

CHILI TOWN BOARD  
February 10, 2021

A regular meeting of the Chili Town Board was held on February 17, 2021 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Supervisor David Dunning.

**PRESENT:** Councilman DeCory; Councilman Slattery, Councilwoman Sperr, Councilman Valerio 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.

The invocation was given by Virginia Ignatowski.

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

**PRESENTATIONS/ANNOUNCEMENTS:**

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

SUPERVISOR DUNNING: Mr. Begandy, on behalf of the Town of Chili, I would like to thank you for your -- for your many years of service. 32 of them actually, which is just about my age. You started when I was born. So, you know, you have been working a long time. (Laughter.)

But no. Thank you for your years of service here. I know, Bob (Begandy) and I have worked together a lot over the years. We have had -- we have had some really good times. We have had some words sometimes with -- with each other and -- in our work that we do. Bob (Begandy) represented the Town well. Bob (Begandy) represented the Union very well.

And I just want to thank you for all that. Thank you for being patient with me when I first came into office and we first started working and interacting and the inner workings of the department over there, getting to know each other. It's been -- I know it may not seem it, you may not think it sometimes, but it has been a pleasure to work with you. I have enjoyed it. I have enjoyed our interactions as we have gone through our -- if you can call Union negotiations "pleasant," we have had some really good negotiations. I had a good time doing it. Again, you represented your people well, you represented the Town well and I appreciate that.

So we would like to present you with a small token of our appreciation.

Something you can dust off for him every once in a while. We know he is not going to do it.

But in appreciation for your 32 years of dedication and service to the Town of Chili, we would like to present you with this small token of our appreciation, Bob (Begandy), and -- congratulations on your retirement.

ROBERT BEGANDY: Thank you. (Applause.)

DAVID LINDSAY: I worked with you for 13 years. You have been with the Town for almost 33. That certainly speaks well to your dedication to your profession and to the community we all serve.

Also, as Supervisor mentioned, you had a very difficult job. In addition to your day job, you were also Union President many years. I saw you get pulled in many number of different directions trying to satisfy the needs of the Union membership and you always approached it trying to do the best you could for as many as you can. I think the guys really saw that.

The last few years I really saw how you took to heart your position in our department and trying to pass on your skill set and your knowledge to the younger guys as they came in. And trying to leave a little legacy. Thank you for that, as well.

I think these 33 years you had with the Town is something both you and your family can be very proud of. So thank you. (Applause.)

COUNCILWOMAN SPERR: Bob (Begandy), I am going to miss you. I am sure I will see you in the stores around Town.

SUPERVISOR DUNNING: I will say there is one Chili resident a little concerned about you being home more often, but they actually said you were a really good neighbor.

RICHARD STOWE: Wasn't me.

SUPERVISOR DUNNING: It might have been his son or something like that. Did mention he was a little worried you would be home a little more often. But if he needs something done around the house, you would be the guy to do it.

ROBERT BEGANDY: There I am on my weed tractor, picking up his leaves. And I just wanted to say that -- I'm not -- never short for words. Of course, I always have something to say. I have been thinking for a couple of days what to say. It's really -- he blew me away what he said to the men when I left there. Um, to work with people like us, for the common goal of the Town, the residents, the community -- most of us all live in this community. We're all brought up in this community. I look at myself, somebody that was born on a dead-end street in Chili, which is now part of Hillary and 490. When I was born, there wasn't nothing there but cow pasture.

And to live and grow up -- you fight with your parents. You vow to move away as far as you can and in the midst of trying to live up to that vow, I fell in love. I created a family. I bought a house -- sorry -- a mile from my parents. I wish they were here to see this. And I'm able and blessed to retire and enjoy my life in the Town, community that we -- we're all part of.

COUNCILMAN SLATTERY: Absolutely.

ROBERT BEGANDY: Me and the wife used to DJ back in the day. We would play a tavern for New Year's Eve or we would do the big Christmas party they would have. I'd welcome folks, "Welcome to Chili. You are in the center of the universe."

And this is what Chili is. I thank you for letting me be here, be a part of it. I hope with the -- good luck with the young guys. Trucks go by, I don't want no tails wagging. Don't do it like that.

DAVID LINDSAY: We'll see if we can hit your mailbox. (Laughter.)

SUPERVISOR DUNNING: Just a small tribute.

ROBERT BEGANDY: But I can't even find the words I want to say. Thank you so much for letting me be a part of this for 33, 32 1/2 years. It meant a lot.

Our relationship that grew better, as well as ours (indicating), at the end it's -- I will use the word you used in some of your speeches. David (Dunning), you always said -- seriousness, um, you always said how humble you were to be a Supervisor of the Town, to represent the community -- and I'm -- in countless times in your articles. And it is.

To do what I did, in my capacity -- you will find someone else to do what I do, but -- and I hope everybody that is on board that I left -- that I left to teach, I hope they care as much.

But they have a good back bone right there (indicating) with all you people, the past people. Thank you.

But I do want to thank the most important person, my wife. You all had me for a moment at only 32 1/2. They call her St. Jude.

SUPERVISOR DUNNING: God bless you.

COUNCILMAN SLATTERY: Should we take a moment of silence for her? (Laughter.)

ROBERT BEGANDY: It means a lot. Really.

DAWN FORTE: We're going to do a group photo.

A photograph was taken.

2. Presentation of Costich Engineering/Fallone Brothers regarding 93 King Road for Incentive Zoning.

SUPERVISOR DUNNING: We do have another presentation this evening.

They brought you in all by yourself?

MR. RITCHIE: Yeah, maybe they thought they couldn't help or hurt. I don't know what it is. My name is Mike Ritchie from Costich Engineering. Good evening. Representing Fallon Properties.

I'm here before you because they're moving forward hopefully to do incentive zoning with the Town for a property located at 92 and 93 King Road. Properties opposite Roberto Drive and just west of Paul Road.

So the intent here -- property is currently zoned R-1-15, which allows single-family residential homes. It does allow duplexes which we have shown as a Special Use Permit. But in conversations with Mr. Lindsay, that is not really the intent per the zoning to do, you know, a subdivision on it.

So we had previously met with the Supervisor and before it was a much more dense apartment-style project with townhouse buildings, a lot more density than I think the area

allows. But on the flip side of the coin, the Fallones feel that single-family residential, they're just not getting the density to get the return on the property they're looking for.

So our intent with this proposal is to kind of meet somewhere in the middle. These properties are proposed to be subdivided. Individual lots, not for rent. It is 15 duplex buildings with 30 lots. Proposing a dedicated road. Each unit would have its own water, sewer, sanitary service. You know, we would propose storm water management facilities.

With the incentive zoning, a lot of this doesn't meet the R-1-15 code. I -- I submitted a letter which went over some of the incentives we would be asking for with this incentive zoning. Those include relief from minimum lot area, setback, lot width. Obviously if we needed to comply with all those, we wouldn't be able to get the number of buildings we are looking for.

So with that, the requested incentives would allow us to do these 15 buildings and 30 units. With incentive zoning, there has to be an amenity to the Town. In speaking to the Fallones, they offered a fee at the time of each building permit to be drawn for each one of these units to be paid to the Town's Park and Rec Department in the fee of \$1,000 per unit. And that would go until the project was built out.

So with that, I would be happy to answer any questions you have. So the next step would be obviously going back to the Planning Board. But we would be looking to have kind of a -- not necessarily a referral, but at least something back to them saying that that incentive zoning would be something that the Town would consider.

SUPERVISOR DUNNING: Um, and just -- you -- you all have been shared the -- the basic -- you know, what the site is supposed to look like, as well as the letter of intent.

Point of clarification. You just said \$1,000 per unit. As I recall, that is 30,000 per lot -- I'm sorry, \$1,000 per lot. Not unit. I just wanted to make -- for point of clarity.

MR. RITCHIE: Right. Per lot.

COUNCILMAN VALERIO: So a dwelling.

SUPERVISOR DUNNING: Not dwelling. Per lot. There is 30 lots. 15 buildings.

MR. RITCHIE: Correct. So \$30,000.

SUPERVISOR DUNNING: For every building, when they draw a permit on a building, we would get \$2,000.

MR. RITCHIE: Yes.

COUNCILWOMAN SPERR: I wasn't sure what the total amount would be for the total project.

MR. RITCHIE: It would be 30,000 for the 30 individual lots.

SUPERVISOR DUNNING: And our purpose here is -- here is to -- whether or not we want -- this is worthy of sending to the Planning Board for their recommendation for the incentive zoning, because it does need to go to them next if we agree this is at least worthy of looking at. It doesn't necessarily have to -- we should decide it this evening.

COUNCILMAN SLATTERY: In the past times, we -- the developer has gone to the Planning Board, got recommendation from them and then come to us for something. This time you are just coming directly to the Town Board and haven't gone to the Planning Board yet?

MR. RITCHIE: Correct. Meet with you. Go to the Planning Board and then back to you again.

COUNCILMAN SLATTERY: And we would get something from the Planning Board in regards to their thoughts, as well.

MR. RITCHIE: Correct. And whatever density, or however they saw it -- if they have comments, we would work with them and revise as necessary and come back to you.

COUNCILMAN SLATTERY: Have you met with the neighbors at all in that area?

MR. RITCHIE: Not yet. I know on King Road there is a couple houses there. I will talk with the Fallones and maybe at least speak with them about introducing it -- maybe a buffer along there. At least there is the railroad along the other side of the property, so it -- so it is fairly isolated from other residential properties, but I will talk with them about at least going and introducing the project and, you know, speaking to them and seeing if they have any comment.

COUNCILMAN SLATTERY: I'm sure our other Boards and Committees will be looking at it, as well, with the buffers, the landscaping and so on and so forth.

COUNCILWOMAN SPERR: Have you been through DRC? Did you have a DRC meeting?

MR. RITCHIE: Not yet. That will be when we have site plan application, go through the whole process for SEQR.

COUNCILMAN DECORY: Is the plan to build them all out like at once?

MR. RITCHIE: I have to speak with them. It may be two, three phases depending on the market because these will be for sale. If the market is still hot like it is now, we'll may plow through and build them. But we may do it in two different phases. We'll look at preliminary design, make sure it all works and then figure out when they will build the units.

COUNCILMAN VALERIO: Is the plan to do the subdivision first with the dedicated road or the ones on King Road?

MR. RITCHIE: That's a question again, I think, will bear with the market itself. The ones on King Road will need to be subdivided, as well. They don't rely on a dedicated road. This road will need to be built to Town standards before the -- before the Town will take dedication of that road. So I think it would -- the market would dictate what works first. It is obviously cheaper to not build the dedicated road. They might focus on the ones on King Road and then work back there.

COUNCILMAN SLATTERY: People would see it obviously and then it would draw the attention and --

COUNCILMAN VALERIO: You mentioned maximizing the space and that's kind of the reason, versus just doing regular houses.

But was there any thought with the developer about the King Road, doing just residential?

MR. RITCHIE: There was. I know they have owned this property for a number of years. I think just knowing what goes into doing it, they still have to build the dedicated road and all of the utilities involved with it. I think they crunched the numbers. They didn't share it with me. But I think they thought they wouldn't get the return on the property with the cost of construction. That is why they're going this direction.

COUNCILMAN SLATTERY: I appreciate you coming in. Thank you.

MR. RITCHIE: Thank you for listening to me.

SUPERVISOR DUNNING: I don't know. Rich (Stowe), is this a point -- there is no motion, no resolution on this. This is just the Board's temperature for sending this to the Planning Board; is that correct?

RICHARD STOWE: That's correct.

SUPERVISOR DUNNING: Is there any objections from the Board to sending this to the Planning Board for further consideration?

COUNCILMAN SLATTERY: No. I think looking at their duties and responsibilities, they have been very diligent in the past of sending us their recommendations, their thought process, their knowledge and experience and so forth, so I would look forward to sending it to the Planning Board, getting their thoughts and opinions and then getting those back to us for us to review and then go from there.

SUPERVISOR DUNNING: Any other thoughts from the Board?

COUNCILMAN VALERIO: Will it go to the Architectural Review, as well, with the Planning Board?

COUNCILMAN SLATTERY: Not at this time.

SUPERVISOR DUNNING: Not for residential.

RICHARD STOWE: So just to be clear on the process. It is just the incentive part of it that we're talking about now as opposed to the Planning Board's recommendation on Special Use Permits or site plan or anything else.

SUPERVISOR DUNNING: And we're not committing to this as being the appropriate incentive at this point in time either. We can have further discussions. If we feel the incentive is appropriate for the -- for the task at hand.

COUNCILMAN SLATTERY: Other than that, send it back to the Planning Board and get them started.

SUPERVISOR DUNNING: Any objections to that?

COUNCILMAN DECORY: None.

COUNCILWOMAN SPERR: No.

COUNCILMAN VALERIO: No.

SUPERVISOR DUNNING: Please make your way to the Planning Board and see how that goes.

MR. RITCHIE: Thank you. Appreciate your time.

COUNCILMAN SLATTERY: Have a good evening. Be safe.

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

LEGAL NOTICE  
TOWN OF CHILI

NOTICE OF PUBLIC HEARING

A Public Hearing will be held by the Town Board of the Town of Chili on February 10, 2021 at 7:00 P.M. at the Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider utilizing up to \$25,000 from the Town Roadways Reserve for general repairs and maintenance of Town roadways. At such time, all interested persons are entitled to be heard at the public hearing. If special accommodations are required, please notify the Town of Chili by February 5, 2021.

By order of the Town Board of the Town of Chili, dated January 14, 2021.

Virginia Ignatowski  
Town Clerk  
Town of Chili  
Ja 28  
94999

**Affidavit of Publication**

State of Wisconsin  
County of Brown

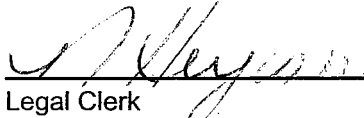
I, said Legal Clerk, being duly sworn, says:

That I am the Legal Clerk of the The Post Zone 1, a daily 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:

January 28, 2021

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

SIGNED:

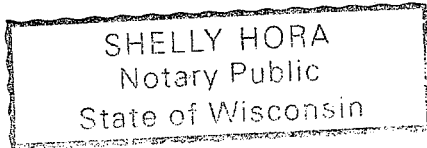
  
\_\_\_\_\_  
Legal Clerk

Subscribed to and sworn to me this 28th day of January 2021.

  
\_\_\_\_\_  
Notary Public, State of Wisconsin, County of Brown

commission expires: 8-25-23

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Legal Notice 1-28-21  
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RECEIVER OF TAXES  
TOWN OF CHILI

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on February 10, 2021 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss Use of the General Repairs & Maintenance for Town Roadways Reserves.

Attendance as previously noted in the 2/10/21 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:19 p.m.

At this point, a Public Forum was conducted to allow public speakers to address the Town Board. No speakers addressed the Town Board. The Public Forum concluded at 7:20 p.m.

**MATTERS OF THE SUPERVISOR:**

SUPERVISOR DUNNING: Just wanted to briefly say that I'm really pleased with the progress on the Community Center. It's coming along very nicely. We have -- between Mike Curley, Dave Lindsay, Dan Knapp and Chris Levey, we have been working very, very hard trying to put some of these things together. I thought the beginning phases as we were designing this, figuring out what we wanted and how big it would be would be the hard part. Believe me, it is not. We have spent hours and hours just working on some of the finer details of this and we're working through some of that.

I thank Councilman Slattery for sitting in with us on some of this stuff, trying to -- as he has been through this whole entire project, to -- to work with some of the logistics and things. We have several more meetings coming up. We are looking at still likely probably the first or second week of March before we actually get the building turned over to us. At which time we can start planning on how we'll move in and how things are going to kind of roll out there.

Right now, we're tentatively looking at -- at some time around the 1st or 2nd of May for ribbon cutting and opening the building. Part of that direction -- I know -- it is good information for the community. We'll look at this later.

We will open the building again to programming, using all appropriate safety protocols as outlined by either the CDC or by any other government agency that puts out anything that -- that we need to adhere to. But we will be opening the building back up for use. And I think that is a good thing.

So with that, I think that's it. For right now.

**MATTERS OF THE TOWN COUNCIL:** Nothing to report.

The 1/4/2021 and 1/13/2021 Chili Town Board meeting minutes were approved.

**REPORTS SUBMITTED:**

Advanced Payment of Claims – January 2021  
Building Department Report – January 2021  
Conservation Board Minutes – 1/4/2021  
Dog Control Reports – January 2021  
Historic Preservation Board Minutes – 1/11/2021  
Planning Board Minutes – 1/12/2021  
Recreation Center Report – January 2021  
Senior Center Report – January 2021  
Town Clerk Report – January 2021  
Traffic & Safety Committee Minutes – 1/7/2021  
Zoning Board Minutes – 12/15/2020

**RESOLUTION #103 RE: SEQR – Declaration of Intent for Lead Agency Status for the Adoption of Local Law# \_\_\_\_\_ of 2021 Repealing and Replacing Chapter 500, Zoning of the Town Code of the Town of Chili**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilman DeCory**

**WHEREAS**, the Town Board of the Town of Chili (hereinafter referred to as Town Board) has reviewed Part 1 of the Full Environmental Assessment Form, dated February 1, 2021 for the adoption of Local Law # \_\_\_\_\_ of 2021 Repealing and Replacing Chapter 500, Zoning of the Town Code of the Town of Chili (hereinafter referred to as Action); and

**WHEREAS**, the Town Board considers said Action to be classified as a Type 1 Action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board determines that said Action is also subject to review and approval by other involved agencies under the SEQR Regulations; and

**WHEREAS**, the Town Board determines that it is the most appropriate agency to insure the coordination of this Action and will provide written notifications to involved agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby declare and reaffirm its' intent to be designated as the lead agency for the Action; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before noon on Tuesday March 16, 2021; and

**BE IT FINALLY RESOLVED**, that the Town Board declares its' intent to be designated as the Lead Agency, under SEQR, on Wednesday, March 17, 2021.

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

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**RESOLUTION #104 RE: Set Public Hearing for LOCAL LAW # \_\_\_\_\_ OF 2021 to Repeal and Replace Chapter 500, Zoning of The Town Code of the Town of Chili**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, Local Law # \_\_\_\_\_ of the year 2021 has been introduced; and

**WHEREAS**, the Town Board, prior to its final deliberations regarding the merits of said local law, wishes to offer the members of the public an opportunity to be heard; and

**NOW, THEREFORE, BE IT RESOLVED**, that a Public Hearing be set for March 17, 2021 at 7:00 p.m. at the Town of Chili Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider the adoption of Local Law # \_\_\_\_\_ of the year 2021 Repealing and Replacing Chapter 500, Zoning of the Town Code of the Town of Chili.

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning – Aye

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**RESOLUTION #105 RE: RRLC Special Projects Grant**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, the Chili Public Library has been awarded a \$3,360.00 Special Project Grant from the Rochester Regional Library System which is to be used for the funding of the Library’s Mobile Maker Kits for Families project; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend revenue account L2760 (Library System Grant) by an increase of \$3,360.00; and to amend expense account L7410.2 (Library – Equipment) by an increase of \$3,360.00.

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning – Aye

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**RESOLUTION #106 RE: Award of Proposal – Archer Road Municipal Park Project**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, the Town received proposals for Architectural & Engineering on January 5, 2021 by the Town Clerk; and

**WHEREAS**, on February 12, 2020, by Resolution #128 the town accepted a SAM Grant from the Dormitory Authority State of New York (DASNY) in the amount of \$500,000.00 to be used towards the creation of a town park on Archer Road; and

**WHEREAS**, as a provision of the SAM Grant the town may hire an Architecture and Engineering firm for the Archer Road Municipal Park Project; and

**NOW, THEREFORE, BE IT RESOLVED**, to that the Town Board awards the proposal to Barton & Loguidice in an amount not to exceed of \$133,200.00 to be paid from H7110.2000.0061 (Rec Facility - Archer Rd Park).

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

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**RESOLUTION #107 RE: In Memory of Richard C. Hill**

**OFFERED BY: Supervisor Dunning**

**SECONDED BY: Councilman DeCory  
Councilman Slattery  
Councilwoman Sperr  
Councilman Valerio**

**WHEREAS**, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Hill family during the passing of Richard C. Hill, who on October 22, 2020 passed away; and

**WHEREAS**, Richard C. Hill served from 6/12/1984 – 4/12/1985 as a Seasonal MEO II for the Highway Department and from 4/13/1985 – 10/1/2010 as a F/T MEO for the Highway Department; 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 Richard C. Hill's memory. The Town Clerk is hereby directed to send a copy of this resolution to the Hill family.

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

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**RESOLUTION #108 RE: SEQR - Designating the Town Board Lead Agency Status for Adoption of Local Law#\_\_\_\_\_ of 2021 Repealing and Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman DeCory**

**WHEREAS**, the Town of Chili Town Board (hereinafter referred to as Town Board) has reviewed Part 1 of the Short Environmental Assessment Form and the supplemental narrative for the Action pursuant to the New York Environmental Conservation Law, Article 8 (State Environmental Quality Review Act) and regulations promulgated pursuant thereto in 6 NYCRR Part 617 (SEQRA Regulations); and

**WHEREAS**, the Town Board determines that said Action is classified as an Unlisted action under the State Environmental Quality Review (SEQR) Regulations; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby designate itself as the lead agency for the Action; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is directed to provide notice hereof to the other agencies as required by law.

- Councilman DeCory - Aye
- Councilman Slattery - Aye
- Councilwoman Sperr - Aye
- Councilman Valerio - Ave
- Supervisor Dunning - Aye

**RESOLUTION #109 RE: Set Public Hearing for LOCAL LAW #\_\_\_\_ OF 2021 to Repeal and Replace Chapter 304, Historic Preservation of the Town Code of the Town of Chili.**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Slattery**

**WHEREAS**, Local Law #\_\_\_\_\_ of the year 2021 has been introduced; and

**WHEREAS**, the Town Board, prior to its final deliberations regarding the merits of said local law, wishes to offer the members of the public an opportunity to be heard; and

**NOW, THEREFORE, BE IT RESOLVED**, that a Public Hearing be set for March 17, 2021 at 7:00 p.m. at the Town of Chili Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider the adoption of Local Law #\_\_\_\_\_ of the year 2021 Repealing and Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili.

- Councilman DeCory - Aye
- Councilman Slattery - Aye
- Councilwoman Sperr - Aye
- Councilman Valerio - Ave
- Supervisor Dunning - Aye

**RESOLUTION #110 RE: Establish Letter of Credit for Hubbard Springs**

**OFFERED BY: Councilwoman Sperr**

**SECONDED BY: Councilman Valerio**

**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 Hubbard Springs in the amount of \$352,492.55. 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.

- Councilman DeCory - Aye
- Councilman Slattery - Aye
- Councilwoman Sperr - Aye
- Councilman Valerio - Ave
- Supervisor Dunning - Aye

**RESOLUTION #111 RE: Chili Fire Department Active List**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** that the following individual(s) be added to the Chili Fire Department active list effective February 8, 2021:

Mark Nicolella & Dominic Saporito

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

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**RESOLUTION #112 RE: Chili Fire Department Remove from Active List**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** that the following individual(s) be removed from the Chili Fire Department active list effective February 1, 2021:

Ryan Schirmer & Kyle Smith

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

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**RESOLUTION #113 RE: Chili Fire Department Exempt List**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective January 7, 2021:

James Mance

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

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**RESOLUTION #114 RE: VMWare Upgrade**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman Valerio**

**WHEREAS**, the Director of Management Information Services has determined that the current version of VMWare has reached End-of-Life and needs to be upgraded; and

**WHEREAS**, VMWare is critical to Town operations; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Director of Management Information Services is hereby authorized to purchase VMWare software and a three-year support license for a sum not to exceed \$7,450.00 from A1680.2 (Information Technology - Equipment) from ePlus (formerly SMP), a computer systems vendor and service provider under NYS OGS contract PM67310; and

**BE IT FURTHER RESOLVED**, that the Director of Management Information Services is hereby authorized to engage ePlus to provide professional services in the upgrade implementation of VMWare for a cost not to exceed \$4,575.00 to be paid from A1680.4 (Information Technology – Professional Services).

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

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**RESOLUTION #115 RE: UPS Replacement**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Slattery**

**WHEREAS**, the Director of Management Information Services has determined that the Uninterruptible Power Supply (UPS) that supports the Town Hall telephone and network infrastructure has failed; and

**WHEREAS**, the device is critical to the safe operation of the network infrastructure and must be replaced on an emergent basis; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Director of Management Information Services is hereby authorized to engage Kaplan-Schmidt Electric to remove the existing UPS equipment and replace it with a Liebert GTX5 equivalent for a cost not to exceed \$9,800.00 from A1620.4 (Buildings - Admin).

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

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**RESOLUTION #116 RE: Authorization to accept change orders for additional Site Work for the new Community Center Facility located at 3237 Chili Ave., including necessary improvements at 3235 Chili Ave. up to 177 Archer Rd. in support of said facility**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, on February 13, 2019, Resolution #113 the town awarded site work for the new Community Center to Bayside Paving Contractors; and

**WHEREAS**, the Town has identified additional site work desirable to the end result of the project: and

**WHEREAS**, the Town has retained change order quotes from Bayside Paving Contractors, which exceed the original contracted dollar amounts; and

**WHEREAS**, the Town desires to authorize change orders for Bayside Paving Contractors to; 1) Remove deteriorated tennis courts at 3235 Chili Ave, and replace with a lawn area 2) Repair and improve parking area at 3235 Chili Ave, (Merante Field Parking) 3) Construct road connection to 177 Archer Rd.

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the change orders for all site work necessary as part of the development of the Community Center Facility at a cost not to exceed \$440,400.00 from account #H7180.2000.0060 (Community Center Project).

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

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**RESOLUTION #117 RE: Use of Park and Recreation Reserve – Community Center Equipment**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Slattery**

**WHEREAS**, on August 16, 2017, on Resolution #192, the Town Board established the Park and Recreation Reserve, for the purpose of aiding in the financing of equipment, construction, reconstruction, acquisition or renovation of Park and Recreation facilities or grounds, as it is determined to be in the best interests of the Town; and

**WHEREAS**, the Town is in the process of building a new Community Center, and in an effort to reduce the fiscal burden on the current and future budgets, wishes to use funds from the Park and Recreation Reserve to purchase equipment to be used in the new Community Center; and

**NOW, THEREFORE, BE IT RESOLVED**, to utilize funds from the Park and Recreation Reserve to purchase equipment for the new Community Center, expenses not to exceed \$100,000.00, and the utilization of reserve funds set aside for such purposes are subject to permissive referendum all in accordance with Sections 220, 80 and 90 of the Town Law of the State of New York, to be paid from account A7180.2000.0008 (Special Rec Facility – Equipment – Park and Recreation Reserve); and

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

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

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**RESOLUTION #118 RE: January 20, 2021 Abstract – 2020 Payables**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, January 4, 2021 Resolution #1 authorized vouchers to be paid January 20, 2021, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 36958, 37019-37021, 37025, 37031, 37036, 37038-37040, 37042-37048, 37060-37061, 37065-37069, 37071-37072, 37075-37081, 37085, 37095, 37100-37101, 37103-37104, 37106, 37123, 37125-37126, 37128, 37135 totaling \$115,691.20 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	\$ 31,696.15
Highway Fund	1,776.63
Library Fund	570.97
H60 Community Center	32,126.63
Drainage District	49,262.03
Fire Protection Districts	<u>258.79</u>
Total Abstract	\$ 115,691.20

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

**RESOLUTION #119 RE: January 20, 2021 Abstract – 2021 Payables**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Slattery**

**WHEREAS**, January 4, 2021 Resolution #1 authorized vouchers to be paid January 20, 2021, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 37026-37030, 37032, 37037, 37049-37054, 37059, 37062-37064, 37070, 37073-37074, 37082-37083, 37087, 37089-37094, 37096-37099, 37102, 37105, 37107-37108, 37115-37122, 37124, 37127, 37129-37137 totaling \$200,353.48 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	\$ 195,524.17
Highway Fund	4,477.13
Drainage District	<u>352.18</u>
Total	\$ 200,353.48

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

**RESOLUTION #120 RE: February 3, 2021 Abstract – 2020 Payables**

**OFFERED BY: Councilwoman Sperr**

**SECONDED BY: Councilman Valerio**

**WHEREAS**, January 4, 2021 Resolution #1 authorized vouchers to be paid February 3, 2021, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 37137, 37139-37140, 37144-37145, 37148, 37150, 37152, 37158, 37168, 37170-37172, 37175-37176, 37180-37187, 37205-37207, 37213 totaling \$931,241.30 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	\$ 34,488.98
Recreation Facility Reserve	4,556.50
Admin Facility Reserve	2,343.26
Highway Fund	62,607.02
Library Fund	2,278.88
H60 Community Center	808,771.33
H61 Archer Road Park	2,132.50
Street Lighting Districts	<u>14,062.83</u>
Total	\$ 931,241.30

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

**RESOLUTION #121 RE: February 3, 2021 Abstract – 2021 Payables**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Valerio**

**WHEREAS**, January 4, 2021 Resolution #1 authorized vouchers to be paid February 3, 2021, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 37055-37056, 37136, 37138, 37151, 37153-37155, 37157, 37167, 37173-37174, 37177-37179, 37188-37204, 37208-37212, 37214-37220, 37226-37243 totaling \$404,094.43 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	\$ 76,659.12
Workers' Comp Reserve	90,000.00
Highway Fund	137,010.66
Library Fund	3,772.88
H60 Community Center	2.13
Drainage District	201.64
Fire Protection Districts	<u>96,448.00</u>
Total	\$ 404,094.43

Councilman DeCory - Aye  
Councilman Slattery - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Ave  
Supervisor Dunning - Aye

CHILI TOWN BOARD MEETING – February 10, 2021

The next meeting of the Chili Town Board will be Wednesday, March 17, 2021 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:29 p.m.

Steno by Sandy Hewlett  
Minutes by Town Clerk Virginia Ignatowski  
Virginia Ignatowski.