

Chili Town Board Meeting

October 11, 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:

- 1. Cub Scout Pack #178 (Presentation of the Flag).

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

- 1. 2018 Budget hearing to consider the following:
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 Districts (Park Place, Vistas at the Links)
Park District (Lexington)
Consolidated Drainage District
Assessment Rolls for Fire and Fire Protection Districts (Chili, Gates-Chili, Clifton, Chili, Scottsville)
Assessment Rolls for Ambulance Districts (Chili, Gates-Chili, Clifton, Chili, Scottsville)
Proposed contracts for Ambulance Districts
Proposed contracts for Fire and Fire Protection Districts
Preliminary Budget 2018
- 2. Incentive Zoning for 515 Paul Road.

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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.

H. *Matters of the Supervisor* –

New Matters:

Pending Matters:

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

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 9/13/2017

Reports Submitted –

Advanced Payment of Claims – September 2017
Architectural Advisory Committee Minutes –
Building Department Report – September 2017
Chil E-Fest Report - 2017
Chili Parks & Recreation Minutes – 8/15/2017
Dog Control Reports – September 2017
Historic Preservation Minutes – 8/14/2017
Library Board Minutes – 8/22/2017
Monthly Financial Statement – August 2017
Planning Board Minutes – 8/8/2017
Recreation Center Report – September 2017
Senior Center Report – September 2017
Town Clerk Report – September 2017
Zoning Board Minutes – 7/25/2017, 8/22/2017

J. Correspondence –

1. Virginia Ignatowski, Town Clerk has received notification that Colleen Betters, Traffic & Safety Committee is resigning, effective October 6, 2017.

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K. Pending Business

L. Old Business

M. New Business

RESOLUTION #225 RE: Periodic Assessment Roll Update

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, the Town of Chili has submitted a plan for Cyclical Reassessments in accordance with Section RP1573 undertaken its annual update of its assessment roll to maintain equity; and

WHEREAS, the Assessor has recommended the Town of Chili engage AVS Assessment Services; and

NOW, THEREFORE, BE IT RESOLVED, pending successful passing of the Permissive Referendum from Resolution #211, that the Supervisor be authorized to execute a professional services agreement with AVS Assessment Services to assist the Assessor with the 2018 Assessment Roll Update at a cost not to exceed \$6,000.00 and to include optional additional man days if needed at a rate of \$575 per day.

RESOLUTION #226 RE: Incentive Zoning Agreement Renewal University of Rochester, Parking Facility, Scottsville Road.

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, the applicant has submitted a proposal to renew the incentive zoning agreement due to expire at the end of December 2017; and

WHEREAS, the applicant has appeared before the Town Board on this date, the 11th day of October, 2017 to discuss it's proposal; and

WHEREAS, the Town Board has reviewed the applicant's proposal to determine whether it is worthy of further consideration; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby determines that said proposal is worthy of further consideration and authorizes the applicant to submit its proposal to the Planning Board for its review, evaluation and report to the Town Board in accordance with §115-88; and

BE IT FURTHER RESOLVED, that the Town Board declares itself lead agency for SEQR purposes and determines this to be a Type II Action and directs the Clerk of the Town of Chili to advise agencies according.

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RESOLUTION #227 RE: Incentive Zoning 219, 223, 225, 227, 229 Golden Road & 29, 31 Stone Barn Road

OFFERED BY: _____ SECONDED BY: _____

WHEREAS, the applicant has submitted a proposal to the Town Board; and

WHEREAS, the applicant has appeared before the Town Board on this date, the 11th day of October, 2017 to discuss it's proposal; and

WHEREAS, the Town Board has reviewed the applicant's proposal to determine whether it is worthy of further consideration; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby determines that said proposal is worthy of further consideration and authorizes the applicant to submit its proposal to the Planning Board for its review, evaluation and report to the Town Board in accordance with §115-88.

RESOLUTION #228 RE: SET PUBLIC HEARING FOR INTRODUCTORY LOCAL LAW #____ OF THE YEAR 2017 WHICH WOULD ESTABLISH A SIX MONTH MORATORIUM ON MASSAGE THERAPY BUSINESS APPROVALS IN THE TOWN OF CHILI.

OFFERED BY: _____ SECONDED BY: _____

WHEREAS, Introductory Local Law #____ of the year 2017 has been introduced; and

WHEREAS, the Town Board, prior to its final deliberations regarding the merits of said local law, wishes to offer the members of the public an opportunity to be heard; and

NOW, THEREFORE, BE IT RESOLVED, that a Public Hearing be set for November 15, 2017 at 7:00 p.m. to consider the adoption of Introductory Local Law #____ of the year 2017 to establish a six month moratorium on Massage Therapy Business approvals in the Town of Chili.

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RESOLUTION #229 RE: Flexible Spending Account for Town Employees for 2018

OFFERED BY: _____ **SECONDED BY:** _____

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

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

NOW, THEREFORE, BE IT RESOLVED, to continue the Plan in 2018, open to full-time non-bargaining personnel and Union full-time personnel, subject to the bargaining contract, and open to employees working for the Town for a minimum of six (6) consecutive months; and

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

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

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

RESOLUTION #230 RE: Chili Fire Department Remove from Active List

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, that the following individual(s) be removed from the Chili Fire Department active list effective (Various Dates):

Brett Huff 6-3-2017, Juliana Humnicky 8-9-2017, John Bowensmith 8-12-2017, Chris Tarantino 9-10/2017,
Josh Merrell 9-17-2017, Joshua Von Cannon 9-18-2017

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RESOLUTION #231 RE: Chili Fire Department Exempt List

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, that the following individual(s) be removed from the CFD active list and be added to the Chili Fire Department exempt list effective 9/12/2017:

Andrea Testa

RESOLUTION #232 RE: Independent CPA Services

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, the Director of Finance sent Requests for Proposal for Professional Services to four firms, one of which did not submit a bid; and

WHEREAS, the Director of Finance has completed the review of the three proposals that were received, and the fully costed three-year proposals were as follows:

The Bonadio Group \$61,950
Freed Maxick \$47,595
Raymond F. Wager CPA, PC \$73,050

NOW, THEREFORE, BE IT RESOLVED, on the recommendation of the Director of Finance, to accept Freed Maxick's proposal to provide independent CPA auditing services for the Town's 2017 financial statements, which includes procedures to satisfy the requirements of the Uniform Justice Court Act §2019A, the LOSAP audit of service points, and certain Library filings, in an amount not to exceed \$15,865 per year; and

BE IT FURTHER RESOLVED, based on performance, to continue services with Freed Maxick for fiscal years 2018 and 2019.

RESOLUTION #233 RE: Employer Medical Contribution 2018

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED effective January 1, 2018, for the calendar year 2018, the Town will pay the following maximum contribution towards the health insurance monthly premium: Single - \$591.42; two-person - \$1,277.16; or family - \$1,453.30, and the full-time non-union employee will pay, by payroll deduction, the balance of the premium cost, if any; or if they wish to pay the Town directly, the premium must be paid in advance by the 20th of each month preceding the period coverage.

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RESOLUTION #234 RE: Penflex Inc. Agreement

OFFERED BY: _____ **SECONDED BY:** _____

BE IT RESOLVED, that Supervisor Dunning is authorized to enter into a Service Fee Agreement with Penflex, Inc. To perform standard administrative services for the Chili Fire Department Inc. Service Award Program for the term November 1, 2017 to October 31, 2018.

RESOLUTION #235 RE: Acceptance of Quote for Town Hall Renovation

WHEREAS, two (2) quotes were received for the Town Hall Renovation work; and

WHEREAS, the quotes were tabulated as follows:

<u>Bidder</u>	<u>Total Bid</u>
Lighting Darkness	\$18,336.00
DeRooy Contractors	\$21,600.00

WHEREAS, the Commissioner of Public Works/Superintendent of Highways has reviewed the submitted quotes and have made the determination that the proposal from Lighting Darkness best meets the intent of the specification and requirements of the town and is acceptable for the intended use and recommends that it be accepted; and

NOW, THEREFORE, BE IT RESOLVED, pending successful passing of the Permissive Referendum as indicated in Resolution 221, to authorize the Commissioner of Public Works, to accept the quote for the Town Hall Renovations from Lighting Darkness for a cost to not exceed \$22,000.00 to be paid from Acct: 01.1620 (Buildings – Equipment).

RESOLUTION #236 RE: Letter of Credit Release #7 for Rose Hill, Phase 1

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$18,756.92 be released from the letter of credit #520005477 with Bank of Castile for Rose Hill, Phase 1, leaving a balance of \$529,142.03; subject to engineering fees and street light bills to the Town.

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RESOLUTION #237 RE: Letter of Credit Release #4 for Carriage House, Section 3

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$33,862.50 be released from the letter of credit #520005347 with Bank of Castile for Carriage House, Section 3, leaving a balance of \$184,250.20; subject to engineering fees and street light bills to the Town.

RESOLUTION #238 RE: Bids for Sidewalk Plowing

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, on October 2, 2017, the Chili Town Clerk received written sealed proposals for the plowing of sidewalks for the 2017/2018 season. The proposals identified a total cost for the main general sidewalk areas, and for Sections 1-10 of the Park Place sidewalk district. Three proposals were received as follows:

J. Scott Krenzer
Bid Item #1 General Sidewalks
Bid Item #2 Park Place
Bid Item #3 Vista Villa's
Total Bid Amount \$1,389.00

Chris Krenzer
Bid Item #1 General Sidewalks
Bid Item #2 Park Place
Bid Item #3 Vista Villa's
Total Bid Amount \$977.00

David Krenzer
Bid Item #1 General Sidewalks
Bid Item #2 Park Place
Bid Item #3 Vista Villa's
Total Bid Amount \$896.00

NOW, THEREFORE, BE IT RESOLVED, to award the sidewalk plowing bid to the low bidder, David Krenzer at a cost of \$896.00 per trip for general area sidewalks, the Park Place Sidewalk District, and Vista Villa's.

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RESOLUTION #239 RE: September 20, 2017 Abstract

OFFERED BY: _____ **SECONDED BY:** _____

WHEREAS, January 4, 2017 Resolution #1 authorized vouchers to be paid September 20, 2017, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 25649, 25729, 25733-25762, 25764, 25769-25771, 25778-25847 totaling \$183,563.38 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 25649, 25729, 25733-25762, 25764, 25769-25771, 25778-25847 were paid from the following funds:

General Fund	\$	56,387.02
Highway Fund		123,294.40
Drainage District		3,381.96
Private Purpose Trust		500.00
Total Abstract	\$	<u>183,563.38</u>

RESOLUTION #240 RE: October 4, 2017 Abstract

OFFERED BY: _____ **SECONDED BY:** _____

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

WHEREAS, Council did authorize by a majority vote vouchers 25855-25865, 25868-25870, 25876-25889, 25894-25895, 25905, 25913, 25915-25967 totaling \$439,448.78 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 25855-25865, 25868-25870, 25876-25889, 25894-25895, 25905, 25913, 25915-25967 were paid from the following funds:

General Fund	\$	47,797.08
Highway Fund		374,925.46
Library Fund		2,238.83
H56 Annual Assessment Project		750.00
Drainage District		938.40
Street Lighting Districts		12,799.01
Total Abstract	\$	<u>439,448.78</u>

The next meeting of the Chili Town Board will be Wednesday, November 15, 2017 at 7:00 p.m. in the Town of

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Chili, Town Hall Main Meeting Room.