

## CHILI TOWN BOARD MEETING - May 6, 2009 - Page 1

CHILI TOWN BOARD  
May 6, 2009

A meeting of the Chili Town Board was held on May 6, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

**PRESENT:** Councilwoman DiFlorio, Councilwoman Ignatowski, Councilman Slatery, Councilwoman Sperr and Supervisor David Dunning.

**ALSO PRESENT:** Richard Brongo, Town Clerk; Jordan Brown, Deputy Town Supervisor; Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Chris Karelus, Building Department Manager; David Lindsay, Commissioner of Public Works/Highway Superintendent; Dianne O'Meara, Director of Finance; Richard Stowe, Counsel for the Town. Eric Val, Insurance Counselor was excused.

The invocation was given by Richard Brongo.

The Pledge of Allegiance was cited. The fire safety exits were identified for those present.

**PRESENTATIONS/ANNOUNCEMENTS:**

## 1. Earth Day.

**SUPERVISOR DUNNING:** On the 25th of last month, the group got together to clean up, I believe -- the Town Hall property here is what they worked on. This was an effort that was coordinated and orchestrated through the fine efforts of Councilman Slatery, putting a lot of time and effort in getting people together, organizing this event, and as I understand it, when I came back, the facility was looking quite tidy when we came back in Monday morning. So it was very nice.

I would like to thank everyone that participated in that effort. I think it was a wonderful thing to do, and I look forward to next year this growing and getting even more participation and perhaps finding other locations that would benefit from this type of effort in the Town of Chili.

With that, I would like to turn this over to Councilman Slatery to present these certificates. This was his effort. He put an awful lot of work into it, and I think he should be honored with being able to honor those who stepped forward and stepped up for this.

**COUNCILMAN SLATTERY:** Well, thank you, but I would like to pawn it off myself. If I can call up all the folks that participated in Earth Day who came out to help, I ask them to come and also the sponsors, Friendly's, Linda Driscoll with Delta Laboratories, and if there is anybody here from Gander Mountain. I ask Linda (Driscoll) to come over quick to say a few words if you can.

This is Linda Driscoll. With Delta Laboratories, who is actually the one that we received a letter from who helped us twist our arm and said, "You need to make this community beautiful." It already is, but a little extra effort.

**LINDA DRISCOLL:** Well, I would like to thank everyone who participated. You're joining a large group of nearly 2,000 people who cleaned up different community areas in Rochester this year, and we're very pleased that Chili is joining the 48, and we encourage you to come out again next year and do likewise. It's a great community volunteer opportunity for everyone, young and old.

So thank you very much.  
**COUNCILMAN SLATTERY:** And you're with -- Ed --  
Ed (Cowell) is with Friendly's. Actually Friendly's and Gander Mountain participated in the sponsorship. They offered Happy Ending Sundaes or different type of sundae coupons. I haven't gone over there yet. I know it looks like it, but -- but I just want to say thank you. We're actually -- we have a certificate for you, as well.

Would you like to say a few words on Friendly's behalf?

**MR. COWELL:** Our role at Friendly's is just a very small role. Thanks to Delta Labs, they supply us with the bags for people to come up to us, sign up, they take the bags, fill them with whatever they find in the neighborhoods. The real thanks goes to the groups like yourselves that do the clean-ups, the church groups, um, Boy Scouts, Girl Scouts, communities, just neighborhood groups that get together and -- the real things goes to them. Ours is a very small part, but thank you very much.

**COUNCILMAN SLATTERY:** Well, we appreciate it. It is great to see that support. I know with the communities and businesses being pulled all different directions, it is greatly appreciated. We truly appreciate that.

**COUNCILMAN SLATTERY:** Would you like to join us over here? I will read out the names and have the individuals come up one at a time.

Councilman Slattery presented the certificates to those who participated.

COUNCILMAN SLATTERY: We actually went to two different sites. We had the Town Hall that we worked around, the Town Hall, and I know Curt was out in the woods and the trees and the brush, the stream, and we cleaned up the Town Hall property, down around the building on the sides, way in the back by the pond.

Then three of us left here and headed up to the old Town Hall, Heath (Miller) and Deborah (Harrington) went up to the old Town Hall and started up by the Longbine property there and we met halfway, and they did a great job there.

Then I know Mark and a group went over to the Hubbard Park, and Chris Fish was one of the volunteers out there and stated that by the time they got picking -- picking up along the fence line, because of how windy it was, debris was just blowing right across the street, so they just stood there and kept picking it up.

COUNCILMAN SLATTERY: We had two young ladies from the high school, Churchville-Chili High School that came out and helped us. They were fun, entertaining, and they kept pushing the older gentlemen to say, "Hurry up. You're lagging behind."

Councilman Slattery presented certificates to the two students.

COUNCILMAN SLATTERY: I just want to say thanks for their participation, our sponsors. It was a great job, and tell them, Linda (Driscoll), we want to build on it for next year. She was going back and forth with the e-mails, "Don't get discouraged. It's the first year. We'll do better."

So I know there is a great bunch of people in the audience who just can't wait 'til next year, right?

A photograph was taken of the group.

(Applause.)

SUPERVISOR DUNNING: And we'll make sure that the certificates get to the other people who helped out who weren't able to be here this evening.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speakers addressed the Town Board on various subjects: Jerry Brixner, Heath Miller and Dorothy Borgus. The Public Forum concluded at 7:27 p.m.

#### MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: I would like to bring up a couple of things. One, I would like to say the compost that has been so beautifully created and cultivated by the County of Monroe on the old Waste Management property there off of Paul Road is now available at the Highway Department, I believe. It is, David (Lindsay)?

DAVID LINDSAY: That's correct.

SUPERVISOR DUNNING: We have some there now.

COUNCILMAN SLATTERY: Town Highway Department.

SUPERVISOR DUNNING: Thank you.

The Town's Highway Department, 3235 Chili Avenue. There is some compost available there. I have seen this. It is beautiful, absolutely beautiful stuff. I have not been privy to -- not one single complaint about the makeup of the material, the odor, the -- anything else that has been talked about or discussed on this particular -- this initiative in the Town.

There has also been some talk perhaps of providing the compost to other areas of Town where it could be -- left for distribution so residents could come and pick it up. It is available. We run out. I know there is plenty of it over there. I look at -- it is beautiful. They have done just a -- the County has done a marvelous job with that, and in a very quick period of time getting some very, very good compost. It is available for residents to please take advantage of that and go get some.

I would also like to briefly touch on an activity or an event, and I hope I'm not taking any of your thunder, Councilman -- were you going to speak about this?

COUNCILMAN SLATTERY: Go ahead.

SUPERVISOR DUNNING: I would be more than happy to let you go ahead. I was just made aware of this, that our Historian, Bonnie Moore, is going to be at the Barnes & Noble, I believe, it is at the Greece Ridge Mall to talk a little bit about Chili's history and to help support the Library. This is being sponsored by the Friends of the Chili Public Library. This is going to be on Friday, June 12th. I believe you do have to pick up a voucher if you go out there and intend to purchase a book, cup of coffee, any item out there. Anybody that picks up a voucher and turns it in, the Town or the Library will get some credit for that and we'll get some additional funding.

I think this is just one of those -- another one of those great initiatives between the Town and the Library trying to work together and make some really good things happen. I want to say I have listened to Bonnie (Moore) talk on several occasions, and how spirited and how

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enthusiastic she is about the history of Town really gleams. The presentations she does are absolutely wonderful. I promise, if nothing else, it would be very entertaining and very informative.

I don't know, Councilman, if you wanted to add anything more to that.  
COUNCILMAN SLATTERY: Or their liaison may.

(Laughter.)

SUPERVISOR DUNNING: Sorry.

And nothing else under Matters of the Supervisor.

Pending Matters:

1. Vacancies on Traffic & Safety, Recreation Advisory Committee & Special Police.

SUPERVISOR DUNNING: There are some pending matters. I -- basically we still -- we will have an additional resolution this evening to deal with one of the committees, but Recreation Advisory Committee and special police still do have -- technically have openings available. We did some interviews this evening, and we expect some results -- some you will see this evening. There's an addition to the agendas out there tonight.

## MATTERS OF THE TOWN COUNCIL:

COUNCILMAN SLATTERY: First, I would like to say that Friendly's Family Restaurant is a great establishment, and we're always looking for businesses to come into this community. So if we can bring that back, we have some nice commercial sites available. This is the meeting room that the Planning Board meets in. This is where they would come. Very easy to get to. Community that is growing. But thank you again for your sponsorship. Thank you.

There is a couple of things that I would like to bring up. I'm not sure if everybody did see the Sunday, April 26th edition of the Democrat & Chronicle. They had a special feature in there regarding real estate. They talked about the 20 different towns in Monroe County. It talks about the population, the housing units and so forth.

And then it listed three key selling points which I thought was very interesting. Every municipality, you know, from Brockport to Wheatland, to Spencerport, to Penfield, Webster and so forth. They listed the three key selling points.

In Chili, in case people didn't see it, I think it is very important that we mention it. Lack of hustle and bustle of traffic; a cautious government and active community groups steering smart development, and the Churchville-Chili, Gates-Chili School Districts.

So I think it was very important when -- at the time we hear people's comments regarding the Town and so forth. But for the Democrat & Chronicle to say "a cautious government", I thought was huge. When you look at all of the other municipalities and the communities they had in there, one was large lot size, rural atmosphere, excellent schools. Affordability, variety of homes, convenience to shopping, houses of worship and other amenities. We were the only one that they talked about the government or responsible government, so I think that just speaks volumes for the job we're doing, but also the employees that we have that work for the Town.

And also, if -- the Gates-Chili Post, um, they came out with a business directory and community guide, and it listed -- had a little piece about the Town of Chili and the Town of Gates because it is for the Gates-Chili Post. The title is "Chili's granted 6 million to replace highway garage finally," was the title. So I thought that was very important, and it's -- you know, with the Highway Department we have, the building has been up since the 1930s, and we'll get into all of that, but just two pieces of information that were out in the media. In case people missed it, I thought we should let them know about it. That's all I have.

COUNCILWOMAN SPERR: I just had a couple of things. I stopped in on Friday night here, the meeting room, where the Chili Art Group had their display up. Tracy (DiFlorio) was also here that night. We left before -- we didn't get to see David (Dunning) do the award presentation, but I just wanted to give a shout-out for the Chili Art Group for a fantastic job. I had such a hard time trying to pick what was my choice. They were all fantastic. I won't tell you which one I picked, but I just wanted to give a shout-out for that. I thought it was great.

And I just had one other announcement. The Hubbard Springs Garden Club takes care of a lot of the gardens in the Town. They handle the Hubbard Park garden by the sign. They do the Community Center and are now taking on a project to help Streeters Inn. We have been working on it for over the last couple of years.

But they are going to get together to do their planting of the perennials and various annuals they put in make the gardens look so special every year, and they could always use some help. So I thought I would make an announcement to let everyone know they will be meeting at 9 a.m., on Saturday, May 16th at the Community Center to start their planting rounds, and if anyone is interested and would like to help, we'll put in dibs on some of the mulch.

Chris Yackett helps out from the Town highway garage and she does a fantastic job of the gardens you see out front, maintaining those and lending a hand, too.

Also give Chris (Yackett) a word of thanks. Thank you, Dave.

COUNCILWOMAN IGNATOWSKI: I had a couple of things. Dog census. I don't know if this is more to you or Dick (Brongo). How is that going with the voluntary census coming in?  
RICHARD BRONGO: No idea. They're not coming to me.  
COUNCILWOMAN IGNATOWSKI: Oh, they're to you?

DAVID LINDSAY: The dog census? I have not received any to date in our office. I was assuming they were going to the Town Clerk's Office.

COUNCIL WOMAN IGNATOWSKI: I mailed my mine in.

RICHARD BRONGO: I know they're collecting them up at the front desk, but I thought they were forwarding them down to you.

DAVID LINDSAY: I have not been receiving any of that.

COUNCIL WOMAN IGNATOWSKI: So I guess the first thing is, where are they?

SUPERVISOR DUNNING: I will follow up on that first thing tomorrow and get back to you on that and find out exactly where they are, where they're ending up.

COUNCIL WOMAN IGNATOWSKI: So then for the next meeting, I would like to know how we are doing as far as how many responses we have received, what percentage is that of the population, and I still stand by my opinion that we need to do a door-to-door effort to get a true census on that.

The next question is Conservation Reserve Fund that we have asked -- I should say we -- that they had requested. What is the status on that?

SUPERVISOR DUNNING: Actually, we have gotten the information we wanted from the Conservation Board as far as what the specifics are of that fund. That has now been -- Dianne (O'Meara) and I talked about this. We're working with Counsel.

Dianne (O'Meara) and I will have a resolution for the next Town Board meeting to potentially establish that fund under the guidelines in which they have given us they would like that fund used for. So we're just getting the verbiage of that resolution ready and correct so it is right, and we'll get that set up in the next -- hopefully by the next meeting.

COUNCIL WOMAN IGNATOWSKI: Okay. Then I just have one other -- this is generated because of the comment from Mr. Brixner during the Public Forum. Counsel, I know we -- the resolution for the land purchase, as far as mandatory versus permissive referendum, it was my understanding it was explored and it was permissive as opposed to mandatory.

RICHARD STOWE: I believe that is correct.

JERRY BRIXNER: I didn't hear that answer.

COUNCIL WOMAN IGNATOWSKI: He said that is correct. It is permissive.

MS. BRIXNER: Can you speak louder?

SUPERVISOR DUNNING: They said the answer was that was correct. It was permissive, not mandatory.

MS. BRIXNER: The question --

SUPERVISOR DUNNING: The question that was -- that Mr. -- you want to go ahead?  
COUNCIL WOMAN IGNATOWSKI: I had -- I'm sorry.

There was discussion about use of the microphones.

RICHARD STOWE: The question was whether the -- based on your comment, Jerry (Brixner), was it permissive or a mandatory referendum requirement, was the question from Councilwoman Ignatowski directed to me, and I answered that I believe it was a permissive referendum requirement, not a mandatory.

MR. BRIXNER: Did you have a chance to check with the State on that?

RICHARD STOWE: I read the State audit on the first one if that is any help to you.

MR. BRIXNER: Well --

SUPERVISOR DUNNING: I'm -- we're not -- the question has been asked and answered. We're not going to debate this at this point in time. Certainly if you have any additional questions, you can ask them at any time. Give us a call, stop in or bring them up at the next Town Board meeting and we'll be happy to entertain those.

Under -- and Counsel has all theirs. I know this still is part of your time, but I did forget one thing I wanted to bring up. Earlier this week, I issued a press release and also had posted on our website today notice of a Town meeting, public meeting that will be held on May 18th at 7:00 p.m. at the highway garage. That meeting is a public information meeting regarding the land purchase, and the questions -- we'll have some brief presentations, and then we'll entertain questions and answers from the community on that proposal. So that is May 18th. It is 7:00 p.m., and that is at the highway facility. That is 3235 Chili Avenue. So that will be set up over there.

Anybody have any questions, certainly feel free to contact me and I will be more than happy to share anything more about that.

Under -- next we have approval of minutes.

The 4/1/09 Town Board meeting minutes were approved as modified.

**REPORTS SUBMITTED:**

Historic Preservation Board Minutes -- 3/9/09

Library Board Minutes 3/24/09

Zoning Board Minutes -- 3/24/09

**RESOLUTION #186 RE: 2009 Monroe County Fire Marshals and Inspectors Annual Seminar**

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**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Ignatowski**

**WHEREAS**, the inspectors in the Town Fire Marshal's office require annual training credits to maintain their NYS Fire Inspector certifications,

**BE IT RESOLVED**, that Scott Miller, Fire Marshal, and David Saur, Deputy Fire Marshal, be allowed to attend the 2009 Monroe County Fire Marshals and Inspectors Seminar from May 20 - 21 in Webster, NY to obtain training credits towards their NYS certifications, at a cost not to exceed \$140.00 for David Saur and \$70.00 for Scott Miller from A/c # A34104.

UNANIMOUSLY APPROVED

**RESOLUTION #187    RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 1132 SCOTTSVILLE ROAD, ROCHESTER, NY 14624, TAX MAP NUMBER 135.03-1-4, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK.**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, a written petition, dated April 15, 2009, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili, Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the property located at 1132 Scottsville Road, Rochester, NY 14624, Tax Map Number 135.03-1-4, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office; and

**WHEREAS**, if the district extension is approved, the properties within the proposed extension will be eligible to receive the drainage services available to other properties within the Chili Consolidated Drainage District. No drainage improvements are proposed to be constructed within the proposed district extension by the Chili Consolidated Drainage District at this time.

**WHEREAS**, as stated in the Petition, all costs relating to the formation of the district extension shall be paid by the petitioners.

**WHEREAS**, except as otherwise provided above, all expenses of the Chili Consolidated Drainage District, including all extensions heretofore and hereafter created, shall be a charge against the entire area of the district, as extended; and

**WHEREAS**, the estimated cost to the typical property, and, if different, the typical one or two family home within the Chili Consolidated Drainage District, in the first year following the formation of the district extension for debt service and operation and maintenance charges, is as follows:

Typical Property:                      \$0.00  
Typical One or Two Family Home:                      \$0.00

**WHEREAS**, the proposed district extension is an Unlisted Action for the purposes of the State Environmental Quality Review Act and the regulations promulgated thereunder ("SEQRA"); and

**NOW THEREFORE**, it is hereby,

**RESOLVED**, that the Chili Town Board is hereby designated "Lead Agency" for the environmental review of this proposed action; and be it

**ORDERED**, that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on the 3rd day of June, 2009, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition 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 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.

**Upon a call of the Roll of the Members of the Town Board of the Town of Chili:**

UNANIMOUSLY APPROVED

**RESOLUTION #188 RE: APPROVING EXTENSION CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 4354 BUFFALO ROAD, NORTH CHILI, NY 14514, TAX MAP NUMBER 131.16-4-20, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, a petition for the extension of the Chili Consolidated Drainage District to serve to serve the property located at 4354 Buffalo Road, North Chili, NY 14514, Tax Map Number 131.16-4-20, a territory located within the Town of Chili, Monroe County, New York, the said petition being dated March 31, 2009, was duly presented to the Town Board together with the necessary map and plan attached thereto; and

**WHEREAS**, an order was duly adopted by the Town Board on April 15th, 2009 reciting the filing of said petition, the boundaries of the proposed district, the proposed services to be provided, the fact that no drainage improvements are proposed to be constructed therein by the Chili Consolidated Drainage District at this time, the estimated costs of the Chili Consolidated Drainage District, as extended, to the typical property, or if different, to the typical one or two family home, within the Chili Consolidated Drainage District, as extended, and specifying May 6, 2009 at 7:00 P.M. as the time and the Town Hall in the said Town of Chili as the place where the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof, concerning the same; and

**WHEREAS**, such order was duly posted and published as required by law; and

**WHEREAS**, a hearing on the matter was duly held by the Board on the 6th day of May, 2009, commencing at 7:00 P.M. at the Town Hall in the said Town and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

**WHEREAS**, this Board has duly reviewed and considered the short Environmental Assessment Form submitted in this matter, as well as all other information obtained at the public hearing referred to above; and the Board has duly considered the impacts which may reasonably expected to result from the proposed action by using the process and criteria set forth in Article 8 of the State Environmental Quality Review Act and applicable regulations thereunder ("SEQRA");

**NOW, THEREFORE**, upon the evidence obtained by the Town Board at said public hearing and upon all other information obtained and reviewed by the Board, it is

**RESOLVED AND DETERMINED**, that the proposed extension of the Chili Consolidated Drainage District is not likely to result in the creation of potentially significant adverse environmental impacts and therefore, this Town Board does hereby make a Determination of NonSignificance, or a "Negative Declaration" (as the same is defined for purposes of SEQRA); and be it further

**RESOLVED AND DETERMINED**, that (a) the petition aforesaid is signed and acknowledged or proved as required by law, and it duly complies with the requirements of Section 191 of Town Law as to the sufficiency of signers and is otherwise sufficient; (b) all the property and property owners within the proposed district extension are benefited thereby; (c) all the property and property owners benefited are included within the limits of the of the proposed district extension; (d) it is in the public interest to extend the district only if the expenses of the district (except as otherwise provided herein) shall be assessed against the entire district, as extended; and (e) it is in the public interest to grant in whole the relief requested; and be it further,

**RESOLVED AND DETERMINED**, that the extension of the Chili Consolidated Drainage District as proposed in said petition be approved; that cost of the formation of the district extension shall be paid by the petitioners; and that such district shall be bounded and described as set forth in Schedule A, available in the Town Clerk's Office; and be it further,

**RESOLVED AND DETERMINED**, that all expenses of the Chili Consolidated Drainage District, including this extension and all other extensions heretofore and hereafter created, shall be a charge against the entire area of the district, as extended, except as otherwise provided above; and be it further

**RESOLVED**, that the Town Clerk of this Town shall within ten (10) days after the adoption of this resolution file certified copies thereof in duplicate in the office of the State Department of Audit and Control at Albany, New York; and be it further

**RESOLVED**, that the Town Clerk, within ten (10) days of the adoption of this resolution, shall cause to be published and posted, as required by law, a notice setting forth an abstract of this resolution, the date that it was adopted and a statement that it is subject to a permissive



referendum.

Upon a call of the Roll of the Members of the Town Board of the Town of Chili:

UNANIMOUSLY APPROVED

**RESOLUTION #189 RE: ORDER SETTING PUBLIC HEARING ON THE PROPOSED EXTENSION OF THE CHILI CONSOLIDATED DRAINAGE DISTRICT TO SERVE THE PROPERTY LOCATED AT 335 ARCHER ROAD, ROCHESTER, NY 14623, TAX MAP NUMBER 159.02-1-2, IN THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilwoman Sperr**

**WHEREAS**, a written petition, dated April 17, 2009, in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Chili, Monroe County, New York for the extension of the Chili Consolidated Drainage District to serve the property located at 335 Archer Road, Rochester, NY 14623, Tax Map Number 159.02-1-2, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office; and

**WHEREAS**, if the district extension is approved, the properties within the proposed extension will be eligible to receive the drainage services available to other properties within the Chili Consolidated Drainage District. No drainage improvements are proposed to be constructed within the proposed district extension by the Chili Consolidated Drainage District at this time.

**WHEREAS**, as stated in the Petition, all costs relating to the formation of the district extension shall be paid by the petitioners.

**WHEREAS**, except as otherwise provided above, all expenses of the Chili Consolidated Drainage District, including all extensions heretofore and hereafter created, shall be a charge against the entire area of the district, as extended; and

**WHEREAS**, the estimated cost to the typical property, and, if different, the typical one or two family home within the Chili Consolidated Drainage District, in the first year following the formation of the district extension for debt service and operation and maintenance charges, is as follows:

Typical Property: \_\_\_\_\_ \$0.00 \_\_\_\_\_

Typical One or Two Family Home: \_\_\_\_\_ \$0.00 \_\_\_\_\_

**WHEREAS**, the proposed district extension is an Unlisted Action for the purposes of the State Environmental Quality Review Act and the regulations promulgated thereunder ("SEQRA"); and

**NOW THEREFORE**, it is hereby,

**RESOLVED** that the Chili Town Board is hereby designated "Lead Agency" for the environmental review of this proposed action; and be it

**ORDERED**, that a meeting of the Town Board of the said Town of Chili shall be held at the Chili Town Hall, 3333 Chili Avenue, Town of Chili, New York on 3rd day of June, 2009, at 7:00 p.m. to consider the said Petition and to hear all persons interested in the subject thereof and for such other action on the vote of said Town Board in relation to the said Petition 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 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.

Upon a call of the Roll of the Members of the Town Board of the Town of Chili:

UNANIMOUSLY APPROVED

**RESOLUTION #190 RE: Training Court Attendants**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** that Jim Batz, Scott Batz and Joseph Schweigert, Court Attendants attend

yearly re-certification training on June 6, 2009, Training to be split at the Monroe County Department of Public Safety Building, Scottsville Road and the Wayne County Sheriff's Department, Gun Range at a cost not to exceed \$125.00 each plus mileage to be paid from account A1110.4 (Court Contractual).

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: No, even though I have this nice new svelte physique, no I'm not running in this.

RESOLUTION #191 RE: 5K Run for St. Christopher's Church

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilwoman Ignatowski

BE IT RESOLVED that the Town Board hereby authorizes St. Christopher's Church to hold their Annual 5K race on June 5, 2009, in conjunction with their annual festival, and conforming to the route submitted, with a condition that a certificate of insurance naming the Town as an additional insured be provided prior to the race. St. Christopher's has already notified the Monroe County Sheriff's Office at Zone C and the Chili Fire Department and Ambulance of their intent.

UNANIMOUSLY APPROVED

RESOLUTION #192 RE: Chil-E Fest - Sound, Staging and Lighting

OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilwoman Ignatowski

WHEREAS, the Town intends to provide live entertainment during the 2009 Chil-"E" Festival to the benefit of residents of the Town; and

WHEREAS, Michael Curley, Parks and Recreation Director, has explored various means in which to provide lighting, staging and sound systems; and

WHEREAS, two proposals to provide lighting, staging and sound were received from:

Pro Audio Consulting	\$3325.00
Audio Images Sound and Lighting	\$3750.00

NOW, THEREFORE, BE IT RESOLVED, to accept the proposal of Pro Audio Consulting, which has provided superior quality sound system services in the past, and authorize Supervisor Dunning to sign an agreement in the amount of \$3325.00 to be paid from A7550.4. (Celebrations).

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SLATTERY: The Chil-E Fest will be on July 4th; is that correct?  
SUPERVISOR DUNNING: That's correct.

COUNCILMAN SLATTERY: In case the community is looking to come out. There is some great entertainment, a number of bands with Uncle Plum, Flint Creek, the Coupe DeVilles, The Jimmy Jam Band and so forth. So it will be a great day, great entertainment.  
SUPERVISOR DUNNING: Thank you.

RESOLUTION #193 RE: Chil-E Fest - Marching Bands

OFFERED BY: Councilwoman Ignatowski SECONDED BY: Councilman Slattery

BE IT RESOLVED that Supervisor Dunning, is hereby authorized to sign an agreement with Towpath Volunteers Fife and Drum Corp, Inc. To perform at the Chil-"E" Fest parade on July 4, 2009 at a cost of \$850.00, to be paid from A7550.4 (Celebrations); and

BE IT RESOLVED that Supervisor Dunning, is hereby authorized to sign an agreement with Prime Time Brass to perform at the Chil-"E" Fest parade on July 4, 2009 at a cost of \$750.00, to be paid from A7550.4 (Celebrations); and

BE IT RESOLVED that Supervisor Dunning, is hereby authorized to sign an agreement with The Hit Men Brass Band, Inc. To perform at the Chil-"E" Fest parade on July 4, 2009 at a cost of



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\$1000.00, to be paid from A7550.4 (Celebrations).

## UNANIMOUSLY APPROVED

## RESOLUTION #194 RE: Chil-E Fest – Entertainment

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Uncle Plum to provide musical entertainment at the 2009 Chil-E Festival for \$2500.00, to be paid from A7550.4. (Celebrations)

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Flint Creek to provide musical entertainment at the 2009 Chil-E Festival for \$500.00, to be paid from A7550.4. (Celebrations)

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with The Coupe DeVilles to provide musical entertainment at the 2009 Chil-E Festival for \$500.00, to be paid from A7550.4. (Celebrations)

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with The Jimmy Jam Band to provide musical entertainment at the 2009 Chil-E Festival for \$350.00, to be paid from A7550.4. (Celebrations)

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with In Jest to provide family entertainment at the 2009 Chil-E Festival for \$675.00, to be paid from A7550.4. (Celebrations)

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Jason Curran, X-Dreams Demo Team, to provide entertainment at the 2009 Chil-E Festival for \$2000.00, to be paid from A7550.4. (Celebrations)

## UNANIMOUSLY APPROVED

## RESOLUTION #195 RE: Chil-E Fest – Inflatable Rides

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**BE IT RESOLVED** that Supervisor Dunning is hereby authorized to sign a contract with Blue Apple Productions to provide Inflatable Rides for the 2009 Chil-E Festival for \$925.00, to be paid from A7550.4. (Celebrations)

## UNANIMOUSLY APPROVED

## RESOLUTION # 196 RE: Award of Equipment Bid

**OFFERED BY: Councilwoman DiFlorio SECONDED BY: Councilman Slattery**

**WHEREAS**, bids for a Stainless Steel Dump Body were received by the Town Clerk on April 27, 2009 as follows:

Unicell Body	\$8,663.00
Thruway Spring	\$9,399.00
Viking-Cives	\$11,623.00

**NOW, THEREFORE, BE IT RESOLVED**, to award bid for the Stainless Steel Dump Body to Thruway Spring at a cost of \$9,399.00, to be paid from Acct. #SD 8540.2. The low bidder from Unicell Body is hereby rejected because the unit proposed under this bid does not meet the issued written specification.

## UNANIMOUSLY APPROVED

## TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

**SUPERVISOR DUNNING:** There was a question about the -- where these are going. Two of them are going into the Building Department. They're currently keyed doors and the department -- the area there requires that various members of different boards get into certain

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areas of the building, and we want to consider control, better control, I should say, over access to definite parts of the building and who and who cannot get in there. We can control that through the keyfob access.

The other is being added, I believe, out to a door over here; is that correct David (Lindsay)?

DAVID LINDSAY: Yes, that's correct.

SUPERVISOR DUNNING: The purpose of that was because of a security issue that has been identified more recently with people in the building when we don't believe -- well, we know they shouldn't be in the building and we're trying to assure that basically people can't come in from the library and hide in the bathrooms in between different hours, so we're just trying to seal off that part of the building for security reasons.

Our cleaner was here one night and was confronted with somebody. There was not an incident, but there was somebody in the building that probably shouldn't have been. We identified they perhaps came in through the library and we want to just limit that. So that is the purpose of the keyfob for that additional door.

COUNCILWOMAN DI FLORIO: I just want to say as a member of the Zoning Board who had to get into the Building Department, I think it is a great addition of having that keyfob access into that area.

**RESOLUTION #197 RE: Purchase of Door Access Control**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman DiFlorio**

WHEREAS, the Commissioner of Public Works and Director of Management Information Services have evaluated the building access control needs of the Town Hall and have determined the installation of additional computerized access control points are needed;

NOW, THEREFORE, BE IT RESOLVED, that the Commissioner of Public Works is hereby authorized to contract with Integrated Cabling and Communications Systems, the vendor supplying and supporting the existing access control system, for the expansion of the access control system to include a new key scan access controller and three (3) additional door controllers. The cost of the system not to exceed \$8,840.00, to be paid from Acct. #A1620.401 (Town Hall/Library).

UNANIMOUSLY APPROVED

**RESOLUTION #198 RE: Amendment to 2008/2009 County Snow and Ice Agreement**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilwoman Sperr**

WHEREAS, the Town of Chili is under contract with the Monroe County Department of Transportation to provide snow and ice control on County roads within the Town; and

WHEREAS, the base agreement was extended for the 2008/2009 season by Resolution #348, dated December 31, 2008, setting an estimated total cost for the season at \$214,226.95; and

WHEREAS, due to the high cost of diesel fuel during 2008/2009, the total cost to perform this service is estimated at \$226,161.61;

NOW, THEREFORE, BE IT RESOLVED, to authorize the Town Supervisor to execute an Amendment to the present Agreement. Said Amendment would increase the estimated cost to perform snow and ice control for the 2008/2009 season by \$11,934.66.

UNANIMOUSLY APPROVED

**RESOLUTION #199 RE: Training – Department of Public Works Roadway & Roadside Drainage**

**OFFERED BY: Councilwoman Sperr      SECONDED BY: Councilwoman DiFlorio**

WHEREAS, per the recommendation of David P. Lindsay, Superintendent of Highways/Department of Public Works, the following attend the Cornell Local Roads Program Roadway & Roadside Drainage;

BE IT RESOLVED that Ed Adamczyk, Andy Chinappi, attend the May 14, 2009 training in Albion, NY, cost not to exceed \$40 per person from Acct. #DA 5110.

UNANIMOUSLY APPROVED

**RESOLUTION #200 RE: Training – Department of Public Works Managing People**

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**OFFERED BY: Councilwoman Sperr      SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, per the recommendation of David P. Lindsay, Superintendent of Highways/Department of Public Works, the following attend the Cornell Local Roads Program Managing People;

**BE IT RESOLVED** that Gray Gardner attend the May 14, 2009 training in Newark, NY, cost not to exceed \$40 from Acct. #A 5010.4.

UNANIMOUSLY APPROVED

**RESOLUTION #201    RE: Microfilming of Town Records**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**WHEREAS**, it is essential for the Town of Chili to periodically back up town records in case of a major disaster, and;

**WHEREAS**, the Town Clerk has received three quotes for microfilming of 41,300 records as follows:

HOV Services	\$ 2,598
Beil's	\$ 3,418
Imaging & Microfilm Access	\$ 7,045

**WHEREAS**, the HOV Services quote does not include the cost of indexing, searchable DVD's or transportation;

**NOW, THEREFORE, BE IT RESOLVED**, that Beil's, a firm we have used in the past and in who's quality we are familiar with; and whom we use as our off site storage for our duplicate films, be the firm accepted to perform our microfilming.

UNANIMOUSLY APPROVED

**TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:**

**SUPERVISOR DUNNING:** There was a question what would be done with the bathrooms. Anybody who used that -- those bathrooms should well understand what needs to happen to these bathrooms. They're not ADA compliant. We need to make them complaint. Plus they're in dire need of some repair. This money will be used for primarily the -- meeting the ADA compliance.

**MR. BRIXNER:** How much is it? 35?  
**SUPERVISOR DUNNING:** \$35,000.  
**MR. BRIXNER:** Thank you.

**RESOLUTION #202    RE: Accept Community Development Grant for Davis Park ADA Bathroom Facilities**

**OFFERED BY: Councilwoman Sperr      SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, the Town has received notification that our request for a Community Development Block Grant through Monroe County for ADA compliant bathroom improvements in Davis Park was approved; and

**WHEREAS**, a contract for the above has been received;

**NOW, THEREFORE, BE IT RESOLVED**, to accept the Grant in the amount of \$35,000 and to authorize the Town Supervisor to sign the contract between the Town and Monroe County wherein the Monroe County Community Development Office will act as contract administrator for this project.

UNANIMOUSLY APPROVED

**RESOLUTION #203    RE: Special Election regarding the Purchase of Property located at 100 Beaver Road/Highway Building Project**

**OFFERED BY: Councilwoman DiFlorio    SECONDED BY: Councilman Slattery**

**WHEREAS**, the Chili Town Board has duly adopted Resolution #148 on March 4, 2009 authorizing the acquisition of approximately thirty six (36) acres of land from 100 Beaver Road LLC on Beaver Road in the Town of Chili for future development and construction of a Chili Highway/DPW facility at a purchase price of One Million Dollars, based upon mutually agreed upon terms and contingencies and authorizes the Supervisor to execute all documents related thereto.

**WHEREAS**, said resolution was subject to permissive referendum; and

**WHEREAS**, a petition requesting a referendum on said resolution has been filed with the Town Clerk on April 2, 2009; and

**WHEREAS**, by law, a referendum vote must be held between 60 and 75 days after the filing of petitions with the Town Clerk;

**NOW, THEREFORE, BE IT RESOLVED** that:

1. The Town Clerk shall publish Notice within ten (10) days of the adoption of this resolution that the Town Board has determined that a special election will be conducted on the substance of the resolution
2. The proposition to be voted upon at said special election shall read as follows:  
"Shall the Board Resolution #148 of the Chili Town Board, in the County of Monroe, New York entitled "Chili Highway Building Project" adopted March 4, 2009 authorizing the acquisition of approximately thirty six (36) acres of land from 100 Beaver Road LLC on Beaver Road in the Town of Chili for the purchase price of One Million Dollars for the future development and construction of a Chili Highway Department/DPW facility be approved?"
3. Said Special Election shall be held on June 2, 2009 between the hours of 6 AM and 9:00 PM at the Chili Town Hall 3333 Chili Avenue.
4. The Town Clerk shall cause to be published in the Gates-Chili Post, the Notice of Special Election.
5. The Town Clerk shall cause to be posted on the Town signboard the Notice of Special Election.
6. The Town Clerk and Supervisor are hereby authorized to make the necessary arrangements for polling places, election inspectors, voting machines, registration lists of eligible voters, mailings to eligible voters regarding the election process, polling places, the nature of the proposition to be voted upon and other items related to the conduct of said election.

UNANIMOUSLY APPROVED

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCIL WOMAN IGNATOWSKI: We didn't need to have a law (sic) until we pass a law?

SUPERVISOR DUNNING: Correct.

COUNCIL WOMAN IGNATOWSKI: So we can just leave it blank like that?

RICHARD STOWE: The number you mean? Yes. That will get assigned after passage.

COUNCIL WOMAN IGNATOWSKI: Okay.

**RESOLUTION #204 RE: Set Public Hearing to consider adoption of Local Law # \_\_\_\_\_ of 2009 to amend Chapter 378 of Code of the Town of Chili entitled "Plumbing Licenses"**

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman Sperr**

**WHEREAS**, a public hearing was held on April 1, 2009 to consider adoption of a Local law # \_\_\_\_\_ of 2009 to amend Chapter 378 of Code of the Town of Chili entitled "Plumbing Licenses"; and

**WHEREAS**, modifications have been introduced since the April 1, 2009 public hearing; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Local Law # \_\_\_\_\_ of 2009 of the Town of Chili entitled a Local Law to amend Chapter 378 of the code of the Town of Chili Plumbing Licenses and establish criteria for Plumbing Licenses and Registration is hereby re-introduced as amended; and

**BE IT FURTHER RESOLVED**, that a Public Hearing is hereby scheduled for June 3, 2009 at 7:00 p.m. to consider the adoption of Local Law # \_\_\_\_\_ of 2009, as amended.

## UNANIMOUSLY APPROVED

## TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: What I would like to do, if I could, if this all works right, I would like to at least for the benefit of the public here this evening kind of point out exactly where this property is. And please, this is approximately, and I will use the word "approximately."

The shaded area there is what Wegmans currently owns and is looking to donate to the Town of Chili. And it is that highlighted yellow area there that is showing up pretty good. As you will notice to the -- to your left is the Memorial Park area. This kind of gives a little bit of a highlight as to what that -- what the Town of Chili has. It is not all Town of Chili property. There is some that is the Fire Department and the private homeowner there, but most of the Town facility -- just to give you a perspective where it lies in adjacent to Town property, to give you a picture what it looks like compared to the property that the Town proposes to buy on Beaver Road, we've highlighted that in red to show one that 7.03 acres as it turns out to be that is north of the tracks as well as the location right there on Beaver Road itself. So that just kind of gives a generalization as to where that property is.

COUNCILWOMAN IGNATOWSKI: That certainly solves the landlocked parcel?

SUPERVISOR DUNNING: Yes, it does.

COUNCILMAN SLATTERY: This isn't something that just occurred with Wegmans. This is dialogue that has been ongoing for a period of time?

SUPERVISOR DUNNING: Yes. I -- I have known Wegmans has had some interest in giving this land to the Town of Chili for some time, probably at least better than a year at this point. I believe it was February or March of last year when I first learned -- the -- the -- and when I learned of -- of the properties being available on Beaver Road, I wanted to, in fact, reach back out to Wegmans to kind of bring this to where we are today to understand that they wanted -- if they still wanted to make that donation, this would be the time to make that all work together.

But I also would like to make it perfectly clear that there is no plans in that, and I have not had any conversation with anybody on this Town Board nor has anybody that I'm aware of as far as what we're going to specifically do with this property at this point in time. It -- it is -- there are a lot of good possibilities with this property. We know there is challenges for parking. We know there is sometimes challenges for fields and things like that. So we have -- we have opportunities to perhaps address some of those challenges down the road.

Wegmans has been a great partner with the Town of Chili. And it is just phenomenal, and this donation, again, 12.637 acres that are in here, along with the -- once we get the land approved -- the purchase approved on Beaver Road, that is another seven acres. That is nearly 20 acres of property.

While Mrs. Borgus is actually correct there is some wetland issues over there, I don't see that as anything we can't overcome and get past with the proper engineering, depending on what it is we choose to do in the future with that property. That just gives you a basic overview with that property.

And -- did you have a question? I am excited about this opportunity because no decisions have been made relative to the future of what the property that the current highway facility sits on, what will happen with that property, and this provides extra options, so I'm very excited about this.

SUPERVISOR DUNNING: Not to completely backtrack on some of it, but there was an issue brought up about the money, where -- why we're taking money or doing different things with money. That is one of the things. We don't know what is going to happen with the old highway facility. There is no immediate plan to dismantle or demolish it or whatever we're going to do with it, and having those extra reserve funds at this point in time certainly seems more prudent than completely depleting that account and not having anything to lean on as far as a highway reserve.

So leaving a good \$400,000 plus in that account certainly seems to be very responsible in being able to distribute our expenses across different accounts, so we don't drain any one individual account. But I don't need to back pedal into a previous question.

COUNCILWOMAN IGNATOWSKI: Supervisor, you're well aware I had even asked you that question, why are we not using all of the reserve fund, and this was the explanation you gave at the time, so it was a thought I had, as well.

SUPERVISOR DUNNING: Again, not to completely harp on that. We don't have a enough. We have to take some money out of another fund anyway. So it is a difference of taking close to \$120,000, and taking 500,000, it is a big difference.

It seems more prudent just to balance it, to take it out of the highway reserve funds. Just for the benefit of those who -- this is the -- because there is reference to a map given by Costich Engineering. I want you well aware this is the Costich Engineering drawing that was submitted to the Town of Chili to identify the parcel, so you can further reference that if need be.

Any questions or comments?

COUNCILWOMAN DI FLORIO: Just one thing. I know I asked you -- I see the COMIDA up there. I asked you about the taxes that they were paying on the property. I know

Mrs. Borgus asked.

SUPERVISOR DUNNING: It is a COMIDA property, so there is no school tax being paid on that property, and it is challenging to try to separate this out, because one, you have Wegmans with approximately 146 acres of land that actually includes the -- where the Target is now, and trying and looking at the actual land value and the taxes, the best I can come up with, the closest -- I'm not a tax accountant, I'm not an expert at this. I can give you a very, very loose approximation. It looks like about \$2,600 a year in Town tax that the Town would lose for this particular piece of property.

Again, it is a rough calculation. It is close, but I don't know how close. Again, I'm not a tax expert.

COUNCIL WOMAN SPERR: Gives us an idea.

SUPERVISOR DUNNING: That is roughly what you're looking at there. Quite frankly, if you look at the value of the land, the land equates to about 54,000 an acre, and certainly 54, 55,000 somewhere in that vicinity, it is certainly a great value for the money.

COUNCIL WOMAN SPERR: Well, they are a -- very generous addition to Chili.

SUPERVISOR DUNNING: I know there is an amendment to -- I don't have that yet.

RICHARD STOWE: You might want to clarify --

SUPERVISOR DUNNING: The Chili Fire Department. This particular map that I had which was submitted with this paperwork, and Counsel has a different version as he has been working with Wegmans on this, there is identification of the Chili Fire Department property. You're looking at that tax map 148.00919.1. That actually is not where it lies there. That property is north of that, so that is not Chili Fire Department property. That is, in fact, and verified, our property that it is adjacent to. The corner -- the corner up there, the -- the southwest corner or northwest corner there is where the Chili Fire Department is -- it goes north and west from there.

COUNCILMAN SLATTERY: It is very important to mention. Because people would say you don't own it, the Fire Department does. But in reality, that is the Town of Chili's property not the Fire Department.

RICHARD STOWE: That has already been corrected.

COUNCILMAN SLATTERY: Unfortunately, it is there and now people would see it, so I am glad it was brought up.

COUNCIL WOMAN SPERR: Wegmans has been very generous in the past. Most of the people in the room tonight know that our current facility that we're right now was donated, built on property donated to us by Wegmans. They have been very generous to us in the past.

SUPERVISOR DUNNING: I would like to also emphasize all of the video equipment worked this evening, plugged in nicely and it worked out very well.

COUNCIL WOMAN IGNATOWSKI: I would really like to be able to express our appreciation to Wegmans. I don't know in what capacity that can happen.

COUNCIL WOMAN DI FLORIO: I think this just sets us up in terms of the future and not building and working and operating for today, but going out 20 years into the future and what our needs for the Town will be over time.

SUPERVISOR DUNNING: And I think that is also a good point, because right now we're also in a very unique situation looking at some of this -- this property that we're looking at and looking at acquiring, and with a Comprehensive Plan that is starting, it gives them -- it is still in its infancy, gives them an opportunity to look at these properties and identify what we could or couldn't do with them, and to be completely under our control is certainly an advantage.

It gives them an opportunity to look at that and take the feedback hopefully from the Ad Hoc Committee and some of the information you're seeing from there that might also benefit this project.

COUNCILMAN SLATTERY: Do you know the Ad Hoc Committee, the completion date? I know that was -- we would hear that -- I know last year was supposed to be the timetable wise when it was going to be completed.

And I know Dorothy (Borgus) is on Committee. If she wasn't on the Committee, I would know we would hear Dorothy (Borgus) standing up there saying, "When is that going to be completed?" But now she is on it, we don't hear that. So the community is not aware of that.

SUPERVISOR DUNNING: Actually -- and I don't know, Dorothy (Borgus), would you like to touch on that? I don't mind sharing that, but if you would like to share.

MS. BORGUS: Sure. We have tabulated all of the handwritten surveys, and put them on tally sheets. Everything is -- has been counted. Now we have to meet, I believe, this week -- or next Thursday actually, and I believe we are going to then put the tally sheets together for a major total, and then it's a case of giving that information to Chris (Levey) who will then add it to the information that he has already from the electronic surveys.

And the question, I guess, before the Committee at the moment is should we release the numbers before we have transcribed, if you will, the comments. The comments were numerous. We -- we were all kind of amazed at the number of comments that people wrote, and the -- the complete thoughts they put down. So we're kind of at a point where we're trying to decide in -- in -- to be fair and yet to be efficient and to get this done, how we're going to -- well, the degree of -- of detail that we're going to put into these comments and how we're going to get them transcribed. So those decisions will probably be made this next Thursday when we meet, but the numbers should be forthcoming very, very quickly.

COUNCIL WOMAN SPERR: Do they need any assistance from our part-time pool or temporary pool to help them transcribe? Are you looking for assistance in that way?

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COUNCILMAN SLATTERY: In a secretarial role?

MS. BORCUS: No.

COUNCILMAN SLATTERY: I would say let the Committee deal with it, and then if they have any questions or problems, let them bring it to the Town.

SUPERVISOR DUNNING: It is actually something we have discussed how the Town could help out in some other capacity, but it -- but it really is going to be a labor intensive type thing, and I don't think the Town resources at this point in time would be a great benefit to do it. It certainly would expedite the process, I would think, but I -- I don't know. It's large. There is a lot there.

MS. BORCUS: Probably 98 percent of the surveys had comments.

COUNCILWOMAN SPERR: Okay. Wow.

MS. BORCUS: It was overwhelming.

COUNCILWOMAN IGNATOWSKI: That is actually showing you residents are very passionate about it.

COUNCILWOMAN SPERR: It's good to hear.

I just have one question for you. In point number three, where it talks about authorizing the Supervisor to execute documents, it talks about the expenses associated with accepting the donation. Do we have any idea, Rich (Stowe), recording fees, title insurance, insurance premiums, title search costs, what we expect that to be, maybe a ballpark?

RICHARD STOWE: I don't have the final quotations on the title insurance policies and values associated with that, so.

COUNCILWOMAN SPERR: You can't even --

RICHARD STOWE: No.

COUNCILWOMAN SPERR: Just that I would ask.

RICHARD STOWE: I would be taking a stab at it I would be uncomfortable making at this moment. Not huge dollars.

COUNCILWOMAN SPERR: Thank you.

SUPERVISOR DUNNING: Standard for this type of --

RICHARD STOWE: Yes.

COUNCILWOMAN SPERR: Standard.

# RESOLUTION #205 RE: Acceptance of Donation of Land to the Town of Chili

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman DiFlorio**

**WHEREAS**, the Town of Chili has been offered, as a donation, a parcel of vacant land consisting of approximately 12.637 acres now owned by COMIDA/Wegmans Food Markets, Inc. (Part of tax account number 146.10-1-69.11), and

**WHEREAS**, the Town of Chili is interested in accepting the parcel to be donated since it abuts land currently owned by the Town (tax account number 146.13-1-18), and

**WHEREAS**, the acceptance of said donation requires Town Board approval,

# **NOW THEREFORE, BE IT RESOLVED, AS FOLLOWS:**

1) The Town Board hereby declares itself to be lead agency for SEQRA purposes and directs the Town Clerk to notify the required entities, and

2) The Town Board accepts the donation of approximately 12.637 acres of land From COMIDA/Wegmans Food Markets, Inc. (Part of tax account number 146.10-1-6911) as shown on a map prepared by Costich Engineers dated April, 2009, contingent upon review and approval of all paperwork and title by the Attorney for the Town, any required COMIDA and corporate approvals by the donor, any required subdivision approvals and any SEQRA and environmental approvals, and

3) The Supervisor be authorized to execute any necessary documents to Effectuate the donation and be authorized to pay the expenses associated with accepting said donation, including but not limited to, recording fees, title insurance premiums, title search costs and related items.

UNANIMOUSLY APPROVED

# RESOLUTION #206 RE: May 6, 2009 Abstract

**OFFERED BY: Councilman Slattery      SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** to pay vouchers 1942-2093 totaling \$84,227.48 to be paid from the Distribution Account as presented to the Town Board by Richard Brongo, Town Clerk:



General Fund	\$68,083.74
Highway Fund	\$15,632.64
Consolidated Drain	\$ 511.10
<b>TOTAL</b>	<b>\$84,227.48</b>

UNANIMOUSLY APPROVED

**RESOLUTION #207 RE: May 6, 2009 Abstract**

**OFFERED BY: Councilwoman Ignatowski      SECONDED BY: Councilman Slattery**

**BE IT RESOLVED** to pay vouchers 2094-2095 totaling \$1,105.50 to be paid from the General Fund as presented to the Town Board by Richard Brongo, Town Clerk.

APPROVED BY A VOTE OF 4 YES WITH 1 ABSTENTION (Councilwoman Sperr)

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: For those who may not have this, we had some interviews this evening, and we did make a selection for one of the committees. Resolution 208, I believe, the hand-outs are there for you, but I apologize again for this late one. It's great. The resolution is Number 208.

**RESOLUTION #208 RE: TRAFFIC & SAFETY COMMITTEE**

**OFFERED BY: Councilwoman Sperr      SECONDED BY: Councilwoman DiFlorio**

**BE IT RESOLVED** that Christopher LaPorta be appointed to the Traffic & Safety Committee and shall serve the term for Fred Trott, term to expire on 12/31/2011 and shall be paid \$25 per meeting attended for the calendar year 2009. Expenses to be paid by voucher as incurred.

UNANIMOUSLY APPROVED

SUPERVISOR DUNNING: At this time, I would like to introduce the newest member of our Traffic and Safety Committee, Christopher LaPorta.  
CHRISTOPHER LA PORTA: Thank you.

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on May 6, 2009 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:10 p.m. to discuss Extension of the Chili Consolidated Drainage District to serve the 4353 Buffalo Road, North Chili, New York 14514 tax map number 131.16-4-20, more particularly described in Schedule A (Property Description) on file in the Town Clerk's Office.

Attendance as previously noted in the 5/6/09 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:11 p.m.

The next meeting of the Chili Town Board is scheduled for Wednesday, May 20, 2009 at 7:00 p.m. at the Chili Town Hall main meeting room.

The meeting ended at 8:05 p.m.