanimously approved.
RESOLUTION RE: SET A DATE FOR A PUBLIC HEARING

Offered By: Councilman Criddle Seconded By: Councilman Merante

12/20/87

IN THE MATTER OF THE SOUTH OF BLACK CREEK EXTENSION NO. 2 OF THE CHILI WATER DISTRICT IN THE TOWN OF CHILI
COUNTY OF MONROE AND STATE OF NEW YORK

WHEREAS, on April 20, 1988, the Town Board of the Town of Chili, duly adopted a resolution directing Joseph C. Lu, P.E., P.C., the Town Engineer of the Town of Chili, to supervise the preparation of a map, plan and report for providing water improvements to a portion of the Town of Chili, wherein an extension to the Chili Water District is proposed to be established, said proposed extension being hereinafter referred to as the South of Black Creek Extension No. 2 of the Chili Water District; and,

WHEREAS, on December 18, 1989, the Town Engineer duly filed said map, plan, and report in the office of the Town Clerk of the Town of Chili; and,

WHEREAS, the boundaries of the proposed extension to the Chili Water District are described in Schedule A which is attached hereto and incorporated herein by reference; and

WHEREAS, the proposed improvements within the proposed South of Black Creek Extension No. 2 of the Chili Water District shall include the installation of watermains and the normal appurtenances, such as valves, fire hydrants and related items,

continued on Page 9
Said improvements will be installed within, or adjacent to, the road right of ways of those portions of Stryker Road, Stottle Road, Raven Road, Wadsworth Road and Union Street that are located within the boundaries of the proposed district extension. All the water mains installed will be twelve inch water mains with the exception of the water main installed on Wadsworth Road which shall be an eight inch water main; and

WHEREAS, the service connection between the road right-of-way or easement line, if applicable, and the individual homes will be the responsibility of each property owner. The service connection between the water main and the right-of-way line or easement line, plus the installation of a water meter, will be the responsibility of the Monroe County Water Authority, with the normal connection fees paid by each individual property owner before the connections are made. The system, once completed, will be leased to the Monroe County Water Authority for operation and maintenance; and,

WHEREAS, the maximum amount proposed to be expended for said improvements is the sum of One Million, Two Hundred and Fifty Thousand Dollars ($1,250,000.00); and,

WHEREAS, the proposed method to be employed for financing such improvements is the issuance of bonds, notes, certificates or other indebtedness of the Town of Chili for a period not to exceed forty (40) years; and

WHEREAS, all expenses of the Chili Water District, including the proposed extension and all extensions heretofore and hereafter established shall be a charge against the entire area continued on Page 10.
WHEREAS, the costs of the proposed South of Black Creek Extension No. 2, as all Chili Water District expenses, shall be assessed by the Town Board in proportion, as nearly may be, to the benefit each lot or parcel will derive therefrom; and,

WHEREAS, a map, plan and report describing the proposed extension of the Chili Water District and the proposed water improvements to be constructed therein are on file in the office of the Town Clerk of the Town of Chili for public inspection;

NOW THEREFORE, it is hereby,

ORDERED that a meeting of the Town Board of the said Town of Chili shall be held at the Town Hall in the Town of Chili, New York on the 17th day of January, 1989 at 7:45 p.m. in the evening of that day to consider the said proposal to establish the South of Black Creek Extension No. 2 of the Chili Water District and to construct therein the improvements specified above and to hear all persons interested in the subject thereof concerning the same and for such other action on the vote of said Town Board with relation to the said extension as may be proper or required by law; and it is further

ORDERED that the Town Clerk of the Town of Chili is hereby authorized and directed to publish a copy of this resolution and order in the Gates-Chili News and post a copy of the same on the bulletin board in the Office of the Town Clerk, not less than ten (10) days, but not more than twenty (20) days, prior to the date set for said public hearing.

continued on Page 11
SCHEDULE "A"

DESCRIPTION OF AN EXTENSION TO
THE CHILI WATER DISTRICT

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Chili, County of Monroe, State of New York, as shown on a map entitled "MAP SHOWING AN EXTENSION TO THE CHILI WATER DISTRICT," dated July, 1989, as prepared by Joseph C. Lu, P.E., P.C., and being more particularly described as follows, with deed liber and page references being as recorded and filed in the Monroe County Clerk's Office:

Beginning at a point in the centerline of Scottsville-Chili Road, also known as New York State Highway No. 5279, Route 366, said point being 140 feet, more or less, southerly from the intersection of said centerline with the centerline of Stryker Road, and being also the point of intersection of said centerline with the easterly projection of the south line of lands now or formerly owned by Robert J. and Vera Warner, as described in Liber 4456, at Page 70, and being also a corner point on the southerly boundary of the Chili Water District, South of Black Creek Extension Number One, as described in Liber 120 of Miscellaneous Records, at Page 194; thence

1) Southerly, along the centerline of Scottsville Chili Road, a distance of 475.8 feet, more or less, to the point of intersection of the easterly projection of the south line of lands now or formerly owned by William G. and Helen G. Daugherty, as described in Liber 4456, at Page 231; thence

2) Westerly, along the south line of said Daugherty lands, a distance of 2772 feet, more or less, to the southwest corner thereof, said corner being also a point on the east line of lands now or formerly owned by Carl K. and Mary Foster, as described in Liber 3161, at Page 70; thence

3) Southerly, along the east line of said Foster lands, and the projection thereof, being also the east line of lands now or formerly owned by Norman R. and Maureen J. Boughton, as described in Liber 3350, at Page 48, William J. and Suzanne K. Glanville, as described in Liber 6052 at Page 55, and Robert and Sandra Mandeville, as described in Liber 6392, at Page 74, a combined distance of 632 feet, more or less, to the southeast corner of said Mandeville lands; thence

continued on Page 12
4) Westerly, along the south line of said Mandeville lands, a distance of 1183.75 feet, to the centerline of Stottle Road; thence

5) Southerly, along said centerline, to the point of intersection of the south line of lands now or formerly owned by Thomas Herbert, as described in Liber 7062, at Page 235; thence

6) Westerly, along the south line of said Herbert lands, a distance of 876.01 feet, to the southwest corner thereof; thence

7) Northerly, along the west line of said Herbert lands, and the extension thereof, being also the west line of lands now or formerly owned by Carl and Ann Marie Marsocci, as described in Liber 6070, at Page 290, a combined distance of 500 feet, to the northwest corner of said Marsocci lands; thence

8) Easterly, along the north line of said Marsocci lands, a distance of 387.8 feet, more or less, to the point of intersection of the west line of lands now or formerly owned by Lawrence J. and Dorothy B. Kastner, as described in Liber 3033, at Page 66; thence

9) Northerly, along the west line of said Kastner lands, and the projection thereof, being also the west line of the Walter J. Kegan Subdivision, Section One, as filed in Liber 162, of Maps, at Page 90, a combined distance of 890.4 feet, more or less, to the point of intersection of the south line of lands now or formerly owned by Harold W. and Ruby Boergessson, as described in Liber 3688, at Page 297; thence

10) Southwesterly and westerly, along the south line of the aforementioned Boergessson parcel and the south line of adjacent lands, now or formerly owned by Dennis G. and Lorraine E. Anderson, as described in Liber 5520, at Page 198, Mary Ann Pupo, as described in Liber 6856, at Page 270 and Liber 6856, at Page 272, William E. and Patricia A. Zielke, as described in Liber 6075, at Page 131, and Patrick and Kyle Goldner, as described in Liber 7153, at Page 53, a combined distance of 742 feet, more or less, to the southwest corner of said Goldner lands, said corner being 525 feet southerly from the centerline of Bowen Road; thence

11) Westerly, along a line 525 feet southerly of, and parallel to, the centerline of Bowen Road, a distance of 2050 feet, more or less, across lands now or formerly owned by Florina Sand, Barbara Michaels, Michael Krieger, Deborah Krieger, and Scott Krieger, as tenants-in-common, as described in Liber 6821, at Page 171 to the point of intersection with the east line of lands now or formerly owned by David J. and Susan Markle, as described in Liber 6854, at Page 16; thence

continued on Page 13
12) Southerly, along the east line of said Markle lands, to the southeast corner thereof; thence

13) Easterly, along the south line of said Markle lands, and the extension thereof, a distance of 544.23 feet, to the centerline of Union Street; thence

14) Continuing easterly, along a projection of the previous course, onto lands now or formerly owned by the County of Monroe, said land commonly known as Black Creek Park, to the point of intersection of the southerly projection of the west line of lands now or formerly owned by Michael W. and Joanne Culp, as described in Liber 7027, at Page 206; thence

15) Northerly, along said southerly projection, and the west line of said Culp lands, to the northwest corner thereof, said corner being also a point on the south line of Great Lot 16 of the Fitzgerald Allotment; thence

16) Easterly, along said south line of Great Lot 16 to the point of intersection of the west line of Sublot 3 of said Great Lot; thence

17) Northerly, along the west line of Sublot 3, said line being also a portion of the southern boundary of the Chili Water District, as described in Liber 57 of Miscellaneous Records, at Page 535, to the northwest corner of said Sublot, said corner being also a point on the centerline of Black Creek; thence

18) Generally easterly, along the winding centerline of Black Creek, said centerline being also a portion of the southern boundary of the aforementioned Chili Water District, to the point of intersection of the west line of lands now or formerly owned by William G. Daugherty and Gerald C. Pfinggell, as described in Liber 4880, at Page 252, said west line being also a portion of the westerly boundary of the Chili Water District, South of Black Creek Extension Number One, as described in Liber 120 of Miscellaneous Records, at Page 194; thence

19) Generally southerly, and easterly, along sequential courses of the western and southern boundaries of said South of Black Creek Extension Number One, to the point of intersection with the centerline of Scottsville-Chili Road, said point of intersection being the point and place of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Chili, County of Monroe, State of New York, more particularly described as follows: continued on Page 14
Beginning at a point in the centerline of Stryker Road, said point being 251 feet, more or less, easterly from the point of intersection of said centerline with the centerline of Scottsville-Chili Road, also known as New York State Highway No. 5279, Route 386, and being also the southeast corner of lands now or formerly owned by Frank C. and Juanita Baker, as described in Liber 5498 at Page 307, and being also an inside corner point on the easterly boundary of the Chili Water District, South of Black Creek Extension Number One, as described in Liber 120 of Miscellaneous Records, at Page 141; thence

20) Northerly and easterly, along sequential courses of portions of the east and south boundaries of the aforementioned Chili Water District, South of Black Creek Extension Number One, to a corner thereof, said corner being also the southeast corner of the major segment of lands now or formerly owned by Jason K. and Mabel M. Baker, as described in Liber 4888 at Page 129, and being also a point on the westerly boundary of the Drago Subdivision, as filed in Liber 253 of Maps, at Page 81; thence

21) Southerly, along the west boundary of said Drago Subdivision, to the southwest corner of Lot #5 thereof, said corner being also a point on the north line of lands now or formerly owned by Foster C. and Margaret L. Yawger, as described in Liber 2708, at Page 407; thence

22) Westerly, along the north line of said Yawger lands, to the northwest corner thereof; thence

23) Southerly, along the west line of said Yawger lands, to the point of intersection with the centerline of Stryker Road; thence

24) Westerly, along the centerline of Stryker Road, to the point and place of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Chili, County of Monroe, State of New York, more particularly described as follows:

Commencing at a point in the centerline of Scottsville-Chili Road, also known as New York State Highway No. 5279, Route 386, said point being the intersection of the centerline of Black Creek, said creek centerline being also a portion of the southern boundary of the Chili Water District, as described in Liber 37 of Miscellaneous Records, at Page 535; thence

continued on Page 15
A) Easterly and northeasterly, along the winding centerline of Black Creek, to the point of intersection of the northwest-erly projection of the southwest line of lands now or for-merly owned by Thomas A. and Mary A. Winter, as described in Liber 2928, at Page 54, said point of intersection being the point and place of beginning; thence

25) Continuing easterly and northeasterly, along the centerline of Black Creek, a distance of 320 feet, more or less, to its intersection with the northerly projection of the east line of the said Winter lands; thence

26) Southerly, along the said projection and east line of the aforementioned Winter lands, to an iron pin marking the southern corner of the triangular shaped parcel, and being also a point on the northeast line of lands now or formerly owned by Glenn E. and Jean E. Schneider, as described in Liber 5819, at Page 98; thence

27) Northwesterly, along the southwest line of the Winter property, said line being also the northeast line of the Schneider parcel, and the projection thereof, to the point of intersection with the previously mentioned centerline of Black Creek, said intersection being the point and place of said beginning.
PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on December 20, 1989 at the Chili Town Hall, 3235 Chili Avenue, Rochester, New York 14624 at 7:45 P.M. on amending Local Law #2 of 1986 Senior Citizen Exemption.

Appearances as noted in the Chili Town Board minutes of 12/20/89.

Linda Leach stated the current Local Law for real property tax law is exempt for seniors; there is no ceiling amount. She stated the current income is $13,025. She stated this would increase another $600 on the slide scale which starts at $12,026 up to $15,625. She stated it would start out at 50 percent and the minimum would be 20 percent. She stated this is something the State has passed.

Councilman Criddle asked what the tax revenues would be, and Ms. Leach indicated she did not have the figures but added they would now have 200 exemptions.

Jerry Brixner - 14 Hartom Road
He commented the Town should give every opportunity it can to its seniors so they can stay in their homes.

PUBLIC COMMENTS AT THE END OF THE MEETING

Councilman Powers asked if an alternative for the Town Board would be permitted by State law for ethic issues. Mr. Heilman indicated in most cases it would not be necessary because the Board member could abstain, and he further added he was not sure if an alternate would be legal or not. Don Faso, Planning Board Chairman, stated it would not be legal.

Councilman Criddle extended New Years greetings and thanked the Board for their work during the previous year.

Jerry Brixner - 14 Hartom Road
He asked if the Special Highway Building Improvement Fund voucher was allotted for a piece of property, and Ms. Chapman indicated the voucher was for mapping prepared by the Town engineers on the piece of property acquired for the Highway garage that has already been purchased. Mr. Brixner asked if there is a design in the works now, and Supervisor Hannah indicated one is being worked on. Mr. Brixner commented he never saw a transfer as in the resolution regarding inter-fund transfer occur during his years with the town, and Ms. Chapman explained it has occurred and explained what that involves. There was some discussion between Mr. Brixner and Ms. Chapman about what each of the funds under above-mentioned resolutions were for.

Mr. Brixner asked what property is being addressed in Correspondence 13, and Supervisor Hannah indicated it is 142 acres that is at the end of Jet View Drive. Don Faso indicated the address is 20, 23, 25 and 30 Jet View Drive with two acres on Fisher Road.

Mr. Brixner was delighted with Correspondence No. 11.

There was some discussion between Ms. Chapman and Mr. Brixner about what an extended reserve fund is.

Mr. Brixner, on behalf of the Mignano family, thanked Councilman memarate for voting against the rezoning of 296 Fisher Road.

Gerald Hendrickson - 40 Stottle Road
He stated the men on the Riverdale membership that are being transferred into Chili are aware on the 2nd of January they will be Chili Firemen.

Supervisor Hannah adjourned the meeting until Wednesday December 27th at 7:30 to make any late budget corrections that come along.
A meeting of the Chili Town Board was held in the Town Hall, 3235 Chili Avenue, Rochester, New York 14624 on December 27, 1989 at 7:30 P.M. The meeting was called to order by Supervisor Hannah. Invocation and Pledge of Allegiance said.

PRESENT: Councilwoman Callahan, Councilman Merante, Councilman Criddle, Councilman Powers and Supervisor Hannah

ALSO PRESENT: Town Clerk, Carol O'Connor and Highway Superintendent, Mr. Chudyk

#424 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the following budget transfers be approved:

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* 1,800.00 Annual rent to Chili Water District from Recreation Department

Seconded by Councilman Powers and unanimously approved.

#425 RESOLUTION OFFERED BY COUNCILMAN POWERS

BE IT RESOLVED that the following encumbrances be approved:

| A-1340.1 | Budget | $ 1,115.57 |
| A-1410.1 | Town Clerk | 165.00 |
| A-1110.4 | Justice | 260.00 |
| A-3510.4 | Dog Warden | 100.00 |
| 7020.2 | Recreation | 1,438.00 |
| 1620.4 | 1,500.00 |
| 7310.4 | 978.00 |
| 7110.4 | Parks | 137.60 |
| 1490.2 | D.P.W. | 11,927.00 (Truck) |
| 1490.4 | 60.00 |
RESOLUTION #425 CONTINUED....

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DA-5110.4  Highway $ 2,000.00
DA-5130.2
DA-5130.4  75,000.00
DA-5148.4  25,000.00
118160.4  15,000.00

General Fund (Highway)
A3310.4  275.00
A5010.4  50.00
A7310.4  175.00
A3620.4  108.00
A8160.4  1,056.00
A3410.4  Fire Marshal 200.00
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Seconded by Councilwoman Callahan and unanimously approved.

#426 RESOLUTION OFFERED BY COUNCILWOMAN CALLAHAN

BE IT RESOLVED that the abstracts as prepared by the Town Clerk, Carol O'Connor, be approved and bills be ordered paid as rendered:

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General Fund Vouchers 2182 - 2236 $ 19,343.52
Highway Fund Vouchers 991 - 1020 10,020.25
Chili Water Dist. Spec. H-1 17 7,670.00
Combined Drainage 45 6,785.00
$ 43,818.77
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Seconded by Councilman Powers and unanimously approved.

#427 RESOLUTION OFFERED BY SUPERVISOR HANNAH

BE IT RESOLVED that the Town of Chili fly the POW-MIA Flag beneath the American Flag in front of the Chili Town Hall.

Seconded by Councilman Powers and unanimously approved.