

Chili Town Board Meeting
August 15, 2018
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.**

1. Rezoning of 30 Airline Drive from LI (Limited Industrial) to LI with ATATOD (Airport Development Area Transportation Overlay District).

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* –

New Matters:

1. Budget Workshops held on August 29, 2018 & August 30, 2018 both at 5pm.
2. 9/11 Memorial Ceremony, Chili Fire Dept., Co. 1 on 9/11/2018 at 6:00 pm.

Pending Matters:

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 7/11/2018

Reports Submitted –

- Advanced Payment of Claims – July 2018
- Building Department Report – July 2018
- Conservation Board Minutes – 7/2/2018
- Dog Control Report – July 2018
- Drainage Committee Minutes – 5/1/2018
- Library Board Minutes – 6/26/2018
- Monthly Financial Statement – June 2018, July 2018
- Parks & Recreation Minutes – 6/19/2018
- Planning Board Minutes – 6/12/2018, 7/10/2018
- Recreation Center Report – June 2018
- Senior Center Report – July 2018
- Town Clerk Report – July 2018
- Traffic & Safety Committee Minutes – 6/7/2018
- Zoning Board Minutes – 5/15/2018, 6/28/2018

J. Correspondence –

1. Virginia Ignatowski, Town Clerk has received notification from Rona Pearce, Historic Preservation Board that she is resigning effective July 31, 2018.
3. Virginia Ignatowski, Town Clerk has received notification from Robert Mulcahy, Traffic & Safety Committee and the Board of Assessment Review that he is resigning effective July 12, 2018.
4. Virginia Ignatowski, Town Clerk has received notification from Judith Schreck, Historic Preservation Board that she is resigning effective August 1, 2018.
5. Virginia Ignatowski, Town Clerk has received notification from Jay Holford, Highway Department that he is resigning effective August 6, 2018.

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K. Pending Business

L. Old Business

M. New Business

RESOLUTION #195 RE: Amending 2018 Budget for E-ZPass Tags.

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

WHEREAS, on July 11, 2018, resolution 179 was passed by the Town Board authorizing the Town Clerk to enter into an agreement with the New York State Thruway Authority to sell E-ZPass Tags; and

NOW, THEREFORE, BE IT RESOLVED, to amend the 2018 revenue budget A1255 (Town Clerk Fees) by an increase of \$525.00; and amend the 2018 expense budget A1410.4 (Town Clerk Office/Specialty Supplies) by an increase of \$525.00.

RESOLUTION #196 RE: Use of the Senior Center Trust and Agency Account

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

WHEREAS, the Senior Center Trust and Agency Account was established in the year 2000 to hold proceeds from fundraising activities to benefit the Chili Senior Center; and

WHEREAS, Mary Anne Sears, Director of Programs for the Aging, and the Voices and Visions Committee, a volunteer group of senior citizens, wish to use funds from said account for the following music events: Ernie Capone 10/23/18, \$100.00, Daniel Henry 10/27/18, \$185.00, Tin Pan Alley 10/30/18, \$150.00, Standard Time 11/9/18, \$100.00, American Jukebox 12/2/18, \$550.00, Josie Waverly 12/15/18, \$1000.00, Roxanne Ziegler 12/18/18, \$150.00. Total Cost will not exceed \$2235.00.

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RESOLUTION #197 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 August 13, 2018:

Kyle Da Via & Tyler Tornstrom

RESOLUTION #198 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 August 13, 2018:

Kyle Kelly, Amanda Weber Pilcher, William Pilcher, Jonathan VanOrden

RESOLUTION #199 RE: Imaging Clerk and Vendor for Document Conversion Project

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

WHEREAS, June 13, 2018, Resolution #158 accepted the LGRMIF grant from the New York State Archives to implement a document conversion and access project; and

WHEREAS, a New York State Industries for the Disabled, Inc. (NYSID) preferred source vendor, Instream LLC, DBA Biel's Information Technology Systems, was chosen to perform the conversion process; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with NYS Industries for the Disabled (NYSID), subject to Town Attorney approval, to convert records, in an amount not to exceed \$17,875, to be paid from A1460.4 (Records Management – Projects); and

BE IT FURTHER RESOLVED, that Brenda Peterson be appointed Temporary Imaging Clerk (Clerk IV – Seasonal) for the purposes of performing work associated with the conversion effort, and shall be paid at the rate of \$15.00 per hour, effective August 16, 2018, expenses to be paid by voucher as incurred from A1460.1 (Records Management-Personnel).

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RESOLUTION #200 RE: SEQR Status for Adoption of Local Law # _____ of 2018 amending Chapter 465 – Vehicles and Traffic of the Code of the Town of Chili

OFFERED BY: _____ SECONDED BY: _____

WHEREAS, that the Town Board classifies the adoption of proposed Local Law # _____ of 2018 to be a Type II action under the provisions of Section 617.5 of the State Environmental Quality Review Act (SEQRA) and the regulations promulgated thereunder; and

NOW, THEREFORE, BE IT RESOLVED, that the Board in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

RESOLUTION #201 RE: Adoption of Local Law # _____ of 2018 Amending Chapter 465 – Vehicles and Traffic of the Code of the Town of Chili

OFFERED BY: _____ SECONDED BY: _____

WHEREAS, a proposed Local Law # _____ of the year 2018 amending the Code of the Town of Chili, “Chapter 465 – Vehicles and Traffic” was introduced to the Town Board of the Town of Chili on the 13th day of June, 2018; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 11th day of July, 2018 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law # _____ of the year 2018 amending the Code of the Town of Chili, “Chapter 465 – Vehicles and Traffic” and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

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

NOW, THEREFORE, RESOLVED, that Local Law # _____ of 2018 is hereby enacted by the Town Board of the Town of Chili.

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RESOLUTION #202 RE: Intermunicipal Agreement

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

WHEREAS, the Town of Chili and Churchville-Chili Central School District have entered into Agreements in the past allowing for Town equipment and personnel to provide salting of roads, parking lots and paved areas at the District's Chestnut Ridge Elementary School in the Town of Chili with said services to be billed to and paid by the District; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to execute an Intermunicipal Agreement with the Churchville-Chili Central School District from 7/1/2018 – 6/30/2021 for said services subject to review and approval of said Agreement by the Counsel for the Town.

RESOLUTION #203 RE: 2018 Budget Amendments

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

BE IT RESOLVED, to transfer \$2,500 from A1990.4 (Contingency) to A1310.4 (Director of Finance – Annual Software Expense).

RESOLUTION #204 RE: Construction Management Services for New Community Center Complex

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

WHEREAS, it is necessary to procure the services of a qualified Construction Manager to provide specialized construction management services for the development of the new Community Center Complex; and

WHEREAS, a Scope of Services has been developed and reviewed by the Project Selection Team and the Supervisor; and

WHEREAS, requests for proposals sent to, and proposals received as follows:

- DiMarco Construction (Did not submit)
- Christa Construction \$729,625
- Lu Engineers \$1,287,000

NOW, THEREFORE, BE IT RESOLVED, to authorize the Supervisor to execute an agreement with Christa Construction to provide Construction Management services for the development of the new Community Center Complex facility for a cost not to exceed \$729,625 to be paid from account (H7180.200.0061) Special Recreation Facility-Community Center.

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RESOLUTION #205 RE: Authorizing the Town of Chili to enter into an agreement with the T Tech, LLC for on-line e-check acceptance

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

WHEREAS, the Town of Chili Clerk/ Receiver of Taxes wishes to offer an e-check option for on-line payments through the Town of Chili's website; and

WHEREAS, the Clerk's office currently uses VPS for credit card payments as its third party processor, and VPS utilizes T Tech Transaction Technologies for e-checks; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili hereby authorizes Supervisor Dunning to enter in an agreement with T Tech Transaction Technologies to offer this service through VPS, pending review of counsel.

RESOLUTION #206 RE: Proposed Sale of Property

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

WHEREAS, the Town of Chili owns approximately .3 acres of vacant residential land located at 2653 Chili Ave.; and

WHEREAS, the owners of the adjoining property wish to purchase said property and as such have made a purchase offer of \$2,000; and

WHEREAS, said property serves no public purpose, nor situated as such to ever serve any public purpose and Town wishes to relieve itself of the maintenance of this property; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning and the Commissioner of Public Works/ Superintendent of Highways, David Lindsay be authorized to execute the necessary actions for the transfer of 2653 Chili Ave. subject to the review of the Town attorney.

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RESOLUTION #207 RE: July 18, 2018 Abstract

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

WHEREAS, January 3, 2018 Resolution #1 authorized vouchers to be paid July 18, 2018, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 28106, 28420, 28422, 28527, 28531-28533, 28538-28544, 28547-28574, 28576-28627, 28631, 28633-28640, 28643-28644, 28646-28650, 28652-28671 totaling \$302,713.49 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 28106, 28420, 28422, 28527, 28531-28533, 28538-28544, 28547-28574, 28576-28627, 28631, 28633-28640, 28643-28644, 28646-28650, 28652-28671 were paid from the following funds:

General Fund	\$ 66,387.77
Highway Fund	235,331.48
Library Fund	103.40
Consolidated Drainage District	890.84
Total Abstract	<u>\$ 302,713.49</u>

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RESOLUTION #208 RE: August 1, 2018 Abstract

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

WHEREAS, January 3, 2018 Resolution #1 authorized vouchers to be paid August 1, 2018, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 28107-28108, 28575, 2864-28677, 28681, 28683, 28688-28689, 28691, 28693, 28699-28702, 28706-28754, 28758-28776, 28779-28781, 28783-28823, 28825-28853 totaling \$189,328.32 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 28107-28108, 28575, 2864-28677, 28681, 28683, 28688-28689, 28691, 28693, 28699-28702, 28706-28754, 28758-28776, 28779-28781, 28783-28823, 28825-28853 were paid from the following funds:

General Fund	\$	79,750.85
Admin Facility Reserve		27,061.89
Highway Fund		47,901.72
Library Fund		2,114.89
H56 Annual Assessment Project		1,250.00
Consolidated Drainage District		17,825.77
Street Lighting Districts		13,423.20
Total Abstract	\$	<u>189,328.32</u>

RESOLUTION #209 RE: August 15, 2018 Abstract

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

BE IT RESOLVED, to pay vouchers 28109, 28692, 28694, 28824, 28856-28859, 28863-28883, 28886, 28888-28890, 28896-28925, 28927-28966 totaling \$79,021.34 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	74,119.50
General Fleet Reserve		13,646.75
Admin Facility Reserve		3,788.00
Highway Fund		74,318.58
Library Fund		146.55
Drainage District		1,632.41
Private Purpose Trust		500.00
Total Abstract	\$	<u>168,151.79</u>

The next meeting of the Chili Town Board will be Wednesday, September 12, 2018 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.