

CHILI TOWN BOARD
June 16, 2021

A regular meeting of the Chili Town Board was held on June 16, 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 Deputy Supervisor.

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

ALSO PRESENT: Dawn Forte, Supervisor's Secretary; Sandra Hewlett, Stenographer; Virginia Ignatowski, Town Clerk; Daniel Knapp, Director of Finance; Councilman Slattery, Deputy Town Supervisor; Richard Stowe, Counsel for the Town; Eric Vail, Insurance Counselor.

The invocation was given by Virginia Ignatowski.

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

DEPUTY SUPERVISOR SLATTERY: Mr. Vail, did you have somebody that you wanted to introduce?

ERIC VAIL: Mr. Deputy Supervisor, Town Board members, Ginny (Ignatowski), Rich (Stowe), Dan (Knapp), Dawn (Forte), Sandy (Hewlett), I would like to introduce my son-in-law, Scott Bonnewell.

Scott (Bonnewell) has recently become the new owner of the Vail Agency, so keeping up with a long tradition of family ownership since 1938. So Scott (Bonnewell) has been with the agency for 20 years now and going forward, you will see his face, hear his voice and see his emails on a more regular basis. So anything that you have always entrusted me with, I would like to have you entrust Scott (Bonnewell) with, as well, and I know he will do a great job for you going forward.

I'm not going anywhere. I'm still on board with things. There is a learning curve involved. So again, you have always been very gracious to my family and our agency and I ask your guidance going forward with Scott (Bonnewell). So thank you.

DEPUTY SUPERVISOR SLATTERY: Thank you, sir.

COUNCILWOMAN SPERR: Thank you, Eric (Vail).

DEPUTY SUPERVISOR SLATTERY: We appreciate your time and commitment to the Town. It has been very helpful from our end just with your knowledge and experience and we greatly appreciate it. I'm sure we will see you at these meetings or online.

COUNCILWOMAN SPERR: Welcome, Scott (Bonnewell).

DEPUTY SUPERVISOR SLATTERY: Congratulations, Scott (Bonnewell). Best of luck.

PRESENTATIONS/ANNOUNCEMENTS:

1. Freed Maxick - 2020 Financials.

MS. RYAN: Hello, everyone. It's so nice to see all of you in person.

COUNCILWOMAN SPERR: Thank you. Do you want to give your name to our stenographer?

MS. RYAN: Nicole Ryan from Freed, Maxick CPAs.

I am here to present the audit for the 12/31/2020 financial statements. It included your governmental activities, each major fund and then aggregate non-major fund information.

The audit was conducted in accordance with Generally Accepted Auditing Standards and the financial statements and MDNA included all of the required elements in accordance with the Governmental Accounting Standards Board, GASB. And those were prepared by Dan (Knapp), the Director of Finance.

The audit opinion -- I don't know if you have your hard copies with you?

COUNCILWOMAN SPERR: Yes.

MS. RYAN: Okay. Perfect.

On pages 2 and 3 -- we'll start at the beginning and kind of move forward from there -- is the audit opinion report. And this is basically what you pay for our services to provide.

This audit report provides the opinions over the related financial statements and this year I'm happy to say that we were able to issue unmodified opinions across your financial statements in all those opinion units I mentioned previously, which is a positive opinion report.

There were no new GASBs, shockingly, that required implementation or had any kind of financial impact on your financial statements this year. GASB did come out last year in May with GASB 95, but all that statement did was effectively delay the implementation dates for future GASBs that had been planned. So that allowed governments a little bit of a reprieve to get their bearings after everything that was going on and be able to address them in the future.

DEPUTY SUPERVISOR SLATTERY: Nicole (Ryan), if I could real quick -- you mentioned "GASB." For some people that may not know what that stands for, can you give a

little description, please?

MS. RYAN: Sure. It's the Governmental Accounting Standards Board and it's essentially what creates your Generally Accepted Accounting Principles. So that is what your financial statements are prepared based on.

DEPUTY SUPERVISOR SLATTERY: And when you said there are no new ones, the new ones would be created from?

MS. RYAN: They're created by the Board. They come out with new statements periodically and essentially what they do is they will reevaluate the financials and try to make them not only more user-friendly in their eyes, give or take, but to provide the readers the best information to give the financial status of that related governmental entity. So there are a different set of standards for say corporations or manufacturers, the private industry, versus the public industry. So GASB is specific to governmental or special purpose governments.

DEPUTY SUPERVISOR SLATTERY: Thank you.

MS. RYAN: You're very welcome.

In addition to the financial statements, we did give an opinion on, there is some additional comparative schedules that Dan (Knapp) prepared on pages 69 through 75. It allows you to see the comparative information over the fund basis financial statements, but I just wanted to note our opinion does not include those schedules.

On pages 4 through 19 is the Management's discussion and analysis. This is what is going to provide you comparative charts regarding your financial information. So it provides that condensed summary. So if you're going to read anything in the financial statements, at least read this section. It -- it gives you the highlights, gives you why certain things happened in the current year versus the prior year and a lot of information in a much shorter condensed amount of reading than all the comprehensive notes and statements in the back.

DEPUTY SUPERVISOR SLATTERY: Actually, Dan (Knapp) was very good at that when he sent it out to the Board. He just mentioned a couple highlights in certain areas to look at and Dan (Knapp) was very thorough to advise us of that, as well.

MS. RYAN: That's great. And, you know, I will tell you, it is an advantage to your Town to have somebody that is capable of preparing the financial statements. That is not a common situation. In most Towns that are not a City or a County, typically the actual -- the audit firm or a separate accounting firm will prepare the financial statements on that entity's behalf. So the fact have you somebody in-house that can do that and advise you is a great benefit that you have.

DEPUTY SUPERVISOR SLATTERY: Yeah. We know that. We have actually complimented Dan (Knapp) a number of times so far this year regarding different tasks such as the Community Center and others, so.

MS. RYAN: That's terrific.

COUNCILWOMAN SPERR: Absolutely.

MS. RYAN: So that being said, I will get started with some of the actual financials themselves. So your government-wide financial statements start on pages 20 and 21. These are the ones that contain all of the operations and activities of the Town. So it will include the capital assets and long-term liability that the Town has.

Your capital assets totaled 48.7 million at the end of 2020. And your long-term liabilities, which are comprised of bonds payable, compensated absences, the net pension liability related to the retirement system and you also had the LOSAP liability. Totaled \$42.5 million at the end of the year. The increase from 2019 was \$9.9 million. So just to briefly go over the reason for that increase, you did have \$5 million related to the bond issuance that occurred in 2020. When the actuary came back for your OPEB liability, that also increased \$1.5 million. So based on their assumptions and rates and that information, that was what they determined the liability to be.

And then the net pension liability increased \$2.9 million from last year. So I will briefly go over the background of that, because that's a little shocking for a lot of places.

The timing of the State's retirement system plan is a year end of March 31st. So for your 2020 financial statements, you're using last year's March 31st financial statements. Well, we all know at March 31st, it was not the best time last year and the stock market was reflecting it. So the related investments for the retirement system were down compared to the prior year by 10 percent. So where you were previously funded in the retirement system -- this is overall -- at 96 percent, it had dropped to 86 percent because of the way the investments were. And then the way the valuation turned out with the actuary when they came out with it in August of last year.

So that being said, the proportionate share gets spread out amongst all governments that are participating members of the plan and they pass down the information based on the actuary. So your proportionate share increased by \$2.9 million from the previous year.

One thing I will tell you is it's not a direct correlation to what your annual invoice is. That is a common misconception when we go over these. The first things Boards say is, "Oh, my gosh. Does that mean our annual invoice is just going to skyrocket?"

That is not the case. Because the market will fluctuate again and they're monitoring that at all times. So when they're making those determinations, they may increase here and there and every now and then we do have a larger increase you hear coming than others depending where the plan is at.

But the fact that this change at this point in time increased so much doesn't necessarily mean that when we see March 31st come out in August most likely, for this year, I would anticipate seeing the funding levels be in a much better position just based on how the market has been.

So I would anticipate, if I had to guess at this point, that we're going to see a decrease in

that liability going into this year, but we'll have to wait and see what the actuaries do. They do a lot more calculations than we do when it comes to this kind of thing.

Anybody have any questions on those specifically? Okay.

So the overall net position on a government-wide basis was \$33 million at the end of the year.

Now, I will move onto 22 through 25. That is your fund basis financial statements. That provides the Town's individual funds, which is more closely what you would see on a regular basis internally. I will briefly just go over some of the funds. If there is more specifics you want to know, let me know. But the fund balances themselves are detailed out in the note disclosure on pages 52 through 54 just for reference.

So the general funds fund balance is \$12.3 million at the end of 2020. Of this amount, \$6 million was restricted for reserves. 850,000 had been set aside to balance your 2021 budget. You had \$2 million assigned for the Community Center and related infrastructure projects. 83,000 is considered what we call non-spendable because it was already expendable as a prepaid expenditure, leaving about \$3.3 million in unassigned fund balance at the end of the year.

Your current year revenues exceeded expenditures after transfers by \$1.1 million in 2020. And a large reason for that happening was despite the very little change in -- in the revenues, probably better than most places expected -- we expected a large drop-off because of sales tax that rebounded in the third quarter quite a bit -- is the conservative spending. That is really what you see. If you compare the expenditures from year to year, the fact that you anticipated the revenue drop and -- and cut back on the spending is what allowed you to still maintain a net income for the year.

The Town expended approximately 87.3 percent of the original adopted budget for 2020 in the General Fund specifically.

The Highway Town wide fund had a fund balance of \$3.9 million at the end of 2020. Of this amount, you had 458,000 restricted for reserves. \$1 million was assigned to balance the 2021 budget. \$50,000 was encumbered for approved purchases at that time. 59,000 was considered non-spendable again for pre-pays leaving 2.4 million in assigned for purposes of that fund.

The Fire District had a total fund balance of \$3.4 million, but of that amount, \$3.2 million is considered restricted for the LOSAP pension plan when GASB 73 was implemented and that was put into that fund. You will see that the restricted fund balance directly correlates to the investments in the LOSAP. If you look up under the assets, they're going to agree, those two amounts. Leaving assigned fund balance at \$185,000 for that fund.

You did have a deficit fund balance of 779,000 in the capital projects fund. That's not uncommon. With time that will be eliminated with the -- the ending of the Community Center project and things of that nature. It was more just a timing aspect.

And finally, there is what we call your aggregate non-major fund information. So in here your governmental non-major funds, they don't meet a certain threshold to be considered what we call major funds. So they're allowed to be aggregated. However, there is detail.

We do provide -- I should say Dan (Knapp) provided supplemental schedules on pages 68 and 69 that details out that information that is in that consolidated column. Those non-major funds consist of eight special revenue funds and the debt service fund. And all of those funds ended the year with positive fund balances.

Does anybody have any questions on the financials specifically?

COUNCILWOMAN SPERR: No.

MS. RYAN: Okay. I will move to the management report. In your management report, we have on pages 1 and 2 the required communications. The required communications have to be included in the management report in accordance with the Statement on Auditing Standards 114 and it basically provides an overview of the audit, a summary. It mentions that GASB 95 was essentially implemented.

We did not have any audit adjustment or what we call uncorrected misstatements. There were no disagreements with Management, I'm happy to report, so the audit process overall went fairly smooth.

On pages 3 and 4, we provide for you the significant accounting estimates that impact the financial statement numbers. So these are items that have been determined based on an estimate. So for instance, depreciation, it's based on useful lives and those calculations. You have OPEB. You have LOSAP. The net pension. All of that, it's all actuarial calculations, so those are considered significant estimates to your financial statements.

On pages 5 -- excuse me. Just on page 5 we have the upcoming GASB statement that we wanted to make you aware of which we have mentioned in the past and we're kind of reiterating again. It did get delayed. GASB 87 for leases. So originally that was coming sooner, but it got delayed until 2022. So it buys a little bit more time to get that information together.

On Exhibit A, this is where we would discuss any possible deficiencies that we feel need to be brought to the Board's attention. And this year, it was -- there is different levels of deficiency. If you're not aware. So you could have a material weakness, a significant deficiency or a control deficiency or other operational matters that we really just want to make you aware of.

So as far as the scale of matters, we were definitely on the lower risk end per se. So we can include an operational matter related to IT control observations.

The primary reason why we do this with some of our municipalities, especially some of the larger in nature, is because you see in the papers every day that this one, that one and, you know, governments are being targeted more and more as you're well aware, and I think that having this

done is an advantage for you. And we want to be able to provide you as much information as we can. We're not required to. We could do a much higher level, but we wanted to offer this as additional information for the Board to be able to use, to help provide that additional security in that area.

So there some observations that were made by our Risk Assessment Advisory Group that has more of a specialty in information technology and then some related recommendations that they had for the Board, as well.

And if anyone ever needs any -- any more information, because sometimes the verbiage alone is overwhelming as to what they're even talking about, we could definitely set that up if need be.

And finally, Exhibit B is just the representation letter that is signed by the Town to finalize the audit. So pretty cut and dry this year.

Does anyone have any questions, concerns?

COUNCILMAN DECORY: No. We like cut and dry.

MS. RYAN: In this day and age, I think everybody can appreciate it.

COUNCILWOMAN SPERR: No. I think it was very positive. Nice job.

COUNCILMAN VALERIO: Thank you for your work.

DEPUTY SUPERVISOR SLATTERY: Nicole (Ryan), thank you very much. Appreciate your time.

MS. RYAN: Thank you for having me. Great to see everybody.

DEPUTY SUPERVISOR SLATTERY: Thank you for working so closely with Dan (Knapp) on this. Appreciate it.

MS. RYAN: It's a pleasure.

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

MATTERS OF THE SUPERVISOR: Nothing to report.

MATTERS OF THE TOWN COUNCIL: Nothing to report.

The 5/12/2021 Town Board meeting minutes were approved.

REPORTS SUBMITTED:

Advanced Payment of Claims – May 2021

Building Department Report – May 2021

Conservation Board Minutes – 5/3/2021

Dog Control Report – May 2021

Drainage Committee Minutes – 5/4/2021

Library Board Minutes – 4/22/2021

Monthly Financial Statement – April 2021, May 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

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.

DEPUTY SUPERVISOR SLATTERY: Megan (Termine) did a phenomenal job over in Recreation. She will be deeply missed. She was very involved with the Community Center and so forth.

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.

COUNCILWOMAN SPERR: That's the old 650.

DEPUTY SUPERVISOR SLATTERY: That is correct.

6. The Town of Chili has received notification from Gerald Carberry, Substitute School Traffic Guard PT that he is resigning, effective June 1, 2021.

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

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

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

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

RESOLUTION #169 RE: Chili Fire Department Exempt List

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

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

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

RESOLUTION #170 RE: 2021 Budget Amendments

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

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

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

RESOLUTION #171 RE: Transfer to Equipment Reserves

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

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.

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

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: I just wanted to make a comment. You did a great job on this policy. I know many people are anxious to learn how they can rent rooms in the Community Center and I think this is really going to be fantastic for the entire community. Thank you for the job you did on this.

DEPUTY SUPERVISOR SLATTERY: Quite a few people involved. But thank you.

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

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

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

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

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

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Valerio

BE IT RESOLVED that per the recommendation of the Commissioner of Public Works/Superintendent of Highways and Town Engineer that a letter of credit be established for 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.

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

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

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

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.

Councilman DeCory - Aye
Councilwoman Sperr - Aye

Councilman Valerio - Aye
Deputy Supervisor Slattery - Aye
Supervisor Dunning - absent

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

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

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.

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

RESOLUTION #176 RE: GASB 75 Actuarial Services

OFFERED BY: Councilman Valerio SECONDED BY: Councilman DeCory

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).

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

RESOLUTION #177 RE: Special Counsel

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

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 \$150.00 per hour.

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

RESOLUTION #178 RE: Petty Cash Policy

OFFERED BY: Councilman Valerio SECONDED BY: Councilwoman Sperr

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.

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

RESOLUTION #179 RE: SEQR Determination for Incentive Zoning of 93 King Road

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, the Planning Board at a public meeting held on March 9, 2021 did review and provide comments to the Chili Town Board (hereinafter referred to as Town Board) for the proposed incentive zoning of 92-93 King Road (Tax ID Numbers 145.06-1-73 & 145.06-01-6.114); and

WHEREAS, the Town Board at a public hearing held on April 14, 2021, did review and receive public comment for the proposed incentive zoning of 92-93 King Road (Tax ID Numbers 145.06-1-73 & 145.06-01-6.114); and

WHEREAS, the Town Board at said public hearing held on April 14, 2021 did provide comments and referred the applicant back to the Planning Board for further consideration and review of the proposed incentive zoning application for 92-93 King Road and held said public hearing open to be reconvened (Tax ID Numbers 145.06-1-73 & 145.06-01-6.114); and

WHEREAS, the Applicant appeared before the Planning Board on May 11, 2021 and withdrew the incentive zoning application for 92 King Road (Tax ID Numbers 145.06-1-73) and presented a revised plan with requested modifications to the incentive zoning application for 93 King Road (Tax ID 145.06-01-6.114), which concluded with a "Recommend Vote" (7-0), (hereinafter referred to as the "Action"); and

WHEREAS, a Public Hearing as required by its Zoning Local Law on the matter was duly held by the Town Board on the April 14 & reconvened on May 12, 2021 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 on March 17, 2021 did declare its intent to be lead agency in regards to SEQR for the Action; and

WHEREAS, the Action is deemed to be an Unlisted Action pursuant to the SEQR Regulations; and

WHEREAS, the Town Board has reviewed the Short Environmental Assessment Form, dated April 14, 2021 for 93 King Road (Tax ID 145.06-1-6.114) prepared by Mike Ritchie, P.E., Vice President, Costich Engineers (Agent of the Applicant) 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 has carefully considered the criteria for determining significance as set forth in the SEQR Regulations; the EAF, the application materials, and all documents, correspondence, testimony, and other information supplied to this Board, including correspondence and communication from the Monroe County Department of Planning and Development, Town staff, Town Planning Board, and input obtained during the public hearing; and

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

NOW, THEREFORE, BE IT FURTHER 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

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Town Board adopts the Part 2 (Impact Assessment) and Part 3 (Determination of Significance) of the Environmental Assessment Form attached and hereby makes a "negative declaration" under the State Environmental Quality Review Act, which constitutes a finding no significant adverse environmental impacts from the Action.

Councilman DeCory - Aye

Councilwoman Sperr - Aye
Councilman Valerio - Aye
Deputy Supervisor Slattery - Aye
Supervisor Dunning - absent

TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILWOMAN SPERR: I just wanted to say I was very pleased to see the public come out for the Public Hearing and weigh in on all of the options that were available for this incentive zoning that we're voting on tonight. It is just nice to hear what the neighbors who are going to be surrounding this project have to say and changes were made based on those comments and they were very cooperative with us in making those changes and I just wanted to say thank you.

DEPUTY SUPERVISOR SLATTERY: Thank you, Mary (Sperr).

COUNCILMAN VALERIO: I agree with what Mary (Sperr) said. It was nice to see that you ended up with single-family houses on a main road and then the duplexes in the new road that is being built. I think it's a good compromise and will look nice.

DEPUTY SUPERVISOR SLATTERY: Okay. Thank you.

COUNCILWOMAN SPERR: Thank you.

RESOLUTION #180 RE: 93 King Rd - Incentive Zoning

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Valerio

WHEREAS, On February 10, 2021, Costich Engineering, representing Fallone Bros. Appeared before the Town Board for consideration of Incentive Zoning for 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 April 14, 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 May 11, 2021, where the application for incentive zoning again received a unanimous vote in favor of the incentive; and

WHEREAS, On May 12, 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 \$2,000.00 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.

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

RESOLUTION #181 RE: Chili Fire Department Affirm Tax Exempt Status

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, the Chili Fire Department (the "Department") requests the Town's approval of the issuance of tax-exempt obligations to finance a portion of the construction of a new firehouse

with related improvements; and

WHEREAS, the funds borrowed will be corporate obligations of the Department, which is a private not-for-profit corporation. The obligations shall not be in any way a debt or liability of the State of New York, the Town, or any other municipality. No bond or note issued by the Department will create any liability, obligation, or indebtedness of the State of New York, the Town, or any other municipality; and

WHEREAS, the borrowing is authorized by the private corporate action of the Department and is not added to, or taken into consideration in calculating borrowings of the Town or availability for borrowing under borrowing limits; and

WHEREAS, the Department held the requisite Pubic Hearing to authorize said borrowing; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be authorized to execute the necessary documentation authorizing the Department’s borrowing, as proposed.

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

RESOLUTION #182 RE: May 19, 2021 Abstract

OFFERED BY: Councilman Valerio

SECONDED BY: Councilwoman Sperr

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		<u>302.54</u>
Total Abstract	\$	133,978.91

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

RESOLUTION #183 RE: June 2, 2021 Abstract

OFFERED BY: Councilman DeCory

SECONDED BY: Councilwoman Sperr

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 Road Park	12,048.45
Drainage District	1,211.56
Street Lighting Districts	<u>13,390.50</u>
Total Abstract	\$ 415,227.43

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

RESOLUTION #184 RE: June 16, 2021 Abstract

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman Valerio

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 Fund	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	<u>2,000.00</u>
Total Abstract	\$ 836,786.75

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

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.

COUNCILWOMAN SPERR: They are doing fireworks on July 4th, Sunday night, at the same location we always shoot off our fireworks from. Not an organized -- everyone is welcome to come watch wherever they like. But that is our way of celebrating the 4th. The fireworks are much loved by our residents. Just wanted to remind everybody same start time, 9:30, 10 o'clock.

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

Steno by Sandy Hewlett

Minutes: Virginia Ignatowski

Virginia Ignatowski