

CHILI TOWN BOARD
October 16, 2019

A regular meeting of the Chili Town Board was held on October 16, 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 Brown, Councilman DeCory; Councilman Slattery, Councilwoman Sperr and Supervisor David Dunning.

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.

AFFP
78558 prelim budget

Affidavit of Publication

STATE OF NEW YORK }
COUNTY OF ONTARIO } SS

LEGAL NOTICE
TOWN OF CHILI
NOTICE OF PUBLIC HEARING ON THE
2020 PRELIMINARY BUDGET AND
2020 PRELIMINARY SPECIAL DISTRICTS ASSESSMENTS

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:

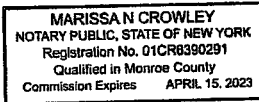
October 03, 2019

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

Kay Bullock

Subscribed to and sworn to me this 3rd day of October 2019.

Marissa M. Crowley
, Notary Public
Ontario County, New York



null
09100210 00078558

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

NOTICE IS HEREBY GIVEN that the 2020 Preliminary Budget of the Town of Chili and the 2020 Preliminary Special Districts Assessments have been completed and filed in the office of the Town Clerk of the Town of Chili, 3333 Chili Avenue, where it is available for inspection by any interested person during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the Chili Town Board will conduct a PUBLIC HEARING on October 16, 2019 at 7:00 PM to consider the following:

- 2020 Preliminary Budget
- Proposed contracts for Ambulance District
- Proposed contracts for Fire and Fire Protection Districts
- Assessment Rolls for:
 - Water Districts (South Chili Benefit Area #2)
 - Sewer Districts (Chili Sewer Improvement Benefit Area #1)
 - Lighting Districts (Chili Consolidated Lighting District #1, Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili)
 - Sidewalk Districts (Park Place, Vistas at the Links)
 - Park District (Lexington)
 - Consolidated Drainage District
 - Fire and Fire Protection Districts (Chili, Gates-Chili, Clifton)
 - Ambulance District (CHS Ambulance)

At such hearing, any person may be heard in favor of or against the Preliminary Budget and Assessment rolls. This meeting will be held at the Chili Town Hall, 3333 Chili Avenue, Rochester, NY 14624. Please notify the Town Hall by October 11th if you require special accommodations.

Pursuant to Sect. 495 of Real Property Tax Law, the Property Tax Exemption Impact Report is also available in the Town Clerk's Office.

Pursuant to Section 108 of the Town Law, proposed 2019 salaries of the following Town Officers are hereby specified as follows:

- Supervisor \$100,062
 - Councilmembers (4) @ \$18,500 each \$74,000
 - Town Clerk \$68,528
 - Town Justice \$40,686
 - Town Justice \$36,488
- Dated: 9/19/2019
Virginia L. Ignatowski,
Town Clerk, Town of Chili
Oc 03
78558

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on October 16, 2019 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss the 2020 Budget. Public Hearing to consider the following:

Water District Assessment Rolls (South Chili Benefit Area #2)
Sewer Districts (Chili Sewer Improvement Benefit Area #1)
Lighting Districts (Consolidated Lighting District #1, Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili)
Sidewalk Districts (Park Place, Vistas at the Links)
Park District (Lexington)
Consolidated Drainage District
Assessment Rolls for Fire and Fire Protection Districts (Chili, Gates-Chili, Clifton)
Assessment Rolls for Ambulance District (CHS Ambulance)
Proposed contracts for Ambulance District
Proposed contracts for Fire and Fire Protection Districts
Preliminary Budget 2020

Attendance as previously noted in the 10/16/19 Chili Town Board meeting minutes.

SUPERVISOR DUNNING: This is not about -- this particular is not about the tax cap, just so you know. This is a -- there is a Public Hearing for that budget.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

MATT COCCIA:

MR. COCCIA: Are you suggesting that the public makes comment before the Board makes their proposals and goes through these things?

SUPERVISOR DUNNING: This is a Public Hearing for the budget and the contents inside of the 2020 budget. It's an opportunity for residents to speak about anything in the budget -- in the budget that they would like to speak about.

MR. COCCIA: Will you specifically address the budget proposals before it is opened up to the public?

SUPERVISOR DUNNING: I will be addressing the tax cap issue before it goes before the Public Hearing, but we won't be voting on the budget this evening. This is a Public Hearing for the budget. We don't have any further discussion on the budget itself.

MR. COCCIA: So you won't lay out the budget this evening?

SUPERVISOR DUNNING: No, sir.

COUNCILMAN SLATTERY: Can you have his name?

SUPERVISOR DUNNING: Can we just have your name for the record?

MR. COCCIA: Matt Coccia.

ROGER MOYNES:

MR. MOYNES: Roger Moynes, North Chili.

We're not going to address anything about the money itself going to these different districts as of right now? Is that going to be for the budget?

SUPERVISOR DUNNING: That is a part of the budget, yes.

COUNCILWOMAN SPERR: That is part of the budget.

MR. MOYNES: My question is with -- a couple of things and then I will go on with the 2 percent.

The CHS Ambulance, with them trying to expand into possibly Greece, I'm worried that we're giving them \$8,000. I know you say well, because they come to the 4th of July day and a couple other things.

But I had a good friend that waited 13 minutes for a priority one call with an ambulance coming out of Caledonia. With them expanding, I'm afraid that all people are waiting longer for EMS.

With me being older, I worry about that. And the longer you wait, especially with your heart, less chance of coming back, waiting for an ambulance that long.

So I need this Board to start keeping track of CHS, a lot tighter reins and their times and possibly looking at expanding out and looking at other EMS agencies that can serve Chili and

Chili only. I see many of their ambulances sitting on Union Street and Morgan, which I know is covering Chili, Caledonia and Scottsville at the same time. I see them down at the bridge of Ballantyne.

If I have to wait for an ambulance from Henrietta to North Chili when there is one sitting in Spencerport or in Gates, they would be a lot quicker. But I know they're not going to give it off because they want the revenue.

So I would like the Board to start thinking if they start continuing expanding, like they want to take over Greece, that we need to look at a better provider for the residents of Chili.

SUPERVISOR DUNNING: Okay. Thank you.

MR. MOYNES: As with the Fire Department, I'm glad to see they will have some public input. I would like to see and hope that the Town Board members have a lot of say in what their building is going to comprise of. It's not -- it's always known through the whole State that volunteering is going down, less members. Which they need to come up with a five or ten-year plan when they think they might have to hire people.

For four firefighters, salaries and benefits, is usually around 1.3, \$1.5 million. That's not counting the truck and stuff. So if they're building a building, which they do need, I just want to make sure that they're building it looking at how many members they have and how many they're going to have because if they're going to build a building of certain size and in five, ten years down they will have half the membership, then they don't need that large of a building. So I just want to make sure.

Because the Fire Department is a vendor to this Town just like all vendors. And without having the money from the Town, there is no Fire Department, because it's 90 percent, 95 percent Town taxpayers' money.

So the Town Board should have a say on some of their stuff instead of saying, "Well, we don't have a say what they do with the money."

Well, yes, you do have, because you are controlling the purse strings of them. I'm not saying they don't need a building. I just want to make sure it is built to what is needed and not what is not going to be needed.

SUPERVISOR DUNNING: And, Roger (Moynes), I will respond to that. The Fire Department has been great. I have met with them on several occasions over the past probably two years. And very, very frequently about their need, the assessments and what they plan to do. I have also met with the contractor, the -- the architect and engineer --

MR. MOYNES: Have you seen the plans and sat down and asked about the plans?

SUPERVISOR DUNNING: I have not seen the actual plans. I have seen the concept of what they want to do and we will keep a close eye on this, because --

MR. MOYNES: That's all I ask. They need the building. No doubt about it.

SUPERVISOR DUNNING: But I want you to know, they're volunteering this to come to us, and they want us to be a part of their project to help them out. They understand --

MR. MOYNES: It's all taxpayers' money.

SUPERVISOR DUNNING: -- it's taxpayers' dollars.

Up to this point and I expect in the future they will be very open discussing this with us and working with us on this project as they have for the past couple of years.

MR. MOYNES: Very good. Glad to hear it.

SUPERVISOR DUNNING: I really admire the way they have handled this with us and the respect they have paid the Town in order to get this to where we are today.

MR. MOYNES: In the past budgets they have been having capital improvement money, so I'm just wondering what is the reason for the almost 700,000 bump this year.

SUPERVISOR DUNNING: That is for what they're planning on building is not cheap. I don't remember. I would ask that people -- you know, talk to the Fire Department during these public meetings, that they're going to have community presentations of -- actually make -- I'll let you know.

MR. MOYNES: I know the dates.

SUPERVISOR DUNNING: But there are other people in the room, Roger (Moynes), all due respect, sir -- but Wednesday, October 23rd at 11 a.m.; October 24th at 7 p.m. and Tuesday, October 29th at 7 p.m.

Is that at that Company 1, Jim (Leahy)?

MR. LEAHY: Yes.

SUPERVISOR DUNNING: It is at Company 1 on Chili Avenue, the building that will be remodeled.

Thank you, Jim (Leahy).

I just want to make sure because it had address and I wanted to make sure I had that and it wasn't over at like corporate or something like that.

So there will be those public meetings. I encourage people to come look and see what they want to do. They will lay out the whole thing for you. I think you will be equally impressed with the project.

As it relates to the 2020 budget, is there anyone else that would like to speak?

CHRISTOPHER MCCULLOUGH

MR. MCCULLOUGH: Christopher McCullough, 12 Boneset Trail, Apartment E, North Chili, New York.

Mr. Dunning, when we're talking about -- talking about expanding and updating the building for the Fire Department, which is overdue and well needed, when we talk about capital improvements for the Fire Department, has the Fire Department come forward within the last two years about updating communications equipment which is going to be an additional cost and ongoing cost to we, the taxpayers?

SUPERVISOR DUNNING: Yes, they have.

COUNCILWOMAN SPERR: They have.

MR. MCCULLOUGH: Two years ago, the Board decided not to grant their wish to upgrade.

SUPERVISOR DUNNING: That's not true.

MR. MCCULLOUGH: So we have upgraded the communications for the Fire Department?

SUPERVISOR DUNNING: No. We have never been asked to -- to grant them the communications equipment.

MR. MCCULLOUGH: So they brought -- they mentioned forward they would like to update their communications equipment and during these ongoing communications with our Fire Department in regards to the building, have they brought it to the attention of this Board, the additional cost that is going to come with the communications cost?

SUPERVISOR DUNNING: Actually, you know, we have the experts in the room.

MR. MCCULLOUGH: Yep.

SUPERVISOR DUNNING: If you don't mind, Jim Leahy, could you come up here Jim (Leahy) and address that?

MR. LEAHY: Sure.

SUPERVISOR DUNNING: For those that don't know, this is Jim Leahy, the President of Chili Fire Department.

MR. LEAHY: So all our communications capabilities, all our communication network is designed and built by the County. Over the past I believe five years -- the County indicated five years ago they were going to transition to a new technology. We made Dave (Dunning) aware of that and the potential cost at that time.

We also prepared two different FEMA grant applications for the equipment.

Unfortunately, we were not successful in getting that -- getting either of those grants.

We have kept Dave (Dunning) and the Board up to date as we progressed through here. At end of '18, we acquired some radios in advance of the County implementation which will be in January of 2020. And just yesterday, after being informed that we didn't get the grant on this grant cycle, we put together a purchase order to the remainder of the equipment.

All of this equipment is dictated to us by the County. It's part of their 800 trunk radio system. So we have very little veto power on this. This is -- this is -- it is what it is so that we can all integrate as a County.

Now, we will be on a shared frequencies with -- we -- we'll be able to talk to the police.

They will be able to talk to us very seamlessly. I believe the Highway Department is going to the new radios, as is the DPW and Water Authority, those types of municipalities.

MR. MCCULLOUGH: Is there a cost with that to the taxpayer?

SUPERVISOR DUNNING: Chris (McCullough), could you come up to the podium with the questions, please?

MR. MCCULLOUGH: Specifically, I'm looking for the dollar amount that we're talking about that it is going to cost taxpayers in addition to the \$649,000 upgrade to the building.

MR. LEAHY: So the total cost of the radio project is \$589,000. We have paid for that over time. We have been saving for it for the last six years. With this year, a very substantial load. Approximately one out of three every dollars we get from the Town of Chili goes into long-term capital accounts just for these types of things. We buy a radio, we buy a ladder track for a million dollars. Our pumpers are \$500,000. So one out of every three of those dollars we get goes into long-term accounts. And we have been putting money away periodically as we do for other capital projects.

We know now that even with this capital -- with this expenditure, we're likely to have a technology cycle of 10 to 12 years on the radio. So we'll have to do this again. All right? Now we're not buying \$1500 radios anymore. These radios are \$6,200 apiece. Okay?

MR. MCCULLOUGH: Okay.

MR. LEAHY: That is the technology that we're using today.

SUPERVISOR DUNNING: Thank you, Jim (Leahy). Appreciate it.

Did you have anything else would you like to discuss?

MR. MCCULLOUGH: No.

JASON MARSHERRALL

MR. MARSHERRALL: Hello. My name is Jason Marsherrall. My address is 14 Cornflower Drive in North Chili. Just a couple of questions.

First, I would like to say thank you very much for putting together this budget. I know it takes a lot of time and effort and I know that you're probably going to face some scrutiny tonight, so I appreciate the effort and time.

Just a couple of quick questions. The -- there were a couple of Town employees that have since resigned. How does that work exactly with the -- with the budget? Is it an approximate value what they were going to be making in 2020? For example, Ms. Stanton and Mr. Vieira (phonetic) I believe both resigned, but they're both in the budgets still.

So do you just approximate?

SUPERVISOR DUNNING: Jason (Marsherrall), it's actually the positions. Even though the names were there at the time the budget was created, it's the positions that are -- that claim the pay rate, if you will. And those pay rates are determined by basically the -- the Union contract establishes what we pay people at certain levels, certain pay grades based on their titles, and sometimes it's based on their experience.

So that -- so that pay grade is usually fairly consistent with what the person was making sometimes prior to them if they had not been here a long time. It always depends how long they have been here and how much the increase is.

MR. MARSHERRALL: Those aren't positions that you're looking to eliminate? Those are positions you're looking to fill?

SUPERVISOR DUNNING: Those have already been filled.

MR. MARSHERRALL: Wonderful.

I guess the other thing to Mr. Coccia's point, I think it might be beneficial for residents in the future to see a little bit more of a presentation or some sort of info-graphic presentation that might make it a little easier to understand the budget.

SUPERVISOR DUNNING: On the budget?

MR. MARSHERRALL: Yeah. I know Mr. Knapp works very hard on it.

SUPERVISOR DUNNING: Well, I will say myself and Mr. Knapp worked very hard on it. And then the Town Board and all of the department heads in the Town of Chili worked very hard on this.

But I will also say that in August -- usually in either August or September, we have budget workshops which are very informal. They -- we sit -- the Town Board sits with each and every Town department. We talk about each and every line item in every -- in every budget and the public is -- is -- has been welcomed, always been welcomed. The doors are open here. It is a public meeting.

I will tell you that not a single person has attended in probably I think -- I think maybe one person in the 12 years I have been here has ever sat in this room during those budget workshops. Again, that is the best opportunity. They're on our Town calendar. They're announced on our agendas for over a year. They're put on the organizational agenda and again announced prior to the meetings. So there's a great opportunity to come in and sit and learn about the budget. They're fairly informal.

When there is -- when there has been public here, we have been more than happy to

address any questions they may have as we have gone along. So the opportunity is there. People just need to come and take advantage of it.

COUNCILWOMAN SPERR: They're in the evening, so if you work during the day --

SUPERVISOR DUNNING: Right. They are evening meetings.

MR. MARSHERALL: I do think that if you only had one person in last 12 years, I think perhaps it could be time to change the way we communicate in terms of those efforts. I know that you mentioned several ways that you informed the public. There -- there might be some additional ways.

SUPERVISOR DUNNING: How would you do that?

MR. MARSHERALL: There is -- there is a few different ways. I think increase Town media, social media presence could help. I think -- usage of the YouTube channel that you have could increase more shares that way. I think people respond to the technologies, those technologies and I think people kind of latch onto them. I think it would be appreciated at the very least by the Town residents to hear that.

SUPERVISOR DUNNING: Okay.

MR. MARSHERALL: Just some thoughts. Thank you so much for your time.

SUPERVISOR DUNNING: Thank you.

On the 2020 budget?

MATT COCCIA, 117 Stottle Road

MR. COCCIA: Matt Coccia, 117 Stottle Road. You know what Mr. Marsherrall just mentioned, the reason why I asked the question about being able to roll it out, I had no idea there were those budget workshops. I don't know what it will take to get people to know they're available and that's the time to get the information. Maybe there needs to be a sign out at the road.

I can tell you that as far as the -- even the hotter topic tonight, with the tax cap override, I was in the Clerk's Office about three weeks ago and specifically asked about the -- what was the upcoming meeting in regard to the tax cap override proposal and, you know, the woman that worked in the Clerk's Office looked at on her computer and says, "No, no. All I see is the water districts, assessment rolls, the sewer district. I don't see anything about that."

On my way out the door, I stopped at the bulletin board. Now, there is not very many opportunities for me to stop at the bulletin board at the Town Hall, but I happened to do it then. Right on the bulletin board was the posting about the tax cap override proposal.

So I brought it back into her and she looked at it and, you know, apologized. She didn't know it was something coming up. So this is an employee in the Clerk's Office that didn't realize that tonight's meeting was about a tax cap override proposal. So to have the average resident be expected to know the details and the expenditures on the -- on next year's budget and when they -- they don't even know this meeting is available, does seem a little unrealistic.

SUPERVISOR DUNNING: Thank you.

ROGER MOYNES, North Chili

MR. MOYNES: Roger Moynes, North Chili.

Just to make the people -- and none of have you said anything. People can sign up on your web page for meeting notes, Planning Board. They can sign up for whatever ones they got. It comes to the email and that's how a lot -- you can find out.

If anybody wants to, they can go to the web page Town of Chili, sign up for different committees and Town Board meetings, you get the notices prior to the meetings. You can also see the Planning Board, Conservation, whatever ones you want to sign up. That's how you can get them ahead of time.

SUPERVISOR DUNNING: Thank you.

TINA CARNEY, 30 Everett Drive

MS. CARNEY: Tina Carney. It is great to see so many people here tonight. I'm going to take a little bit of your time.

SUPERVISOR DUNNING: Name and address for the record, please.

MS. CARNEY: Thank you. Tina Carney, 30 Everett Drive and here is the Carney people up here in the front, too.

I'm watching you, all right?

I would like to comment about the Town and our recent conversation about Town communication. Last month my son Brennan and I --

SUPERVISOR DUNNING: This is in regards to the 2020 budget. If you have comments on the 2020 budget, we'll hear them. The time -- if you have other things, there will be the Public Forum still later or on the tax cap. But if this is -- if you could please keep it related to the 2020 budget alone.

MS. CARNEY: Okay. Then I will make it even briefer. I think there is a communication need in Chili and if anybody is interested in parting with me to talk about that, my name is Tina Carney. Come and talk to me. Come and talk to Supervisor Dunning and we will get that moving. I think that there is a need, so let's talk about it.

Thank you. 30 Everett Drive.

SUPERVISOR DUNNING: 2020 budget?

ROBERT WILKIE, 21 Solmar Drive

MR. WILKIE: Good evening. My name is Robert Wilkie, 21 Solmar Drive.

I briefly scanned the budget tonight and I saw some costs going up, but I didn't see many savings. What is the Town doing to save us money? That was my question.

SUPERVISOR DUNNING: Good one.

Well, you know, cost -- the cost of goods keep going up and some of the things that we look to offset some of those costs, trying to find savings -- our departments have done a great job of cutting back a lot of the things they do here. Savings-wise we look at -- we -- we look at grant opportunities to pull in extra revenue which would save taxpayers money.

But we really -- if you look at the budget and you really want to scrutinize that budget, we pretty much looked at every nickel and dime, every, pen, pencil, piece of paper in this budget and

we're -- we are -- we're -- I don't know the right word I'm looking for here.

But we're at -- we are a slave to the product that we have to get and we have to buy. There is certain -- there are certain things in wages and salaries that we are committed to that we have to maintain with Union contracts. There are cost of goods and services. There is fuel, like there is for you and I -- those are the costs.

But the costs, they're very, very -- there is no waste in this budget. I defy -- you want to find the waste, please I would like to hear it. I would like to see it. There is absolutely no waste in this budget. Every piece of paper -- again, every pen, every pencil is looked at. The way we buy anything and everything we go over.

What we have done to save money is instead of buying -- some of the places that are more expensive, we're actually -- we go to Amazon sometimes which is a lot less money than other places.

We also engaged several years back into a purchase card program where we can now not just have to procure items from the preferred vendors out there that charge you little extra for office furniture -- they charge a little more than the next guy for something -- we buy things -- we

look for the best price.

My secretary is one of the best at that. She will just shop just about anything everybody is looking to buy and we'll find out what the best price is.

So from saving money, that is probably one of the biggest things that we do there as well as again look for other revenue sources.

COUNCILMAN SLATTERY: Also, one thing we do is look at purchases. You heard the Fire Department talk about million dollars for a ladder truck. \$500,000 or whatever the number was for a pumper.

We have the same situation when it comes to the Highway Department. When you talk about a ten -- a ten-wheel dump truck, you're -- 250, 260 -- \$70,000 for that -- with the plow, with the salter and so forth.

So what they do is -- I compliment Dave Lindsay, is that -- because I -- because I scrutinize that budget quite a bit. If you came to one of the workshops, the department heads sort of dread coming because I come out -- I have my spreadsheet, you know, since I was first elected. I look at every budget. If you haven't seen our budget, it's this thick (indicating). Smaller than the County version but still very thick. We go through it line by line.

When you get to a department, you're going to see that they're going to have multiple lines

within the department and we scrutinize every one. Well, I do any ways. Just going through line by line, looking at it. We look to save money there.

Another way we save money is training. We -- New York State has training in various locations. We try to find that training that is local, whether it is in Rochester, Buffalo, Syracuse, Batavia, what have you. We also reach out to possibly that organization that is putting that training on and we say, "Hey, if we get enough municipalities locally, can you do that training local here? We can host it at our facility."

And that is one thing, with the Supervisor Association, the Highway Superintendent Association, they network and they try to bring people together so they can learn different things. The costs for -- for the pensions, the costs for Workers' Comp, health insurance, equipment, vendors -- dealing with vendors, that's -- poor Mr. Lindsay is going through that now dealing with vendors because you have certain vendors that have specialties and they provide a service. So now he is trying to get his job done working with a vendor that there may be two, three, four to select from and right now everybody is trying to cram the end of the year stuff in there.

When you look at the oil prices, you see it at the pumps. We see it. Whether it's for the cost of asphalt. Anything that has to do with oil. We feel those costs. And there is an escalation. Every month that -- because of the oil, and that -- tell me why, they talk about a storm coming down this Florida, the gas prices just jump ten cents and nothing has hit yet? Why is that happening? Well, we feel the effects of that. David (Dunning) feels it, the Town feels it. And we're talking about budgeting. We're trying to project our budget right now for 2020. So it very challenging to go and do that and make sure that we are staying in line with that. Those are different ways that we're trying to save money.

COUNCILWOMAN SPERR: If I could add to what Michael (Slattery) is saying -- he's only been here two years longer than me -- but in the last 18 years, I have had four Supervisors -- we have had four Supervisors.

But I can tell you this. In -- over the last ten years since David (Dunning) has come, he is -- he doesn't mind when I say -- he is tight. So he doesn't like to spend money. So he has been looking for ways to save money over the entire ten years.

They had Dawn (Forte) consolidate all our supplies purchases. So when he says we look at every pencil and every piece of paper, rather than having everybody go in different places, we buy in bulk and she controls all that.

So one year we didn't buy -- we had a plan -- we have a plan for when we purchase our plow trucks. They're around \$300,000 or so. And so we use -- we save money in our reserves and put money in every year so we pay cash for our equipment instead of borrowing money for it. One year we got a little too close. We don't want to spend unnecessarily and we waited a year and we didn't buy it until the following year.

That is just a couple of examples. But it is like that throughout the whole budget. We're always putting their feet to the fire and asking, "Can you do this with less? Can you do this with less?"

The whole budget. And now -- so the reason David (Dunning) stumbles to try to find a way to save money -- he has done this for ten years.

SUPERVISOR DUNNING: 12.

COUNCILWOMAN SPERR: 12? Sorry. 12.

But now it has gotten so tight, that we're there. And he -- he is very cost conscious.

And I have to commend all of our staff that work very hard to find out what grants are available and to submit for those.

I mean we're working on a grant right now -- and we have fingers crossed -- through the library system for a part of their expense for this new building. So if that comes through, it will be really exciting for us.

They worked very hard at this. I just want to make sure that everyone knows how hard the employees work.

COUNCILMAN SLATTERY: Just to touch on it a little more. Another thing we do, the Town of Chili goes out and does revenue work. They will do work for Monroe County and they may work on projects that may not be located in Chili. But it's a balancing act.

With David (Lindsay) and his crews, he has had, as somebody mentioned earlier, a couple people will turn over. So we're losing that experience and knowledge. And then you're trying to bring those people up within.

So what they will do is go work on projects, whether it is Riga, Wheatland, Gates, wherever it may be. David (Lindsay) will send crews to those areas to assist the lead Town and we'll be a sub Town helping them out.

It is revenue, but also the same time, we have that -- the quality of life that we have in Chili -- I think that is why we live here is because of that quality of life. What we have is good roads that are well maintained. There is towns that, you know -- other municipalities, that oil and stone their roads. For the most part the Town has been staying away from that. You do a mill and pave.

When you pave a road, you're looking at asphalt that is about \$70 a ton. You oil and stone it, you can do it for about a dollar a square yard. Your cost is quite a bit less than for that different type of treatment. So there is revenue ways.

You say what are we doing to save money or make money. Those are other examples of what we're doing.

COUNCILWOMAN SPERR: Good point.

CHRISTOPHER MCCULLOUGH, North Chili

MR. MCCULLOUGH: Christopher McCullough, North Chili.

And this is a direct response to saving money. So as a taxpayer, was it cost effective to buy the Zuber property in 2017 that was generating tax revenue that has sit dormant for two years? Is it cost saving to build a \$20 million Community Center? And I'm not sure that most people or residents and business owners know that this Board looked at buying Case Hoyt for \$2 1/2 million several years ago to turn that into the Community Center. Roughly had an estimate of another \$7 1/2 million dollars to convert it which is half the cost of the \$20 million Community Center.

And that 20 million is just for the building. I think people don't realize that there is another \$3.75 million in site work. \$20 million was for the stand-alone building. Not the property it sits on. Not the driveway you come in on. Just for the building alone.

You know, so my proposal would be let's sell the naming rights to this Community Center, like Mr. Schottland gave \$3 1/2 million dollars to the YMCA in Pittsford. It's a way to generate revenue. I think it's great. Let's get local business owners. Maybe they want to donate. Maybe they'd have their name on the top of the Community Center instead of reaching into taxpayer's pockets.

Thank you.

The Public Hearing was closed at 7:33 p.m.

AFFP
78559 Tax Override

Affidavit of Publication

STATE OF NEW YORK }
COUNTY OF ONTARIO } SS

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TO OVERTIDE NYS TAX CAP
FOR THE 2020 BUDGET YEAR

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:

October 03, 2019

PLEASE TAKE NOTICE, that a Local Law has been introduced to the Town Board of the Town of Chili, New York, on the 18th day of September 2019, designated Local Law Introductory No. _____, 2019 to overide the NYS Tax Cap for the 2020 Budget Year.
PLEASE TAKE FURTHER NOTICE that a Public Hearing upon said Local Law No. _____, 2019 has been scheduled for the 16th day of October 2019, at 7:00 P.M., to be held by the Chili Town Board at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624. An opportunity to be heard in regard thereto will then and there be given. Written comments may also be directed to the Chili Town Clerk, Town Hall, 3333 Chili Avenue, Rochester, New York 14624, on or before 4:30 P.M. on the 16th day of October, 2019. If special accommodations are required for the meeting, please notify the Chili Town Clerk by October 11, 2019.
Virginia L. Ignatowski, Town Clerk
Oc 03
78559

Subscribed to and sworn to me this 3rd day of October 2019.

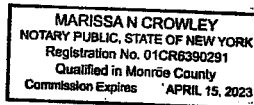
That said newspaper was regularly issued and circulated on those dates.

SIGNED:

Kay Bullock

Marissa M. Crowley
, 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 October 16, 2019 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:33 p.m. to discuss Local Law of 3 of 2019 to Override the NYS Tax Cap for the 2020 Budget Year.

Attendance as previously noted in the 10/16/19Chili Town Board meeting minutes.

SUPERVISOR DUNNING: Before I open the next Public Hearing, I want to make a bit of a statement.

For those of you who are unaware, last year the Governor cut out AIM funding, which is eight municipalities. The budget -- he was trying to cut that out in the 20 -- for the municipalities in the 2019 budget. The State Legislature pushed back on the Governor and he restored it for our 2019 budget.

The Town of Chili budget is about \$170,000 a year. That will be -- you will see that -- actually won't see it in this budget, but you did see it in the 2019 budget. Typically, we get that check in September.

So Dan Knapp and I, our Finance Director, we were talking about why haven't we received our check yet. It is now October and we don't see a check and what is going on. So Dan (Knapp) called the Comptroller's Office to find out where is our check. The Comptroller then began to educate us into what is really happening now that I believe we get this check now in

December and instead of it coming in -- from whatever funds it was coming from before, it's now

coming from the recently enacted internet sales tax revenue that the State is getting. So that funding is being brought through there.

We also learned through that that -- that that funding will continue. So we didn't have to cut it -- not -- we just -- two days ago, three days ago we had this conversation? So this has not been shared with any municipality we're aware of in New York State. No one was aware of this at all except the Comptroller's Office. And so no one shared that with us.

So now, we look at the budget item we have put in there was \$170,000. We now get to put that back into our budget. Well, that does not show in the preliminary -- the 2020 preliminary budget that we just discussed here. It will be an amendment to the budget as we adopt the budget or look to adopt the budget next month.

What this means overall, so we're just putting now \$170,000 back into the budget that the State didn't give us before.

COUNCILMAN SLATTERY: They did, but they took it away.

SUPERVISOR DUNNING: Right. They -- we had it, they took it away, and now we found out we're actually going to get it back.

So is just coming from a different revenue source. So what the effect that means as far as the tax cap goes -- and I know a lot of you have seen this. You have seen all of the things going around on social media and other things that have gotten people all riled up about this.

The original proposal was a 5.91 increase in the tax -- in the taxes, which would have been a tax rate of, I believe, \$4.07 if we're taking our tax rate. The new proposal that we will -- that we will have is actually a 3.4 percent increase in the tax, which will take the tax rate to \$3.98. Which is \$0.14 cents more than our current tax rate. \$0.14 per \$1,000 of assessed value. So I just wanted to -- to say that before we open the Public Hearing so people understood what it is really going to look like at the end of the day and it is not as necessarily proposed in the preliminary budget.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

CARRIE KEIM, 48 Stover Road

MS. KEIM: My name is Carrie Keim, 48 Stover Road. I just wanted to comment on something you said during the last hearing, Supervisor Dunning, that there is no waste in the budget. I can assure you there is no waste in my household budget either. We cannot absorb continuing rising taxes, especially above what we're already bracing for.

There are a lot of rumors going around about why this is going in and one of them is -- you guys maybe can clear this up. That the Recreation Center is going over budget. So is that true?

SUPERVISOR DUNNING: That's not true. That is not accurate.

MS. KEIM: I appreciate that.

SUPERVISOR DUNNING: The reasons why we have to override the tax cap are threefold. And they were explained -- they were written out clearly in the cover letter of our budget. So if you read the cover letter, you would understand that there are threefold.

The first part is the changes in the money that we're giving the Fire Department for much needed changes over there.

The second part of it is we brought employee wages up in this budget. We did that because we have had a significant amount of turnover and we have lost good employees to places even like Burger King and McDonald's because they were paying more than the starting wage at the Town of Chili. So we couldn't have that and didn't want to have that happen any more and established what we consider to be a fair starting wage for employees.

With that, then, we distributed an equal amount of money to every employee in the -- in the Town of Chili. We are a Union house, so treating people fairly is always the preferred method by the Union and we support that. So we did -- we did that. So that is part of it.

And the third part of it is yes, indeed, the Community Center. But not because it is over budget. Has nothing to do with -- there is nothing --

MS. KEIM: Is it over budget, though?

SUPERVISOR DUNNING: It is not.

COUNCILMAN SLATTERY: But also if I could just to touch on that a little bit. In

regards to the Community Center, that is why we had -- we went through this process. We had public information meetings. We had the community to come out and get involved, to take a look at it.

Then we also had a public referendum where we wanted the community to tell us "yes" or "no" if they wanted it. So we left it up to the community. We weren't going to be the ones to say, "Hey, this is what we're looking to do. We're going to go ahead and do it."

We wanted the community's input.

MS. KEIM: The reason I ask if it is over budget, on the School Board side of things, we have a major capital improvement project going on and the bidding cost has gone sky high. So that has brought our cost up. However, we have had to just cut back on the scale of our project instead of balancing.

COUNCILMAN SLATTERY: What School District?

MS. KEIM: Gates-Chili.

I want to have a comment, just something that concerns me. I just want you guys to keep it aware in your proceedings in the future here with this decision. What I am worried about with overriding the tax cap, it kind of sours the voters and does have a lasting effect not only on our tax -- in your budget going through but on the School District, on the Fire Department, on everybody else. It is a wave that goes. I just would like you to consider that for the entire community.

SUPERVISOR DUNNING: Thank you.

Chris (McCullough), can we give some other people a chance to talk tonight before you do, if there is any? I'm sorry. It's a call-upon thing. Generally people sit and wait to be called upon at the Public Hearing. I would like if you could honor that, please. It's not just a get-up-and-stand-in-line thing. If you don't mind.

MR. MCCULLOUGH: If I may ask, Supervisor, if it's a -- a not-get-up-and-stand-in-line-and-raise-your-hand, what form are we in here in this public meeting?

SUPERVISOR DUNNING: It's the standard form that we have always used at a Public Hearing. You raise your hand. I will call upon you to come up and speak.

MR. MCCULLOUGH: Okay.

SUPERVISOR DUNNING: That's the way it has always been.

BOB PERROTTA, 23 Wheat Hill

MR. PERROTTA: My name is Bob Perrotta, 23 Wheat Hill. I love Chili. But just like New York State, we want out. Taxes, I don't care -- I don't care what we do.

I understand compensation. I understand retirement. I understand health care. But people on fixed income, people are retired, just can't afford it anymore. Chili was always the best place to live in Monday County and we're out of here. We're out of here. We want out of this State. And I -- there is a lot of people, even in Chili, that -- we have seen this -- the forums on Good Neighbor, whatever that thing is. People are mad.

So just please consider people's feelings. You know, you're losing people. You're building a lot, but you're losing a lot of people.

SUPERVISOR DUNNING: Thank you.

ROGER MOYNES, Parkway Drive

MR. MOYNES: Roger Moynes, Parkway Drive.

A couple of things. For the people that got reassessed, how much more money did that bring into the Town?

SUPERVISOR DUNNING: Dan (Knapp), do you have that answer off the top of your head? I don't remember the exact numbers.

DANIEL KNAPP: I don't know the break down between new builds versus.

SUPERVISOR DUNNING: I would have to get that for you.

MR. MOYNES: I mean everybody got reassessed this spring. You should have a number, that with the raise of taxes, how much more is that bringing in to the Town? Simple question.

SUPERVISOR DUNNING: I can get that number for you. I just don't have it in front of me.

MR. MOYNES: I would like that question answered by somebody, please.

SUPERVISOR DUNNING: We can do that.

MR. MOYNES: Because I was reassessed. I know personal friends have been reassessed 50, \$55,000. My wife and I are exploring moving out of the New York State. We cannot keep up taxes.

My taxes this year between reassessment and the Town, raising their budget, is going to be between 800 and \$1,000 a year. I don't see that going down any time soon. If it -- if it is this year 800 to 1,000, what is it going to be next year and the year after? I don't see taxes going down in New York State.

And we need to control someplace, because it's not the weather that is driving the people out. It's taxes. We need to control them somehow. We can't afford to go down. Being on a fixed income, I got a whopping \$13 a month raise for cost of living. That doesn't cover a month of taxes.

I can go down south -- my house is going to be assessed about \$8,000. I can have a \$350,000 house in Tennessee for \$1200 a year. It's -- it's numbers. It's numbers. That's it. And we need to start controlling this.

I can't figure out -- you guys are going up to 4 percent -- when a good portion of this Town just brought in how much more thousands of dollars of taxes? Was that computed into the -- into the budget?

SUPERVISOR DUNNING: Yes.

MR. MOYNES: You still can't give me the figure now?

SUPERVISOR DUNNING: I don't -- don't have the difference. What you're asking for is more, Roger (Moynes). I know what -- the number is here, but I don't know what the difference is from -- from the previous year.

MR. MOYNES: Last year and this year, how much more is the Town taking in --

SUPERVISOR DUNNING: I can't tell you that because I don't have last year's figures in front of me.

MR. MOYNES: Can I count on getting that number?

SUPERVISOR DUNNING: Absolutely.

MR. MOYNES: We have to do something. The Community Center was, you know -- it's nice for the community. It's nice. But if this is going to continue every year going over the 2 percent tax cap to cover these different costs, people will have to leave.

SUPERVISOR DUNNING: Roger (Moynes), I do believe you -- you do the Nextdoor Chili App. I think you're on that. I did post that number in there. I just don't know it off the top of my head.

MR. MOYNES: Yeah. I don't go on it all of the time. Just here and there.

SUPERVISOR DUNNING: If you want it more immediate, you can pick up your phone and look. It is on there somewhere. I did put it in there. I just don't know what the number is.

MR. MOYNES: For me to try and find it, who knows where it is now. But if I could get that number, I would like to know.

We have to control costs someplace. You know, and problem is our fine Governor says it's the weather driving people out. It ain't.

SUPERVISOR DUNNING: I hope you bring the same passion to the School District when they go to raise theirs.

MR. MOYNES: Churchville-Chili District combination Churchville and combination County taxes, Town taxes in Chili is approximately \$41 a thousand.

COUNCILMAN SLATTERY: And which is the lowest one out of those three municipalities?

MR. MOYNES: I'm sorry?

COUNCILMAN SLATTERY: What is the lowest one? The Town, the school or --

MR. MOYNES: Oh, yeah by far, the Town.

COUNCILMAN SLATTERY: The Town is lower. We're under the 4. The County tax is about \$9.

MR. MOYNES: Right.

COUNCILMAN SLATTERY: Then the school taxes is --

MR. MOYNES: Yeah.

COUNCILMAN SLATTERY: How many people show up to vote at those budgets and how many of those pass? You won't even -- yeah. This room.

MR. MOYNES: You're right. And that's the problem. People have to start voting and start showing up to stuff to voice -- you know, to our displeasure of stuff.

COUNCILMAN SLATTERY: As you, I live in the Churchville-Chili School District. I saw the renovations and the improvements. Gates-Chili did it. They said, "Hey, that's great." So then they went and did that. Beautiful performing arts.

MR. MOYNES: Then say, "Well, it is State money."

Where does that come from? Thank you.

SUPERVISOR DUNNING: Thank you.

CHRISTOPHER MCCULLOUGH, North Chili

MR. MCCULLOUGH: Christopher McCullough, North Chili.

So, Dave (Dunning), specifically with regards to the Community Center, for the building itself, are we on pace for the \$20 million?

SUPERVISOR DUNNING: Yes.

MR. MCCULLOUGH: For the site work, which was not included in any of the six meetings you had prior to the referendum vote, it was never mentioned -- there was nothing in any of the paperwork you had for the site work. Which right now is at 3 -- we borrowed -- or gave ourselves \$3.75 million through a resolution for site work -- would you like me to get my phone and quote you the Resolution Number?

SUPERVISOR DUNNING: Let me clarify what you're talking about, sir, so people understand.

MR. MCCULLOUGH: Yep.

SUPERVISOR DUNNING: We passed a resolution to allow us to borrow money from other funds during this fiscal year to use so we could delay bonding and borrowing and paying interest. We allowed ourselves to borrow up to a certain amount of money from other funds in order to pay bills along the way for the Community Center. To -- and that money would have to be paid back to that fund before the end of this fiscal year.

That -- we didn't borrow any money from anybody or anything that -- so that is not an extra \$3 million floating out there somewhere. It is just -- it is part of funds that we -- the general --

MR. MCCULLOUGH: Financially it is, though, because we have 3 million. Up to \$3 million invested. Up to \$3 million paying back. Why don't we just use that \$3 million? Why do we have to pay it back?

Current balance as of September 15 --

SUPERVISOR DUNNING: Because State Law says we have to.

MR. MCCULLOUGH: Okay. The 3. So on top of that \$3 million that we're paying -- that we're using to bond, and I get it, to keep interest rates down -- there is also \$3.7 million that was voted on in a resolution for site work that the Community Center will sit on.

SUPERVISOR DUNNING: There is -- there is some additional work being done, as we discussed earlier this afternoon when you stopped in my office.

MR. MCCULLOUGH: Yep.

SUPERVISOR DUNNING: And I mentioned to you at that point that there is some additional site work, parking lots. There is going to be some lighting, infrastructure changes to Memorial Park in itself which is a completely separate address from the Community Center project.

So we're talking about upgrades to a park and upgrades to an area -- you're talking about a difference between area of the Community Center and a difference between an area that is a park.

MR. MCCULLOUGH: Is this the access to the Community Center?

SUPERVISOR DUNNING: It's more than that.

MR. MCCULLOUGH: Correct.

Out of that 3.75 million, is any of that money designated for site work that that Community Center brick and mortar is sitting on?

SUPERVISOR DUNNING: No.

MR. MCCULLOUGH: None of it is?

SUPERVISOR DUNNING: No.

MR. MCCULLOUGH: So all of the site work done for brick and mortar, all of the sewer work and all that is paid for out of that \$20 million bond?

SUPERVISOR DUNNING: Yes. We have not taken the \$20 million bond yet.

MR. MCCULLOUGH: You're right. That is why we're borrowing the \$3 million. We'll probably do it again next year to delay that because the more we can dummy down that interest

rate, the better off taxpayers are.

SUPERVISOR DUNNING: Sure.

MR. MCCULLOUGH: Correct?

SUPERVISOR DUNNING: Correct.

MR. MCCULLOUGH: I think some of that should have been talked about prior to the referendum vote.

SUPERVISOR DUNNING: We didn't know we were going to do that. That -- some of those things --

MR. MCCULLOUGH: Now that's funny because I knew that was going to happen beforehand from an employee.

SUPERVISOR DUNNING: Well, your crystal ball is far better than mine,

Mr. McCullough, because I don't -- when we got down to doing the actual design, from beyond the concept plans that were shared with the public -- the time we shared this all with the public we had a concept plan. We had cost estimates for what the job was going to cost. We went to the public and said, "Here is our concept. Here is the projected cost of this project. What do you say? Yes or no?"

The public said, "Yes."

So we moved forward.

Once you start moving forward on a project -- and anybody that has built anything -- maybe you have built a home. Maybe you have built -- I don't know -- built anything, but sometimes when you start building something you say, "Well, look, while we're doing this, it would really be a benefit to do this other thing, too, and it will cost us less money to do it now than to do five years from now, ten years from now or even a year from now because we can take

advantage of the people that are going to be there to do the work.

That is exactly what we have done with this particular site. Here is some opportunities to do some different things and better things in the park. We had the funds to do it. And we said, "You know what? Let's do it and do it right."

MR. MCCULLOUGH: So I don't disagree with that.

But the lack of communication to the residents and business owners that are funding that, is -- is a far cry from good. We have this beautiful thing that comes out quarterly, called the newsletter. Back in June, July, August, before that last quarterly news statement, there was rumblings we would go over the State mandated cap. We have -- we have a communication method that we don't take advantage of. Why not make the front page of that community -- that community quarterly letter a financial statement instead of the Supervisor's corner?

When it -- what it all boils down to -- it all boils down to money and it's our money. As of September 15th, we're sitting on almost \$12 million in cash. We haven't even started collecting taxes until October 1st. We're sitting on \$9 million in reserves. That is \$21 million. And I get it. It's good to be safe. Talk about Workmen's Compensation. You don't know when someone will get hurt or anything. How many people know we're paying a million dollar Workmen's Compensation claim and how is that pay out going?

I don't think we communicate as good as we can. I challenge this Board and you, as Supervisor, to let's get creative, let's come up with some new ideas on how to communicate better.

As for the Community Center, every taxpayer should have been mailed something saying there was going to be a referendum vote. You're right. It costs money. To make money, you got to spend money.

So -- but the less people -- listen. "Tax" is a four letter word, but it's three letters. I get it. It's inevitable. But I think we can do a better job communicating what we're spending our money on. It's your money, too, but it's our money. You're elected to do a job and lead.

But the lack of financial disclosure and when you ask questions and you have to search for it -- it's simple. Beginning balance, ending balance. Put it right on the front page of the quarterly newsletter.

SUPERVISOR DUNNING: First of all, I would like to correct a couple misstatements made. The Town is not sitting on \$21 million that we can just go and spend it at will. The money that the Town does have is used monthly to pay payroll, utilities, equipment, fuel. That 12 -- that money that sits -- that \$12 million that is being referred to is not just money we can go out, "Gee, let's just pay cash for the Community Center because we just got all this money sitting

there."

That is -- that is far from the truth and far from accurate.

There is -- best of my recollection, after I spoke with Mr. McCullough this afternoon, um, I did verify there is not \$9 million in reserve funds. There is some money in reserve funds. I believe it amounts to about 6 million is what we came up with. And yes, those reserve funds are established for largely catastrophic-type events and maintenance of existing buildings and existing equipment.

For example, the roof on this building, we're looking at replacing because the roof keeps falling off. Every time we get a wind storm, we can sure come in and the Highway guys and DPW guys are out there picking up shingles off the parking lot. Perhaps you have seen them. Perhaps there is one sitting out there now. But nonetheless, that money is -- a roof on a building like this, I'm not sure of the cost, but guessing it will be close to a million dollars probably to do this roof. We do save money for those kinds of things and those reserve funds are established by resolution, most of which were established many years ago and can only be used for the intent in which the reserve fund was established.

So it is not like I can go take that \$6 million and put it into the Community Center or put it into anything else. It has to be used for the specific purpose in which the reserve is established.

We have an administrative building reserve. The reserves are all listed in our budget actually.

You will see them. They're all in the monthly Supervisor's reports that are available on the website for anybody to see at any time. But those reserves are in there for that purpose.

COUNCILMAN SLATTERY: With that, Supervisor, if I could, as he approaches, also the Clerk's Office does collect the school taxes for the School District and we don't charge the School for that. If there was a charge, then that fee would push back on you, me, us, the taxpayers. So the Clerk's Office does do that work for the School District but doesn't get compensated for it. So just to clarify that.

SUPERVISOR DUNNING: As mandated by State Law, I believe?

COUNCILMAN SLATTERY: State Law mandates. Another mandate that is unfunded.

SI HULSE, Weatherwood Lane

MR. HULSE: Si Hulse, Weatherwood Lane.

Dave (Dunning), I think I might have found that email that you -- that was on Neighborhood. Was that the one where you were talking about tax base between exempt and non-exempt properties, total brought?

SUPERVISOR DUNNING: It may be, Si (Hulse). I don't recall exactly what --

MR. HULSE: Something like the tax base which includes tax exempt properties and properties, with exemptions?

SUPERVISOR DUNNING: That could be it.

MR. HULSE: I have those numbers here if you want them.

SUPERVISOR DUNNING: Feel free.

MR. HULSE: You want me to share them?

SUPERVISOR DUNNING: Absolutely. It's a Public Hearing.

MR. HULSE: Okay.

SUPERVISOR DUNNING: Let the public hear you.

MR. HULSE: Your quote in this was tax base, which includes tax exempt properties and properties with exemptions, was \$1,652,194,307 in 2018. In 2019, 1,794,800 --81 -- 673. Town actually collected in 2019 was 6 -- 6,586,730. Tax to be collected in 2020 is 7,306,110. This is an increase in the actual tax levy of 700 -- 719,380. This equates to a 22 percent thousand of assessed value --

SUPERVISOR DUNNING: \$0.22. Not 22 percent. Don't scare anybody. 22 -- \$0.22.

MR. HULSE: \$0.22.

COUNCILWOMAN SPERR: You can tell he worked on the budget.

MR. HULSE: Based on 170,000.

SUPERVISOR DUNNING: That's correct. Thank you.

Which that \$0.22 just went down -- that \$0.22 now went down to that -- what was it, \$0.18?

COUNCILMAN SLATTERY: Or 12 --

SUPERVISOR DUNNING: 14. \$0.14. So that number went down.

MR. HULSE: All right. Thank you.

LORRIE DIVERS, 37 Jensen Drive

MS. DIVERS: Lorrie Divers, 37 Jensen Drive. Mr. Slattery, I would like to go back to a comment that you made.

COUNCILMAN SLATTERY: Sure.

MS. DIVERS: It was left up to the public about the Community Center and also to a comment that Mr. McCullough made. You actually did send out information to every resident. I got it. I expressed my opinion that I thought it was excessive and that while we needed to make some upgrades for the Senior Center and Rec Center, I thought that the Community Center was really excessive.

I would like to understand exactly what the total amount of money is that is needed that is justifying exceeding the tax cap. You said for the Fire Department expenditure. So if I kind of add together what these gentlemen mentioned, sounds to me like it is somewhere around one -- a little over million dollars; is that correct?

SUPERVISOR DUNNING: I'm sorry. I was trying to look up the number for you. What was the question?

MS. DIVERS: The Fire Department expenditure. The three reasons why this tax cap is needed. The first one you listed was the fire expenditure.

SUPERVISOR DUNNING: About \$650,000.

MS. DIVERS: Okay. And for the employee wage increases, which I'm venturing to guess is not a temporary cost increase. That's a permanent cost increase.

SUPERVISOR DUNNING: Correct.

MS. DIVERS: Which concerns me because it concerns me that this property tax cap exemption may not be a one-time thing.

What is that total amount of money?

SUPERVISOR DUNNING: About 170,000. 180,000.

MS. DIVERS: And then the rest of the money that you're -- that you're explaining we need to make this property tax cap exemption for is to cover the cost of the Community Center, but just the original cost, not any extra cost as you originally clarified.

SUPERVISOR DUNNING: Correct.

MS. DIVERS: So I did a little math. Like several other people here in the room, I got a big shock earlier this year when I got my reassessment. I now have a reassessment -- an assessed value on my house that in -- in -- in anybody's realistic estimation, I could not possibly sell my house for. Okay?

Because it's exorbitant. It was already going to increase my property taxes several hundred dollars. Now you're asking to exceed the State property tax cap and add another additional amount of money on top of that which several other people pointed out.

I run my household on a budget, too. My 2020 budget doesn't include that amount of money. And I'm really concerned that, you know, when you mention, you know, the kind of things this money is needed for, it -- I just -- I just don't understand why on top of our reassessment, and on top of the amount of money that is going to be raised based on our reassessment we need to exceed the property tax cap. Which also means that we won't get our lovely rebate from the State.

SUPERVISOR DUNNING: Not true. That is not true. That's school tax. It has nothing to do with the Town.

MS. DIVERS: Okay. Thank you. Thank you for clarifying that.

COUNCILMAN SLATTERY: That's a problem because some of that stuff is getting out in social media which is inaccurate and people are taking it and running with it. So that is a little scary.

MS. DIVERS: I understand that and appreciate that. And I try to stay off social media for that exact reason because 98.9 percent on there is not factual.

COUNCILMAN SLATTERY: Correct.

MS. DIVERS: But even setting that aside, I'm still very concerned about the amount of money that this is costing the individual property taxpayers in this Town when I see this monstrous warehouse facility going up on Union and I believe that this is factual, that that company is planning on building additional warehouse space, as well. Not just that one facility; is that correct?

SUPERVISOR DUNNING: Well, initially, their plans were for two more buildings of equal size. So my understanding at this point, that that company is looking at subdividing the

property for other purposes. So I guess I can't say that that is true.

I will also add to that that particular building is going under the -- the --

MS. DIVERS: Let me guess. They're getting a tax break.

SUPERVISOR DUNNING: The Monroe County -- through the -- what used to be known as COMIDA, they're --

COUNCILWOMAN SPERR: Imagine.

SUPERVISOR DUNNING: Imagine Monroe. Thank you. Yes. I forget the name of it.

But yes, Imagine Monroe, formerly known as COMIDA. They're getting a break which the County is giving them which we are all a burden to.

MS. DIVERS: I realize you have no say over that.

SUPERVISOR DUNNING: We still get the taxes on the property. It is -- COMIDA is based on the improvements to the property. So anything that was done from the time the shovel went into the ground until the time they opened up their building, we still -- we still get what we were getting on the property as vacant property.

MS. DIVERS: There is increase -- I'm assuming there's increased revenue from the retail space in the old KMart Plaza.

SUPERVISOR DUNNING: Not really, because it -- because it is the same amount of retail space. The same amount of square footage. It is not based on their income or anything like that. It is based on the structure, based on the building.

MS. DIVERS: Those weren't considered improvements to them.

SUPERVISOR DUNNING: They would be considered improvements, but those likely wouldn't be reassessed, if they are reassessed, until the 2020 tax roll. So -- so they will likely get some reassessment -- I can't tell you -- we don't do assessments.

MS. DIVERS: Right. I understand that.

SUPERVISOR DUNNING: We have actually nothing to do with the assessments. I don't know what neighborhoods are being reassessed. I don't know how much are being reassessed at the time. I learn about them about the same time you do.

COUNCILWOMAN SPERR: Sales tax.

SUPERVISOR DUNNING: Sales tax revenues, we'll probably see some increases in that, which are good.

COUNCILMAN SLATTERY: Then also you mention the business on Union Street. That is also jobs that are going -- more jobs that are going be coming into the community. And during the construction, those people that are visiting our local restaurants, gas stations and stuff, it is helping the economy from that end of things.

But, yes, I understand where you are going with that.

Also talking with a gentleman who is working on the steel work for that facility, he also worked on it up at Churchville-Chili High School, the work done up there. There is a company that is specialized doing that work, and they are one -- the only one in this area that does that. So you talk about a shortage in -- in -- in trade workers, whether HVAC, steelworkers and so forth, we are definitely in need of more people getting into those fields. I have a -- my neighbor owns an HVAC business and he can't find people to get into that business.

Just to say along that line, we talked about the tax base, those people working there, the concrete they're buying -- which there is an awful lot of -- living in that area, I see what they're doing daily. So those are -- they're visiting our gas stations and our stores, as well. So that is also helping our tax base.

MS. DIVERS: And that right there is my point exactly. Then why is -- why is the burden being added to individual property tax owners of this exceeding the property tax cap, plus the burden that has been added from our reassessments. You just -- you just said exactly the point I'm trying to make. There -- I -- there are other sources of revenue in the Town thanks to you folks because you brought businesses in. You got that old KMart space. You got people interested in that old KMart space.

COUNCILMAN SLATTERY: That is what we hear. Sorry to interrupt.

That's what we hear. Because, you know, I have been going out, talking to different people, they're saying you got the old KMart. You got the Walgreens. Why can't do you something? Why can't you bring a business in?

We have been trying to get a nice restaurant to come to Chili. And then people want to -- people don't want to go to Henrietta or they don't want to go to Greece. They would like to stay local if they can. And that is what we're trying to do.

MS. DIVERS: I understand that and I appreciate that. You're making --

COUNCILMAN SLATTERY: I hear from my wife, as well.

MS. DIVERS: You're making my point for me.

COUNCILMAN SLATTERY: Well, I'm helping you.

MS. DIVERS: If you're bringing in these businesses and bringing in other revenue, why does it need to come back as it always does -- as -- as you yourself mentioned earlier with the School District -- which is different -- that's a different issue but it is still the same problem. It always comes back to us and our pockets and our wallets.

COUNCILMAN SLATTERY: And I'm one of them.

MS. DIVERS: And I understand that. And I understand Mr. Dunning is, as well.

You -- but I just -- I really -- I was really surprised to learn how easy the State makes this to exceed the property tax cap. All it requires is this Public Hearing and 60 percent of you to vote for it and that's it.

COUNCILWOMAN SPERR: Three votes.

MS. DIVERS: That's correct.

SUPERVISOR DUNNING: The one thing -- as far as the tax cap goes, the one thing I always found pretty interesting, did you know the School Districts are exempt from capital projects? So if we were treated like the school districts, we wouldn't be here doing this today.

MS. DIVERS: Right. But the other issue is --

SUPERVISOR DUNNING: And they put in \$50 million capital projects.

MS. DIVERS: Right. But when the School District wants to exceed the tax cap, they are required to hold a vote, a public vote.

SUPERVISOR DUNNING: But they don't need to because the capital projects, the \$50 million capital projects that they put out there don't --

MS. KEIM: Capital projects are voted on.

SUPERVISOR DUNNING: But not like people vote on like elections and things.

I just like to -- I'm not sure what you're assessment -- I'm not asking for your assessment, but I just did a quick math. What -- the Town -- what the Town has control over, on a \$150,000 house -- if your home is valued at 150,000 -- you can double it if it is 300,000, your -- you mentioned your taxes are going up \$200. That is not because of us.

The -- your taxes are going up \$25 if you own a \$150,000 house. A year. That is -- that is all we have control over as Town tax.

MS. DIVERS: I understand that and I appreciate it. But I don't have \$25 or \$225 in my 2020 budget to pay more property taxes and that's my point.

SUPERVISOR DUNNING: Thank you.

MATT COCCIA

MR. COCCIA: Matt Coccia. I -- I have been listening to everyone and some good information and I think we kind of touched on something that is important. I -- I think the question, you can clarify this for me.

The question that was posed to you, Mr. Supervisor, was what was the amount of dollars that were generated from the latest reassessment? Was that the question that was asked and you weren't sure of the answer?

SUPERVISOR DUNNING: Yes. That is what Si (Hulse) pointed out.

MR. COCCIA: He pointed out about \$700,000.

So based on that, do you know what percentage of properties were assessed?

SUPERVISOR DUNNING: I do not. That is the Assessor Department. I don't --

MR. COCCIA: It's an important fact. It is an important figure to know. Because I know that the whole Town wasn't reassessed.

SUPERVISOR DUNNING: That's correct.

COUNCILWOMAN SPERR: About a third, isn't it? Something like a third.

SUPERVISOR DUNNING: I don't want to recite the number because I don't have that in front of me.

MR. COCCIA: So those taxes are a funny thing. We --

COUNCILMAN SLATTERY: No, they're not.

MR. COCCIA: We -- funny in a different way. We complain about them, right, but we pay them as long as we're not paying more than the guy next door. And when the guy next door a third of the people that are rightly upset. And they understand that the people at the other end

of the street or around the corner didn't get reassessed, because they talk.

I was reassessed.

COUNCILMAN SLATTERY: I was reassessed.

MR. COCCIA: I know that there is the -- the majority of houses around me were not. You know, and -- I'm not here to nark on anybody, but the fact of the matter is that you -- you still can go back to the well again, to the reassessment well. And you're going to, I'm sure.

So this coming year in 2020, there will be another third of the houses that get reassessed. I assume after that another -- it will be another third of the houses until you get them all. It will take about three or four years, but you will get them all. So we're not taking into account the additional -- again, if it is 700 plus \$1,000 for reassessment revenue, if I understand that right, sir?

\$700,000 in additional reassessment revenue that was generated for one year?

MR. HULSE: Right.

MR. COCCIA: If we do that another two times, that is another 700,000 next year and another 700,000 the year after that. So is that -- has that been accounted for, the future reassessments for the remainder of the properties that haven't been reassessed yet since we didn't do a Town-wide reassessment?

SUPERVISOR DUNNING: We would have no way of knowing what that is. The Assessor doesn't know what that is right now. The -- the Assessor is the one that determines who is going -- what areas are reassessed, based on what the State tells her she has to do. And I -- she couldn't tell you today. I couldn't tell you. We couldn't tell you today if it is going to be a third. And if it is a third, who is going to be reassessed. How much that reassessment will amount to. We have no idea.

She -- she does the assessment. We get the assessment base and then we work with that.

Once she gives that number to Finance, we work that number down into what ends up being the tax.

MR. COCCIA: Well, it has to be part of the projection for next year's budget, right?

SUPERVISOR DUNNING: No. We have no idea.

MR. COCCIA: No? Why?

SUPERVISOR DUNNING: Because we don't know what it is going to be.

MR. COCCIA: Why don't you ask her?

SUPERVISOR DUNNING: Because she doesn't know what it is going to be.

MATT COCCIA: Why?

SUPERVISOR DUNNING: Because she has not reassessed the properties.

MR. COCCIA: She doesn't drive around and one by one look at the properties. This is bang in the computer system and it spits it out.

SUPERVISOR DUNNING: Pretty much.

MR. COCCIA: So why aren't we projecting what the reassessments are going to be?

SUPERVISOR DUNNING: Because those numbers aren't available. Ask the State of New York. You have to check with the State of New York. It is not us. We don't -- she doesn't -- she doesn't --

MR. COCCIA: It's a projection, right? What is next year going to bring? Just like you're projecting what the spending is going to be. You got to project what the revenue will be, right? So what I'm saying is now you want to override the tax cap for the immediate benefit, but do we have a reassessment in your back pocket for the other third and the other third the year after that for people that weren't reassessed?

SUPERVISOR DUNNING: There is not a case where we're getting in more money than -- then there is an imbalance between the assessed value and the -- the -- the actual where we need to be with our tax levy, then the tax rate would be adjusted accordingly.

It won't -- now, once this is exceeded, we won't -- we're not planning now -- we're not projecting any time in the near future at all blowing the tax cap again. So, therefore, we still -- we would still be beholden to the 2 percent tax cap.

However, if the assessment base went through the roof and we could bring the levy down, then certainly we would bring the tax rate down. But I don't know that. I can't project that. I can't predict that until the Assessor comes back with her assessment and she doesn't know that until she actually does it.

It is not as simple as walking up to computer and pushing a couple buttons. I'm not an Assessor. I don't do it. I don't know the software.

MR. COCCIA: Well, averages are averages.

SUPERVISOR DUNNING: I don't know that -- well, not really. When you look at a Town like Chili, there is no average.

MR. COCCIA: If you take a third of the properties and you wind up with a certain reassessment of dollars, you can assume that the next third of properties is going to be about the same.

COUNCILMAN SLATTERY: Do you know where the market is? I think the market is a factor, as well.

MATT COCCIA: That's a good reason to actually do a 100 percent Town wide reassessment in one year and not do it a third at a time.

COUNCILMAN SLATTERY: We did that -- that happened years and years ago. The State used to give you \$5 per parcel if you kept your assessed value, you know, at 95 to 100 percent. They used to give you that \$5 per parcel. They took that away.

And then I will give you another Town, for example, wasn't keeping their tax rate up -- their assessment up within that 95 --

MR. COCCIA: Excuse me. When I say "100 percent," I don't mean 100 percent of value. I mean 100 percent of the properties.

COUNCILMAN SLATTERY: Right. I understand that.

But I'm just giving you an example of what assessed value they have to maintain.

MR. COCCIA: We're at 100, right? 100 percent value?

COUNCILMAN SLATTERY: I would say yes. Yes.

So then also keep in mind, that with Chili, we have four different school districts.

Churchville-Chili, Gates-Chili, Wheatland Chili and Caledonia Mumford.

And then now, because I live in the Churchville-Chili School District, and I have lived in Chili -- you have people in Riga and you have got people in Ogden. If we don't keep ours at a certain point as David (Dunning) mentioned earlier, somebody else will be paying for that, to make up that difference. So that is why it is very important.

And then also with -- when you look at the homes, where the -- what they're selling for, the -- the woman here, she understands. It's -- let's be realistic. Some of these people are getting 20,000, depending on the cost of your house, 40,000 more than what they realistically should be getting and that is driving up the assessments, as well.

MR. COCCIA: The assessments are basically -- a third of the houses will be assessed low. A third will be assessed high and a third will be assessed about right.

COUNCILWOMAN SPERR: No.

Matt (Coccia), what happens is a third of the assessments go up, a third stay the same and about a third go down. Not everyone's will go up. But the people --

COUNCILMAN SLATTERY: I don't know that.

COUNCILWOMAN SPERR: But the people -- this is a generality when they talk about assessments. But usually the ones that have recently purchased a house are the ones that it may go down. Not those of us that have been there for a long time.

SUPERVISOR DUNNING: I don't want --

COUNCILWOMAN SPERR: We're kind of getting off the subject.

MR. COCCIA: Well, actually, it was the subject pretty well. Because I think what we're -- you're forgetting about the revenue. We're looking at how do we tax everyone, 100 percent of the residents at a certain amount, but yet when we're reassessing, last year's reassessment, we're not looking at taxing 100 percent of the residents at the full amount. There is no parity there between how you use the reassessment tool for tax generation and how you use the tax rate for tax generation.

And I think until you get all of the people reassessed and at the same level in the same year, you're going to be able to dodge these questions left and right. This is just -- you're just never going to be able to pin it down. Never going to be able to pin down how much do we generate from a tax reassessment. Town-wide, 100 percent of the properties. We can't -- we don't know that answer. It's amazing we don't know that answer.

So I think before you apply an increased tax rate to every resident and every property owner, that every property owner should go through the same reassessment process. So that then everyone is now moving in the same direction at the same time, the same level, so there is some parity.

Right now you're looking at taxing the people that were reassessed and hitting them with a

rate and some people had no reassessment and getting an increased rate. There -- there is still going to be some people that pay a lot more and some people that pay a lot less.

SUPERVISOR DUNNING: I hear what you're saying and I will have a discussion with the Assessor about what you're saying. Again, we don't do the assessment, so I don't --

MR. COCCIA: My -- my recommendation is that you table this until such time that all properties in the Town have been reassessed and then go back to the rate, looking at what you need to do to the rate in order to apply that evenly across all reassessed properties.

SUPERVISOR DUNNING: Thank you.

MR. MCCULLOUGH: Just real quick, Dave (Dunning). According to last year's fiscals, in the last six years, home assessments on average have increased 16.4 percent.

SUPERVISOR DUNNING: According to New York State, what I just heard this morning, and please, Mr. Knapp, correct me if you heard something differently, over the past three years, there has been an average of 5 percent increase in home values over the last three years, and with no end in sight on that trend of being a 5 percent property value. This is coming from what the State of New York is telling us our property values and the number that we have -- our Assessor has to work with when she is looking at property values. It's mandated by the State of New York.

BOB PERROTTA

MR. PERROTTA: Bob Perrotta. I understand that the -- the biggest increase was the 650,000 for the Fire Department, for this year's budget; correct?

In the future, are there going to be large expenses like that in the next two or three years?

SUPERVISOR DUNNING: Not that I'm aware of, no.

MR. PERROTTA: Thank you.

PAT ALBANESE

MS. ALBANESE: Pat Albanese. A question about operations of the new facility. How is that --

SUPERVISOR DUNNING: This is a Public Hearing for the tax cap.

MS. ALBANESE: I understand that.

SUPERVISOR DUNNING: If you would like to speak about the operational --

MS. ALBANESE: I'm asking about how that will be funded, because whenever you build a new building, there are increased operational costs associated with it and how is that -- how is the tax cap or how is that going to be accounted for in our taxes or in revenues for them?

SUPERVISOR DUNNING: It will -- it will -- revenues will support some of it. Some of it will be supported through general fund expenditures as they are today.

MS. ALBANESE: So that won't have an increase in subsequent years?

SUPERVISOR DUNNING: Not in the tax rate, no.

COUNCILMAN SLATTERY: Also, just so you know, the building will not be completed until 2021.

MS. ALBANESE: I'm only speaking to experience when you build a new building, there are increased operational costs that you need to find ways to fund.

SUPERVISOR DUNNING: And quite honestly, we're looking at some things now that with the age of the buildings we're currently in and the cost to maintain those, we're almost thinking we might have a wash on some of the things there where we may see some changes a little bit. Slightly in personnel likely, but those would be minor in the big scheme of things.

MS. ALBANESE: Often big costs have to do with maintenance and personnel costs as you go forward in maintaining and supporting a larger facility with additional features.

SUPERVISOR DUNNING: Thank you.

COUNCILWOMAN SPERR: Pat (Albanese), we do have some aging facilities, so we are starting to be on the other end of incurring larger costs for maintenance and repairs to the current buildings, too, so you have to kind of take that all into consideration.

MS. ALBANESE: I'm more concerned about the personnel side, which is a huge usually increase in --

SUPERVISOR DUNNING: We don't anticipate much increase on the personnel side at all.

MS. ALBANESE: Thank you.

MR. SULLIVAN: Is this only for one year?

SUPERVISOR DUNNING: Name and address, please.

FRANK SULLIVAN, Cornwall Crossing

MR. SULLIVAN: Frank Sullivan. Cornwall Crossing.

Is this only for one year?

SUPERVISOR DUNNING: No, sir.

MR. SULLIVAN: If you override it now, will it override it forever?

SUPERVISOR DUNNING: No. This will be the new tax rate until the tax rate either changes up or down.

MR. SULLIVAN: How do we go backwards?

SUPERVISOR DUNNING: We go backwards when we talked about earlier if the Town brings in more money and revenues, whatever source that is, and our expenses stay the same like they have over the past -- at least 15 to 17 years, then your tax rate will be -- could go down from that.

MR. SULLIVAN: So that gets rid of the override if we have --

SUPERVISOR DUNNING: There would be no -- if you -- when you establish -- the override establishes a new tax rate.

And, Dan (Knapp), please step in if I'm wrong on this, too. But the way I understand this now, this establishes a new tax rate. If at some point we lower that tax rate back down to what it was in 2018, \$3.85 or \$0.84, then that -- then our levy is -- is also reflected by that. The following years, we cannot exceed that levy by 2 percent. So that number then becomes your new -- your new base.

Correct?

DANIEL KNAPP: Yes.

COUNCILMAN SLATTERY: When you look at the tax rate, when you look at what we're proposing now about \$3.98 cents -- last year I don't know if you're familiar what the tax rate was in previous years. '19, 2.86. '18, 2.86. '17, 2.86. '15, 2.86. '14, 2.84 and -- in that ball park.

SUPERVISOR DUNNING: 3.

COUNCILMAN SLATTERY: Or 3. I'm sorry. 3. Thank you. Say it louder. 3.86, 3.86, 3.86.

And then you go back to -- you know, 2010, when it was 3.79. So I mean we have pretty well maintained where we were. Just to clarify that \$3.79. So really, we -- I think we have done a good job over the years in trying to maintain. Even with all of the new restrictions and things that are pushed down from Albany, we feel that just like the County does. And other municipalities and so forth. We feel the unfunded mandates.

Ginny (Ignatowski)'s staff, she has two full-time people in the Town Clerk's Office and plus herself. Now she is collecting the school taxes for the School District and is not compensated for it. So that is people hours that are there to do something that they have to do without being compensated. Without pushing -- we could push that cost onto you, but I don't think you would appreciate that either.

So that is why we're -- we're trying to work with the community and try to help them out and -- to do that. So --

MR. SULLIVAN: Very good. Thank you.

COUNCILMAN SLATTERY: You're welcome, sir.

MR. HULSE: Si Hulse again.

My question is, whenever a non-exempt organization wants to build something in the Town of Chili, is any consideration ever given to as to how this affects the tax base? It seems like, you know -- I look at Public Hearings and proposals and Planning Board meetings and things like that, and I'm not concerned about what is coming into the Town of Chili. It is -- just is that they're coming into the Town of Chili, are they going to be looking for tax-exempt status? Because that all affects us. Every time there is a tax exempt organization coming in, they build an apartment complex and they say oh, ten of them will be designed for the -- for the Catholic Family Charity Senior Center -- seniors. But then the whole complex seems to be ruled as tax exempt.

COUNCILMAN SLATTERY: No, that is not accurate.

SUPERVISOR DUNNING: Si (Hulse), that is actually not accurate. I know Greenwood Townhomes is an example. Greenwood Townhomes, there is a lot of townhouses in there. There is a portion of that that was -- that was dedicated to seniors. They were able to get a tax break for that part of their project because of that and under the Jobs Plus Program.

Now, when you talk about tax exempt properties, there is a couple different ways this is working. Tax -- holding tax properties are typically your churches and very little other than that that are wholly exempt from taxes. Those are your taxes.

Now, the places that are in the COMIDA or Imagine -- or --

COUNCILMAN SLATTERY: Envision.

SUPERVISOR DUNNING: Or Imagine Monroe, getting the COMIDA benefits, they're still paying taxes on the property typically in which the building is. It is -- typically the tax break is on the improvements to the property and not necessarily on the -- on -- just like the land it sits on. So they're not always wholly tax exempt.

Then we do have places that are typically your schools -- I'm sorry -- are also tax exempt, I believe, as is a municipality like Genesee County which just bought property in the Town of Chili. They are tax exempt. But in the case -- in the case of some of these exemptions or would otherwise get exemptions, we look at PILOT agreements and we have agreements with some places for PILOT, which is a Payment in Lieu of Taxes. So we do get something from some of them.

MR. HULSE: The U of R has been gobbling up properties all over, because they can't expand any more in their location in the city.

COUNCILWOMAN SPERR: Right.

SUPERVISOR DUNNING: But they haven't gobbled up much of Chili.

MR. HULSE: Pardon?

SUPERVISOR DUNNING: They haven't gobbled up much of Chili. They did buy that parking lot, but we do get money from them for it.

MR. HULSE: You have got some offices that are run by the U of R.

SUPERVISOR DUNNING: I'm not familiar with any if they are.

MR. HULSE: Haven't they taken over at least a couple floors over at the Perna building over there on Paul Road?

SUPERVISOR DUNNING: I wouldn't --

COUNCILMAN SLATTERY: I don't believe Perna owns that building.

SUPERVISOR DUNNING: No. That is owned by the Lepores.

MR. HULSE: Who is it owned by?

COUNCILMAN SLATTERY: The Lepore family.

MR. HULSE: Okay. So he sold that building off.

There is some organizations in there that are U of R, and --

COUNCILMAN SLATTERY: They rent space, but they don't own it.

SUPERVISOR DUNNING: We don't know necessarily who the tenants are in some certain spaces. If they're a tenant of a building, we may not know.

COUNCILWOMAN SPERR: Good questions.

JASON MARSHERRALL, 14 Cornflower Drive

MR. MARSHERRALL: Jason Marsherrall, 14 Cornflower Drive. Thank you very much for having me back up.

As Ms. Divers mentioned, the -- the number to override the New York State tax cap would be 60 percent. Um, I'm wondering if -- I know I can't make anyone speak, but I'm wondering if I could hear from any additional Board members that haven't had a chance to really speak up, or if -- Supervisor Dunning, if you could speak to the process of how it went when you were doing your budget workshops, if this -- the decision to override the tax cap was a unanimous one or if there was an argument or anything to that matter, or if -- or if anyone can speak to if anyone's mind has been changed tonight based on the feedback from the Town residents.

COUNCILMAN SLATTERY: We don't vote on it tonight. Tonight is the Public Hearing so we just listen to the comments.

SUPERVISOR DUNNING: Yes, we do.

COUNCILMAN SLATTERY: Oh, the tax cap. I'm sorry. Not the budget. Yes.

COUNCILMAN DECORY: Jason (Marsherrall), I would like to say something on that. It was a painstaking process to go through it. Any time that we need to spend additional money like that, it's never easy because we all pay property taxes ourselves so we -- so it affects us, too. But we look at it from the long-term, you know, what -- what's the best benefit for the Town. But I can tell you there was a lot of the meetings, a lot of discussions, a lot of back and forth. And none of us take it lightly. We know that it is difficult. We know it is difficult for some more than others, but still, it's not -- it's not an easy decision, but we feel it is the right one to do.

COUNCILMAN SLATTERY: Also to just touch on that, Jason (Marshall), a little bit when you talk about the Fire Department for example, people were -- I have heard in past budget years they criticize the Chili Volunteer Fire Department. And I will stress the "volunteer." I have a neighbor that is about eight houses away from me. Their house just burnt. And when you look at the number of volunteers, the men and women that showed up, dropped what they're doing, whether sitting at the dinner table, they work nights, they were sleeping, whatever they were doing, they dropped what they were doing to come out to respond to help the guy -- the guy that owns the house was standing in his front yard -- to help him. And they did the best they can. These are volunteers.

Now if you talk about if we have to go to paid, what is it going to cost us as taxpayers. I say "us." Because you know -- any city firemen, you look -- or paid Fire District, you know what they're paying, what it is costing. When you look at what the City wanted to do, shut down a firehouse -- so then they shift the employees to different areas. They talk about response time to an ambulance.

When you look at -- when you talk about having to go to pay, what it is going to cost, the salaries, the benefits, the house that they're in -- because now they're going to need the sleeping quarters and they don't have those right now in those Fire Departments, so you're talking about the renovations that will have to take place there.

Then you also look at the retirement. So when you -- when you add all that up, I thank and I applaud and I will stand up right now and give these guys a standing ovation for what they do, their dedication and commitment.

My neighbor, who just lost his house, what he is dealing with now --

COUNCILWOMAN SPERR: And two cars.

COUNCILMAN SLATTERY: And two vehicles, one that is a brand new pickup truck that he had maybe two months that he lost. And just the heartfelt from the whole community right around us.

So that's -- when you look at the tax cap and what they're trying to do and what -- the service that they bring to this community.

And not to mention the mandatory hours that they need.

Jim (Leahy), quick, what is the mandatory hours for -- for a fire person?

MR. LEAHY: So our average volunteer puts in 200 hours a year. We provide 21,000 hours volunteer service to the community every year.

COUNCILMAN SLATTERY: When you look at those hours and then look at the population of Chili about 29,000 and you look at the number of people that volunteer to help out -- we have been asking for this Town -- we were asking for people to join committees. Rec Advisory, Historic Preservation. Jeff Baker is our Library Director. He was looking for people to join the Library. It's hard to get people to join the committees -- Drainage Committee, Rec Advisory -- to get people to join. We have 29,000 people and we're struggling to fill a seven-person committee.

And the volunteer Fire Department, what they go through. So these -- I'm sorry. I take this personal. When I go through that budget -- because I know some of these Board members -- "Really, you've got another question?"

Because I scrutinize it. I look at it and I go line by line. And I have a spreadsheet --

COUNCILWOMAN SPERR: I have news for you, Michael (Slattery), we all go through and read it and go line by line.

COUNCILMAN SLATTERY: Mary (Sperr), I know that.

COUNCILWOMAN SPERR: I know, but I just want to say we all work hard at this.

COUNCILMAN SLATTERY: Okay. Thanks, Mary (Sperr).

But just a point in regards to that.

COUNCILWOMAN SPERR: I did want to make a point before you get off the subject.

Earlier we heard Jim (Leahy) stand up and tell us they saved for the communication.

\$589,000 they were mandated by the County because the County decided they were going to change. So if they weren't mandated to pay that \$589,000, that could have been 589,000 putting towards the new building of which we're trying to help them out. They came to us and asked. They have been asking for us for a while and we have been saying, "No, no, no" and it's frustrating them.

But if we didn't have to pay that 589,000 for the new microphone or new communications equipment, that's a big chunk. So that is just one piece of the mandated things you don't realize

that we have all to cover that we have no control over. So it is a -- it is a reality. I just wanted to make sure that I pointed that, too.

SUPERVISOR DUNNING: And if anyone thinks for one minute that we take this decision lightly, they are sadly mistaken. As been said time and time again, we also pay taxes in the Town of Chili. We suffer the same things. Our homes get assessed just like your homes get assessed. We pay the same tax rates that you pay. We take this very seriously.

We work very hard to bring some community amenities to the Town, some upgrades to the Town that the Town had been asking for. We provide that. And I know, Jason (Marsherrall), you and your family enjoy the services that the Recreation Department, the Library -- perhaps not yet the Senior Center -- but enjoy the services that they provide in this -- and this facility will provide some great services to our community that have been in demand, that we lack as -- as other communities have.

But no, we didn't -- we didn't argue over this. We didn't sit there and fight each other tooth and nail. We discuss and we discussed where we're at. We talk about it.

We have never had a knock-out/drag-out fight over anything. We have professional discussions. Sometimes they go well. Sometimes not so well at the end of the day. But again, this -- this is not an easy decision.

We have nothing, nothing personally to gain by overriding the tax cap or by raising the tax rate. Not a single one up on this Board, not a single person in this room has anything to gain by raising -- or by overriding the tax cap. Nothing personally at all. The money that comes into the Town is the Town's money. It's your money. It's my money. It's all of our money.

So I -- so -- I don't know -- sometimes people look at it, you know, you're taking -- I'm not taking your money. It's my money, too, first of all.

And second of all, I'm not taking it. I'm not. I have got nothing to gain by doing this. But the community has everything to gain by doing this. It really does.

At the end of the day, the community as a whole, they supported it when we put it out there, so we're trying to provide what the community said they wanted.

COUNCILMAN SLATTERY: If I can, Supervisor, real quick, Jason (Marsherrall) has been at the Senior Center because Chili Recreation doesn't have the facility to put on those events, so we have to go to the Senior Center.

SUPERVISOR DUNNING: Okay.

MR. MARSHERRALL: I don't hang out there often, but I have been.

COUNCILMAN SLATTERY: Bingo is a great event.

MR. MARSHERRALL: Thank you so much.

SHAWNA LUSK, White Birch Circle

MS. LUSK: Shawna Lusk, White Birch Circle. I would just like to say I don't have a lot of questions. As just a taxpayer and someone who was reassessed and also operates on a pretty strict budget, I am opposed to this. I would like to register that officially.

As my elected officials and representatives, please know that I understand that your job is difficult but again, I am not in favor of raising this because it's a permanent increase. It will not go back down. I think it's unrealistic to say we -- we're going to have a windfall of millions of dollars and suddenly we'll all be flush with money and our taxes will go down. It's not realistic and I understand that. But it seems like from some of your comments that your decision really has already been made. So I -- so I think -- I disagree.

COUNCILWOMAN SPERR: You can't say without --

MS. LUSK: Well, I'll stay here then and I'll watch the vote and then I will see who -- who votes for it and who votes against it if that is what it -- it will take for that to be true.

But in my opinion, from what I have observed and heard, it seems as if the decision has already been made. And so, I -- I'm not sure -- I appreciate the public forum, but again, I feel like that perhaps some of what we shared may not necessarily be taken into a serious of a -- of an account as it might otherwise has been.

But again, I -- I am opposed to this. I would like to officially get that on record. I do not support the tax.

COUNCILMAN SLATTERY: You know, I appreciate your time and your stating that.

And when you look at the whole process, of getting to where we are, with the budget, we talk about the -- the -- the public meetings that we had. You know, with all of the department heads where we sat here. Mr. Lindsay, Mr. Knapp. They were here as well as all of the other department heads.

So this is a process that we have gone through. And it would be great if this amount of people or more show up at those budget workshops.

MS. LUSK: Let me interrupt you for a second there. Um, I have tried to become involved with Town committees and the response that I received is, "There is no openings right now. But we'll let you know."

Not a, "Would you like to come to this meeting?"

I --

SUPERVISOR DUNNING: Have you filled out an application?

MS. LUSK: I absolutely have. And I received --

SUPERVISOR DUNNING: I'm sorry. Your name?

MS. LUSK: I received an email from you, Mr. Dunning, and from your secretary saying sorry, people don't really want to get involved. I also asked if there were term limits on some of the committees.

SUPERVISOR DUNNING: I do recall that.

MS. LUSK: Because I feel like sure maybe not everyone wants to be involved in these decisions -- and this is not certainly about the tax cap and I apologize --

COUNCILMAN SLATTERY: That's okay.

MS. LUSK: -- for taking it in this direction, but you have people here who want to be involved and when you're told, "No space for you, no term limits, good luck, we'll let you know when there is an opening," it's discouraging. And so maybe that is part of the reason that people don't want to come. I have talked with people who have tried to come and who have tried to be involved and we -- we have been turned away or told there is no space for us.

So again, I'm not trying to turn this discussion into that. It's a whole different thing. I'm happy to talk with you about that later.

COUNCILMAN SLATTERY: I always say reach out to a Board member. Reach out and talk to a Board member. Talk to us. We're here. We're elected by the people to serve the people. That is what we're here for.

MS. LUSK: I would like to remind everyone that there is an election coming up. So --

COUNCILMAN SLATTERY: Which is perfectly fine. No exactly.

JEAN WINTER, Old Chili Scottsville Road

MS. WINTER: Jean Winter, Old Chili Scottsville Road. Actually Shawna (Lusk) said everything I was going to say. I pretty much can read people's outputs, kind of figure it out you all have decided what you're going to vote because you're not listening to us and we put you there. So just remember in less than three weeks, there is an election. I haven't made my decision yet. I will directly correlate to what the decision is tonight.

SUPERVISOR DUNNING: Thank you.

ROB WILKIE, 21 Solmar Drive

MR. WILKIE: Rob Wilkie, 21 Solmar Drive. Again, I'm against this proposed increase. My assessment went up quite a bit. A lot more than it has ever gone up before. I did not grow up in this area, so I have exposure to several other states where taxes are actually lower. Um, you were saying long-term, Mr. Stowe [sic]. Long-term, if I was looking to moving to Upstate New York, I just looked online and I saw there are houses in Pittsford with better schools, better Civic Center and their taxes are lower. So why would I come to Chili? You also mentioned costs. Well, the costs here are crazy. You have mentioned employment. I work for what once was a large company in this area. They're now much smaller. We are constantly trying to hire young people. We can't keep them. They move out of State because taxes are too high. We can't keep them because we can't give them raises. We reduce our health care every year. So my costs for health care have been going up incredible over the years.

Have you looked at any of this stuff, like maybe reducing the health care for employees?

Or maybe there is other places you can save money.

SUPERVISOR DUNNING: We look at every possible thing. We have -- and actually, this year we did have a little reduction in health care that -- slight, ever so slight, but there was reduction in cost health care for employees this year.

MR. WILKIE: Do you have a \$12,000 deductible?

SUPERVISOR DUNNING: No. I actually think it is -- I'm sorry, 3,600/6,000; correct?

MR. WILKIE: I have a \$12,000 deductible. Going back 20 years, it was a \$20 copay.

SUPERVISOR DUNNING: You're right. Health care has changed a lot. A lot of it is out of our control.

MR. WILKIE: I have seen very little pay raises over the years. And I do vote every year. I don't usually come to the meetings. I'm usually working. I can't afford the time to come here. I would love to. But I'm active on voting.

I'm also active on social media and I have seen a lot of people -- they're saying you can't be doing this. So you need to take that into account. As other people point out, voting is coming up.

SUPERVISOR DUNNING: Thank you.

STEPHEN TARBELL, 21 Weatherwood Lane

MR. TARBELL: Stephen Tarbell, 21 Weatherwood Lane. I really wasn't going to say anything. I was just going to come here, but just a quick little background quick before I make some comments.

I moved to Chili four years ago from Wyoming County, and I did a lot of research before I moved here. I went -- I'm a former Town Supervisor in Castile, so I very well know how this stuff works. And we'll get into a couple comments that were made earlier about that.

But I went to eight different Town Board meetings, did some research online and I chose Chili. I chose Chili for -- we don't have a time enough for all of the reasons why I chose this Town and I was -- was kind of happy how things looked in the past and how things were going. And being where you sit, Mr. Dunning, I -- you know, most people sitting here are probably paying anywhere between 1,000 or less than \$2,000 a year in Town taxes. It's not the Town taxes. I don't like paying taxes. I used to have people complain to me all of the time about our Town taxes, our Town taxes. Our Town taxes are similar, about the same rate here. When I retired about four years ago, about -- about 3.95, \$4 a thousand. It's -- it's not us.

62 percent of the taxes in Castile were from the School District. I don't like paying almost \$5,000 a year in school taxes. But when I'm paying somewhere between 1,000 and \$1500 in Town taxes, that -- that is not the problem.

And when somebody talks about the Assessor -- I think what needs to be done and what I did in my Town -- I think there should be some Public Hearings with the Assessor explaining to the people the process about assessing. It is not the Town Board. Mr. Dunning has no authority to tell the Assessor what to do about raising taxes. They're appointed for a -- six-year terms, I believe. You can't tell them to do their job.

A lot of their rates for assessments is done on recent sales of property. But it is not Mr. Dunning's job to tell the Assessor what to do. And you do not have no crystal ball to let know what -- what is going to be the assessment. You have to wait until you're done. You have no clue.

So you are -- so you're telling the truth about that.

And working on the budget, I know what you're talking about. The people don't understand. It's a lot of work to go line by line by line to cut. But you know what? We can all sit here tonight and complain that you're going to go about 3.9 percent over the -- over the cap, but, you know -- but you know what? It -- it is not the Town. It -- it is -- this is not the issue. So thanks.

SUPERVISOR DUNNING: Just for clarity, we're looking at 1.4 percent over the cap. 1.4.

KEVIN LAPE, 115 Stover

MR. LAPE: Hi, everybody. My name is Kevin Lape. I -- I grew up here in Chili, graduated from Churchville-Chili High School 2001. After that I joined the military and spent 17 years outside of the State of New York. I owned seven different houses in four different states: North Carolina, Virginia, Florida and Tennessee. All those homes I have no idea what my property taxes were because they just weren't that much.

I moved back here to my hometown of Chili last year. I got a job working at Wegmans corporate right down the street. I was really shocked at how much property taxes are here in New York, especially not knowing how much they were before, obviously living with my parents

here in New York when I was in high school.

I got reassessed this year. My mortgage payment went up over \$400 a month this summer.

To me, that was a big shock. This is my son Joe over here. He is a student at Churchville-Chili

Middle School. I have two other kids that go to school at Chestnut Ridge. And it's really -- to me, it's a failed experiment moving back here to New York to my hometown just with the crazy amount of taxes we get hit with. We get squeezed from the State. We got sales tax, property tax, school tax, all this stuff. I know you guys are not responsible for the majority of the stuff we get hit with, but we just get hit in so many different directions. Raising it \$25 a year, I have no time for this kind of discussion. We're in the State of New York, which is ridiculously taxed. They put a tax cap on it. We're a small Town in Western New York and you're talking about blowing a tax cap? It sounds ridiculous to me. I don't understand it. At all. I think you guys -- you got to stick to the tax cap. You can't blow the tax cap. Pay the firefighters. Pay your people. It sounds like you have a \$20 million problem with a new Community Center down the street that we can't afford. If we can't afford it, we can't do it. Don't blow the tax cap, please. No one can afford it. Thank you. Got to go.

CARRIE KEIM, 48 Stover Road

MS. KEIM: Carrie Keim, 48 Stover Road. I just have one comment. I don't need any response.

As I'm sitting here listening to those who have expressed it seems like everyone has made their decision. I have the same feelings sitting here listening, as well. I just want to remind you that sometimes listening to understand is different than listening to form a response. It seems like every time someone has been up here speaking, there has been a response on the tip of your tongue to be formed. So maybe just listen to what is being said and process it. Thank you.

The Public Hearing was closed at 8:49 p.m.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speaker addressed the Town Board on various subjects: Jason Marsherrall. The Public Forum concluded at 8:52 p.m.

MATTERS OF THE SUPERVISOR: Nothing to report.

MATTERS OF THE TOWN COUNCIL:

COUNCILMAN DECORY: Friday, October 25th, right here, it's the Halloween event from 6 to 8 p.m. Costume judging, candy. Parents will be very happy to hear that. 6 to 8 p.m. Hopefully the weather will hold out and it will be a good time.

The 9/18/19 Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Advanced Payment of Claims – September 2019
Architectural Advisory Committee Minutes – 7/9/2019, (No Meeting in August)
Building Department Report – September 2019
Conservation Board Minutes – 9/9/2019
Dog Control Reports – September 2019
Drainage Committee Minutes – 6/4/2019 (No Meetings July or August)
Library Board Minutes – 8/27/2019, 9/10/2019
Monthly Financial Report – September 2019
Parks & Recreation Minutes – 8/20/2019
Recreation Center Report – September 2019
Senior Center Report – September 2019
Town Clerk Report – September 2019
Traffic & Safety Committee Minutes – 9/5/2019

CORRESPONDENCE:

1. Virginia Ignatowski, Town Clerk has received notification that Rivers Edge Party House trade name Rivers Edge, 31 Paul Road, Rochester, NY 14624 has applied for a NYS Liquor License.

RESOLUTION #240 RE: Personnel Policy

OFFERED BY: Councilman Slattery SECONDED BY: Councilman Brown

BE IT RESOLVED that the Personnel Policy originally adopted by Resolution #55 on January 4, 2017, was reposted with revisions on May 7, 2019 without any comments or objections and shall remain in effect effective October 16, 2019 by Resolution #240.

Councilman Brown - Aye
Councilman DeCory - Aye
Councilman Slattery - Aye
Councilwoman Sperr - No
Supervisor Dunning - Aye

RESOLUTION #241 RE: Flexible Spending Account for Town Employees for 2020

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Brown

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

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

NOW, THEREFORE, BE IT RESOLVED, to continue the Plan in 2020, open to full-time non-bargaining personnel and Union full-time personnel, subject to the bargaining contract, and open to employees working for the Town for a minimum of six (6) consecutive months; and

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

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

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

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: I would move that the following two resolutions be tabled for further discussion. The fact that we have just held our Public Hearing tonight and are being asked to vote on it at the same time -- we don't normally practice that. I would move to table to the next Town Board meeting.

SUPERVISOR DUNNING: Is there a second?

COUNCILMAN DECORY: Second. I will second it.

SUPERVISOR DUNNING: Then on the motion to table. Roll call.

COUNCILMAN DECORY: Aye.

COUNCILWOMAN SPERR: Aye.

COUNCILMAN BROWN: No.

COUNCILMAN SLATTERY: No.

SUPERVISOR DUNNING: No.

RESOLUTION #242 RE: SEQR Determination – Local Law# 3 of 2019 for the Introductory Local Law # 3 of the year 2019 which would Override the NYS Tax Cap for the 2020 Budget Year for the Town of Chili

OFFERED BY: Councilman Slattery SECONDED BY: Councilman Brown

WHEREAS, the Chili Town Board has received the proposed Local Law# 3 of 2019 for the adoption to override the NYS Tax Cap for budget year 2020; and

WHEREAS, that the Town Board classifies the adoption of proposed Local Law # 3 of 2019 which would override the NYS Tax Cap for budget year 2020 in the Town of Chili (hereinafter referred to as Action) to be a Type II Action under the provisions of State Environmental Quality Review Act (SEQRA) and the regulations promulgated thereunder; and

NOW, THEREFORE, BE IT RESOLVED, that the Town 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.

Councilman Brown - Aye
Councilman DeCory - Abstained
Councilman Slattery - Aye
Councilwoman Sperr - No
Supervisor Dunning - Aye

RESOLUTION #243 RE: Adoption of Local Law# 3 of 2019 for the Adoption to Override the NYS Tax Cap for the 2020 Budget Year in the Town of Chili.

OFFERED BY: Councilman Slattery SECONDED BY: Councilman Brown

PURSUANT TO A CALL OF A REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF CHILI, COUNTY OF MONROE AND STATE OF NEW YORK, WHICH WAS DULY HELD AT THE TOWN HALL, 3333 CHILI AVENUE, ROCHESTER, NEW YORK 14624 ON THE 16th DAY OF OCTOBER 2019, AT 7:00 P.M

WHEREAS, a proposed Local Law # 3 of 2019 was introduced to the Town Board of the Town of Chili, by Councilman Slattery on the 18th day of September 2019; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 16th day of October, 2019, a public hearing was held at the 7:00 p.m. to consider adoption of the proposed Local Law # 3 of 2019 to override the NYS Tax Cap for the 2020 budget year; and

NOW, THEREFORE, BE IT RESOLVED, that the Local Law # 3 of 2019 is hereby

enacted by the Town Board of the Town of Chili.

Councilman Brown - Aye
Councilman DeCory - Abstained
Councilman Slattery - Aye
Councilwoman Sperr - No
Supervisor Dunning - Aye

TOWN OF CHILI, Monroe County, New York

Local Law no. 3 of the year 2019

A local law to override the tax levy limit established in General Municipal Law 3-c

Be it enacted by the Town Board of the

Town of Chili as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Chili pursuant to General Municipal Law § 3-c, and to allow the Town of Chili to adopt a budget for the fiscal year 2020 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax cap by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Chili, County of Monroe is hereby authorized to adopt a budget for the fiscal year 2020 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

Section 6. Notice.

That the Town Clerk shall give due notice of enactment of this local law as required by statute.

RESOLUTION #244 RE: Amend Resolution #195 from July 17, 2019

OFFERED BY: Councilman Brown SECONDED BY: Councilwoman Sperr

WHEREAS, Resolution #195 appointed Jennie Miller for a six year term from October 1, 2019 through September 30, 2024; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili amends Resolution #195 and hereby appoints Jennie Miller as Assessor to reflect the correct six year term from October 1, 2019 through September 30, 2025; and

BE IT FURTHER RESOLVED, that the State of New York Office of Real Property Services be notified of such reappointment.

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

RESOLUTION #245 RE: Employer Medical Contribution 2020

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

BE IT RESOLVED effective January 1, 2020, for the calendar year 2020, the Town will pay the following maximum contribution towards the health insurance monthly benefits: Single - \$570.50; two-person - \$1,237.13; or family - \$1,416.67, and the full-time non-Union employee will pay, by payroll deduction, the balance of the premium cost, if any; or if they wish to pay the Town directly, the premium must be paid in advance by the 20th of each month preceding the period coverage.

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

RESOLUTION #246 RE: Authorizing Intermunicipal Agreement Monroe County Stormwater Coalition

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Brown

WHEREAS, the Town of Chili is a member of the Monroe County Stormwater Coalition; and

WHEREAS, the Coalition has prepared a new Stormwater Coalition Intermunicipal Agreement; And

WHEREAS, the Town Board of the Town of Chili has determined it is in the best interest of the Town to continue its participation in the coalition; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute the Stormwater Coalition Intermunicipal Agreement subject to the review and approval of Counsel for the Town.

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question on this.

Yeah, there is not that many people involved in this kind of business locally. We -- we -- we have three, yes, almost every year, the ones that are bidding this for this particular project. But again, there is no one else locally that does this work at least that we're aware of. Certainly, if you know of someone that is interested in this work, we would be interested in hearing from them also and give them the opportunity to bid. As we know, right now there is nobody else.

COUNCILWOMAN SPERR: They're all related, but they don't all talk about this from what I understand. But we have -- they have the equipment is what the Supervisor is saying. But in the past -- couple years ago we did investigate maybe doing it ourselves or some other methods, but they all came out to be more costly than this -- than this chosen method. To let you know, we did try to see if we couldn't do something else ourselves.

RICHARD STOWE: Supervisor, the only other point that needs to be made about this process is that it is not limited historically to just reaching out to these people. That -- that -- the Town's process in attempting to seek contractors or other individuals to perform this service is in no way limited to the people that have historically bid on it. It's the same process we --

SUPERVISOR DUNNING: Open to anybody that wants to bid on it.

RICHARD STOWE: Any other option.

SUPERVISOR DUNNING: Feel free.

RESOLUTION #247 RE: Bids for Sidewalk Plowing

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Brown

WHEREAS, on October 8, 2019, the Chili Town Clerk received written sealed proposals for the plowing of sidewalks for the 2019/2020 season. The proposals identified a total cost for the main general sidewalk areas, and for Sections 1-10 of the Park Place sidewalk district. Three proposals were received as follows:

Chris Krenzer
Bid Item #1 General Sidewalks
Bid Item #2 Park Place
Bid Item #3 Vista Villa's
Total Bid Amount \$889.00

David Krenzer
Bid Item #1 General Sidewalks
Bid Item #2 Park Place
Bid Item #3 Vista Villa's
Total Bid Amount \$1,174.00

J. Scott Krenzer
Bid Item #1 General Sidewalks
Bid Item #2 Park Place
Bid Item #3 Vista Villa's
Total Bid Amount \$949.00

NOW, THEREFORE, BE IT RESOLVED, to award the sidewalk plowing bid to the low bidder, Chris Krenzer at a cost of \$889.00 per trip for general area sidewalks, the Park Place Sidewalk District, and Vista Villa's.

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

RESOLUTION #248 RE: Purchase of Pickup with Plow for Parks

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, included in the approved 2019 budget is the purchase of one (1) new pickup truck with plow; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase of a Chevrolet Silverado 2500 from Cappellino Chevrolet off the NYS Contract (No. PC66898) at a cost not to exceed \$36,000.00 to be paid from A7110.2000 (Parks – Equipment).

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

RESOLUTION #249 RE: October 2, 2019 Abstract

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Slattery

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

WHEREAS, Council did authorize by a majority vote vouchers 32657, 32702-32703, 32705-32706, 32709-32715, 32718, 32726-32728, 32732-32739, 32745, 32748, 32752-32813 totaling \$116,204.11 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 | \$ 59,428.88 |
| Highway Fund | 7,089.51 |
| Library Fund | 2,208.60 |
| H60 Community Center | 34,701.08 |
| Street Lighting Districts | 12,776.04 |
| Total | \$116,204.11 |

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

RESOLUTION #250 RE: October 16, 2019 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Brown

BE IT RESOLVED to pay vouchers 32161, 32707-32708, 32817-32821, 32825-32827, 32829, 32832-32834, 32836, 32840, 32844-32859, 32862-32863, 32865-32907, 32909-32962 totaling \$789,858.21 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

| | |
|----------------------|---------------|
| General Fund | \$ 70,783.76 |
| Assessment Reserve | 1,500.00 |
| Highway Fund | 171,478.41 |
| Library Fund | 75.20 |
| H60 Community Center | 544,109.09 |
| Drainage District | 1,911.75 |
| Total | \$ 789,858.21 |

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

The next meeting of the Chili Town Board will be Wednesday, November 13, 2019 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 8:59 p.m.

