

Chili Town Board Meeting  
January 15, 2020  
Agenda

A. Call to Order

B. Invocation

Pledge of Allegiance

C. Roll Call

Councilman <b>Mark L. DeCory</b>	_____
Councilwoman <b>Mary C. Sperr</b>	_____
Councilman <b>Michael S. Slattery</b>	_____
Councilman <b>James V. Valerio</b>	_____
Supervisor <b>David J. Dunning</b>	_____

D. Officials/Advisors:

Town Clerk **Virginia Ignatowski**  
Deputy Town Supervisor **Councilman Slattery**  
Counsel for the Town **Richard Stowe**  
Commissioner of Public Works/Superintendent  
Of Highways **David P. Lindsay, P.E.**  
Director of Finance **Daniel Knapp**  
Insurance Counselor **Eric Vail**  
Supervisor’s Office **Dawn Forte**  
Stenographer **Sandy Hewlett**

**FIRE SAFETY ANNOUNCEMENT: In the event of an emergency requiring the evacuation of the building, please use the indicated exits to my right, left and rear of the room to exit the building.**

**CELLULAR PHONES: Please turn off all cell phones or put them on silent mode.**

E. Presentations/announcements:

F. Public Hearings: **Anyone wishing to be heard at a public hearing, please step up to the podium.**

1. Local Law of 2020 on Solar Energy Systems in the Town of Chili.

G. Public Forum

Those wishing to be heard may raise their hand once the public forum starts, The Supervisor will call upon those who desire to address the Town Board until all have been heard. During the Public Forum period, each person will be allowed to comment for up to 5 minutes. Comments should be addressed directly to the Supervisor. Be respectful and courteous keeping comments as concise as possible. Questions pertaining to Agenda items will be answered when the Resolution is moved and seconded. Questions on topics not pertaining to the Agenda will be addressed at the conclusion of the speaker’s time, if at all possible. Virginia L. Ignatowski, Town Clerk, will keep the time and notify you when you have 30 seconds remaining so that you can conclude your comments within the allotted time.

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H. *Matters of the Supervisor* –

New Matters:

Pending Matters:

*Matters of the Town Council* –

New Matters:

Pending Matters:

I. Approval of Minutes – 12/11/2019, 12/31/2019

Reports Submitted –

Advanced Payment of Claims – December 2019

Building Department Report – December 2019, 2019 Y/E Report

Dog Control Reports – December 2019

Drainage Committee Minutes – 10/1/2019

Recreation Center Report – December 2019

Town Clerk Report – December 2019

Traffic & Safety Minutes – 11/7/2019

J. Correspondence –

1. The Town of Chili has received notification that Julia VanSkiver, Town Court is resigning effective January 24, 2020.

K. Pending Business

L. Old Business

M. New Business

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**RESOLUTION #89 RE: Budgeted Use of General Fleet Reserve Funds**

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

**WHEREAS**, on November 13, 2019 on Resolution 255 the Town Board adopted the 2020 Annual Town Budget, which noted the desire to utilize reserve funds to purchase specific pieces of equipment; and

**WHEREAS**, the General Fleet Reserve has been established to aid in the acquisition of vehicles and equipment for the Town which is outside the parameters of equipment reserves already established for Highway Department vehicles and equipment; and

**NOW, THEREFORE, BE IT RESOLVED**, that funds in an amount not to exceed \$75,000.00 from the General Fleet Reserve be used to purchase a 1-ton dump truck (replacement vehicle), subject Permissive Referendum; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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**RESOLUTION #90 RE: Budgeted Use of Highway Equipment Reserve Funds**

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

**WHEREAS**, on November 13, 2019 on Resolution 255 the Town Board adopted the 2020 Annual Town Budget, which noted the desire to utilize reserve funds to purchase specific pieces of equipment; and

**WHEREAS**, the Highway Equipment Reserve has been established to aid in the acquisition of vehicles and equipment for the Town's Highway Department; and

**NOW, THEREFORE, BE IT RESOLVED**, that funds in an amount not to exceed \$185,000.00 from the Highway Equipment Reserve be used towards the purchase of a new apprentice loader (replacement vehicle), subject to Permissive Referendum; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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**RESOLUTION #91 RE: Use of Workers Compensation Reserve**

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

**WHEREAS**, the Workers Compensation Reserve was established in 2004 in accordance with General Municipal Law §6-j; and

**WHEREAS**, in an effort to reduce the tax burden and utilize the Town’s reserves, the 2020 budget for workers’ compensation was lowered, and excessive premiums were to be paid from the Workers’ Compensation Reserve; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend expense budget A9040.8000.0090 (Workers’ Compensation – Reserve) by an increase of \$125,000.00.

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**RESOLUTION #92 RE: Periodic Assessment Roll Update**

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

**WHEREAS**, the Town of Chili has submitted a plan for Cyclical Reassessment in accordance with Real Property Tax Law, Section 1573, and Title 20 NYCRR, Part 8201-3, undertaking its annual update of its assessment roll to maintain equity; and

**WHEREAS**, the Assessor has recommended the Town of Chili engage Assessment and Valuation Services (AVS) to provide services related to the annual update of the Town’s assessment roll; and

**WHEREAS**, the Assessment Reserve has been established to be utilized for real property tax related efforts, including but not limited to expenditures in connection with periodic assessment roll updates, technical assistance and special appraisal or valuation expenditures, expenditures in connection with the ongoing maintenance and preservation of the Town of Chili’s tax roll and for related assessment purposes; and

**NOW, THEREFORE, BE IT RESOLVED**, that funds in an amount not to exceed \$19,225.00 from the Assessment Reserve be used to obtain services pertaining to the annual update of the Town’s assessment roll, subject to Permissive Referendum; and

**BE IT FURTHER RESOLOVED**, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town; and

**BE IT FURTHER RESOLOVED**, pending successful passing of the Permissive Referendum, that the Supervisor be authorized to execute a professional services agreement with Assessment Valuation Services (AVS) to assist the Assessor with the annual update of the assessment roll, at a cost not to exceed \$17,500.00, and to include optional additional days if needed at a rate of \$575.00 per day, to be paid from account A1355.4000.0023 (Assessor – Contractual – Assessment Reserve).

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**RESOLUTION #93 RE: Donation to the Senior Center Trust and Agency Account**

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

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

**WHEREAS**, Mary Anne Sears, Director of Programs for the Aging, and the Voices and Visions Committee, a volunteer group of senior citizens, wish to accept a \$100.00 donation from St. Pius Seasoned People to be deposited in the Senior Center Trust and Agency.

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**RESOLUTION #94 RE: 2020 Budget Amendments – Grants**

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

**WHEREAS**, on March 16, 2016, on Resolution #128, the Town Board accepted a grant from the Department of Agriculture and Markets through its Farmland Protection Implementation Grants program and the New York State Environmental Protection Fund which is to be used to assist the Town in amending our local laws to remove unreasonable restrictions affecting agricultural lands and farm operations, and work had not been completed as of December 31, 2019; and

**BE IT RESOLVED**, to amend the 2020 revenue budget A3089 (State Aid - Other) by an increase of \$1,080.00 and the 2020 expense budget A1410.4 (Town Clerk – General Code Updates) by an increase of \$1,080.00; and

**WHEREAS**, on June 14, 2017, on Resolution #175, the Town Board accepted a grant from the Monroe County Soil and Water Conservation District which is to be used for the implementation of a riparian buffer along both sides of an unnamed tributary to Black Creek at Union Station Park, and work had not been completed as of December 31, 2019; and

**BE IT RESOLVED**, to amend the 2020 revenue budget A2706 (Grants from Local Governments) by an increase of \$19,968.00 and the 2020 expense budget A8090.4 (Environmental/Conservation - Contractual) by an increase of \$19,968.00.

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**RESOLUTION #95 RE: Library Family Literacy Grant**

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

**WHEREAS**, the Chili Public Library has been awarded a \$1,400.00 Family Literacy Programs grant from New York State which is to be used for the purpose of supporting a community asset analysis and early literacy programming through new services and materials, and using Project Outcome to evaluate early literacy programs; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend revenue account L3840 (State Aid for Libraries) by an increase of \$1,400.00; and to amend expense account L7410.4089.9 (Library- Other Operations & Maintenance - Juvenile) by an increase of \$1,400.00.

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**RESOLUTION #96 RE: 2020 Budget Amendments**

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

**BE IT RESOLVED**, to transfer \$170,000.00 from A3001 (State Aid – Revenue Sharing) to A2750 (AIM Related Payments).

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**RESOLUTION #97 RE: Chili Parks & Recreation Committee**

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

**BE IT RESOLVED**, that Donald Bigelow be appointed to the Chili Parks & Recreation Committee to complete the term of Mary Fisher, term to expire on December 31, 2020; expenses to be paid by voucher as incurred.

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**RESOLUTION #98 RE: Zoning Board of Appeals**

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

**BE IT RESOLVED**, that Philip Supernault be appointed to the Zoning Board of Appeals to complete the term of James Valerio, term to expire on December 31, 2024; expenses to be paid by voucher as incurred.

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**RESOLUTION #99 RE: Cyber Security Grant**

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

**WHEREAS**, the Town has received notification from New York State Homeland Security and Emergency Services that we have been awarded \$48,700.00 in federal funding under the FY2018 Cyber Security Grant Program, which has been funded by the US Department of Homeland Security's (DHS) State Homeland Security Grant Program (SHSP); and

**NOW, THEREFORE, BE IT RESOLVED**, to accept the Cyber Security Grant and to authorize the Supervisor to sign any necessary documentation for the grant, subject to the review and approval of Counsel for the Town; and

**BE IT FURTHER RESOLVED**, to amend the 2020 revenue budget A4089 (Federal Aid) by an increase of \$48,700.00; amend the 2020 expense budget A1680.2 (Information Technology - Equipment) by an increase of \$45,200.00; and amend the 2020 expense budget A1680.4 (Information Technology – Professional Services) by an increase of \$3,500.00.

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**RESOLUTION #100 RE: Chili Fire Department Active List**

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

**BE IT RESOLVED**, that the following individual(s) be added to the Chili Fire Department active list effective January 13, 2020:

Tyrone Mills, Andre Nguettia, Josh Welch

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**RESOLUTION #101 RE: Chili Fire Department Remove from Active List**

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

**BE IT RESOLVED**, that the following individual(s) be removed from the Chili Fire Department active list effective January 2, 2020:

Helen Campbell

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**RESOLUTION #102 RE: Building Department**

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

**BE IT RESOLVED**, that Kathryn Rogers be appointed as Secretary to Planning and Zoning Board and be paid an annual salary of \$39,916.00 (PG 27) effective January 20, 2020, expenses to be paid by voucher as incurred.

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**RESOLUTION #103 RE: University of Rochester Incentive Zoning**

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

**WHEREAS**, December 28, 2007, Resolution #346 accepted the Incentive Zoning Agreement with the University of Rochester, and on December 5, 2012, Resolution #322 extended the agreement through 2017, and on December 29, 2017, Resolution #284 extended the agreement through 2022; and

**WHEREAS**, Section A(3) of the agreement states the incentive zoning funds are to be used in accordance with the terms of the current section 115-89 Zoning Code; and

**NOW, THEREFORE, BE IT RESOLVED**, incentive zoning funds received in 2020 shall be deposited into the Sidewalk Reserve Fund.

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**RESOLUTION #104 RE: Forest Creek Incentive Zoning**

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

**WHEREAS**, September 14, 2016, Resolution #229 accepted the Incentive Zoning Agreement with Forest Creek Equity Corp, Rose Hill Estates; and

**WHEREAS**, November 15, 2017, Resolution #247 accepted the Incentive Zoning Agreement with Forest Creek Equity Corp, Carriage House Estates; and

**WHEREAS**, the agreement states the incentive zoning funds are to be used by the Town to benefit the community as a whole; and

**NOW, THEREFORE, BE IT RESOLVED**, incentive zoning funds received in 2020 shall be deposited into the Sidewalk Reserve Fund.

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**RESOLUTION #105 RE: In Memory of John A. Castellani**

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

**WHEREAS**, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Castellani family during the passing of John A. Castellani, who on December 8, 2019 passed away; and

**WHEREAS**, John A. Castellani served as the Zoning Board Chair from 1/1/1989 – 12/31/1989; Zoning Board Member from 1/1/1990 – 7/12/2000; and as the Code Compliance Inspector from 7/17/2000 – 2/17/2006; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Chili hereby sets aside this special page of their minutes from this Town Board Meeting in his honor and takes a moment of silence in John A. Castellani's memory. The Town Clerk is hereby directed to send a copy of this resolution to the Castellani family.

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**RESOLUTION #106 RE: In Memory of Ronald E. Griffith**

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

**WHEREAS**, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Griffith family during the passing of Ronald E. Griffith, who on December 13, 2019 passed away; and

**WHEREAS**, Ronald E. Griffith served as the Commissioner of Public Works/Superintendent of Highway from 4/1/1992 – 1/17/1994; and

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

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**RESOLUTION #107 RE: Authorizing the Town of Chili to amend an agreement with Value Payment Systems to accept American Express**

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

**WHEREAS**, the Town of Chili Clerk/ Receiver of Taxes wishes to add American Express credit cards as an option for payments accepted at the Town Clerk and Tax Receiver offices; and

**WHEREAS**, the Clerk's office currently uses VPS for credit card payments as its third party processor and it currently allows for this option at no cost to the town; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Chili hereby authorizes Supervisor Dunning to sign an amendment to the original agreement with Value Payment Systems to add American Express as an allowed credit card option, pending review of counsel.

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**RESOLUTION #108 RE: Road Dedication of Carriage House Lane**

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

**BE IT RESOLVED**, that Carriage House Lane, as constructed under Section III of the Carriage House subdivision, be accepted for road dedication; and

**BE IT FURTHER RESOLVED**, that subject to the approval by the Engineer for the Town and the Counsel for the Town, that the necessary documents be executed and filed.

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**RESOLUTION #109 RE: January 15, 2020 Abstract – Fiscal Year 2019 Payables**

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

**BE IT RESOLVED**, to pay vouchers 33795, 33801-33802, 33811, 33813, 33824-33825, 33827-33829, 33843-33845, 33848-33855, 33857-33860, 33873, 33887-33893, 33895, 33899 totaling \$129,737.27 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	55,896.14
Highway Fund		20,491.14
Library Fund		75.20
H60 Community Center		3,874.68
Drainage District		49,400.11
Total Abstract	<u>\$</u>	<u>129,737.27</u>

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**RESOLUTION #110 RE: January 15, 2020 Abstract – Fiscal Year 2020 Payables**

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

**BE IT RESOLVED**, to pay vouchers 33803-33806, 33809-33810, 33812, 33814-33823, 33826, 3383433842, 33846-33847, 33861-33868, 33874-33880, 33883-33886, 33894 totaling \$197,897.17 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	192,065.36
Highway Fund		5,506.81
Drainage District		325.00
Total Abstract	<u>\$</u>	<u>197,897.17</u>

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The next meeting of the Chili Town Board will be Wednesday, February 12, 2020 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.