

Chili Town Board Meeting  
Resumed from the December 13, 2017 Meeting  
December 29, 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**

\_\_\_\_\_  
Excused

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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.**

I. Approval of Minutes –

Reports Submitted –

Library Board Minutes – 11/28/2017

Monthly Financial Statement – November 2017

Senior Center Report – December 2017

J. Correspondence –

1. Virginia Ignatowski, Town Clerk has received notification that V. Lee Robinson Frank, Human Resources & Finance Assistant is resigning effective 12/29/2017.

2. Virginia Ignatowski, Town Clerk has received notification that Anna Valeria-Iseman, Recreation Committee is resigning effective 12/31/2017.

K. Pending Business

L. Old Business

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M. New Business

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**RESOLUTION #284 RE: Incentive Zoning for 1420 Scottsville Road**

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

**WHEREAS**, pursuant to the Resolution of the Chili Town Board (the “Town Board”) dated December 28, 2007 and the Incentive Zoning Agreement between the Town Board and University of Rochester (the “University”) dated December 28, 2007, as extended (collectively, the “Incentive Zoning Agreement”), the University operates an off-site parking facility (the “Project”) on property located at and adjacent to 1420 Scottsville Road in the Town of Chili, New York (the “Property”); and

**WHEREAS**, the current term of the Incentive Zoning Agreement expires on December 31, 2017; and

**WHEREAS**, the University continues to require the use and operation of the Project to accommodate its increased parking demands and in furtherance of its contemplated purposes as a world class educational, medical, and research institution; and

**WHEREAS**, the University, through its attorneys Nixon Peabody LLP, by letter dated September 29, 2017 (the “Application”), applied to the Town for a renewal of and an amendment to the Incentive Zoning Agreement to allow the continued use and operation of the Project for an additional term of five (5) years commencing on January 1, 2018, and expiring on December 31, 2022, with the further right of the University to extend the term of the Incentive Zoning Agreement for an additional term of five (5) years commencing on January 1, 2023, and expiring on December 31, 2027 (the “Amendment”); and

**WHEREAS**, the Town Board, at its October 11, 2017 meeting, reviewed the University’s proposal and deemed it worthy of further consideration and authorized the University to submit the proposal to the Planning Board for its review in accordance with the Incentive Zoning Requirements as set forth in Article XVI of the Town of Chili Zoning Ordinance (the “Zoning Code”); and

**WHEREAS**, the Planning Board considered the Application at its November 14, 2017 meeting and recommended that the Town Board approve the Application; and

**WHEREAS**, the Town Board, at its meeting on November 15, 2017, received the Planning Board’s recommendation on the Application and set the public hearing on the Application for December 13, 2017; and

**WHEREAS**, the Application was duly referred to the Monroe County Department of Planning and Development pursuant to New York General Municipal Law Section 239-m, with the County Response received on December 1, 2017; and

**WHEREAS**, the Town Board, on December 13, 2017, held a public hearing on the Application pursuant to the Zoning Code, whereby the public was afforded the opportunity to speak and no public comments were received; and

**WHEREAS**, the proposed Amendment is a Type II Action under New York State Environmental Quality Review Act (“SEQRA”), and therefore no further SEQRA review is required; and

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**WHEREAS**, the Town Board has reviewed the Application and the University's submitted materials, including the draft Amendment, and by this Resolution the Application for the requested Amendment in connection with the Project is hereby approved.

**NOW, after due deliberation and on motion duly made and seconded, it is,**

**RESOLVED**, that the Town Board hereby approves the Application for the requested Amendment in connection with the Project pursuant to its Incentive Zoning authority under Article XVI of the Zoning Code upon the following findings:

1. The Project will serve a Town public purpose and a regional public purpose. It will allow the University to continue to accommodate its increased parking demands in furtherance of its contemplated purposes as a world class educational, medical, and research institution.
2. Overall, the Project is consistent with and furthers the goals of the Town Comprehensive Plan.
3. The continued parking facility use is appropriate for the Property.
4. The Project presents economic and social benefits to the Town and its citizens, including the continued cash in lieu of amenity payments.
5. The amenities provided by the University, as set forth in the Amendment attached as **Exhibit A**, provide sufficient public benefit to warrant the requested incentives.
6. The Town and the University hereby agree to memorialize the terms and conditions of the continuation of the Project pursuant to the Amendment attached as **Exhibit A** and incorporated as part of this Resolution.
7. The Town Board will cause this incentive zoning Project to be noted on the official Town Zoning Map and otherwise as deemed appropriate.

**IN WITNESS WHEREOF**, this Resolution was properly adopted by the Town Board at its regularly scheduled meeting, the date of which is listed below.

**TOWN OF CHILI TOWN BOARD**

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**RESOLUTION #285 RE: ACA Consulting Services**

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

**WHEREAS**, on December 14, 2016, Resolution #275, the Town Board authorized the Supervisor to sign a contract with HB Solutions to provide consulting services concerning Affordable Care Act compliance for a three year period; and

**WHEREAS**, HB Solutions has been sold off and has become its own new stand-alone company, Paragon Compliance, LLC, providing a continuation of the services previously provided by HB Solutions, at the same costs, honoring the terms of the previous contract with HB Solutions; and

**NOW, THEREFORE, BE IT RESOLVED**, that per the recommendation of the Director of Finance, that Supervisor Dunning is hereby authorized to enter into a contract with Paragon Compliance, LLC to provide consulting services concerning Affordable Care Act compliance in an amount not to exceed \$4,000 per year to be paid from account A1430.4 (Personnel - Payroll).

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**RESOLUTION #286 RE: Transfer to Retirement Contribution Reserve**

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

**WHEREAS**, the Retirement Contribution Reserve was established by November 12, 2014, Resolution # 255; and

**NOW, THEREFORE, BE IT RESOLVED**, to transfer unexpended State Retirement Employee Benefits budget funds in the amounts of \$22,500.00 from account A9010.8 and \$27,500.00 from account DA9010.8 to the Retirement Contribution Reserve.

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**RESOLUTION #287 RE: 2017 Budget Amendments**

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

**BE IT RESOLVED**, to transfer \$125 from A1410.4 (Town Clerk - Training) to A1330.1 (Tax Collector - Personnel).

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**RESOLUTION #288 RE: Encumber 2017 Funds**

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

**BE IT RESOLVED**, to encumber the following from 2017 budgets:

1. A3620.2.0026 (Safety Inspection – Equipment – General Fleet Reserve) in the amount of \$28,000 for replacement of a safety inspection vehicle; and
2. A8020.4.0053 (Planning – Comprehensive Plan Reserve) in the amount of \$12,500 for 2030 Comprehensive Plan Update; and
3. DA5130.2.0010 (Machinery – Equipment – Highway Equipment Reserve) in the amount of \$59,000 for replacement of highway vehicle #1 and a highway van; and
4. A1440.4 (Town Engineer – Drainage Engineering) in the amount of \$2,975 for a topographic survey and mapping; and
5. A1440.4 (Town Engineer – GIS Assistance) in the amount of \$1,500 for GIS updates; and
6. A1680.2 (Information Technology – Equipment) in the amount of \$9,602.49 for HP computer equipment; and
7. A8020.4 (Planning – Comprehensive Plan) in the amount of \$5,000 for updating GIS maps.

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**RESOLUTION #289 RE: December 20, 2017 Abstract**

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

**WHEREAS**, January 4, 2017 Resolution #1 authorized vouchers to be paid December 20, 2017, by all Council signing an authorization form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 26437, 26594, 26599, 26607, 26617, 26620-26621, 26625-26626, 26631-26635, 26637-26646, 26650-26654, 26658-26716, 26718, 26720-26753 totaling \$142,808.45 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 26437, 26594, 26599, 26607, 26617, 26620-26621, 26625-26626, 26631-26635, 26637-26646, 26650-26654, 26658-26716, 26718, 26720-26753 were paid from the following funds:

General Fund	\$ 67,827.00
Comprehensive Plan Reserve	4,000.00
Highway Fund	68,996.00
Drainage District	1,985.45
Total Abstract	<u>\$ 142,808.45</u>

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The next meeting of the Chili Town Board, which is the Organizational Meeting, is scheduled for Wednesday, January 3, 2018 at 5:00 p.m. at the Chili Town Hall Main Meeting Room.

The next regular meeting of the Chili Town Board will be on Wednesday January 17, 2018 at 7:00 p.m. in the Chili Town Hall Main Meeting Room.