

CHILI TOWN BOARD
September 15, 2021

A regular meeting of the Chili Town Board was held on September 15, 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, 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; Richard Stowe, Counsel for the Town; Scott Bonnewell, Insurance Counselor.

The invocation was given by Virginia Ignatowski.

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

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 7:02 p.m.

MATTERS OF THE SUPERVISOR:

SUPERVISOR DUNNING: Just one, this past -- or last Saturday, the Chili Fire Department held their 9/11 ceremony. I -- or a remembrance ceremony, if you will, for 20 years after the events of the attacks on our country.

I just want to thank Dawn (Forte) and Dave Sauer for the work they did putting this event together.

It was -- it was a great turnout. Tremendous event. Very well organized. Very well run. Just one of those moments you're really proud to be a Chili resident.

So thank you for the work that you did on that.

COUNCILWOMAN SPERR: Thanks, Dawn (Forte).

SUPERVISOR DUNNING: The other thing is, I don't know -- I know I mentioned before we got the award -- or announced as the coolest -- the Chili Community Center was named one of the coolest places to visit in 2021 by the Rochester Business Journal. That article did come out.

RICHARD STOWE: Weren't we the second coolest? Because I wondered what was number one.

SUPERVISOR DUNNING: There was no order.

COUNCILWOMAN SPERR: Just a listing.

SUPERVISOR DUNNING: We were number one. We were the coolest place to visit in 2021. Unfortunately, there was no particular order, but I think I alluded to the fact that we may have been at some point in time. But I had plausible then -- if I ever said anything like that.

So having said that, I did order a plaque to commemorate that so we can -- from the Rochester Business Journal. That article will then be a plaque and put up in the Community Center --

COUNCILWOMAN SPERR: Great. Good to hear.

SUPERVISOR DUNNING: -- for everyone else to see.

MATTERS OF THE TOWN COUNCIL:

SUPERVISOR DUNNING: I will speak for Councilman Slattery at this point.

Supervisor, I would like to thank you for remounting -- getting the flags remounted the way we wanted to.

COUNCILWOMAN SPERR: Thank you very much.

SUPERVISOR DUNNING: But just for -- our Councilman Slattery, he is on a ride, I think across 20 states or something like that right now for Missing & Exploited Children, which is why he is not here this evening. It is one of his passions, to donate his time and ride his bicycle for hundreds and hundreds and hundreds of miles. So I don't know how many hundreds of miles this particular ride is this time. I just received a text message from him. He is somewhere out there.

RICHARD STOWE: Just as long as he is not missing.

SUPERVISOR DUNNING: He is not missing, nor is he a child. So I don't think that he would necessarily qualify.

COUNCILWOMAN SPERR: Well, that is debatable. (Laughter.)

SUPERVISOR DUNNING: That's true. (Laughter.)

COUNCILWOMAN SPERR: Sorry, Michael (Slattery).

SUPERVISOR DUNNING: But he is out on a ride for Missing & Exploited Children, so I want to thank him for his work, his volunteer service he does.

COUNCILWOMAN SPERR: In all seriousness, it is a worthy cause.
SUPERVISOR DUNNING: Yes, it is.

The 8/11/2021 and 8/27/2021 Town Board meeting minutes were approved.

SUPERVISOR DUNNING: One other thing I did neglect to mention. On next Saturday, the 25th of September, from 10 a.m. in the morning until noon, over at the Chili Community Center, we'll be having a public meeting just to -- this is a combined effort between the Monroe County Legislature and the Town of Chili, Town of Riga and Town of Wheatland. We're getting together to do public -- receive public input for the ARPA funds, which is the American Recovery Plan Act.

The County of Monroe was to receive 144 million, which they have received 72 million of it initially. The Legislators would like to get some idea and input from the public on what they would -- what the public thinks some of that money should be spent on based upon the rules in which we're allowed to spend it.

The Town of Chili is slated for a little over \$14 million -- I'm sorry.

DANIEL KNAPP: A little over 3.

SUPERVISOR DUNNING: I'm sorry. \$3 million. We have got 1.4 -- which is where I got the 4 -- 1.4 of it we have already received and we'll receive the rest of it.

COUNCILWOMAN SPERR: Too many numbers.

SUPERVISOR DUNNING: Too many numbers.

COUNCILWOMAN SPERR: That's okay.

SUPERVISOR DUNNING: But we received 1.4 and we're looking also for public input in how some of that money should be spent, too.

COUNCILWOMAN SPERR: Supervisor, is there a location where someone can look up what the rules are, that they might be able to come a little better prepared --

SUPERVISOR DUNNING: Google ARPA funding -- ARPA funding and you will see there is a website specifically for it.

COUNCILWOMAN SPERR: Okay.

SUPERVISOR DUNNING: That will have -- they're pretty basic. But they're pretty vague at the same time.

COUNCILWOMAN SPERR: Okay. Thank you.

SUPERVISOR DUNNING: Moving on.

REPORTS SUBMITTED:

Advanced Payment of Claims – August 2021
Building Department Report – August 2021
Dog Control Report – August 2021
Library Board Minutes – 6/22/2021, 7/27/2021
Monthly Financial Statement – August 2021
Parks & Recreation Minutes – 7/20/2021
Planning Board Minutes – 7/13/2021
Recreation/Senior Center Report – August 2021
Town Clerk Report – August 2021
Traffic & Safety Minutes – 8/5/2021

CORRESPONDENCE:

1. Virginia Ignatowski, Town Clerk has received notification from Peter Widener, Board of Assessment Review that he has resigned effective August 13, 2021.
2. Town Clerk Virginia Ignatowski has received notification that Roc Hard Partners, Inc., Blue Toad Hard Cider is applying for a liquor license at 760 Scottsville Chili Road, Scottsville, NY 14546.
3. The Town of Chili has received notification from Toma Bonham, Highway Department, that he is resigning effective September 21, 2021.

RESOLUTION #206 RE: Set Public Hearing on the 2022 Preliminary Budget

OFFERED BY: Councilman Valerio SECONDED BY: Councilman DeCory

BE IT RESOLVED in accordance of Section 108 of the Town Code the Town Board establishes the date, place and time for the Public Hearing on the 2022 Preliminary Budgets as follows and directs the Town Clerk to publish notice of same, in accordance with Section 108, in the Daily Record:

DATE: October 13, 2021
PLACE: Town Hall, 3333 Chili Avenue, Rochester, NY 14624

BE IT FURTHER RESOLVED, that a Public Hearing be set for October 13, 2021 at 7:00 p.m. for the purpose of considering:

Sewer Districts (Chili Sewer Improvement Benefit Area #1)
Lighting Districts (Consolidated Lighting District #1, Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili)
Sidewalk Districts (Park Place, Vistas at the Links)
Park District (Lexington)
Consolidated Drainage District
Assessment Rolls for Fire and Fire Protection Districts (Chili, Gates-Chili, Clifton)
Assessment Rolls for Ambulance District (CHS Ambulance)
Proposed contracts for Ambulance District
Proposed contracts for Fire and Fire Protection Districts
Preliminary Budget 2022

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish notice of same, in accordance with Section 108, in the Daily Record is hereby ratified.

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

RESOLUTION #207 RE: Chili Fire Department Active List

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that the following individual(s) be added to the Chili Fire Department active list effective September 13, 2021:

Tabitha Coia

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

RESOLUTION #208 RE: Chili Fire Department Remove from Active List

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

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

Dave Gigliotti

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

RESOLUTION #209 RE: Chili Fire Department Exempt List

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

BE IT RESOLVED that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective August 11, 2021:

Steve Kalmbach, Sr.

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

RESOLUTION #210 RE: Justice Court Assistance Program

OFFERED BY: Councilman Valerio SECONDED BY: Councilwoman Sperr

WHEREAS, the Chief Administrative Judge of the State of New York is entertaining applications for the next cycle of grants in the Justice Court Assistance Program not to exceed \$30,000.00; and

WHEREAS, the Town of Chili Justice Court is in need of items for use in the courtrooms; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning and Town Justice Evangelista are hereby authorized to sign and submit a grant application to the State of New York Unified Court System.

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

RESOLUTION #211 RE: Letter of Credit Release for American Packaging - Final

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer, \$33,408.00 be released from the letter of credit #SB-202282001 with M&T Bank for American Packaging leaving a balance of \$0.00; subject to engineering fees and street light bills to the Town.

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

RESOLUTION #212 RE: Purchase of Skid Steer Broom Attachment

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, the use of a skid steer broom would facilitate a more cost effective and efficient sweeping operations during the Town's roadway work projects, reduce the use and wear on the full size street sweeper and allow for limited sweeping after the street sweeper has been winterized; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new 84" Angle Broom from Bobcat of the Finger Lakes of NYSOGS Contract PC69396, Group 40625, Award PGB22792 for a cost not to exceed \$5,500.00 to be paid from Account #DA02.5110.2 (General Repairs – Equipment).

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

RESOLUTION #213 RE: SEQR - Designating the Town Board Lead Agency Status for the Granting of an Easement for Storm Water Control Structure

OFFERED BY: Councilman Valerio SECONDED BY: Councilwoman Sperr

WHEREAS, the Town Board of the Town of Chili (hereinafter referred to as Town Board) has reviewed the Part 1 of the Short Environmental Assessment Form, prepared by the Commissioner of Public Works for the granting of a maintenance easement for the benefit of the owner of 3327 Union Street, North Chili New York 14624 (Tax ID 144.08-1-6.4); for the purpose of installing and maintenance of a post construction storm water control practice to be located at 3313 Union Street, North Chili, New York (Tax ID 144.08-1-6.13) (hereinafter referred to as Action); 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.

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

RESOLUTION #214 RE: SEQR - Determination of Significance for the Granting of Easements for Storm Water Control Structure

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

WHEREAS, the Town Board of the Town of Chili Town Board (hereinafter referred to as Town Board) has determined that the granting of a maintenance easement for the benefit of the owner of 3327 Union Street, North Chili New York 14624 (Tax ID 144.08-1-6.4); for the purpose of installing and maintenance of a post construction storm water control practice to be located at 3313 Union Street, North Chili, New York (Tax ID 144.08-1-6.13) to be an Unlisted 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 Short Environmental Assessment Form, dated September 15, 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 - Absent
Councilwoman Sperr - Aye
Councilman Valerio - Ave
Supervisor Dunning - Aye

RESOLUTION #215 RE: Granting of Easement for Storm Water Control Structure

OFFERED BY: Councilwoman Sperr SECONDED BY: Councilman DeCory

WHEREAS, Hubbard Springs Housing Development Fund Company, Inc. Is seeking a Permanent Easement from the Town of Chili as depicted, described and set forth on Exhibit A annexed here to; and

WHEREAS, the purpose of said easement is to construct, reconstruct, inspect, maintain, protect, operate, repair and replace at its discretion; any and all conduits, pipes, manholes, and all other apprentices and fixtures which the Grantee shall require now and in the future within the easements for maintenance of the approved post construction storm water practice; and

NOW, THEREFORE, BE IT RESOLVED, that upon approval of the Attorney for the Town Board of the Town of Chili, the Town of Chili shall grant to the Hubbard Springs Development Fund Company, Inc. A permanent easement located at 3313 Union Street, North Chili 14514

(Tax ID 144.08-1-6.13). The easement to be granted is depicted on a survey map prepared by Parrone Engineering, dated August 18, 2021; as set forth on Exhibit A annexed here to; and

BE IT FURTHER RESOLVED, the Supervisor of the Town of Chili, is hereby authorized and directed to execute, on behalf of the Town of Chili, all necessary documents relating to the granting of the easement after the documentation has been reviewed and approved by the Attorney for the Town Board.

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

RESOLUTION #216 RE: Recreation Attendant

OFFERED BY: Councilman Valerio SECONDED BY: Councilwoman Sperr

BE IT RESOLVED that Kara Burke be appointed Recreation Attendant, pending background check, and shall be paid an annual salary of \$32,305.00 (PG 24); effective 9/20/21, pending background check, expenses to be paid by voucher as incurred.

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

SUPERVISOR DUNNING: I would like you all to meet Kara Burke.
Kara (Burke), welcome.
MS. BURKE: Thank you.
COUNCILWOMAN SPERR: Congratulations.
MS. BURKE: It's an honor. I appreciate it so much.
COUNCILWOMAN SPERR: Thank you.

RESOLUTION #217 RE: August 18, 2021 Abstract

OFFERED BY: Councilman DeCory SECONDED BY: Councilwoman Sperr

WHEREAS, January 4, 2021 Resolution #1 authorized vouchers to be paid August 18, 2021, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 38051, 38374-38375, 38499-38502, 38537-38543, 38547-38572, 38574-38594, 38599-38606, 38609, 38611, 38613-38645, 38647, 38650-38653, 38661-38662 totaling \$429,661.28 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	\$	84,512.68
Recreation Facility Reserve		5,314.08
Drainage Improvement Reserve		2,332.50
General Fleet Reserve		57,969.00
Highway Fund		88,303.41
Library Fund		294.19
H60 Community Center		189,047.00
Drainage District		1,837.26
Fire Protection Districts		<u>231.16</u>
Total Abstract	\$	429,661.28

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

RESOLUTION # 218 RE: September 1, 2021 Abstract

OFFERED BY: Councilman Valerio SECONDED BY: Councilwoman Sperr

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

WHEREAS, Council did authorize by a majority vote vouchers 38595-38596, 38863-38671, 38676-38686, 38689, 38694-38715, 38724-38740, 38743-38757 totaling \$666,209.19 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	\$	68,208.83
Recreation Facility Reserve		5,320.81
Drainage Improvement Reserve		214.62
Admin Facility Reserve		20,924.64
Highway Fund		360,892.26
Highway Equipment Reserve		185,000.00
Library Fund		2,564.16
H61 Archer Road Park		8,978.75
Street Lighting Districts		<u>14,105.12</u>
Total Abstract	\$	666,209.19

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

RESOLUTION #219 RE: September 15, 2021 Abstract

OFFERED BY: Councilman DeCory SECONDED BY: Councilman Valerio

BE IT RESOLVED to pay vouchers 38597-38598, 38758-38761, 38763-38767, 38771-38772, 38774-38786, 38788-38802, 38806, 38808-38844 totaling \$116,013.92 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$	71,787.05
Highway Fund		29,213.13
Library Fund		299.81
H60 Community Center		14,197.40
Drainage District		215.00
Fire Protection Districts		<u>301.53</u>
Total Abstract	\$	116,013.92

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

The next meeting of the Chili Town Board will be Wednesday, October 13, 2021 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:13 p.m.

Steno by Sandy Heulett

Minutes by Virginia Ignatowski, Town Clerk

Virginia Ignatowski

August 18, 2021

DESCRIPTION OF A MAINTENANCE EASEMENT
TO BE CONVEYED TO HUBBARD SPRINGS HOUSING DEVELOPMENT FUND
COMPANY, INC.
HUBBARD SPRINGS APARTMENTS
LOT R3B UNION SQUARE – PARKLAND RESERVE SUB'D. NORTH
#154 UNION SQUARE BOULEVARD
TOWN OF CHILI

All that tract or parcel of land situate in the Town of Chili, County of Monroe, State of New York, which is more particularly described as follows;

Beginning at a point in the west right-of-way line of Union Square Boulevard (64feet wide), said point being northerly 31.00 feet from the northeasterly corner of Lot R3B of the Resubdivision Map for Union Square – Parkland Reserve Subdivision North filed in the Monroe County Clerk's Office in Liber 341 of Maps, Page 1. Said point also being northerly 31.00 feet from the southeasterly corner of lands conveyed to the Town of Chili by deed filed in the Monroe County Clerk's Office in Liber 11072 of Deeds, Page 631,

Thence the following three (3) courses through the aforesaid lands conveyed to the Town of Chili,

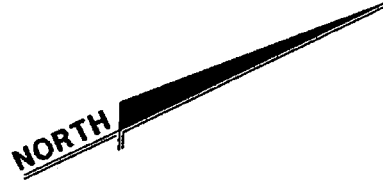
- Thence, 1- N 64°-18'-42" W a distance of 20.00 feet to a point,
- Thence, 2 - N 25°-41'-38" E a distance of 20.00 feet to a point,
- Thence, 3 - S 64°-18'-42" E a distance of 20.00 feet to a point on the westerly right-of-way line of Union Square Boulevard,
- Thence, 4 - S 25°-41'-38" W a distance of 20.00 feet to a point to the point and place of beginning.

Intending to describe a 20 feet X 20 feet maintenance easement along the westerly side of Union Square Boulevard to be conveyed to the Hubbard Springs Housing Development Fund Company, Inc.. Town of Chili.

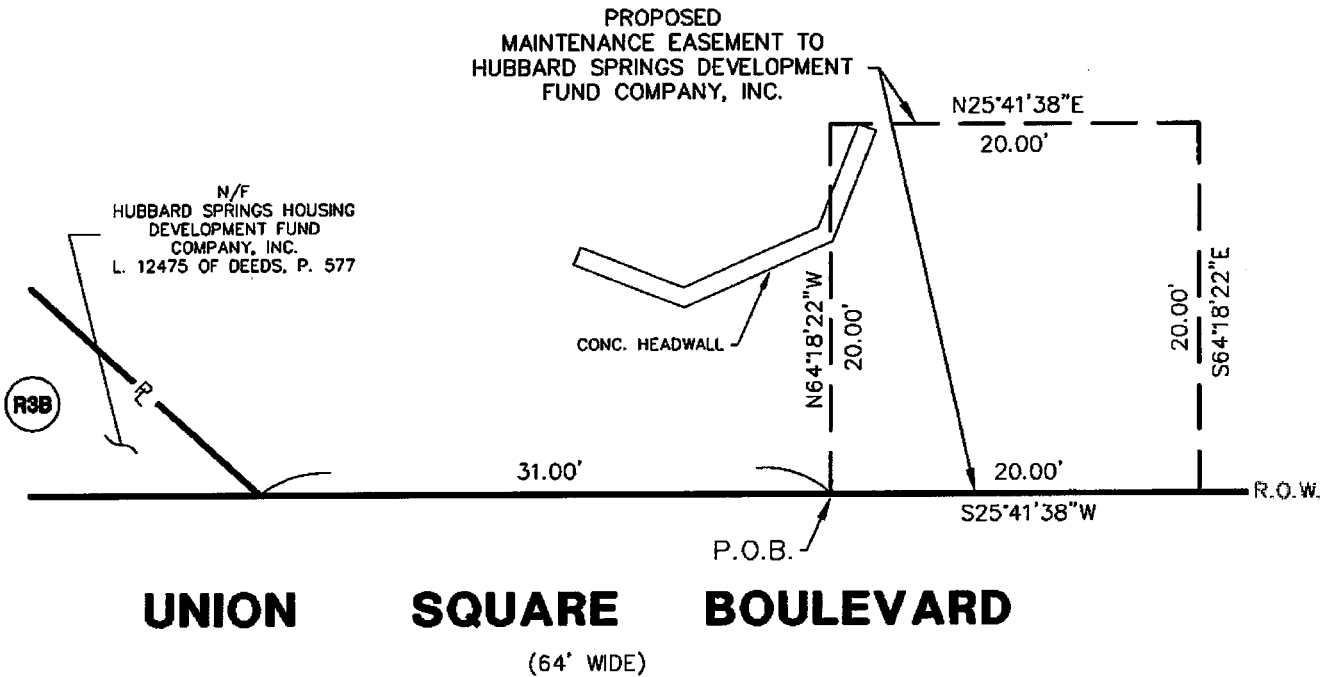
REFERENCES:

LOT R3B, RESUBDIVISION MAP FOR UNION SQ.
 - PARKLAND RESERVE SUBDIVISION NORTH,
 FILED IN THE M.C.C.O.
 LIBER 341 OF MAPS, PAGE 1

SITE PLAN FOR HUBBARD SPRINGS
 APARTMENTS; SHEET C1.0, PREPARED BY
 PARRONE ENGINEERING;
 JOB NO. 5367-RCG



N/F
 TOWN OF CHILI
 LIBER 11072 OF DEEDS, PAGE 631



**MAP OF
 MAINTENANCE EASEMENT TO
 HUBBARD SPRINGS HOUSING DEVELOPMENT FUND CO., INC.
 HUBBARD SPRINGS APARTMENTS
 LOT R3B UNION SQUARE-PARKLAND RESERVE SUB'D. NORTH
 #154 UNION SQUARE BOULEVARD**

SITUATE IN:
 TOWN OF CHILI MONROE COUNTY NEW YORK

DATE: AUGUST 18, 2021

SCALE: 1" = 10'



THE PIANO WORKS
 349 WEST COMMERCIAL STREET
 SUITE 3200
 EAST ROCHESTER, NY 14445
 T 585.586.0200 F 585.586.6752

