

CHILI TOWN BOARD  
April 14, 2021

A regular meeting of the Chili Town Board was held on April 14, 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:**

**SUPERVISOR DUNNING:** Going to go -- not on your agenda, but I do have a little task I have to take care of this evening before we get started.

A few weeks ago I received a letter and I'm going to read at least part of this letter, if you don't mind.

This is, "Dear Supervisor Dunning: On behalf of the New York State Town Clerks Association, it is my honor and pleasure to inform you that Virginia Ignatowski, Town Clerk, has been awarded the Association's recertification as a Registered Municipal Clerk. This prestigious award recognizes the professional competency of Ms. Ignatowski in fulfilling her responsibilities of her office. Certification is granted only after an applicant has demonstrated that they have met the stringent education and experience requirements established by" what they call "NYSTCA," which is the New York State Town Clerks Association.

This goes on with a few other things, but they asked me if I wouldn't mind presenting this to Ms. Ignatowski on their behalf and they will recognize her further if they do their conference later this year.

So it is my pleasure, my honor, to present to Virginia Ignatowski, our Town Clerk, her certificate from the -- from the Town Clerks Association.

**VIRGINIA IGNATOWSKI:** Thank you.

A photograph was taken.

**VIRGINIA IGNATOWSKI:** I'm smiling, but you can't tell.

**SUPERVISOR DUNNING:** Congratulations. (Applause.) Before I open up the Public Hearing, I am going to just inform those in the audience who may be here for this Public Hearing, there is a slight amendment to what we will be hearing this evening.

The application is -- the applicant is removing the units that were proposed on, I believe, what we call the northeast side of the road. There were a couple of units proposed over there. Those are being removed from the application, so those are no longer part of the incentive zoning application.

That is the 92 address; am I right?

**MR. RITCHIE:** Correct.

**SUPERVISOR DUNNING:** So what would have been 92 King Road is no longer a part of this Public Hearing for the incentive zoning. Just want to be clear on that.

Having said that, there is -- I'm actually going to -- before I -- I'm actually going to ask the applicant's engineer to say a few words about -- there has been many changes in this application since it went to the Planning Board and certainly I'd like you to take a couple minutes, if you would, to kind of review what maybe some of those things were and some of the changes, some of the recommendations the Planning Board made initially and we'll go from there.

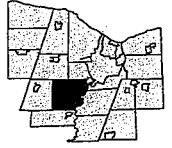
**RICHARD STOWE:** Mr. Supervisor, can I suggest that you open the Public Hearing, have this presentation be part of the Public Hearing and just hold public comment until he is finished?

**SUPERVISOR DUNNING:** I will take that suggestion. In that case then I will open the Public Hearing for the application for the incentive zoning for, in this case, 93 King Road.



# TOWN OF CHILI

STATE OF NEW YORK \* COUNTY OF MONROE  
ESTABLISHED IN 1822



David J Dunning  
Supervisor

Virginia L. Ignatowski  
Town Clerk

BUILDING DEPARTMENT

Mark L. DeCory  
Michael S. Slattery  
Mary C. Sperr  
James V. Valerio  
Town Council Members

March 10, 2021

Town of Chili  
Town Council  
3333 Chili Avenue  
Rochester, New York 14624

RECEIVED  
MAR 11 2021  
TOWN CLERK  
Time \_\_\_\_\_

Re: Referral from Town Board requesting recommendation on incentive zoning at property located at 92-93 King Road in R-1-15 district.

Dear Supervisor Dunning & Town Council Members:

The Chili Planning Board, at their March 9, 2021 meeting, recommended, by a vote of 5 to 0, the incentive zoning of 92-93 King Road conceptual site plan from Costich Engineering, project number 7832.

The recommendation is based upon the following modifications to the overall plan:

1. Modify the plan to include single family dwellings on lots 1 through 4 (93 King Rd.) and lots 25 through 30 (92 King Rd.).
2. Modify setbacks on lots 5 through 24. Setbacks do not appear adequate for a dedicated street. The Planning Board would like to see setbacks that are more consistent with those typically provided on a dedicated residential street or the street should be private and a HOA established to address maintenance needs.
3. The Planning Board expressed concerns with the overall density of the units located in the cul-de-sac (lots 9 – 18) and recommends that the unit count be reduced to provide greater separation between the units.
4. The Planning Board expressed concerns with the proposed driveway layouts for Lot 11 through Lot 16 given the density of the units and potential driveway conflicts. The Planning Board requests that the applicant review the proposed layout for improvement.

Sincerely,

John A. Hellaby, Vice-Chairman  
Chili Planning Board

MPN/kr

xc: Costich Engineering P.C.  
Eric Stowe, Assistant Town Counsel  
Planning Board Members  
Paul Wanzenried, Building Department Manager  
David Lindsay, Commissioner of Public Works

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

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF CHILI

The Chili Town Board will conduct a Public Hearing on April 14, 2021 at 7:00 p.m. to consider an Incentive Zoning approval for property located at 92 – 93 King Rd. in the Town of Chili.

The meeting will be held at the Chili Town Hall, 3333 Chili Avenue, Rochester, NY 14624. Anyone wishing to speak for or against this proposed incentive zoning may do so at this time. Please contact the Chili Town Hall by April 9, 2021 if you require special accommodations for the meeting.

Virginia L. Ignatowski, Town Clerk  
Chili, N.Y.  
Ap 1  
96841

**Affidavit of Publication**

State of Wisconsin  
County of Brown

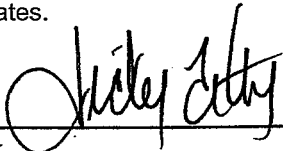
I, said Legal Clerk, being duly sworn, says:

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:

April 01, 2021

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

SIGNED:



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

Subscribed to and sworn to me this 1st day of April 2021.

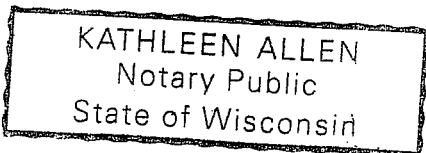


\_\_\_\_\_  
Notary Public, State of Wisconsin, County of Brown

My commission expires:

1-7-25

09100210 00096841



PUBLIC HEARING

A Public Hearing was held by the Chili Town Board on April 14, 2021 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss Incentive Zoning for 93 King Road.

Attendance as previously noted in the 4/14/21 Chili Town Board meeting minutes.

Michael Ritchie was present to represent the applicant.

MR. RITCHIE: Thank you. My name is Michael Ritchie from Costich Engineering representing Fallone Properties.

Supervisor Dunning, thank you for the introduction.

Initially this project was brought to the Town with the hopes for incentive zoning and that request was for a total of 30 units, which was then presented to the Planning Board. During that meeting on March 9th, we received some input from the Planning Board and we subsequently have

revised our plan from 30 units down to 20, which did include previously units on the north side of King Road, 92 King Road, and on the north side of the creek, where they were now shown as three single-family residential properties.

So, in essence, the incentive zoning application is only a portion of 93 King Road, whereas it was 93 and 92 King Road.

Some of the other modifications that were requested by the Planning Board, we had originally shown a dedicated road. But based on that road and the setbacks, the Planning Board felt it was a little tight. So we removed that, which allowed us to get a little more offset from the property lines.

Initially the -- the original layout, the building layout had driveways and garages on the perimeter of the buildings. They thought that was too dense, so we went with a different unit which is centrally loaded garages and that kind of eliminates some of the density, as well.

The revision, as I just said, the buildings have gotten smaller and we have been able to increase the side setbacks. So, in essence, we reduced the density that was originally proposed for this development.

They are duplexes. They're single-family lots. They're not for rent. They will be -- we have done a number of units like this in Webster and Henrietta, and they are upscale properties. So it will be for sale and they will be market rate.

So with that, any questions the Board has, I would be happy to answer.

SUPERVISOR DUNNING: I think what we probably should do from here is go to the Public Hearing. I'm sure you will stick around if we do need some questions answered.

I would ask if anyone would like to speak at this Public Hearing, please step up to the podium, state your name and address for the record and you will be heard.

COUNCILMAN SLATTERY: Supervisor, if I could before you go there, just one question for Michael (Ritchie).

At the last Town Board meeting you were at, a suggestion was made to maybe possibly reach out to the residents in the area. Was that ever done, just to talk to them, to give them a little information?

MR. RITCHIE: I was told by the developer that he did reach out to a few of the neighbors.

Some audience members disagreed.

MR. RITCHIE: I'm not sure which neighbors he spoke with. Obviously not everyone.  
COUNCILMAN SLATTERY: Thank you, Michael (Ritchie).

#### COMMENTS OR QUESTIONS FROM THE AUDIENCE:

KHYM KAUPELIS, 110 King Road

MR. KAUPELIS: Good evening, everybody. I'm Khym Kaupelis. I live at 110 King Road, which is the property right across the street.

I -- this parcel used to be part of the farm that was part of my house originally. I understand that the developer needs to utilize the property to make a profit and I don't really have an objection to that. I'm glad to see that this is in keeping with the rest of the neighborhood. It is not as outrageous as I had feared.

I'm a little concerned about one thing and that is the railroad tracks and the proximity of these houses to the tracks. I know that I get blasted by the horn and these -- these houses are like right against the track. I understand maybe people don't care about that and I know that some of our neighbors are getting used to the sound of the horn. I am not used to the sound of the horn. Still when I'm on the phone in my yard -- I will be talking on the phone and I will have to say "Wait until the train goes by."

It is not the sound of the train. It is the horn. Four times they hit it. I have researched this a little bit and I found out that they can actually amend that, the train going by with the sound of that horn being so loud. They do that in communities where there is elderly or hospitals or other things of that sort.

Now I understand there is a safety factor for the horns, but you know, people have been injured on this track and there has been a few. In fact, somebody who used to live in my house was killed on this track. But it is not because of the horn. Because they were trying to beat the track -- beat the train. They knew it was coming.

So it would be great if we could maybe, you know -- the developer would be interested in having that noise reduction factor considered and that might increase the value of the property. I certainly would appreciate it.

The other thing you might consider is some kind of berm there, just to break up the sound. You know, maybe some of the -- I don't know. I guess it doesn't need to be a retention pond on this property. I'm assuming they're bringing in a ton of fill dirt. That would be a question I would have. Which it is fine by me, but consider a berm there. It might help improve the value of the property. I don't know. That is just my suggestion. So anyway, I think that is it.

CHILI TOWN BOARD MEETING – April 14, 2021

You can tell the developer that I was supportive when he wanted to buy a corner of my property and I said okay. That's where Roberto Drive is. In fact, he didn't even sell it to me. We traded.

So I was encouraging then and -- well, I would love to have the space be green space, but I know that is not going to happen. So I guess that is about it.

Anything else I need to say, Terry?

My wife, Terry. I think that will do it. I'm glad I broke the ice at least.

STEVEN DEHAVEN, 123 King Road

MR. DEHAVEN: My name is Steven Dehaven, 123 King Road.

They put buildings up in here. Is the Town going to clear out the drainage ditch that has been filled in over the years? We get trouble with water back there already. If they would fill all that in, that will all push over to my property.

The Town originally dug the ditch out and put everything to the south of the ditch. And then come back in '90 and dredged it and put everything north of the ditch. So a lot of that land back in there can't drain. I mean that is a big concern.

SUPERVISOR DUNNING: Okay. Thank you. I would just say that that will likely be addressed at the Planning Board. Any drainage issues on the property would go to the Planning Board. That wouldn't necessarily be a part of our decision process here. They would make that decision.

THOMAS SWAIN, 1140 Paul Road

MR. SWAIN: Thomas Swain, 1140 Paul Road. To follow that up, my four brothers and I own the land on the north side of the railroad tracks. There is about 10 1/2 acres which was originally part of our 80-acre farm that my family owned, but the expressway took most -- took a lot. Took about 30 acres of it.

But we still own a 10 1/2 acre plot there. We have a tremendous problem, as this gentleman mentioned, with drainage. Where originally we had a small pond on it, now it's -- 7 of the 10 acres is wetlands.

The water is supposed to run under the railroad track and continue onto King Road, which it doesn't really do. So my concern is, if there is no retention pond, is there a possibility that we fill this area now with asphalt and -- and you know -- other than the soil that is there now, that the water itself could back up into our area instead of away? So we really need to take a look at the retention pond or some type of a situation there that controls the water for the people that own the land in this area.

SUPERVISOR DUNNING: Okay.

MR. SWAIN: Thank you.

SUPERVISOR DUNNING: Very good. Thank you.

MARLA VOGLER, 106 Christina Drive

MS. VOGLER: Hi. I'm Marla Vogler. I live at 106 Christina Drive. I have been there for 22 years now. I have a couple of concerns as I have seen our area build up quite fast.

Traffic is a constant concern. King Road has turned into an absolute nightmare. Getting out of our neighborhood is tough. Now we'll have opposing traffic. That train can back up -- I mean a quarter mile at least. Both directions sometimes. That in turn causes trouble at the Union and King Road intersection when that happens.

I have teenager drivers. A lot of us do. It's a big, big concern of ours, I believe. You know, blocking the road -- you're not going to be able to get in and out of both of these neighborhoods when there is a train. That is just going to be impossible.

The loss of green space is disappointing. Chili has always felt like more of the country and it's -- I understand how things progress, but I do think that there is a limit and we're reaching that limit in Chili with the commercial building that we have, the warehouses. It's a lot.

And -- the builder has taken 24 years and our neighborhood is not complete. I worry how long will it take for that to be completed and sold off. Will we be looking at construction for years? I mean we -- there has been neighborhoods that have been developed larger than ours in a quarter of the time. They're still developing the same neighborhood. Is it going to carry on, you know, for years to come and we're just going to have construction, the vehicles coming in and out and just, you know, unfinished -- an unfinished project like we live in right now? So that is my concern.

SUPERVISOR DUNNING: Thank you.

COUNCILWOMAN SPERR: Thank you.

UNIDENTIFIED SPEAKER: Actually, she touched on what --

SUPERVISOR DUNNING: She took care of you?

UNIDENTIFIED SPEAKER: She said it a lot nicer than I would. You can thank her.

BRIAN MEISTER, 4 Roberto Drive

MR. MEISTER: Brian Meister, 4 Roberto Drive. So we're right behind the property that apparently the variance was taken away from. But -- sorry for the mask. It is tough.

There is a few pieces. One thing I'm taking away from the whole meeting right at the start, each person that has come up has raised additional questions that now I have. So whatever happens, I think that the Council really needs to take it a little bit slow. Think about what impacts are going to be had. Because I guarantee we'll all leave here today and I will come up with six more questions and I will say "Shoot. I wish I had been at the meeting and been able to say that at that time."

Sorry. I'm having a terrible time breathing with this.

I have a couple things I'm thinking about, but I would really ask the Council to really take your time in thinking through all this. This is a big development.

And as Marla (Vogler) did a great job pointing out, we have new properties going across the street on Union. Chili is developing very, very fast and I have been in the Town of Chili my entire life. In fact, my father has been a firefighter here for over 50 years. So I grew up here.

A couple of things. One, the water issue really does -- we live -- back up to that current retention pond. Something I have asked the Town numerous times for is some help with the -- I lost about 4 feet of property on that pond as that water level continues to rise. It eats away from that. They won't come out. They won't put stone around it.

I would ask the Council to think about those of us -- and some of my neighbors are here -- are watching our properties shrink because that pond is filling up. And if more water keeps flooding into it, I think it is going to continue to be an issue.

Before I go out and have to spend my money to try to build that up and then negatively impact my neighbors, I would ask the Town really think about that current retention pond and what we can do to solidify that.

The second piece really has to do with the safety piece Marla (Vogler) talked about. I know again the parcel I was most concerned about, obviously for personal reasons, was the north side piece. But it really stems from this idea we're going to have all these properties wedged up against this railroad track. When you think about fire safety, think about getting fire engines in and out if there was an emergency.

If there aren't a lot of houses back there -- I can't see the new plan. But if we have these houses back in there, what is that going to look like in terms of getting emergency equipment in and out of that. As Marla (Vogler) put it, if you needed to get an ambulance in there and you have backed-up traffic from the train and then the Union side on the other end, it is really getting to be a bottleneck.

I don't know if that means streetlights at the far end. I don't know if that means some -- something to alleviate some of that. But I do see it as a safety concern. And as -- the railroad, we get used to the railroad. We get used to the horn. But at the same time, it is very loud. And I think when we think property value -- the gentleman mentioned property values will be high. Well, they're going to be as high as someone is willing to pay. If you're looking out your front lawn and you're hearing that four horns, you will think twice before spending the same rate.

Which I know this is not a financial piece. But my last piece, the Town went through and reassessed all of us. We all saw an approximate \$30,000 increase in assessment value. Very few of us that I know actually fought it because we figured, hey, listen, I understand things need to get paid for. I believe in the property values of our home, but none of us want to see those dropped. Because if we continue to have these high assessment values, we want to make sure the homes will still be worth that should we ever decide to move or sell our properties.

So those are just some of the things that were on my mind. Again, if I listen to five more people speak, I will probably be able to step back up with five more questions. I would just ask the Council to consider pacing yourself on this and making sure the developer really understands the community they're building in and that we really want to make sure we maintain what we really love about Chili.

RICHARD CINA, 115 King Road

MR. CINA: Richard Cina. I'm at 115 King Road. And I'm on the -- the east borderline of this property. I'm just concerned if there is going to be more details of how close the buildings or the lots will be to my property. If there could be some more detail on that.

SUPERVISOR DUNNING: That will come up at the Planning Board. All those -- the specific details of where these -- where the property -- where these are all built, those are all part of the planning process, which would be the Planning Board.

MR. CINA: Setbacks?

SUPERVISOR DUNNING: Yes. All of the setbacks, correct.

MR. CINA: And just another issue with the CSX Railroad, I think it's probably a good time to bring it up, is oftentimes the trains will park cars back there, big, long lines of cars and they will sit there for days and days. Sometimes the engines are sitting there idling all day. I don't know how -- how well that is going to go over with the new neighbors. I know I don't care for it. That's it.

SUPERVISOR DUNNING: Thank you. Brian (Meister), I'm probably going to make you happy, because I'm not going to close this Public Hearing. I am going to keep this Public Hearing open and -- for the Town Board to continue this Public Hearing at its next Town Board meeting in May.

I am going to ask the Town Board for their consideration to send this back to the Planning Board for further review. The Planning Board heard this application, had quite a few comments. We have all seen those. We have read the minutes. We have gone through this. There has been a significant amount of changes in what the applicant is looking for here. So I am going to ask the Board if they would support sending this back to the Planning Board for further review, let the Planning Board then come back and -- and let the Town Board know that they still -- they originally did support the incentive zoning -- just so you know, they did support it, but I will ask them to review it again and see if they still continue to support it in its current state.

So without any objection, I would like to send the application back to the Planning Board.

MR. VALERIO: Could you just explain, I think, to the public that -- the role we have versus the Planning Board?

SUPERVISOR DUNNING: Sure. The -- we are -- we are the Board that would approve the incentive zoning only. We really have no say in the drainage, the trains, the ponds, all of the things -- a lot of the things that were brought up here. They are all -- they are all good points. Don't get me wrong. And I would -- when this -- if and when this actually gets to the Planning Board for the planning process, that's where you really need to come and talk about the things -- a lot of the things you have talked about here tonight, because they are valid points.

So all we do is improve -- approve the zoning, which says that the things that -- the items that the applicant is asking for -- they're asking for relief from square footage for lot sizes. Setbacks. They're asking the rear setback, side setback and the setback between the units -- because right now the single-family has to have a little more space between the units. This is a zero setback, so it allows them to build the duplex kind of thing.

And the -- the maximum lot coverage, a reduction in that. And a relief from a Special Use Permit for construction of duplexes, because duplexes are not necessarily wholly permitted in that particular spot. So that is all -- that is what we do. And we take that into consideration.

All of the rest of the things become site plan.

DAN RICE-SMITH, 5 Haverhill Drive

MR. RICE-SMITH: My name is Dan Rice-Smith, 5 Haverhill Drive. You had just mentioned what you guys kind of control.

How -- does that include the traffic control?

SUPERVISOR DUNNING: No. It does not. That is all Planning Board. Planning Board makes the decisions on all those things. Sometimes they will ask for a traffic study of some kind or -- I don't know if this case they have or will, but that's up to the direction of the Planning Board.

RICHARD STOWE: All valid points. I think the Councilman Valerio's question and Supervisor Dunning's response, sending this back to the Planning Board, if that's what the Council decides they want to do, is not for the site plan review that many of the questions you're talking about is going to address. This is just an incentive zoning application.

The Planning Board -- the applicant came here. The Town Board said it was worthy of consideration and review by the Planning Board. The Planning Board made a recommendation to the Town Board. The applicant has modified the application for incentive zoning. And if I'm hearing you correctly, you're asking that this Board hold this Public Hearing open, return it to the Planning Board -- not for site plan review -- but to determine how they may want to change their recommendations, if at all, to this Board on the issue of incentive zoning. Okay?

So Planning Board, then theoretically back here for a continued Public Hearing, more comment on the issue of incentive zoning.

If that determination is made by this Board, then back to the Planning Board for the site plan review. That's the time for some of the questions that you're hearing about as characterized as proper Planning Board considerations, drainage, traffic, noise.

SUPERVISOR DUNNING: Buffering, trains.

RICHARD STOWE: All those things. That's -- that's not what this Board is sending it back to the Planning Board for at this time. That would be in the site plan review process.

COUNCILWOMAN SPERR: That's the meeting you would want to attend and have an opportunity to speak.

RICHARD STOWE: They can attend all of them.

COUNCILWOMAN SPERR: Right. But that is the one they're going --

RICHARD STOWE: That is where those issues will be addressed more specifically than the incentive zoning.

Does that help?

SUPERVISOR DUNNING: That's great.

COUNCILWOMAN SPERR: I just have one question. I was looking at the Planning Board minutes. They had talked about the lengths of the driveways. I know this is not our issue. It is the Planning Board.

But since the developer is here, I just wanted to know if they made any changes -- when they changed this plan, did they lengthen those driveways at all?

MR. RITCHIE: No. The distance from the unit to the property line has increased. It is about 40 feet. But the distance from the front of the building to that road has not changed. So in essence, it was 40 feet to the road before. It's 40 feet to the road now. It is just now instead of it being a 15 foot setback, it's a 40 foot setback. That is the difference.

COUNCILWOMAN SPERR: Okay.

KIM CINA, 115 King Road

MS. CINA: Kim Cina, 115 King Road. Just another point is I am sad to lose the green space, because it is right next to our house and I feel as though that area is too congested. Like everybody pointed out, the traffic and the trains and everything getting backed up. I don't feel that space is adequate for the amount of housing they are proposing to put there either.

And just one quick question. When does the Planning Board meet? Can we come to a Planning Board –

SUPERVISOR DUNNING: Oh, absolutely. The Planning Board meetings, they will have -- if -- if this goes to the Planning Board for site plan approval, they also have a Public Hearing. There will be a placard posted out in front of the property prior to that Planning Board. They will let you know the date and time of the meeting. They're usually 7 o'clock -- they're probably 7 o'clock at night. Usually. But you're probably looking at -- I would say the earliest would be the July time frame when they would get back to -- if this gets to the Planning Board, it would not be until probably July.

COUNCILWOMAN SPERR: They meet the second Tuesday.

SUPERVISOR DUNNING: When I said we're sending this back to the Planning Board, this won't go back to the Planning Board, I don't believe, until May. It comes back here. We have another Public Hearing here in May. All right? Not another. I'm sorry. We continue the Public Hearing here in May.

And then this Board will not vote on this at all until June. Which means they can't go back to the -- get to the Planning Board -- if we vote positive, if we vote so it is okay, then it would go back to the Planning Board probably July, August and that would depend on the developer and their engineers and when they were prepared to do that. That would be for the site plan. That is the meeting you would want to be at.

We welcome you back to the next Public Hearing here also, but that is the one where you're going to be able to talk about or be able to be heard and have an impact on traffic, noise, buffering, setbacks, anything that you have any concerns with on -- on that site plan of the application would take place then.

COUNCILWOMAN SPERR: They meet the second Tuesday. If you keep an eye on the website -- the calendar on the website, the meetings are listed on there. If you ever have questions about it, you could put a phone call into the Building Department and they can tell you whether or not it is on the agenda. If you missed it someplace else or couldn't find it, you could just call the office and quick ask.

MS. CINA: I would assume all these new properties would have sewer?

MR. RITCHIE: Yes. MS. CINA: That is something we would like, too, on our road.

MR. MEISTER: I'm back.

SUPERVISOR DUNNING: I thought I took care of you, Brian (Meister).

MR. MEISTER: Actually, I want to say thank you and appreciate -- Supervisor, I appreciate what you're saying and doing. I appreciate everybody giving us that information because this is very new to us all. So learning about how this process works is really helpful.

But the question then, of course -- I said I get questions from questions. So the question I now have is if your job is to approve the variance, what criteria -- or -- what criteria are you using to determine if these variances that are being proposed are a good idea for the Town of Chili?

SUPERVISOR DUNNING: There is no specific written criteria. And it would be no different, for the most part, is if you were building a shed on your property and you wanted to put that shed in the back corner and have it a foot off your neighbor's property line and -- and 2 feet off the other property or something like that and -- there is no criteria for processing that, for the most part. We have to look at this as does the road work. The buildings. Is this right for the Town.

We'll work with the Building Department and the Commissioner of Public Works on this and we'll have those discussions with them. We do not and cannot have conversations with the Planning Board on this, at all.

MR. MEISTER: Sure.

SUPERVISOR DUNNING: We have zero interaction with them on this. So we will work with our people who know more about these things than we do, and we'll ask their guidance and advice and we'll have some discussions. But there is no written criteria on something like this.

MR. MEISTER: I suspected there wasn't written criteria. And the reason why I pose this question -- please understand I do this with all due respect for all of you and what you need to do, and this may be something you can't answer now. I get it. Sometimes you need to say, "You know? I got to think about that and we need to talk maybe in Executive Session" or however this works. I work at schools. Schools have Executive Session. As you can see, I'm familiar with how Boards work. Maybe you need to have some conversation.



But I think we would want to know -- so we brought you a bunch of our concerns, right? Those concerns apparently don't meet this meeting, which we just learned, which is great. Which means we know where to bring our concerns. Bring it to the right people. Hopefully the right people will make the right decisions.

But I guess what I would want to know then as a taxpayer and as a resident here in the Town, is that a shed a foot away from my neighbor's property, I -- you're right. I don't know. I don't know what you guys would decide other than, you know, maybe Brian is a good guy. Yeah. Whatever. Maybe his neighbor is a Grumpy Gus. I don't know --

UNIDENTIFIED SPEAKER: No, we're not.

MR. MEISTER: But I would want to know what is the criteria. Because I would want to know -- you said we, as a Board, decided it was best for Chili -- is to put these residences in and to give these special permissions because it might bring in additional tax base, which would then offset other people's taxes. It might bring in additional jobs. I mean, again there is a million different things you guys approve. I would want to know that our elected officials had some criteria that had the best interest of their constituents in mind when they made it.

So I guess -- I guess the question we're all going to hopefully want to hear at some point, is when we took this gentleman's proposal into consideration, we looked at our Town and we looked at the people that we represent and this is how we made that decision.

So that -- so that is what I'm asking for you guys to think about. Again, you don't have to answer that tonight. That's a very full question. But it is something I would want you guys to think about being able to share. If you approve it and we're not happy about that, I will take it a lot easier if you actually give me a good rationale, saying "Brian, this is why we did it."

Okay?

SUPERVISOR DUNNING: Thank you, Brian (Meister).

COUNCILMAN SLATTERY: Just a question in regards to Mr. Lindsay. We have -- I don't know if the community is aware of it. We have a Drainage Committee that meets and they hear residents' complaints and so forth.

Mr. Lindsay, are you familiar with any drainage outstanding issues over in that area?

DAVID LINDSAY: There has been some historical issues over there along that ditch line. I'm not aware of anything immediate. But certainly if any of the residents have some concerns they would like to bring to our attention, they can give me a call at the Public Works office.

COUNCILMAN SLATTERY: That's concerning to me when I hear that there is drainage issues. David (Lindsay) being our Highway Superintendent/Commissioner of Public Works, if he is not aware of them and some people say well, you talked to the Town, I would say start with David (Lindsay) and -- and go from there. There is a way to fill out forms and -- with drainage issues, whether it is the pond and -- I don't know who owns the pond there and the maintenance of it and so forth. We'll look into it. I just want to let you know we're doing our job.

MR. DEHAVEN: I went to plenty of his meetings and he never once addressed the problem that is back there. I got tired of going to the meetings because nothing got done.

COUNCILMAN SLATTERY: The address again for you?

MR. DEHAVEN: 123 King Road. I own all that property behind there, all of the way to Higby's.

COUNCILMAN SLATTERY: Now we got the information and --

MR. DEHAVEN: There is a drainage ditch that runs through there. I asked them to come and remove the berms they put there. Nothing is done. They come and punched a couple holes in there, but they have done nothing. It is all full with soot.

SUPERVISOR DUNNING: We can take this off line and I will follow through with Mr. Lindsay and we'll have a discussion.

MR. DEHAVEN: I had him back there walking through it. He knows it is all filled in.

SUPERVISOR DUNNING: I don't know about the details of it, but I would be more than happy to have that conversation with Mr. Lindsay and we'll see where it goes from there.

MR. DEHAVEN: Appreciate it.

SUPERVISOR DUNNING: Okay. Thank you.

VIRGINIA IGNATOWSKI: Procedural question, as Town Clerk, I never had a Public Hearing get held over to another meeting. What do I have to do for legal noticing at all or do they have to put up signs or anything?

RICHARD STOWE: No.

SUPERVISOR DUNNING: Official notice was sufficient.

RICHARD STOWE: And the -- the minutes of this meeting will reflect the fact that it was adjourned to the next meeting and not closed.

VIRGINIA IGNATOWSKI: Okay.

SUPERVISOR DUNNING: All these people know it, so I have a feeling they will make sure that word gets out there. Right, Brian (Meister)? Take care of it?

MR. MEISTER: Sounds good.

COUNCILWOMAN SPERR: I was just going to mention as liaison to the Drainage Committee, the flooding over there has not come up at any of the meetings over the past year, but I would be happy to talk to you about it and we'll bring it up again. Just wanted to mention that.

SUPERVISOR DUNNING: Sure. We'll move on. This public hearing will be held open until the next Town meeting.

I just want to make sure -- probably kind of memorialize this. Do you -- are you -- are you all okay with sending this back to the Planning Board for further review?

I guess, Ginny (Ignatowski), I would ask for a roll call on that.

The Board was unanimously in favor of sending this matter back to the Planning Board for further review.

SUPERVISOR DUNNING: We will advise the applicant to return to the next -- the next Planning Board meeting that you can get on the schedule for further review and ask them to provide us with an update on their recommendation. Thank you.

RICHARD STOWE: Mr. Supervisor, you formally need to adjourn this Public Hearing to a stated date.

SUPERVISOR DUNNING: I will adjourn this Public Hearing until the May 12th Town Board meeting.

RICHARD STOWE: At?

SUPERVISOR DUNNING: At 7 p.m. In this room.

The Public Hearing was adjourned at 7:40 p.m.

---

At this point, a Public Forum was conducted to allow public speakers to address the Town Board.

SUPERVISOR DUNNING: Public forum? No one present.

I don't see any comments coming in. We are live. There are five people watching, but I don't see anything there. If they do chime in, I will take a break for them.

No speakers addressed the Town Board. The Public Forum concluded at 7:42 p.m.

**MATTERS OF THE SUPERVISOR:**

SUPERVISOR DUNNING: Under Matters of the Supervisor, I really don't have anything immediate right now.

**MATTERS OF THE TOWN COUNCIL:**

COUNCILWOMAN SPERR: Do you want to remind everybody about the library being closed?

SUPERVISOR DUNNING: On -- on Monday -- the library will be closed beginning Monday and will reopen on May 15th when we open the new Community Center. There will be more specific information on that forthcoming. Keep an eye on your mailboxes. There will be some information coming. Check your Facebook. Check your Twitter. Whatever else, we'll get that put on. But there will be information on that forthcoming.

The 3/17/2021 Town Board meeting minutes were approved.

**REPORTS SUBMITTED:**

Advanced Payment of Claims – March 2021  
Building Department Report – March 2021  
Chili Parks & Recreation – 12/15/2020 (No Meetings January 2021, February 2021)  
Dog Control Reports – March 2021  
Historic Preservation Board Minutes – 3/8/2021  
Library Board Minutes – 2/25/2021  
Monthly Financial Statement – March 2021  
Planning Board Minutes – 3/9/2021  
Recreation Center Report – March 2021  
Senior Center Report – March 2021  
Town Clerk Report – March 2021  
Traffic & Safety Minutes – 3/4/2021  
Zoning Board Minutes – 2/23/2021

---

**RESOLUTION #139 RE: SEQR Lead Agency Designation for Adoption of Local Law 1 of 2021 Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Slattery**

**WHEREAS**, the Chili Town Board on February 10, 2021 did declare its intent to be designated the lead agency in regards to SEQR for Adoption of Local Law#1 of 2021 Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili, (hereinafter referred to as Action); and

**WHEREAS**, the Town of Chili Town Board (hereinafter referred to as Town Board) has reviewed Part 1 of the Long Environmental Assessment Form, prepared by the Commissioner of Public Works 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 a Type 1 Action under the State Environmental Quality Review (SEQR) Regulations; and

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

**WHEREAS**, the Town Board determined that it is the most appropriate agency to insure the coordination of this Action and did 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

**WHEREAS**, the Town Clerk has submitted a memo to the Town Supervisor indicating that the Town did not receive any correspondences from the involved agencies indicating an objection to the Town Board of the Town of Chili acting as Lead Agency; and

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

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

---

**RESOLUTION #140 RE: SEQR Determination – Local Law 1 of 2021 for the Adoption of Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili**

**OFFERED BY:** Councilwoman Sperr

**SECONDED:** Councilman Slattery

**WHEREAS**, the Town of Chili Town Board (hereinafter referred to as Town Board) has determined the Adoption of Local Law#1 of 2021 titled “Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili” (hereinafter referred to as Action) to be a Type I Action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board has reviewed and does hereby accept Part 2 of the Full Environmental Assessment Form, dated April 14, 2021 prepared by the Town Supervisor; and

**WHEREAS**, the Town Board finds that the Full Environmental Assessment Form, Parts 1 and 2, provides a reasoned elaboration of the impacts likely to result from the Town Board's action to approve the proposed Action; and

**WHEREAS**, the Town Board did conduct a public hearing March 17, 2021, commencing at 7:00 P.M. at the Town Hall in the said Town and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

**WHEREAS**, the Town Board, as the designated lead agency under the State Environmental Quality Review (SEQR) Regulations, has given consideration to the comments received from Involved and Interested Agencies; and

**WHEREAS**, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7 (c) (1) of the SEQR Regulations and the information contained in Parts 1 and 2 of the Full Environmental Assessment Form; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board has considered the list of potential environmental effects set listed in Section 617.7, taken a hard look and engaged in a reasoned elaboration of the submitted information, analysis above and all supporting documentation and has concluded that the action will NOT result in a significant adverse environmental impact; and

**BE IT FURTHER RESOLVED**, that the Town Board does hereby make a Determination of Non-Significance on said Action and directs the Town Supervisor to sign and date the Full Environmental Assessment Form and the Negative Declaration Form; and

**BE IT FINALLY RESOLVED**, that the Town Board directs the Town Clerk to certify this resolution, place it in the Town files on the Adoption of Local Law #1 of 2021, provide proper notification to any involved agencies as required by SEQR and to publish in the Environmental Notice Bulletin (ENB) as required by ECL 8-0113(2)(i), 6 NYCRR Part 617.12 (c)(1).

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

---

**RESOLUTION #141 RE: Adoption of Local Law 1 of 2021 for the Adoption of Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili**

**OFFERED BY: Councilman Slattery                      SECONDED BY: Councilman DeCory**

**WHEREAS**, a proposed Local Law 1 of 2021 for the adoption of Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili was introduced to the Town Board of the Town of Chili on the 10th day of February 2021 and has been determined to be in order; and

**WHEREAS**, a Public Hearing was held by the Chili Town Board at the Town Hall in the Town of Chili, New York on the 17th day of March 2021 at 7:00 p.m. to consider the proposed Local Law of 2021 for the adoption of Repealing & Replacing Chapter 500, Zoning of the Town Code of the Town of Chili and all interested persons were given an opportunity to be heard with respect to the enactment of said local law; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Local Law 1 of 2021 for the adoption of Repealing & Replacing Chapter 500, Zoning of the Town Code hereby enacted by the Town Board of the Town of Chili.

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

**RESOLUTION #142 RE: SEQR Determination – Local Law 2 of 2021 for the Adoption of Repealing & Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili**

**OFFERED BY: Councilman Valerio                      SECONDED BY: Councilwoman Sperr**

**WHEREAS**, the Chili Town Board has received the proposed Local Law 2 of 2021 for the adoption of Repealing & Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili (hereinafter referred to as Action); and

**WHEREAS**, the Town Board has reviewed and does hereby accept Part 2 of the Short Environmental Assessment Form, dated April 14, 2021 and prepared by the Town Supervisor; and

**WHEREAS**, the Town Board has conducted an Uncoordinated Review, in accordance with the SEQRA Regulations, such that each and any other involved agency review the impacts of the proposed action independently and make its own determination of significance about the Action; and

**WHEREAS**, the Town Board finds that the Short Environmental Assessment Form, Parts 1 and 2, provides a reasoned elaboration of the impacts likely to result from the Town Board's action to approve the proposed Action; and

**WHEREAS**, the Town Board has given consideration to the criteria for determining significance as set forth in the SEQR Regulations and the information contained in Parts 1 and 2 of the Short Environmental Assessment Form; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board determines the Action to be an unlisted action for the purposes of SEQR and based on the information and analysis above and the supporting documentation referenced above that the proposed action WILL NOT result in any significant adverse environmental impacts and directs the Town Supervisor to sign and date Part 3 of the Short Environmental Assessment form.

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

**RESOLUTION #143 RE: Adoption of Local Law 2 of 2021 for the Adoption of Repealing & Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, a proposed Local Law 2 of 2021 for the adoption of Repealing & Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili was introduced to the Town Board of the Town of Chili on the 10th day of February 2021 and has been determined to be in order; and

**WHEREAS**, a Public Hearing was held by the Chili Town Board at the Town Hall in the Town of Chili, New York on the 17th day of March 2021 at 7:00 p.m. to consider the proposed Local Law of 2021 for the adoption of Repealing & Replacing Chapter 304, Historic Preservation of the Town Code of the Town of Chili and all interested persons were given an opportunity to be heard with respect to the enactment of said local law; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Local Law 2 of 2021 for the adoption of Repealing & Replacing Chapter 304, Historic Preservation of the Town Code hereby enacted by the Town Board of the Town of Chili.

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

---

COUNCILMAN SLATTERY: Just so everybody knows within the resolution wording that 92 is being removed from there, as well.

SUPERVISOR DUNNING: Thank you.

**RESOLUTION #144 RE: SEQR - Designating the Town Board Lead Agency Status for the Incentive Zoning of 93 King Road**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Slattery**

**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 (Incentive Zoning of 93 King Road, Tax ID Numbers 145.06-01-6.114 & 145.06-1-73) 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 (SEQR 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 - Aye  
Supervisor Dunning - Aye

---

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: Supervisor, what is this for? Do you know what Chris (Levey) is –  
 SUPERVISOR DUNNING: Dan (Knapp)?  
 DANIEL KNAPP: Um, there was some additional expenses that –  
 SUPERVISOR DUNNING: Was this the server?  
 DANIEL KNAPP: Yes. Thank you.  
 SUPERVISOR DUNNING: The new server we had to get.  
 DANIEL KNAPP: Yes. The server. I knew it was something.  
 SUPERVISOR DUNNING: I drew a blank on it, too. That is why I leaned to you.

**RESOLUTION #145 RE: 2021 Budget Amendments**

**OFFERED BY: Councilman Slattery                      SECONDED BY: Councilman Valerio**

**BE IT RESOLVED** to transfer \$5,000.00 from A1990.4 (Contingency) to A1680.2 (Information Technology - Equipment).

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

**RESOLUTION #146 RE: Modification of Fee Schedule**

**OFFERED BY: Councilman DeCory                      SECONDED BY: Councilman Slattery**

**WHEREAS**, the current Planning and Zoning Board and the building permit fee schedule fees have been in place since July 12, 2017; and

**WHEREAS**, the Building Department Manager has identified some necessary changes; and

**NOW, THEREFORE, BE IT RESOLVED**, that the fees for the building permits applications and building inspections are revised and updated per the schedule of fees presented to the Town Board (Copy on file in the Clerk’s Office) to take effect immediately.

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

COUNCILWOMAN SPERR: Before we move on, I want to also say thank you to Paul Wanzenried for all of the work that went into revising the fee schedule for consideration.  
 SUPERVISOR DUNNING: Great. Thank you.

**RESOLUTION #147 RE: Exchange Online Renewal**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, the Town utilizes a hosted email service that requires annual renewal that is scheduled to expire on May 24, 2021; and

**WHEREAS**, the service is critical to Town operations; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Director of Management Information Services is hereby authorized to renew the Microsoft Exchange Online service for 50 users for a term of one year at a cost of \$2,280.00 from ePlus, a Microsoft service reseller to be paid from A1680.4 (Information Technology – Contractual).

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

**RESOLUTION #148 RE: Senior Center**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** that Kathleen Bauer shall be provisionally appointed Senior Citizen Program Specialist and shall be paid an annual salary of \$48,266.00 (PG 29) effective April 26, 2021, expenses to be paid by voucher as incurred.

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

SUPERVISOR DUNNING: At this time, I would like to introduce you to our newest employee -- be careful what you ask for -- but Katie Bauer. (Applause.)

COUNCILWOMAN SPERR: Welcome, Katie.

MS. BAUER: Thank you very much for the opportunity to work with the Town of Chili to serve our seniors. I'm very excited.

SUPERVISOR DUNNING: She made me put Kathleen in this resolution. We had it originally as Katie.

**RESOLUTION #149 RE: Establish Letter of Credit for Gilead Pond Subdivision**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman DeCory**

**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 Gilead Pond Subdivision in the amount of \$275,312.71. Items within the letter of credit include, but are not limited to storm sewers, roadway work, street trees, street lights, storm water control and erosion and sediment control.

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



**RESOLUTION #150 RE: Establish Letter of Credit for Nowave – 300 Trade Court**

**OFFERED BY: Councilwoman Sperr                      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 Nowave in the amount of \$89,862.47. Items within the letter of credit include, but are not limited to erosion and sediment control features, storm sewers and post construction storm water management facilities.

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

**RESOLUTION #151 RE: Letter of Credit Release for TUGI, LLC at 1891 Scottsville Road - Final**

**OFFERED BY: Councilman Valerio                      SECONDED BY: Councilman DeCory**

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer, \$113,812.40 be released from the letter of credit #72190008 with Fairport Savings Bank for TUGI, LLC leaving a balance of \$0.00; subject to engineering fees and street light bills to the Town.

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

**RESOLUTION #152 RE: Disposal of Surplus Equipment**

**OFFERED BY: Councilwoman Sperr                      SECONDED BY: Councilman Slattery**

**WHEREAS**, the following listed equipment is, in the opinion of the Superintendent of Highways/Commissioner of Public Works, obsolete and of no further use to the Town of Chili; and

**WHEREAS**, the Town is best served by disposing of these items for their highest value in whatever form attainable; and

**NOW, THEREFORE, BE IT RESOLVED**, that subject to awarding of bids for new vehicles or the purchase of new equipment, the Town Board authorizes disposition of the following vehicles and equipment and hereby directs the Superintendent of Highways/Commissioner of Public Works to procure the highest reasonable compensation for such items and apply the proceeds there from, if any, in accordance with Section 142(5) of the Highway Law:

- \* #95 – 2011 International Plow Truck
- \* #450 – 2010 Ford F-350
- \* #266 – 2011 Ford F-350
- \* #220 – 2007 Hyundai Loader
- \* #8 – 2012 F250 Pickup
- \* #5 – 2012 F250 Pickup
- \* #217 – 2006 New Holland Tractor
- \* Non-numbered Sander

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

**RESOLUTION #153 RE: Recreation Department**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman Valerio**

**BE IT RESOLVED** that Michael Curley, Director of Parks & Recreation be allowed to hire additional Part Time Recreation Attendants and/or Seasonal Laborers as need for 2021 calendar year, and that they shall be paid at the rate of \$14.00 per hour, pending Supervisor approval and background checks.

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

**RESOLUTION #154 RE: April 7, 2021 Abstract**

**OFFERED BY: Councilman Valerio**

**SECONDED BY:**

**Councilwoman Sperr**

**WHEREAS**, January 4, 2021 Resolution #1 authorized vouchers to be paid April 7, 2021, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 37514, 37520, 37546-37550, 37552-37567, 37576-37585, 37588-37589, 37591, 37594, 37597-37599, 37605, 37614-37634, 37638-37644 totaling 125,924.41 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	\$ 74,374.80
Highway Fund	24,086.14
Library Fund	4,357.57
H60 Community Center	7,839.17
Drainage District	1,124.85
Street Lighting Districts	<u>14,141.88</u>
Total Abstract	\$ 125,924.41

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, May 12, 2021 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:50 p.m.

Steno by Sandy Hawlett  
Minutes: Virginia Ignatowski, Town Clerk  
