

Chili Town Board Meeting  
September 13, 2017  
Agenda

A. Call to Order

B. Invocation

Pledge of Allegiance

C. Roll Call

Councilman **Mark L. DeCory** \_\_\_\_\_

Councilwoman **Mary C. Sperr** \_\_\_\_\_

Councilman **Michael S. Slattery** \_\_\_\_\_

Councilman **Jordon I. Brown** \_\_\_\_\_

Supervisor **David J. Dunning** \_\_\_\_\_

D. Officials/Advisors:

Town Clerk **Virginia Ignatowski**

Deputy Town Supervisor **Councilman Slattery**

Counsel for the Town **Richard Stowe**

Commissioner of Public Works/Superintendent

Of Highways **David P. Lindsay, P.E.**

Director of Finance **Daniel Knapp**

Insurance Counselor **Eric Vail**

Supervisor's Office **Dawn Forte**

Stenographer **Sandy Hewlett**

**FIRE SAFETY ANNOUNCEMENT: In the event of an emergency requiring the evacuation of the building, please use the indicated exits to my right, left and rear of the room to exit the building.**

**CELLULAR PHONES: Please turn off all cell phones or put them on silent mode.**

E. Presentations/announcements:

F. Public Hearings: **Anyone wishing to be heard at a public hearing, please step up to the podium.**

G. Public Forum

Those wishing to be heard may raise their hand once the public forum starts, The Supervisor will call upon those who desire to address the Town Board until all have been heard. During the Public Forum period, each person will be allowed to comment for up to 5 minutes. Comments should be addressed directly to the Supervisor. Be respectful and courteous keeping comments as concise as possible. Questions pertaining to Agenda items will be answered when the Resolution is moved and seconded. Questions on topics not pertaining to the Agenda will be addressed at the conclusion of the speaker's time, if at all possible. Virginia L. Ignatowski, Town Clerk, will keep the time and notify you when you have 30 seconds remaining so that you can conclude your comments within the allotted time.

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H. *Matters of the Supervisor* –  
Scottsville FD ---

New Matters:

Pending Matters:

1. Vacancy BAR (1 - Permanent & 1 - Temp Member) Committee.

*Matters of the Town Council* –

New Matters:

Pending Matters:

I. Approval of Minutes – 8/16/2017

Reports Submitted –

Advanced Payment of Claims – August 2017  
Architectural Advisory Committee Minutes –  
Building Department Report – August 2017  
Dog Control Reports – August 2017  
Drainage Minutes – 6/6/2017  
Library Board Minutes – 7/25/2017  
Monthly Financial Statement – July 2017  
Planning Board Minutes –  
Recreation Center Report –  
Senior Center Report – August 2017  
Town Clerk Report – August 2017

J. Correspondence –

1. Town Clerk Virginia Ignatowski has received notification that Good Smoke BBQ, LLC is applying for a liquor license.

K. Pending Business

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L. Old Business

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**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, to remove from being held resolution # 183 which was held from the July 12, 2017 meeting.

**RESOLUTION #183 RE: Historic Landmark Designation for 1 Wickens Road**

**OFFERED BY:** Supervisor Dunning **SECONDED BY:** Councilman Slattery

**BE IT RESOLVED**, that the premises located at 1 Wickens Road, Scottsville, NY 14546 tax a/c #185.02-2-9; owned by Nancy Sullivan be designated a “Landmark” as per Local Law #3 of 1993 per the recommendation of the Historic Preservation Board.

M. New Business

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**RESOLUTION #209 RE: Set a Public Hearing to consider adoption of Incentive Zoning Proposal  
515 Paul Road**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, Forest Creek Equity Corp. has requested an Incentive Zoning approval for property located at 515 Paul Road in the Town of Chili: and

**WHEREAS**, the Planning Board of the Town of Chili has, at its September 12, 2017 meeting considered said proposal and found that said incentive proposal and its amenities is adequate as it relates to all aspects of the Project; and

**BE IT RESOLVED**, that the Town Board will conduct a Public Hearing on said Incentive Zoning Proposal on October 11, 2017 at 7 p.m. and that the Town Clerk is hereby directed to publish notice of same.

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**RESOLUTION #210 RE: Chili Fire Department Active List**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, that the following individual(s) be added to the Chili Fire Department active list effective September 5, 2017:

Jamie Gilbert & Cullen Phillips

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**RESOLUTION #211 RE: Transfer of Assessment Reserve Funds**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

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

**BE IT RESOLVED**, that funds in the amount of \$7,725 from the Assessment Reserve be transferred to the Annual Assessment Project, for the 2018 Assessment Roll Update, subject to Permissive Referendum; and

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

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**RESOLUTION #212 RE: Set Public Hearing on the 2018 Preliminary Budget**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, in accordance of Section 108 of the Town Code the Town Board establishes the date, place and time for the Public Hearing on the 2018 Preliminary Budgets as follows and directs the Town Clerk to publish notice of same, in accordance with Section 108, in the Gates-Chili Post:

DATE: October 11, 2017

PLACE: Town Hall, 3333 Chili Avenue, Rochester, NY 14624

**BE IT FURTHER RESOLVED**, that a Public Hearing be set for October 11, 2017 at 7:00 p.m. for the purpose of considering:

**Water District Assessment Rolls** (Hynes Tract, S Chili Benefit Area #2)

**Sewer Districts** (Chili Sewer Improvement Benefit Area #1)

**Consolidated Lighting District #1**

**Lighting Districts** (Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili)

**Sidewalk District** (Park Place, Vistas at the Links)

**Park District** (Lexington)

**Consolidated Drainage District**

**Assessment Rolls for Fire and Fire Protection Districts** (Chili, Gates-Chili, Clifton, Scottsville)

**Assessment Rolls for Ambulance Districts** (Chili, Gates-Chili, Clifton, Scottsville)

**Proposed contracts for Ambulance Districts**

**Proposed contracts for Fire and Fire Protection Districts**

**Preliminary Budget 2018**

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to publish notice of same, in accordance with Section 108, in the Gates-Chili Post is hereby ratified.

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**RESOLUTION #213RE: In Memory of David Tyler**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, on August 20, 2017 David Tyler passed away and we are deeply saddened by his loss; and

**WHEREAS**, Mr. Tyler served as a part time Library Clerk in the Chili Public Library from 8/23/1994 – 8/20/2017; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Chili hereby extends their deepest sympathy to the Tyler family and also sets aside this special page of their minutes from this Town Board Meeting in his honor and takes a moment of silence in Mr. Tyler’s memory. The Town Clerk is hereby directed to send a copy of this resolution to the Tyler family.

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**RESOLUTION #214 RE: GASB 75 Actuarial Services**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the Town of Chili is scheduled to comply with GASB 75 – Accounting and Financial Reporting for Post-Employment Benefits Other Than Pensions with the fiscal year ending December 31, 2017; and

**WHEREAS**, the Director of Finance received and reviewed three proposals for professional services to conduct a full valuation in accordance with GASB 75 as follows:

Brown & Brown Consulting	\$3,500
Burke Group	\$4,250
Harper Danesh	\$4,000

**NOW, THEREFORE, BE IT RESOLVED**, on the recommendation of the Director of Finance to accept the proposal of Brown & Brown Consulting and authorize the Supervisor to sign the related contract for professional services to conduct a full valuation in accordance with GASB 75 for the fiscal year ending December 31, 2017, at a cost not to exceed \$3,500, to be paid from A1430.4 (Personnel – GASB OPEB Actuary Services).

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**RESOLUTION #215 RE: Town of Chili Room Reservation Policy**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the Town Board unanimously adopted a Town Meeting Room Reservation Policy on April 6, 2005; and

**WHEREAS**, there is a need for improved facility security and control as the Town continues to grow and improve since that time; and

**WHEREAS**, the Town Board continues to uphold that reasonable controls need to be implemented concerning the utilization of Town buildings and meeting rooms; and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board approves the policy as modified herein for the utilization of Town facilities and authorizes the utilization of the Policy, Reservation Form and License Agreement by organizations desiring to utilize Town facilities effective immediately.

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**RESOLUTION #216 RE: Letter of Credit Release #3 Union Square Apartments Phase I – FINAL**

**OFFERED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_**

**BE IT RESOLVED**, that per recommendation of the Town Engineer and Commissioner of Public Works that, \$16,785.80 be released from the letter of credit No. 1105828807 with Canandaigua National Bank and Trust Co. for Union Square Apartment Phase I, leaving a balance of \$0.00; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #217 RE: Letter of Credit Release #3 for Carriage House, Section 3**

**OFFERED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_**

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$33,970.50 be released from the letter of credit #520005347 with Bank of Castile for Carriage House, Section 3, leaving a balance of \$218,112.70; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #218 RE: Letter of Credit Release #6 for Rose Hill, Phase 1**

**OFFERED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_**

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$4,460.90 be released from the letter of credit #520005477 with Bank of Castile for Rose Hill, Phase 1, leaving a balance of \$547,898.95; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #219 RE: Authorization for Grant Disbursement Agreement**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the Town has received notification from the Dormitory Authority of New York State (DASNY) of a State and Municipal Facilities Program grant award in the amount of \$144,000.00. Said grant funds are to be used to assist in the purchase of a new dozer (estimated cost of \$115,000.00) and mini-excavator replacement (estimated cost of \$84,000.00); and

**WHEREAS**, the Highway Equipment Reserve has been established to aid in the acquisition of vehicles and equipment for the Town's Highway Department; and

**WHEREAS**, the General Fleet Reserve has been established to aid in the acquisition of vehicles and equipment for the Town which is outside the parameters of equipment reserves already established for Highway Department vehicles and equipment; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the Supervisor accept the grant and to execute the Grant Disbursement Agreement subject to review and approval of the Counsel for the Town; and

**BE IT FURTHER RESOLVED**, to increase revenue account DA3089 (State Aid) by \$85,000.00 and expense account DA5130.2 (Machinery - Equipment) by \$85,000.00; and

**BE IT FURTHER RESOLVED**, to increase revenue account A3089 (State Aid) by \$59,000.00 and expense account A8540.2 (Drainage - Equipment) by \$59,000.00; and

**BE IT FURTHER RESOLVED**, to utilize funds from the Highway Equipment Reserve (DA0878.0010) to purchase a new dozer, expenses not to exceed \$30,000.00, subject to Permissive Referendum; and

**BE IT FURTHER RESOLVED**, to utilize funds from the General Fleet Reserve (A0878.0026) to purchase a new excavator, expenses not to exceed \$25,000.00, subject to Permissive Referendum; and

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

**BE IT FURTHER RESOLVED**, pending successful passing of the Permissive Referendum, to increase expense account DA5130.2 (Machinery – Equipment) by \$30,000.00 and to increase and expense account A8540.2 (Drainage – Equipment) by \$25,000.00.



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**RESOLUTION #220 RE: Disposal of Surplus Equipment**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the following listed equipment is, in the opinion of the Superintendent of Highways/Commissioner of Public Works, obsolete and of no further use to the Town of Chili; and

**WHEREAS**, the Town is best served by disposing of these items for their highest value in whatever form attainable; and

**NOW, THEREFORE, BE IT RESOLVED**, that subject to awarding of bids for new vehicles or the purchase of new equipment, the Town Board authorizes disposition of the following vehicles and equipment and hereby directs the Superintendent of Highways/Commissioner of Public Works to procure the highest reasonable compensation for such items and apply the proceeds there from, if any, in accordance with Section 142(5) of the Highway Law:

- #166 – 2005 J.B. Trailer
- #173 – 2008 John Deere Lawn Tractor
- #189 – 1998 Troy-Built Snow Blower
- #213 – 1999 12’ Harriman Trailer
- #267 – 1997 12’ JB Enterprises Trailer
- #279 Gas Giant Vac Leaf Machine
- Rigid Power Washer
- 1 – Tenco Plow, 2 – Viking Plows with wings
- MS 250 Sthil Chain Saw
- #62 – 2003 International 7300 4x2 with plow frame and plows
- #91 – 2006 International 7600 6x4 with plow frame and wing
- #1 – Ford Escape
- Leaf Box
- FSHX 14X Salter
- FSHX 9X Salter
- Man-Lift Basket

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**RESOLUTION #221 RE: Town Hall Renovations**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the Town of Chili is working on plans to reconfigure portions of the Town Hall in an effort to make the building more user friendly and more accessible to the public; and

**WHEREAS**, the Capital Reserve for Administration Buildings was established in 2000 to aid in the financing of equipment, construction, reconstruction, acquisition or renovation of facilities for the Town of Chili; and

**NOW, THEREFORE, BE IT RESOLVED**, to utilize funds from the Capital Reserve for Administration Buildings (Account A0878.0033) to reconfigure the office space in the Town Hall, expenses not to exceed \$125,000.00, subject to Permissive Referendum; and

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

**BE IT FURTHER RESOLVED**, pending successful passing of the Permissive Referendum, to increase expense account A1620.2 (Buildings – Equipment) by \$125,000.00.

**RESOLUTION #222 RE: Justice Court Assistance Program**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the Chief Administrative Judge of the State of New York is entertaining applications for the next cycle of grants in the Justice Court Assistance Program not to exceed \$30,000; and

**WHEREAS**, the Town of Chili Justice Court is in need of items for use in the courtrooms; and

**NOW, THEREFORE, BE IT RESOLVED**, that Supervisor Dunning and Town Justice Evangelista are hereby authorized to sign and submit a grant application to the State of New York Unified Court System.

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**RESOLUTION #223 RE: September 6, 2017 Abstract**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, January 4, 2017 Resolution #1 authorized vouchers to be paid September 6, 2017, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 24969, 25407, 25558, 25562-25576, 25583-25585, 25589-25591, 25597-25599, 25601-25602, 25607-25615, 25617-25618, 25622, 25625-25639, 25643-25682, 25684-25687, 25689-25716, 25718-25728 totaling \$386,788.13 to be paid from the Distribution Account as presented by Virginia Ignatowski, Town Clerk; and

**NOW, THEREFORE, BE IT RESOLVED**, to note for the record vouchers 24969, 25407, 25558, 25562-25576, 25583-25585, 25589-25591, 25597-25599, 25601-25602, 25607-25615, 25617-25618, 25622, 25625-25639, 25643-25682, 25684-25687, 25689-25716, 25718-25728 were paid from the following funds:

General Fund	\$ 139,157.29
Comprehensive Plan Reserve	4,000.00
Highway Fund	225,977.65
Library Fund	2,045.18
H56 Annual Assessment Project	1,250.00
Drainage District	1,089.10
Street Lighting Districts	12,768.91
Private Purpose Trust	500.00
Total Abstract	<u>\$ 386,788.13</u>

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The next meeting of the Chili Town Board will be Wednesday, October 11, 2017, 2017 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.