

Chili Town Board Meeting

June 16, 2021

Agenda

A. Call to Order

B. Invocation

Pledge of Allegiance

C. Roll Call

Councilman	Mark L. DeCory	_____
Councilwoman	Mary C. Sperr	_____
Councilman	Michael S. Slattery	_____
Councilman	James V. Valerio	_____
Supervisor	David J. Dunning	_____

D. Officials/Advisors:

Town Clerk **Virginia Ignatowski**
 Deputy Town Supervisor **Councilman Slattery**
 Counsel for the Town **Richard Stowe**
 Commissioner of Public Works/Superintendent
 Of Highways **David P. Lindsay, P.E.**
 Director of Finance **Daniel Knapp**
 Insurance Counselor **Eric Vail**
 Supervisor’s Office **Dawn Forte**
 Stenographer **Sandy Hewlett**

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

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

E. Presentations/announcements:

1. Freed Maxick – 2020 Financials.

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

G. Public Forum

Those wishing to be heard may raise their hand once the public forum starts. The Supervisor will call upon those who desire to address the Town Board until all have been heard. For those who will be addressing the Town Board through our Live Streaming, may enter their comments on the live feed. Those comments will be read by the Supervisor once all who are physically present have been heard. During the Public Forum period, each person will be allowed to comment for up to 5 minutes. Comments should be addressed directly to the Supervisor. Be respectful and courteous keeping comments as concise as possible. Questions pertaining to Agenda items will be answered when the Resolution is moved and seconded. Questions on topics not pertaining to the Agenda will be addressed at the conclusion of the public forum time, if at all possible. Virginia L. Ignatowski, Town Clerk, or her designee will keep the time and notify you when you have 30 seconds remaining so that you can conclude your comments within the allotted time.

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H. *Matters of the Supervisor* –

New Matters:

Pending Matters:

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 5/12/2021

Reports Submitted –

Advanced Payment of Claims – May 2021
Building Department Report – May 2021
Dog Control Report – May 2021
Drainage Committee Minutes – 5/4/2021
Library Board Minutes – 4/22/2021
Monthly Financial Statement – April 2021
Parks & Recreation Minutes – 4/20/2021
Planning Board Minutes – 5/11/2021
Recreation/Senior Center Revenue Reports – April 2021, May 2021
Town Clerk Report – May 2021
Traffic & Safety Minutes – 5/6/2021
Zoning Board Minutes – 4/27/2021

J. Correspondence –

1. Virginia Ignatowski, Town Clerk has received notification from Sandra Foley, Historic Preservation Board that she is resigning, effective May 12, 2021.
2. Virginia Ignatowski, Town Clerk has received notification from Knuckles Knockout Grill that they are applying for a liquor license located at 25 Old Scottsville Chili Road, Rochester, NY 14624.
3. The Town of Chili has received notification from Megan Termine, Recreation Department that she is resigning, effective June 11, 2021.
4. The Town of Chili has received notification from Jumah Rogers, Highway Department that he is resigning, effective May 28, 2021.
5. Virginia Ignatowski, Town Clerk has received notification from Mamma Italia, LLC that they are applying for a liquor license located at 3265 Chili Avenue, Suite 5, Rochester, NY 14624.
6. The Town of Chili has received notification from Gerald Carberry, Substitute School Traffic Guard PT that he is resigning, effective June 1, 2021.

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K. Pending Business

L. Old Business

M. New Business

RESOLUTION # 168 RE: Chili Fire Department Remove from Active List

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

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

Sophia Bunce 5/10/2021, Jacob Soles 4/1/2021, Jason Tucker 5/25/2021

RESOLUTION #169 RE: Chili Fire Department Exempt List

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

BE IT RESOLVED, that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective May 24, 2021:

Gerald Carberry

RESOLUTION #170 RE: 2021 Budget Amendments

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

BE IT RESOLVED, to transfer \$1,000.00 from A1990.4 (Contingency) to A1220.4 (Supervisor – Resource Material).

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RESOLUTION #171 RE: Transfer to Equipment Reserves

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

WHEREAS, an auction of equipment was held in May 2021 and the Town received proceeds of \$73,650.00 for the sale of that equipment; and

WHEREAS, it has been advantageous to transfer the auction proceeds to equipment reserves for future use; and

NOW, THEREFORE, BE IT RESOLVED, to amend revenue budget A2665 (Sales of Equipment) by an increase of \$11,000.00 and amend expense budget A9901.9 (Interfund Transfers) by an increase of \$11,000.00; and

BE IT FURTHER RESOLVED, to transfer \$11,000.00 to the General Fleet Reserve; and

BE IT FURTHER RESOLVED, to amend revenue budget DA2665 (Sales of Equipment) by an increase of \$62,650.00 and amend expense budget DA9901.9 (Interfund Transfers) by an increase of \$62,650.00; and

BE IT FURTHER RESOLVED, to transfer \$62,650.00 to the Highway Equipment Reserve.

RESOLUTION #172 RE: Room Reservation Policy – Chili Community Center

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

BE IT RESOLVED, that the Room Reservation Policy shall be adopted as written and shall be adopted June 16, 2021, by Resolution #172.

RESOLUTION #173 RE: Establish Letter of Credit for 39 Jetview Drive

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

BE IT RESOLVED, that per the recommendation of the Commissioner of Public Works/Superintendent of Highways and Town Engineer that a letter of credit be established for 39 Jetview (Sydor Optics) in the amount of \$85,054.00.

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

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RESOLUTION #174 RE: C.H.I.P.S. Budget Amendment

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

WHEREAS, the year 2021 budget for the C.H.I.P.S. account included \$140,000.00; and

WHEREAS, the Town of Chili was informed by the State of New York that the 2021 C.H.I.P.S. apportionment for Chili will be \$220,347.88 with a rollover balance of \$8,640.18 from 2020 that provides a total C.H.I.P.S balance of \$228,988.06; and

WHEREAS, the Town of Chili will be receiving funding under the PAVE NY Program for the rehabilitation and reconstruction of local highways in the amount of \$59,162.10 and a rollover balance of \$1,972.21 from 2020 that provides a PAVE NY balance of \$61,134.31, and

WHEREAS, the Town of Chili will be receiving funding under the Extreme Winter Recovery (EWR) Program in the amount of \$47,556.30 and a rollover balance of \$1,545.58 from 2020 that provides a EWR balance of \$49,101.88; and

NOW, THEREFORE, BE IT RESOLVED, to amend accounts DA3501 (State Aid/CHIPS) and DA 5112.4 (CHIPS-contractual) to \$339,224.25.

RESOLUTION #175 RE: Letter of Credit Release #8 for Rose Hill, Phase 2

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

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$57,307.95 be released from the letter of credit #520006900 with the Bank of Castile for Rose Hill, Phase 2, leaving a balance of \$323,986.73; subject to engineering fees and street light bills to the Town.

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RESOLUTION #176 RE: GASB 75 Actuarial Services

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

WHEREAS, the Town of Chili must comply with GASB 75 – Accounting and Financial Reporting for Post-Employment Benefits Other Than Pensions each fiscal year; and

WHEREAS, the Director of Finance received a proposal from Harper Danesh to provide valuations of the Town of Chili other postemployment benefits (OPEB) plan for the years ending December 31, 2021 – 2024, in accordance with GASB 75, with fees as follows:

2021 Full valuation	\$3,750
2022 Interim valuation	\$1,500
2023 Full valuation	\$3,750
2024 Interim valuation	\$1,500

NOW, THEREFORE, BE IT RESOLVED, on the recommendation of the Director of Finance, to accept the proposal of Harper Danesh and authorize the Supervisor to sign any necessary documents for the professional services to conduct the valuations in accordance with GASB 75 for the fiscal years ending December 31, 2021 - 2024, to be paid from A1430.4 (Personnel – GASB OPEB Actuary Services).

RESOLUTION #177 RE: Special Counsel

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

BE IT RESOLVED, that the Town Board authorizes the Supervisor to engage Greg Colavecchia, as Special Counsel to act on behalf of the Town and its Officials in the matter of a pending dog control court case, amount not to exceed \$150 per hour.

RESOLUTION #178 RE: Petty Cash Policy

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

BE IT RESOLVED, that the Petty Cash Policy adopted by Resolution #57 dated January 4, 2021 shall remain in effect as revised effective June 16, 2021 by Resolution #178.

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RESOLUTION #179 RE: 93 King Rd - Incentive Zoning

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

WHEREAS, On February 10, 2021, Costich Engineering, representing Fallone Bros. appeared before the Town Board for consideration of Incentive Zoning on 92 & 93 King Road in the Town of Chili; and

WHEREAS, the Town Board voted unanimously in favor of consideration and pursuant to §500-106 of the Chili Town Code, referred the matter to the Planning Board for review and recommendation; and

WHEREAS, the applicant appeared before the Planning Board on March 9, 2021, where the application for incentive zoning received a unanimous vote in favor of the incentive; and

WHEREAS, On March 17, 2021, a public hearing was held by the Town Board where, due to significant changes in the proposed development the Town Board held the public hearing open and referred the applicant back to the Planning Board; and

WHEREAS, the applicant again appeared before the Planning Board on April 13, 2021, where the application for incentive zoning again received a unanimous vote in favor of the incentive; and

WHEREAS, On April 15, 2021 the public hearing was reopened by the Town Board and after due consideration of the comments at the public hearing and Planning Boards recommendation; and

BE IT RESOLVED, pursuant to §500-107 of the Chili Town Code, the Town Board hereby approves the incentive zoning for 93 King Rd as follows; and

The applicant will provide an incentive payment in the amount of \$2,000 per building permit issued.

Payment of the incentive will be before the issuance of a building permit.

BE IT FURTHER RESOLVED, that incentive payments will be deposited into the Town of Chili Sidewalk Reserve Fund.

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RESOLUTION #180 RE: May 19, 2021 Abstract

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

WHEREAS, January 4, 2021 Resolution #1 authorized vouchers to be paid May 19, 2021, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 37803-37804, 37842-37844, 37846, 37848-37850, 37853-37887, 37894-37909, 37914-37938 totaling 133,978.91 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	\$	55,905.99
Recreation Facility Reserve		22,515.22
Drainage Improvement Reserve		2,898.27
Highway Fund		22,969.28
Library Fund		1,718.86
H60 Community Center		27,103.96
Drainage District		564.79
Fire Protection Districts		302.54
Total Abstract	<u>\$</u>	<u>133,978.91</u>

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RESOLUTION #181 RE: June 2, 2021 Abstract

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

WHEREAS, January 4, 2021 Resolution #1 authorized vouchers to be paid June 2, 2021, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 37763, 37910-37911, 37939-37953, 37956-37962, 37972-37986, 37989-37990, 37992-37995, 38003-38035 totaling 415,227.43 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	\$	56,219.11
Recreation Facility Reserve		2,726.20
Highway Fund		30,184.95
Library Fund		3,490.31
H60 Community Center		295,956.35
H61 Archer Rd Park		12,048.45
Drainage District		1,211.56
Street Lighting Districts		13,390.50
Total Abstract	\$	<u>415,227.43</u>

RESOLUTION #182 RE: June 16, 2021 Abstract

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

BE IT RESOLVED, to pay vouchers 37912-37913, 37991, 38036-38041, 38045-38050, 38052-38095, 38098-38134, 38138, 38144 totaling \$856,786.75 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	68,375.06
Recreation Facility Reserve		204,424.30
Drainage Improvement Reserve		4,465.50
Highway Fund		15,351.31
Highway Equipment Reserve		40,549.00
Library Fund		3,656.28
H60 Community Center		516,364.77
Drainage District		1,354.05
Fire Protection Districts		246.48
Sidewalk Districts		2,000.00
Total Abstract	\$	<u>856,786.75</u>

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