

CHILI TOWN BOARD
June 12, 2019

A regular meeting of the Chili Town Board was held on June 12, 2019 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: Councilman DeCory; Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning. Councilman Brown was excused.

ALSO PRESENT: Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Virginia Ignatowski, Town Clerk; Daniel Knapp, Director of Finance; David Lindsay, Commissioner of Public Works/Highway Superintendent; Councilman Slattery, Deputy Town Supervisor; Richard Stowe, Counsel for the Town; Eric Vail; Insurance Counselor.

The invocation was given by Virginia Ignatowski.

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

Affidavit of Publication

STATE OF NEW YORK }
COUNTY OF ONTARIO } SS

LEGAL NOTICE
PUBLIC HEARING
TOWN OF CHILI

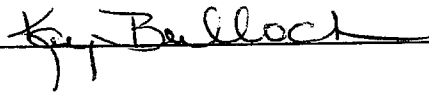
Kay Bullock, being duly sworn, says:

That she is Principal Clerk of the The Post - zone 1, a weekly newspaper of general circulation, printed and published in Canandaigua, Ontario County, New York; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

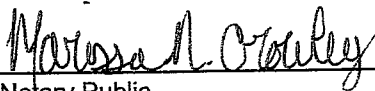
May 30, 2019

The Chili Town Board will conduct a Public Hearing on June 12, 2019 at 7:00 p.m. to consider the rezoning of 1891 Scottsville Road from AC (Agricultural Conservation) & FPO (Flood Plain Overlay) to LI (Limited Industrial) & FPO (Flood Plain Overlay). The meeting will be held at the Chili Town Hall, 3333 Chili Avenue, Rochester, NY 14624. Anyone wishing to speak for or against this proposed incentive zoning may do so at this time. Please contact the Chili Town Hall by June 7, 2019 if you require special accommodations for the meeting.
Virginia L. Ignatowski, Town Clerk
Chili, N.Y.
My 30
72497

That said newspaper was regularly issued and circulated on those dates.
SIGNED:

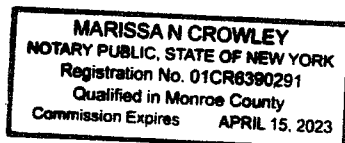


Subscribed to and sworn to me this 30th day of May 2019.



, Notary Public
Ontario County, New York

null



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TOWN CLERK
TOWN OF CHILI *LE*
3333 CHILI AVENUE
ROCHESTER, NY 14624

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on June 12, 2019 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss rezoning of 1891 Scottsville Road from AC (Agricultural Conservation) and FPO (Flood Plain Overlay) to LI (Limited Industrial) and FPO (Flood Plain Overlay).

Attendance as previously noted in the 6/12/19 Chili Town Board meeting minutes.

SUPERVISOR DUNNING: Before we -- before I open up this Public Hearing, I would just like to offer some information about what this Public Hearing is about. This is not about a specific development. This is about a rezoning only. Specific developments, building, traffic, lighting, noise, what a building may look like, how big it is, how small it is, how it comes in and out of a driveway, those are issues for the Planning Board should an application go to the Planning Board.

This Town Board will look at the rezoning and the rezoning only. We make a decision on rezoning applications, I should say, based on the most intense use of the property as compared to the current zoning and does it fit within the area in which the applicant is asking for their property to be rezoned. We don't look at the specifics of a -- of a project.

I know you have all seen a project. I know the project -- there was a public meeting last week that talked about the project and in all due respect to the applicant, we don't care -- this Board does not care and does not take into consideration that specific project. It has nothing to do with us. This only has to do with changing the zone from AC to LI.

So if -- I will say, and everybody is certainly welcome to get up and speak about the rezone. Anything to do with specifics of the site is not something that this Board is going to consider. So it is specifically the rezoning.

So with that, I will open up the Public Hearing and ask that anyone that would like to speak at the Public Hearing please step up to the podium, state your name and address for the record and you will be heard.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

TED JUROE, 38 Great Meadow Circle

MR. JUROE: Thank you. Mr. Supervisor, members of the Town Board, I'm Ted Juroe. My wife and I live at 38 Great Meadow Circle. We have been residents of the Genesee Riverview Homeowners since its construction in 1992.

The Petitioner, of course, Mr. Turner requests rezoning from existing Agricultural Conservation to Limited Industrial. Not only is this use inconsistent with the surrounding land, out of character with the neighbors, the proposed use of a Special Use Permit is also distorted and inconsistent with the mechanism provided by the law.

The whole issue, as this Town Board is aware, is does this fit with the surrounding land? Is it in harmony with an abutting land?

Let me go to the north. North of this is -- lies the Genesee Valley Regional Food Distribution Center. Offices at 900 Jefferson Road. It was incorporated under Public Authorities Law Section 878. What is the purpose of this food distribution center? Its headquarters is at 900 Jefferson Road. Here is what the Public Authorities Law says. "In fulfilling the Authority's mission, the Genesee Valley Regional Market District shall work cooperatively in consultation with the Department of Agriculture & Markets to ensure the proper development of agriculture and regional market facilities."

Right next to this industrial use that is proposed by Mr. Turner we have a public authority dedicated to farmers.

To the north of this is residential. You're all aware of this. There was a pizza parlor half a mile down the road, Dribbles Bar. It's all residential.

To the west of this lies -- gentlemen, can you tell me what is -- what is to the west of this property?

SUPERVISOR DUNNING: You're speaking to the Board at this point. You're not speaking to the audience or applicant.

MR. JUROE: Okay. I was going to ask the experts. To the west of this property is the Genesee Valley Greenway Trail, a New York State parklands. It's a mile -- it's an open space corridor under the jurisdiction and owned by the -- New York State. The Genesee Valley Greenway. Hardly harmonious with the proposed use, industrial use.

Beyond the Greenway, going west, is a mile to two miles of heavy woods, woodland. All of the way to Ballantyne Road. WHAM has an aerial about two miles to the west. And west of that, almost up to the Scottsville Chili Road is agriculture, open space farmland, no industry. Oh, and the Chili Country Club is on the Scottsville Chili Road.

To the south of our Genesee Riverview Homeowners' Association is the Crestwood Children's Center. It's a school campus setting for handicapped children.

South of that, as this Board is aware, is horse farms for miles. Agriculture for miles. Residences.

To the east is the Genesee River. Across the river, the east bank is residences and the RIT campus.

Also, I'd like to address Mr. Supervisor. I can save this for later. I do have some technical issues with regards to wetlands and also the flood plain. I can address these later when these gentlemen make their -- right now you want the land use, but I do want to talk about --

SUPERVISOR DUNNING: That -- the wetlands and any -- anything to do with the flood plain overlay has absolutely nothing to do with the rezoning application.

MR. JUROE: I understand that it is the Planning Board.

SUPERVISOR DUNNING: We won't be discussing that here.

MR. JUROE: Will there be a Public Hearing?

SUPERVISOR DUNNING: If the applicant makes to it the Planning Board, if this application goes as far as the Planning Board, those type of things will be discussed at the Planning Board.

MR. JUROE: I will comply. I don't want to go on and on. There are issues about the flood plain. Joseph Lu, who I knew personally -- there is a letter from Joseph Lu talking about a problem with federal wetlands.

And also I want to discuss more parking places that are reserved on a map on file.

SUPERVISOR DUNNING: Those have absolutely nothing to do with this application.

MR. JUROE: That's fine, Mr. Supervisor. We will do as we are stated.

I would just talk a little bit about spot zoning. That's what is involved here, Mr. Supervisor, Town Board. Spot zoning is illegal. It's been overturned by the courts and Syracuse Law Review Volume 62 says spot zoning is a processing of singling out a parcel of land totally different from that of the surrounding area. The famous Rotterdam Ventures case, rezoning must be consistent with a comprehensive land use plan to see whether it's compatible with surrounding uses. We must examine the likelihood of harm to the surrounding property.

Therefore, I will -- members of the Town Board, and Mr. Supervisor, the Petitioner, Mr. Turner regarding the development of this site, is completely illegal. What is Mr. Turner's plans? He plans to reverse the order. We hear a lot about a Special Use Permit.

Well, Mr. Turner wants to get this rezoning in and get like the tail wagging the dog and say, "Oh, we'll throw a bone to Riverview homeowners and have a very, very strict Special Use Permit."

Let me tell the Town Board, this is completely opposite. First the rezoning -- the zoning has to be proper and then we can talk about a Special Use Permit.

And I think that it is very apparent that is what they're trying to do here. They're reversing the order and they say, "Oh, we'll fine-tune this with a Special Use Permit," which should not be approached by the honorable Town Board until the rezoning is proper.

So I ask the Town Board to reject this improper use of the rezoning and to dismiss it. I will later discuss the technicalities when -- the Planning Board will have a meeting, right?

SUPERVISOR DUNNING: Providing this application moves forward. We can't tell you at this point -- we will not be voting on the rezoning tonight.

MR. JUROE: Was going to stay late. Okay. So you will let me go home.

SUPERVISOR DUNNING: We won't be voting on it this evening.

MR. JUROE: Thank you. Appreciate it.

SUPERVISOR DUNNING: If I may rebut one of your comments. This is not spot zoning. Counsel may want to help jump in here, but the adjoining property right next door is zoned Limited Industrial which would make -- this property would abut that property. This is not spot zoning.

MR. JUROE: You're talking to the north?

SUPERVISOR DUNNING: To the north.

MR. JUROE: Well, Mr. Dunning, it's zoned improperly. The use -- what this Board is concerned with is use and the use of the land. The use of that land is agriculture. Whether it's

zoned Industrial was years before. So we can't use the idea, "Oh, it's zoned Industrial; therefore, it gives us impetus to rezone the land in question."

Mr. Dunning, it's agricultural. It's to spread agricultural products. It's -- it's a public authority. I will read the law again. You heard me. And so you're saying when it's industrial -- well, we can't be responsible for a mistake that has been made in the past. That's all I'm saying.

SUPERVISOR DUNNING: All I'm saying is the abutting property -- the statement was made this is spot zoning and this application -- would be illegal for us to take action on this application, which I believe is inaccurate because there is abutting property that is already zoned Limited Industrial.

MR. JUROE: Yeah.

SUPERVISOR DUNNING: So, therefore, this does not create an area of spot zoning.

Mr. Stowe, any --

MR. JUROE: Rich (Stowe), what do you think?

RICHARD STOWE: It's zoned the way it is zoned. How it is used, even though it is zoned in Limited Industrial, those are two different -- one is factual, actual use and the other is how has the property has been zoned and is zoned today.

MR. JUROE: Appreciate what you're saying, Supervisor. It is zoned, but I'm saying the essence, the real essence is what is the use? Does it harmonize -- the expected and the proposed rezoning -- harmonize with the use of the surrounding land?

And I'm saying, well, we shouldn't ignore an error that was made many years ago and look at the use. That's all I'm saying. I know what you're talking about.

SUPERVISOR DUNNING: Thank you.

MR. JUROE: Thank you, sir.

RON DUSING

MR. DUSING: David (Dunning), Supervisor, my name is Ron Dusing and I'm the Vice President of the Homeowners' Association of the Genesee Riverview, also Chairman of the Architectural Committee and I just want to tell you -- I don't know whether you know it or not, but we had a petition going around and we had 120 people sign this petition and we did not want the rezoning. And it -- it stated in that petition why we didn't want it.

We have 20 people here tonight that are close people to the adjoining property. They don't want it either. That's about all I got to say.

SUPERVISOR DUNNING: Okay. Thank you very much.
I will close the Public Hearing and we'll move on to the rest of our agenda.

The Public Hearing was closed at 7:16 p.m.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. No speakers addressed the Town Board. The Public Forum concluded at 7:17 p.m.

MATTER OF THE SUPERVISOR:

SUPERVISOR DUNNING: We did have our groundbreaking ceremony this morning for the new Community Center. It was very well attended. Great event. Thank you for your attendance and being there. It was a great opportunity and great facility. There was a lot of fun and went off very well.
So thank you.

New Matters:

1. Chil E-Fest 7/4/2019.

SUPERVISOR DUNNING: Also, we do have Chil-E Fest coming up on July 4th, of course, as we have done in the past. That event is an all-day event with vendors, car show, fireworks, music, all kind of good stuff happening there.

COUNCILWOMAN SPERR: Parade.

SUPERVISOR DUNNING: Parade. 5 o'clock is the parade. 5 o'clock is the parade. 5 o'clock. And -- camera, 5 o'clock. For those people who do watch us, it is 5 o'clock. We have had some issues with time lately and the parades and understanding -- yes, other than yourself.

COUNCILMAN SLATTERY: What time was the parade?

SUPERVISOR DUNNING: 5 o'clock. (Laughter.)

MATTERS OF THE TOWN COUNCIL:

COUNCILMAN SLATTERY: Supervisor, if I could, just in regards to the groundbreaking today, to echo your comments, it was one, very exciting to see us move forward with that. I know there was a couple of the media outlets that were there and they put some very positive feedback on the news and just informed the residents what is taking place, which was very good.

And just the commitment and dedication to all involved, yourself included and it is just -- I think it's going to be about a fabulous facility and people were amazed. They didn't quite

understand the size of it, and I think once it gets built, you start seeing some of the foundation going in and the walls, they will have a better understanding of the facility and how it can be utilized by the whole community, not just certain age groups.

SUPERVISOR DUNNING: I couldn't fully appreciate the size of it until I saw the stakes and how far apart the stakes were. It is unbelievable. It's going to be great.

COUNCILMAN SLATTERY: It is good to see positive things getting out there to the public instead of just the negative we see and hear all of the time.

SUPERVISOR DUNNING: Thank you. Anyone else?

I did forget to mention, so I will back up just a little bit, tomorrow evening at 7 o'clock in this room, we do have a Crime Prevention Workshop that -- we are hosting it, but it will be put on by the Monroe County Sheriff's Crime Prevention Bureau.

This is something I tried to put together -- I did put together a couple months ago. There was some transition between the Sheriff who retired, who used to do that, with the new Sheriff Deputy coming in who is now taking over that spot in the Crime Prevention Bureau, so it was -- he was happy to accommodate us and come in.

We'll be talking a little bit about what we can do as residents when we're out and about, when we're in our homes and what we can do to help prevent some of the crimes that we have been seeing. Most of it is some minor stuff, some car break-ins and purses left on the front seat of the car and somebody snatches it --

COUNCILWOMAN SPERR: I think it came up also when -- the plaza had a few incidents over there.

SUPERVISOR DUNNING: Thought it prudent to bring in the Sheriff and let them help us and teach us. If you're interested that, please be here. There seems to be a lot of interest in that so far, but that is at 7 p.m. in this room tomorrow night.

So we'll move on.

The 5/15/2019 Chili Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Advanced Payment of Claims – May 2019
Architectural Advisory Committee Minutes – 5/14/2019
Building Department Report – May 2019
Chili Parks & Recreation Minutes – 4/16/2019
Conservation Board Minutes – 5/6/2019
Dog Control Reports – May 2019
Drainage Committee Minutes – 4/2/2019
Library Board Minutes – 4/23/2019
Monthly Financial Statement – May 2019
Planning Board Minutes – 5/14/2019
Recreation Center Report – May 2019
Senior Center Report – May 2019
Town Clerk Report – May 2019

CORRESPONDENCE:

1. The Town of Chili has received notification from Kathy Reed, Building Department that she is resigning effective June 28, 2019.

SUPERVISOR DUNNING: That's not a full resignation. That's a retirement. I know she handed in a resignation, but she is retiring. 39 years with the Town of Chili.

COUNCILWOMAN SPERR: Amazing.

SUPERVISOR DUNNING: It's amazing. She is about due and she is younger than I am.

COUNCILWOMAN SPERR: Imagine that.

RICHARD STOWE: Hmm.

SUPERVISOR DUNNING: Counsel, something to add?

RICHARD STOWE: Just clearing my throat.

SUPERVISOR DUNNING: Just checking. Giving you the opportunity. Want to make sure. (Laughter.)

RESOLUTION #179 RE: Genesee County Water

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, on February 8, 2019, Genesee County purchased an approximately 5.00 acre parcel of land located at 60 Golden Road in the Town of Chili and County of Monroe; and

WHEREAS, this Parcel was purchased by Genesee County to install a water pumping station and related appurtenances as part of a project to provide additional water capacity for the County-wide water system in the amount of approximately 2.4 million gallons per day to be supplied by the Monroe County Water Authority; and

WHEREAS, the County has requested that the Town wholly exempt the above-named Parcel from all taxes, levies and special assessments; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning be authorized to sign the necessary agreements.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #180 RE: Set Public Hearing for Historic Landmark Status

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

BE IT RESOLVED that a Public Hearing be scheduled for July 17, 2019 at 7:00 p.m. in the Town of Chili, Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider Historic Landmark Status for 745 Ballantyne Road, Scottsville, NY 14546, tax account #159.04-1-10; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish notice in the Gates-Chili Post.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #181 RE: 2019 Summer Recreation Staff

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that per recommendation of Michael Curley, Parks and Recreation Director, the following people be hired for summer employment.

Site Leader (\$12.50/hour)
Glenn Pittman (Teen Camp)

Lead Counselor (\$11.70/hour)
Yezenia Rodriguez

Seasonal Tennis Instructor (\$13.00/hour)
William Davis

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #182 RE: Transfer to Community Center and Infrastructure Project

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

WHEREAS, the Town of Chili is in the process of building a new community center as well as making site and infrastructure improvements to Memorial Park; and

WHEREAS, as of December 31, 2018, the Town had \$3,750,000.00 in the General Fund Assigned Unappropriated Fund Balance for use towards the community center project and site and infrastructure improvements to Memorial Park; and

NOW, THEREFORE, BE IT RESOLVED, to amend expense budget A9950.9 (Transfer to Capital Projects) by an increase of \$3,750,000.00; and

BE IT FURTHER RESOLVED, to transfer \$3,750,000.00 from the General Fund Assigned Unappropriated Fund Balance to the Community Center capital project (H60).

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #183 RE: Transfer to Equipment Reserves

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

WHEREAS, an auction of equipment was held in May 2019, and the Town received proceeds of \$41,409.00 for the sale of that equipment; and

WHEREAS, a direct sale of equipment was made in April 2019, and the Town received proceeds of \$39,500.00 for the sale of that equipment; and

WHEREAS, it has been advantageous to transfer the sale proceeds to equipment reserves for future use; and

NOW, THEREFORE, BE IT RESOLVED, to amend revenue budget DA2665 (Sales of Equipment) by an increase of \$80,909.00, and amend expense budget DA9901.9 (Interfund Transfers) by an increase of \$80,909.00; and

BE IT FURTHER RESOLVED, to transfer \$80,909.00 to the Highway Equipment Reserve.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #184 RE: In Memory of Ronald P. Fodge

OFFERED BY: Supervisor Dunning **SECONDED BY:** Councilman DeCory
Councilman Slattery
Councilwoman Sperr

WHEREAS, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Fodge & Freitas families during the passing of Ronald P. Fodge, who on May 25, 2019 passed away; and

WHEREAS, Ronald P. Fodge served as a Groundsman from 1/1/1973 – 12/31/1982, Seasonal Recreation Director for the year 1979, and Director of Parks & Recreation from 9/7/1983 – 12/31/1999; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili hereby sets aside this special page of their minutes from this Town Board Meeting in his honor and takes a moment of silence in Ronald P. Fodge's memory. The Town Clerk is hereby directed to send a copy of this resolution to the Fodge & Freitas families.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #185 RE: Chili Fire Department Remove from Active List

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

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

Julian Farinacci 5/13/2019, Joseph Hendron 6/4/2019, Abby Sauer 5/9/2019,
Tom Stefanovic 5/22/2019

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #186 RE: Removal and Disposal of Unused Product and Sludge from Out of Service Fuel Tanks

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

WHEREAS, the fuel pumps, tanks and all associated equipment located at 3235 Chili Avenue are out of service and of no use to the Town; and

WHEREAS, prior to the removal and disposal of the tanks, fuel pumps and all associated equipment by Bayside Paving Contractors it is required by New York State Department of Environmental Conservation (NYSDEC) regulations that any sludge and unused product be removed and disposed of and that the fuel tanks be properly cleaned; and

WHEREAS, three (3) quotes were received for the cleaning of the tanks and the removal and disposal of any sludge and unused product as follows:

<u>Company</u>	<u>Quote</u>
Sun Environmental Corp	\$9,170.40
PrimeTime Services	\$9,967.00
NRC	\$10,646.00

WHEREAS, the Commissioner of Public Works/Superintendent of Highways has reviewed the submitted quotes and has made a determination that the proposal Sun Environmental Corp 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, to authorize the Commissioner of Public Works, to accept the quote for the work from Sun Environmental for a cost to not exceed \$10,000.00 to be paid from H7180.2000.0060 (Community Center Project).

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #187 RE: Amendment to State Snow and Ice Agreement

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

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

WHEREAS, due to the severity of the winter during 2018/2019, the total cost to perform this service is estimated at \$351,243.65; and

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 2018/2019 season to a total amount of \$351,243.65.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye

Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #188 RE: Award Bid – Contract “D”, General Trades for Community Center Complex

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, bids for the completion of Contract “D”, General Trades for the new Community Center Complex were received by the Town Clerk on May 21, 2019 as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Manning, Squires, Henning	\$11,861,000.00
Holdsworth Klimowski	\$11,872,500.00
Building Innovation Group	\$11,965,166.00
LeChase Construction	\$12,166,000.00
DiPasquale Construction Inc.	\$12,327,500.00
Javen Construction	\$12,717,000.00

The Construction Manager, Christa Construction has reviewed the bids and the qualifications of the low bidder, and has found no reason to not accept the low bid; and

NOW, THEREFORE, BE IT RESOLVED, that per the recommendation of David Dunning, Supervisor, to award the bid for Contract “D” – general trades, to Manning, Squires, Henning and sign the necessary contracts, subject to attorney review, at a cost not to exceed \$11,861,000.00 to be paid from H7180.2000.0060 Community Center Project.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #189 RE: Award Bid – Contract “E”, HVAC for Community Center Complex

OFFERED BY: Councilman Slattery SECONDED BY: Councilwoman Sperr

WHEREAS, bids for the completion of Contract “E”, HVAC for the new Community Center Complex were received by the Town Clerk on May 21, 2019 as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Pipitone Enterprises	\$1,774,800.00
T Bell Construction	\$1,789,600.00
Crosby-Brownie	\$1,840,800.00
Nairy Mechanical	\$1,842,700.00
P&J	\$1,874,000.00
Landry Mechanical	\$1,948,000.00
Danforth	\$1,953,000.00
Cogenic Mechanical	\$1,978,000.00
Lloyd Mechanical	\$2,098,000.00

The Construction Manager, Christa Construction has reviewed the bids and the qualifications of the low bidder, and has found no reason to not accept the low bid; and

NOW, THEREFORE, BE IT RESOLVED, that per the recommendation of David Dunning, Supervisor, to award the bid for Contract “E” – HVAC, to Pipitone Enterprises at a cost not to exceed \$1,774,800.00 to be paid from H7180.2000.0060 Community Center Project.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #190 RE: Award Bid – Contract “F”, Electrical for Community Center Complex

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, bids for the completion of Contract "F", Electrical for the new Community Center Complex were received by the Town Clerk on May 21, 2019 as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Kaplan Schmidt Electric	\$3,002,000.00
Schuler Haas Electric Corp.	\$3,335,200.00
Hewett Young Electric	\$3,504,000.00
Billitier Electric	\$3,548,000.00
Concord Electric	\$3,633,000.00

The Construction Manager, Christa Construction has reviewed the bids and the qualifications of the low bidder, and has found no reason to not accept the low bid; and

NOW, THEREFORE, BE IT RESOLVED, that per the recommendation of David Dunning, Supervisor, to award the bid for Contract "F" – Electrical, to Kaplan Schmidt Electric at a cost not to exceed \$3,002,000.00 to be paid from H7180.2000.0060 Community Center Project.

Councilman Brown - Absent
 Councilman DeCory - Aye
 Councilman Slattery - Aye
 Councilwoman Sperr - Aye
 Supervisor Dunning - Aye

RESOLUTION #191 RE: Award Bid – Contract "G", Plumbing and Fire Protection for Community Center Complex

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

WHEREAS, bids for the completion of Contract "G", Plumbing and Fire Protection for the new Community Center Complex were received by the Town Clerk on May 21, 2019 as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Landry Mechanical	\$1,191,300.00
Thurston Dudek	\$1,222,000.00
T Bell Construction	\$1,224,600.00
P&J	\$1,239,000.00
Crosby-Brownlie	\$1,269,500.00
Billone Mechanical Contractors	\$1,322,000.00
Nairy Mechanical	\$1,434,700.00
Lloyd Mechanical	\$1,584,700.00

The Construction Manager, Christa Construction has reviewed the bids and the qualifications of the low bidder, and has found no reason to not accept the low bid; and

NOW, THEREFORE, BE IT RESOLVED, that per the recommendation of David Dunning, Supervisor, to award the bid for Contract "G" – Plumbing and Fire Protection, to Landry Mechanical at a cost not to exceed \$1,191,300.00 to be paid from a/c H7180.2000.0060 Community Center Project.

Councilman Brown - Absent
 Councilman DeCory - Aye
 Councilman Slattery - Aye
 Councilwoman Sperr - Aye
 Supervisor Dunning - Aye

RESOLUTION #192 RE: Assessor Department

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that Linda Merwin be appointed provisionally as Assessment Clerk and shall be paid an annual salary of \$34,186.00 (PG 26) effective July 8, 2019, expenses to be paid by voucher as incurred.

Councilman Brown - Absent
 Councilman DeCory - Aye
 Councilman Slattery - Aye
 Councilwoman Sperr - Aye
 Supervisor Dunning - Aye

SUPERVISOR DUNNING: Linda (Merwin), would you like to stop up and say "hello" or give a wave and let us know you're here? Welcome aboard. Congratulations.

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: I do owe the Town Board an explanation for this because this just went on the agenda yesterday. It did not -- it was a little time sensitive so I put it out there for your consideration.

Um, as you know, Kathy Reed is -- as previous in the agenda, you saw she is retiring. Trying to find a replacement will not be the easiest thing between now and the 28th of June and getting someone up to speed to do the job. Kathy (Reed) has offered to come back on a part-time basis, certainly below her current rate of pay, in a part-time basis to help keep the Building Department going.

As you know, we have lost a Building Inspector, so we're down to a very small staff in the office and in order to keep the Building Department running smoothly, I thought it would be in the best interest of the Town to -- is to entertain Ms. Reed's offer to come back and help us out for a little bit. This is not a permanent thing.

COUNCILWOMAN SPERR: That was my question.

SUPERVISOR DUNNING: It's not a permanent thing. This is expected to last as long as it takes to get somebody in and we have asked to -- if -- she would help train someone new and she has told us she would do that as a part of all this.

And I apologize for putting this on, but I knew I was going to try to air out and explain it to you this evening so you could try to understand it and see if it is something you wanted to do.

COUNCILWOMAN SPERR: How many hours are you expecting her to work?

SUPERVISOR DUNNING: Three days a week, full days right now roughly.

COUNCILMAN SLATTERY: Supervisor, also in regards to this, working with Civil Service, um, because after speaking -- seeing this and calling and speaking in regards to it, I noticed that the Civil Service, they are putting out some new exams. And unfortunately, to fill positions, um, and -- if there is an exam coming up, we have to abide by their rules and then we have to review the list of candidates. So there is a lot of time that takes place.

If you can explain to me why you take a Civil Service test in the beginning of June, you don't get the results back for two to three months later, um -- and then we have to go through the review process, interview process, um, check with references and so forth. So there is a lot of time that takes place.

And this is our peak time for building, and as you know, Monroe County, New York we have two seasons: Construction and winter. So it's -- you know, things are going and things need to be approved because it's only benefiting our residents. So I think it will just help make the Building Department more efficient and allow us to go forward.

SUPERVISOR DUNNING: Thank you for bringing that up. One of the other things you need to understand is with the loss of a Building Inspector -- the Building Inspector exam takes place the -- the 21st?

DAWN FORTE: 22nd.

SUPERVISOR DUNNING: I believe it is the 21st or 22nd of June.

COUNCILMAN SLATTERY: Saturday, the 22nd.

SUPERVISOR DUNNING: Saturday, the 22nd is the Civil Service exam. I can't even get a list of who would be taking the exam, so I can't go out and canvas to find out who we might be able to bring in. So we have nobody until -- until that time. Which is -- makes this that much more important for us to keep Mrs. Reed on for a little bit and have her help us out.

COUNCILWOMAN SPERR: Isn't there a list out with anybody on the list?

SUPERVISOR DUNNING: There is no list. The exam -- there is no list existing.

COUNCILWOMAN SPERR: Okay.

SUPERVISOR DUNNING: It would have been great if there wasn't an exam coming up in two weeks or a week and a half for us to have -- we're dealing with the same thing with the position in the court. The list -- there is no list. But there was an exam actually that took place. So we're able to get the names off that list and then work with that to be able to canvas and find out -- but there are some other complications we can discuss at another time. But in this case, this is really the --

COUNCILMAN DECORY: Best interest of the Building Department of the Town. Understood.

RICHARD STOWE: Thank her for doing that it.

SUPERVISOR DUNNING: Absolutely. And for less money than she is actually making now, I double thanked her.

RESOLUTION #193 RE: Office Clerk IV – PT

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

BE IT RESOLVED that Kathleen Reed be appointed Office Clerk IV – PT, at \$25.00 per hour effective July 1, 2019.

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye

Councilwoman Sperr - Aye
Supervisor Dunning - Aye

RESOLUTION #194 RE: June 5, 2019 Abstract

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, January 2, 2019 Resolution #1 authorized vouchers to be paid June 5, 2019, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 30816, 31444, 31469, 31471, 31505, 31519-31529, 31537-31554, 31559, 31563-31583, 31586-31590, 31598-31599, 31601-31614, 31618-31619, 31628-31650, 31653-31689 totaling \$237,462.26 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 the above listed vouchers were paid from the following funds:

General Fund	\$	77,005.61
Highway Fund		57,991.24
Library Fund		2,148.52
H60 Community Center		83,927.72
Drainage District		821.94
Street Lighting District		13,125.98
Miscellaneous Special Revenue		<u>2,441.25</u>
Total Abstract	\$	237,462.26

Councilman Brown - Absent
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - Aye
Supervisor Dunning - Aye

The next regular meeting of the Chili Town Board will be on Wednesday, July 17, 2019 at 7:00 p.m. in the Chili Town Hall Main Meeting Room.

The meeting ended at 7:31 p.m.

