

CHILI TOWN BOARD
March 17, 2021

A regular meeting of the Chili Town Board was held on March 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.

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

NOTICE OF PUBLIC HEARING
TO REPEAL AND REPLACE
CHAPTER 500, ZONING
OF THE CODE OF THE TOWN OF CHILI

PLEASE TAKE NOTICE, that a Local Law has been introduced to the Town Board of the Town of Chili, New York, on the 10th day of February, 2021, designated Local Law Introductory No. _____, 2021 to repeal and replace Chapter 500, Zoning of the Town Code of the Town of Chili.

PLEASE TAKE FURTHER NOTICE that a Public Hearing upon said Local Law No. _____, 2021 has been scheduled for the 17th day of March 2021, 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 17th day of March 2021. If special accommodations are required for the meeting, please notify the Chili Town Clerk by March 12, 2021.

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:

March 04, 2021

PANG PAPPATHOPOULOS
Notary Public
State of Wisconsin

Virginia L. Ignatowski, Town Clerk
Mar 4
00095994

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

SIGNED:

Legal Clerk

Subscribed to and sworn to me this 4th day of March 2021.

Notary Public, State of Wisconsin, County of Brown

My commission expires:

10/23/2023

09100210 00095994

PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on March 17, 2021 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss Local Law ___ of 2021 Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili.

Attendance as previously noted in the 3/17/21 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:02 p.m.

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

NOTICE OF PUBLIC HEARING
TO REPEAL AND REPLACE
CHAPTER 304, HISTORIC
PRESERVATION
OF THE CODE OF THE TOWN OF CHILI

PLEASE TAKE NOTICE, that a Local Law has been introduced to the Town Board of the Town of Chili, New York, on the 10th day of February, 2021, designated Local Law Introductory No. _____, 2021 to repeal and replace Chapter 304, Historic Preservation of the Town Code of the Town of Chili.

PLEASE TAKE FURTHER NOTICE that a Public Hearing upon said Local Law No. _____, 2021 has been scheduled for the 17th day of March 2021, 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 17th day of March 2021. If special accommodations are required for the meeting, please notify the Chili Town Clerk by March 12, 2021.

Virginia L. Ignatowski, Town Clerk
Mar 4
00095989

Affidavit of Publication

State of Wisconsin
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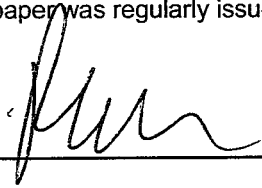
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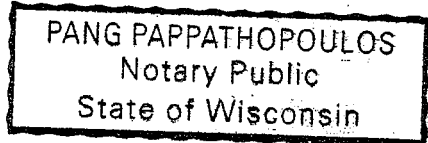
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PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on 3/17/21 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:02 p.m. to discuss Local Law __ of 2021 Repealing & Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili

Attendance as previously noted in the 3/17/21 Chili Town Board meeting minutes.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:03 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 7:04 p.m.

MATTERS OF THE SUPERVISOR: Nothing to report.

MATTERS OF THE TOWN COUNCIL:

COUNCILMAN SLATTERY: Supervisor, maybe a little update on the Community Center.

SUPERVISOR DUNNING: Sure.

COUNCILMAN SLATTERY: You know.

SUPERVISOR DUNNING: You're welcome to if you would like. The Community Center, we're under the understanding that the Town will be handed over the keys on or about April 2nd. I know our Building Department has gone through the building and did a pre-inspection of the building. I know Mr. Lindsay has been over there quite a bit. Mr. Levey, our IT Director, he has been over there installing all of the monitors and some features over in there. It has come along very nicely.

And I will -- I can say here, I guess, right now we are planning for -- to open the building and there will be a ribbon-cutting and grand opening on May 15th at 11 o'clock in the morning. So we're looking forward to that.

Besides that, the only other thing there is we still -- with the way the progress of this has gone along, it really -- I have to say it's been an amazing job that everybody has done on this, but with the financial part of it, a lot of kudos to our Director of Finance, Dan Knapp.

We originally had approval to borrow \$20 million. I believe the final amount is 17 million that we borrowed and we are not looking at borrowing any additional money for this -- for this. So great job by everybody. Through the planning process, the management and the funding and everything else, just a phenomenal job. And the interest rates on the money we borrowed have been phenomenal. Less than 1 percent on -- on everything.

COUNCILWOMAN SPERR: Wow.

SUPERVISOR DUNNING: We have really done very, very well. So very pleased with that. Looking forward to May 15th. Go ahead.

COUNCILMAN SLATTERY: One thing just to add to that, I know the library will be closing on April.

COUNCILWOMAN SPERR: April 19th probably.

COUNCILMAN SLATTERY: April 19th.

COUNCILWOMAN SPERR: Pending Board approval.

COUNCILMAN SLATTERY: That has to go before the Library Board. Just so -- people are watching this later, just realize that the library will be closed for a period of time to transfer everything over. Recreation Department is also starting to -- they're reviewing their programming for the new facility as well as some of their additional program -- programming that they're considering and watching what the Government's recommendations are for that type of activity, as well, so.

COUNCILWOMAN SPERR: But the library -- just to be clear, the library will be closed, once it closes, until we have our ribbon-cutting.

COUNCILMAN SLATTERY: It won't be open until we move to the new facility.

COUNCILWOMAN SPERR: Right.

COUNCILMAN SLATTERY: Thank you for the update.

SUPERVISOR DUNNING: Any time.

The 2/10/2021 Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Advanced Payment of Claims – February 2021

Building Department Report – February 2021

Conservation Board Minutes – 2/1/2021

Dog Control Reports – February 2021

Historic Preservation Board Minutes – 2/8/2021

Library Board Minutes – 1/28/2021

Monthly Financial Statement – February 2021

Planning Board Minutes – 2/9/2021

Recreation Center Report – February 2021

Senior Center Report – February 2021

Town Clerk Report – February 2021

Traffic & Safety Minutes – 2/4/2021

Zoning Board Minutes – 1/26/2021

RESOLUTION #122 RE: Usage of the General Repairs and Maintenance for Town Roadways Reserve

OFFERED BY: Councilman Slattery

SECONDED BY: Councilwoman Sperr

WHEREAS, this Board on February 10, 2021, commencing at 7:00 p.m., duly held a public hearing on the usage of the General Repairs and Maintenance for Town Roadways Reserve, and having heard all persons desiring to be heard in the matter of the usage of the General Repairs and Maintenance for Town Roadways Reserve; and

NOW, THEREFORE, BE IT RESOLVED, that funds in an amount not to exceed \$25,000.00 from the General Repairs and Maintenance of Town Roadways Reserve be used for the purpose of making repairs and maintenance to Town roadways.

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

RESOLUTION #123 RE: Server Replacement

OFFERED BY: Councilman DeCory

SECONDED BY: Councilman Valerio

WHEREAS, the Director of Management Information Services has identified several components in the Town's existing server cluster have failed and require timely repair or replacement; and

WHEREAS, the servers are approaching End of Life and do not support the latest release of the virtualization software used by the Town, causing a security concern; and

WHEREAS, it is prudent and fiscally responsible to replace the servers to assure a stable data network infrastructure for the Town; and

NOW, THEREFORE, BE IT RESOLVED, that the Director of Management Information Services is hereby authorized purchase (2) Dell PowerEdge Servers from ePlus under NYS OGS Contract PM20820 for a sum not to exceed \$11,111.06 from A1680.2 (Information Technology - Equipment).

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

RESOLUTION #124 RE: Disposing of Equipment

OFFERED BY: Councilman Valerio

SECONDED BY: Councilwoman Sperr

WHEREAS, the Town of Chili will be moving into the new Community Center and as part of the moving process will be inventorying and evaluating various equipment; and

WHEREAS, some items may be deemed surplus, broken, unusable, past useful life, or otherwise unusable and of no benefit or value to the Town; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sell, donate, discard, or otherwise dispose of said equipment in accordance with applicable law.

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

RESOLUTION #125 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 March 8, 2021:

Gregory Ertel, Christopher Horn, Michael Saporito, Jr., Jeromy Walley

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

RESOLUTION #126 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 January 2, 2021:

Helen Campbell

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

RESOLUTION #127 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 February 15, 2021:

Roger Varner

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

RESOLUTION #128 RE: Building Permit Fees

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

WHEREAS, the Chili Fire Department, Inc. Has formally requested that the Town Board waive the fees for sub-dividing land at 3231 Chili Avenue, Rochester, NY 14624 CFD Co. #1; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board waives the permit fees for the Chili Fire Department, Inc.

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

RESOLUTION #129 RE: Letter of Credit Release for Union St. Industrial, Phase I Final

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Slattery

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$336,096.00 be released from the letter of credit #SB2163180001 with the M&T Bank leaving a balance of \$0.00; subject to engineering fees to the Town.

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

RESOLUTION #130 RE: Establish Letter of Credit for Union Street Industrial Phase II

OFFERED BY: Councilman Valerio SECONDED BY: Councilman Slattery

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 Union Street Industrial – Phase II in the amount of \$143,494.02. 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 #131 RE: Purchase of 10 Wheel Dump with Plow Package

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

WHEREAS, included in the approved 2021 budget is the purchase of one (1) new 10-wheel plow truck and plow package replacement; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new Model VHD64F300 6X4 plow truck replacement with plow package for the Highway Department under Onondaga County Contract Bid, Bid Reference Number 8996, from Beam Mack Sales and Service at a cost not to exceed \$275,000.00 to be paid from DA5130.2 (Machinery-Equipment).

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

RESOLUTION #132 RE: Purchase of Mower for Highway

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Valerio

WHEREAS, included in the approved 2021 budget is the purchase of one (1) new mower for Highway; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new CaseIH Farmall 75A from Monroe Tractor of Sourcewell Contract 110719-CIH (Formerly NJPA) for a cost not to exceed \$75,000.00 to be paid from DA5130.2000.0010 (Machinery – Equipment - Highway Equipment Reserve).

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

RESOLUTION #133 RE: Purchase of Roller

OFFERED BY: Councilman Slattery SECONDED BY: Councilman DeCory

WHEREAS, included in the approved 2021 budget is the purchase of one (1) new pavement roller; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new HD 12 VV HAMM Roller from Monroe Tractor of Sourcewell Contract 032515-WAI (Formerly NJPA) for a cost not to exceed \$45,000.00 to be paid from DA5130.2000.0010 (Machinery – Equipment - Highway Equipment Reserve).

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

RESOLUTION #134 RE: Parks Security

OFFERED BY: Councilman Valerio

SECONDED BY: Councilman DeCory

WHEREAS, the Town of Chili contracts with a professional security company to provide seasonal park security; and

WHEREAS, an updated proposal for 2021 from Reliant Security was received by the Town and reviewed by the Commissioner of Public Works and found to be acceptable; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with Reliant Security for seasonal park security services at a rate of \$21.00/per hour to be paid from A7110.4 (Park Security Guards).

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

RESOLUTION #135 RE: Set a Public Hearing to Consider Adoption of Incentive Zoning Proposal for 92 - 93 King Road

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilman Slattery

WHEREAS, Fallone Properties, Ltd. Has requested an Incentive Zoning approval for property located at 92-93 King Road in the Town of Chili; and

WHEREAS, the Planning Board of the Town of Chili did, at its March 9, 2021 meeting considered said proposal and subsequently provided written comments to the Town Board on the incentive proposal and its amenities as it relates to all aspects of the Project; and

BE IT RESOLVED, that the Town Board will conduct a Public Hearing on said Incentive Zoning Proposal on April 14, 2021 at 7:00 p.m. at the Town Hall Main Meeting Room and that the Town Clerk is hereby directed to publish notice of same.

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

RESOLUTION #136 RE: February 17, 2021 Abstract

OFFERED BY: Councilman Valerio

SECONDED BY: Councilman DeCory

WHEREAS, January 4, 2021 Resolution #1 authorized vouchers to be paid February 17, 2021, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 37057-37058, 37169, 37244-37245, 37247-37253, 37260-37266, 37268-37290, 37295-37307, 37311-37312, 37314-37315, 37318-37334, 37336-37353 totaling 2,560,074.13 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	\$ 37,165.86
Highway Fund	78,267.76
Library Fund	78.93
H60 Community Center	43,183.10
Drainage District	24.48
Fire Protection Districts	2,316,258.47
Sidewalks Districts	5,095.53
Ambulance District	<u>80,000.00</u>
Total Abstract	\$ 2,560,074.13

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

RESOLUTION #137 RE: March 3, 2021 Abstract

OFFERED BY: Councilman DeCory

SECONDED BY: Councilman Slattery

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

WHEREAS, Council did authorize by a majority vote vouchers 37149, 37254-37256, 37291-37292, 37335, 37358-37374, 37376, 37387-37390, 37392-37408, 37410-37426, 37436-37439, 37441-37449 totaling 204,732.07 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	\$ 54,239.59
Recreation Facility Reserve	8,066.25
Admin Facility Reserve	7,525.17
Highway Fund	94,337.93
Library Fund	2,405.89
H60 Community Center	16,178.52
H61 Archer Road Park	7,388.50
Drainage District	70.23
Street Lighting Districts	<u>14,119.99</u>
Total Abstracts	\$ 204,732.07

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

RESOLUTION #138 RE: March 17, 2021 Abstract

OFFERED BY: Councilwoman Sperr

SECONDED BY: Councilman Valerio

BE IT RESOLVED to pay vouchers 37293-37294, 37452-37457, 37460-34470, 37472-37492, 37494-37503, 37506-37513, 37515, 37517-37519, 37521-37526, 37532, 37535, 37537-37545 totaling \$892,492.17 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$ 52,918.89
Admin Facility Reserve	4,603.28
Highway Fund	107,373.80
Library Fund	304.96
H60 Community Center	577,925.24
H61 Archer Road Park	460.00
Drainage District	39.53
Fire Protection Districts	<u>148,866.47</u>
Total Abstract	\$ 892,492.17

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

The next meeting of the Chili Town Board will be Wednesday, April 14, 2021 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:11 p.m.

Virginia R. Ignatowski
Town Clerk
(Steno by Sandy Hewlett) -