

Chili Town Board Meeting
January 13, 2021
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** – Not in Attendance

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:

1. Presentation to Robert Begandy, II for years of service to the Town of Chili.

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. For those who will be addressing the Town Board through our Live Streaming, may enter their comments on the live feed. Those comments will be read by the Supervisor once all who are physically present 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 public forum time, if at all possible. Virginia L. Ignatowski, Town Clerk, or her designee 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 – 12/16/2020, 12/31/2020

Reports Submitted –

Advanced Payment of Claims – December 2020

Architectural Advisory Committee Minutes –

Building Department Report – December 2020

Conservation Board Minutes – 10/5/2020, 12/7/2020

Dog Control Reports – December 2020

Planning Board Minutes –

Recreation Center Report – December 2020

Senior Center Report – December 2020

Town Clerk Report – December 2020

J. Correspondence –

1. The Town of Chili has received notification from James Bentley, Court Attendant that he is resigning effective 12/31/2020.

K. Pending Business

L. Old Business

M. New Business

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RESOLUTION #91 RE: Budgeted Use of Highway Equipment Reserve Funds

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

WHEREAS, on November 18, 2020 by Resolution #248, the Town Board adopted the 2021 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 \$35,000.00 from the Highway Equipment Reserve be used towards the purchase of a pickup truck, subject to Permissive Referendum; and

BE IT FURTHER RESOLVED, that funds in an amount not to exceed \$45,000.00 from the Highway Equipment Reserve be used towards the purchase of a 3-ton roller, subject to Permissive Referendum; and

BE IT FURTHER RESOLVED, that funds in an amount not to exceed \$75,000.00 from the Highway Equipment Reserve be used towards the purchase of a roadside tractor, 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.

RESOLUTION #92 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 2021 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 \$90,000.00.

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RESOLUTION #93 RE: 2021 Budget Amendments

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

BE IT RESOLVED, to amend budget L7410.2 (Library - Equipment) by an increase of \$14,000.00; and

BE IT FURTHER RESOLVED, to amend the Library Fund appropriated fund balance to \$89,904.00 from the 2021 adopted budget amount of \$75,904.00.

RESOLUTION #94 RE: 2021 Budget Amendments – Grants

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

WHEREAS, on March 16, 2016, by 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, 2020; and

BE IT RESOLVED, to amend the 2021 revenue budget A3089 (State Aid - Other) by an increase of \$1,080.00 and the 2021 expense budget A1410.4 (Town Clerk – General Code Updates) by an increase of \$1,080.00; and

WHEREAS, on September 16, 2020, by Resolution #220, the Town Board accepted a Community Development Block Grant from Monroe County which is to be used for the Memorial Park ADA Bathroom Upgrades Project, and work had not been completed as of December 31, 2020; and

BE IT RESOLVED, to amend the 2021 revenue budget A2706 (Grants from Local Governments) by an increase of \$50,000.00 and the 2021 expense budget A7110.4 (Parks - Construction) by an increase of \$50,000.00.

RESOLUTION #95 RE: Establish Letter of Credit for Mayflower Estates – Phase II

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 Mayflower Estates Phase II in the amount of \$86,669.35.

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.

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RESOLUTION #96 RE: Budgeted Use of Town-wide Drainage Improvement Reserve Funds

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

WHEREAS, on November 18, 2020 by Resolution #248, the Town Board adopted the 2021 Annual Town Budget, which noted the desire to utilize reserve funds for the purchase of materials needed for drainage improvement projects; and

WHEREAS, the Town-wide Drainage Improvement Reserve has been established to aid in making improvements to the town-wide drainage system; and

NOW, THEREFORE, BE IT RESOLVED, that funds in an amount not to exceed \$25,000.00 from the Town-wide Drainage Improvement Reserve be used towards the purchase materials needed in improving the town-wide drainage system, 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.

RESOLUTION #97 RE: Set Public Hearing on Usage of the General Repairs and Maintenance for Town Roadways Reserve

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

WHEREAS, on November 18, 2020, by Resolution # 248, the Town Board adopted the 2021 Annual Town Budget, which noted the desire to utilize reserve funds for the purpose of repairs and maintenance to Town roadways; and

WHEREAS, the General Repairs and Maintenance for Town Roadways Reserve was established under General Municipal Law for the purpose of general repairs and maintenance of Town roadways, and resolutions appropriating moneys from a repair reserve fund is subject to a public hearing; and

NOW, THEREFORE, BE IT RESOLVED, in accordance of Section 108 of the Town Code the Town Board establishes the date, place and time for the Public Hearing on the usage of the General Repairs and Maintenance for Town Roadways Reserve, in an amount not to exceed \$25,000.00, as follows and directs the Town Clerk to publish notice of same, in accordance with Section 108, in the Gates-Chili Post:

DATE: February 10, 2021
PLACE: Town Hall, 3333 Chili Avenue, Rochester, NY 14624

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RESOLUTION #98 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 2021 shall be deposited into the Sidewalk Reserve Fund.

RESOLUTION #99 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 2021 shall be deposited into the Sidewalk Reserve Fund.

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 11, 2021:

Alyssa Tornstrom

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RESOLUTION #101 RE: Chili Fire Department Exempt List

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

BE IT RESOLVED, that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective:

George Peterson 12/29/2020, Jared Guhl 1/3/2021, James Lechner 1/6/2021

RESOLUTION #102 RE: January 6, 2021 Abstract

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

WHEREAS, January 4, 2021 Resolution #1 authorized vouchers to be paid January 6, 2021, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 36896, 36901, 36916-36921, 36925, 36930-36933, 36938-36957, 36962-36984, 36987-37011, 37014-37016, 37018 totaling 1,389,918.66 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	\$	56,178.47
Highway Fund		100,425.80
Library Fund		1,560.42
H60 Community Center		1,217,013.24
Drainage District		1,662.30
Street Lighting Districts		13,078.43
Total Abstract	<u>\$</u>	<u>1,389,918.66</u>

The next meeting of the Chili Town Board will be Wednesday, February 10, 2021 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.