

Chili Town Board Meeting  
March 11, 2020  
Agenda

A. Call to Order

B. Invocation

Pledge of Allegiance

C. Roll Call

Councilman **Mark L. DeCory** \_\_\_\_\_

Councilwoman **Mary C. Sperr** \_\_\_\_\_

Councilman **Michael S. Slattery** \_\_\_\_\_

Councilman **James V. Valerio** \_\_\_\_\_

Supervisor **David J. Dunning** \_\_\_\_\_

D. Officials/Advisors:

Town Clerk **Virginia Ignatowski**

Deputy Town Supervisor **Councilman Slattery**

Counsel for the Town **Richard Stowe**

Commissioner of Public Works/Superintendent

Of Highways **David P. Lindsay, P.E.**

Director of Finance **Daniel Knapp**

Insurance Counselor **Eric Vail**

Supervisor's Office **Dawn Forte**

Stenographer **Sandy Hewlett**

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

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

E. Presentations/announcements:

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

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 – 2/12/2020

Reports Submitted –

2030 Comprehensive Plan Minutes – 2/7/2019

Advanced Payment of Claims – February 2020

Architectural Advisory Committee Minutes -

Building Dept. Report – February 2020

Conservation Board Minutes – 2/3/2020

Dog Control Report – February 2020

Drainage Committee Minutes – 11/5/2019 (No Dec 2019 or Jan 2020 Mtgs.)

Monthly Financial Statement – January 2020

Planning Board Minutes –

Recreation Center Report – February 2020

Senior Center Report – February 2020

Town Clerk Report – February 2020

J. Correspondence –

Virginia Ignatowski, Town Clerk has received notification that Karen Reifenstein, Library Board is resigning effective February 11, 2020.

K. Pending Business

L. Old Business

M. New Business

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**RESOLUTION #131 RE: Building Permit Refund**

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

**BE IT RESOLVED**, that per recommendation of Paul Wanzenried, Building Department Manager, a refund in the amount of \$100.00 for Zoning Application #1253, to be paid from A2110 (Zoning Fees,) be issued to Thomas Beach, as he was charged twice for the Zoning Board of Appeals application.

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**RESOLUTION #132 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**, the Upstate New York Municipal Workers' Compensation Program (UNYMWCP) has completed its 2019 claims deficit/surplus analysis and it has been determined that the Town of Chili has a deficit in the program; and

**NOW, THEREFORE, BE IT RESOLVED**, to increase budget A.9040.8000.0090 (Workers' Compensation - Reserve) in the amount of \$31,336.00 to pay for the Workers' Compensation deficit due in the current year.

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**RESOLUTION #133 RE: Human Resource Assessment**

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

**WHEREAS**, the Director of Finance received a proposal from HR Works, Inc., to provide a Human Resource Assessment for the Town which will evaluate the Human Resource function with the goal of ensuring regulatory compliance and searching for best practices opportunities for the Town; and

**NOW, THEREFORE, BE IT RESOLVED**, on the recommendation of the Director of Finance to accept the proposal of HR Works, Inc. and authorize the Supervisor to sign the related contract for professional services to conduct the Human Resource assessment in an amount not to exceed \$3,700.00, to be paid from A1430.4 (Personnel – Contractual); and

**BE IT FURTHER RESOLVED**, to transfer \$3,700.00 from A1990.4 (Contingency) to A1430.4 (Personnel - Contractual).

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**RESOLUTION #134 RE: Use of the Senior Center Trust and Agency Account**

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

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

**WHEREAS**, Mary Anne Sears, Director of Programs for the Aging, and the Voices and Visions Committee, a volunteer group of senior citizens, wish to use \$750.00 to offset the cost of the Summer Picnic to be held on Friday, May 8<sup>th</sup>, 2020.

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**RESOLUTION #135 RE: 2020 Budget Amendments**

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

**BE IT RESOLVED**, to transfer \$600.00 from A1990.4 (Contingency) to A1220.4 (Supervisor - Mileage).

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**RESOLUTION #136 RE: Entertainment Chil-E-Fest**

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

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with Spectra to provide musical entertainment at the 2020 Chil-E Festival for \$350.00 to be paid from A7550.4. (Celebrations); and

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with B42K to provide musical entertainment at the 2020 Chil-E Festival for \$800.00 to be paid from A7550.4. (Celebrations); and

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with Brass Taxi to provide musical entertainment at the 2020 Chil-E Festival for \$2,500.00 to be paid from A7550.4. (Celebrations); and

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with the Flying Sideburns to provide musical entertainment at the 2020 Chil-E Festival for \$350.00 to be paid from A7550.4. (Celebrations); and

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with North of Forty to provide musical entertainment at the 2020 Chil-E Festival for \$350.00 to be paid from A7550.4. (Celebrations); and

**BE IT RESOLVED**, that Supervisor Dunning is hereby authorized to sign a contract with Music of the Stars to provide musical entertainment at the 2020 Chil-E Festival for \$1,500.00 to be paid from A7550.4. (Celebrations).

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**RESOLUTION #137 RE: Fireworks for Chil-E Fest**

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

**WHEREAS**, the Town of Chili provides professional fireworks as part of the annual Chil-E Festival on July 4, 2020; and

**WHEREAS**, Young Explosive Corporation has provided the Town with outstanding service at previous Chil-E Festivals; and

**NOW, THEREFORE, BE IT RESOLVED**, that per the recommendation of Michael Curley, Parks and Recreation Director, that Supervisor Dunning is hereby authorized to enter into a contract with Young Explosive Corporation for the provision of a professional fireworks display at the 2020 Chil-E Festival in the amount of \$12,000.00 to be paid from A7550.4 (Celebrations – Chil E Fest).

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**RESOLUTION #138 RE: Sound, Staging, & Lighting for Chil-E Fest**

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

**WHEREAS**, the Town intends to provide live entertainment during the 2020 Chil-E Festival to the benefit of residents of the Town; and

**WHEREAS**, Audio Images Sound and Lighting Inc. has provided the Town with outstanding service in the past; and

**NOW, THEREFORE, BE IT RESOLVED**, to accept the proposal from Audio Images Sound and Lighting, Inc. and authorize Supervisor Dunning to sign an agreement in the amount of \$6,700.00 to be paid from A7550.4 (Celebrations – Chil E Fest).

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**RESOLUTION #139 RE: Use of the Insurance Reserve**

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

**WHEREAS**, the Insurance Reserve was established by the Town Board in 2003 in accordance with the terms and conditions as outlined in General Municipal Law §6-n to fund certain expenditures incurred from a loss or claim against the Town that are not covered by the Town’s insurance policies, and

**BE IT RESOLVED**, to utilize funds from this reserve to cover losses experienced due to a motor vehicle accident, expenses not to exceed \$18,500.00, to be paid from A5130.2000.0089 (Machinery – Insurance Reserve).

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**RESOLUTION #140 RE: Friends of the Library Donation**

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

**WHEREAS**, the 2020 budget expected a donation from the Friends of the Chili Public Library in an amount of \$6,500.00; and

**WHEREAS**, the Friends of the Chili Public Library at their February 11, 2020, meeting approved a donation of \$10,500.00 for the Chili Library; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend revenue account L2705 (Gifts & Donations – Friends of the Library) by an increase of \$4,000.00; and to amend expense account L7410.4089.9 (Library- Other Operations & Maintenance - Juvenile) by an increase of \$4,000.00.

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**RESOLUTION #141 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 March 9, 2020:

Jack Andreucci, Michelle Angie, Michael Sanders

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**RESOLUTION #142 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 February 3, 2020:

Helen Kaptein

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**RESOLUTION #143 RE: Authorize Supervisor to Sign Settlement Agreement**

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

**WHEREAS**, the Commissioner of Public Works/Superintendent of Highways has negotiated with Regional International and Navistar Inc. to address ongoing maintenance issues with certain engine components of Vehicle #62 (VIN 3HAWDSTR9JL632936); and

**WHEREAS**, the Commissioner of Public Works/Superintendent of Highways as received and reviewed a Settlement Agreement and Release; and

**WHEREAS**, based upon the Commissioner of Public Works/Superintendent of Highways review of said agreement it is his recommendation that the Town is best served by executing the Settlement Agreement and Release; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the Town Supervisor to execute the Settlement Agreement and Release with Navistar Inc. and Regional International subject to the review and acceptance by the Counsel for the Town.

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**RESOLUTION #144 RE: Establish Letter of Credit for Greenwood Phase 3**

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

**BE IT RESOLVED**, that per the recommendation of the Commissioner of Public Works/Superintendent of Highways and Town Engineer that a letter of credit be established for Greenwood Phase 3 in the amount of \$184,666.00.

Items within the letter of credit include, but are not limited to storm sewers, post construction storm water control features and erosion and sediment control items.

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**RESOLUTION #145 RE: Letter of Credit Release #1 for Union Square, Phase 2**

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

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$110,347.50 be released from the letter of credit #1106903802 with Canandaigua Bank for Union Square, Phase 2, leaving a balance of \$109,295.60; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #146 RE: Letter of Credit Release #1 for Rose Hill, Phase 2**

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

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$108,259.71 be released from the letter of credit #520006900 with the Bank of Castile for Rose Hill, Phase 2, leaving a balance of \$751,831.51; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #147 RE: February 19, 2020 Abstract**

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

**WHEREAS**, January 2, 2020 Resolution #1 authorized vouchers to be paid February 19, 2020, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 33871-33872, 34073-34074, 34077-34080, 34082-34089, 34094-34097, 34103-34121, 34127-34137, 34141-34142, 34144-34171, 34173-34185, 34189-34193 totaling \$2,507,681.13 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	\$	44,973.77
Highway Fund		62,173.42
Drainage District		1,634.32
Fire Protection Districts		2,316,281.62
Sidewalk Districts		2,618.00
Ambulance District		80,000.00
Total Abstract	\$	<u>2,507,681.13</u>

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**RESOLUTION #148 RE: March 4, 2020 Abstract**

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

**WHEREAS**, January 2, 2020 Resolution #1 authorized vouchers to be paid March 4, 2020, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 34090-34091, 34197, 34199-34205, 3421134212, 34214, 34216-34226, 34228-34238, 34246-34249, 34253-34257, 34260-34312 totaling \$1,479,949.31 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	\$ 86,514.01
Highway Fund	60,361.30
Library Fund	1,983.86
H60 Community Center	1,317,506.18
Drainage District	604.63
Street Lighting Districts	12,979.33
Total Abstract	<u>\$ 1,479,949.31</u>

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The next meeting of the Chili Town Board will be Wednesday, April 15, 2020 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.