

CHILI TOWN BOARD  
January 12, 2022

A regular meeting of the Chili Town Board was held on January 12, 2022 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; Jared Hirt, Counsel for the Town; Virginia Ignatowski, Town Clerk; David Lindsay, Commissioner of Public Works/Highway Superintendent; Councilman Slattery, Deputy Town Supervisor; 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. The following speaker addressed the Town Board on various subjects: Daryl Odhner. The Public Forum concluded at 7:06 p.m.

**SUPERVISOR DUNNING:** Just so you know -- I will take some of this up with Mr. Lindsay. As you know, I have worked with you on some of the trees and stuff and it has worked out very nicely. Thank you for that.

I -- I am sure Mr. Lindsay and his crew would be all for not mowing, reducing some mowing for a lot of reasons. Not just financial reasons, but I'm -- I'm sure. We can talk about some of these things and if there is anything that works. Certainly not something we would ignore, but we'll look into it.

**MR. ODHNER:** Great.

**COUNCILMAN SLATTERY:** Just so you know, we generally don't go back and forth during the Public Forum. So I will wait to have comments when it gets to Matters of the Council before I speak a little bit about what you're saying. Because we don't have dialogue during this time.

**MR. ODHNER:** So I should sit tight if I want to hear your response?

**COUNCILMAN SLATTERY:** Yes. Or hear what other Board members have to say.

**MATTERS OF THE SUPERVISOR:**

**SUPERVISOR DUNNING:** With that, I will forego Matters of the Supervisor and go to Matters of the Council.

**MATTERS OF THE TOWN COUNCIL:**

**COUNCILMAN SLATTERY:** Well, actually, I have been talking with the Highway Superintendent and the Parks Foreman, Tony Sloan -- Dave Lindsay and Tony Sloan in regards to Davis Park.

It also came up at our meeting that the Supervisor had with the not-for-profit sports groups, Chili Soccer, Chili Baseball and Football and so forth.

Davis Park was a concern because of drainage issues that are over there. I have been talking and working with the Superintendent of Highways, David Lindsay, in regards to the trees that were over there.

Also, when you look at the -- the -- the park has grown. The need for fields has gone up and down like enrollment in schools. That is something we're constantly looking at.

You talk about lack of mowing. Well, there was -- Union Station Park, when you come off Union Street back where the spray park is over there, there was a couple residents that -- because the Town stopped mowing in that certain area because there -- the Town was going for a certain effect over there -- I don't know, David (Lindsay), if you can speak on that -- but the residents didn't like letting it get overgrown. They wanted to see the mowing that was over there.

And also, the Town, with the number of people we have in our Parks Department and the amount of acreage that we have to maintain, it can be time-consuming. And if the weather is bad, then it can be challenging just to get over and mow some of those areas.

If there is a large event at Davis Park, like a soccer tournament and so forth, they utilize more than just the regular hard surfaces for parking. They utilize the lawn areas to go and park there. Then you have to be careful because if it is wet, they're limited where they can actually go.

So I appreciate the comments. Just know it is not something that the Town has forgotten about. It is something that I know -- I go up there and I walk that area. I actually volunteered a

day this past summer and went up there and assisted our Parks Department in helping them maintain and going through -- when it comes time to cutting the grass or just do the weed-eating, the number of hours it takes and the manpower that it takes to weed-eat Davis Park. You're talking about every rock, every barricade around the parking area, the tennis courts, the trees, the pavilions, the buildings, the backstop for the baseball fields. The hours that it takes to go weed-eat those areas. It's very, very time-consuming. And with the staff we have -- seven employees I believe we have in our Parks Department. That is just one park out of all of the acreage we have -- so when you look at the maintenance of things.

So I do appreciate the comments and I know Superintendent of Highways, Dave Lindsay, he -- him and I have talked about it, and you know, there -- they're trying and I just appreciate the feedback from you and support that we have here from our residents. That was my peace on that. Thank you.

MR. VALERIO: I would just say I appreciate the comments, too, because we don't have a lot of people come here to talk about the parks and without that, we don't know what residents think. It sounds like you have some expertise in this area. So just getting to hear, you know, feedback about like what you said with houses, you know, butting up to the park and just ideas there, appreciate that. So thank you for coming tonight.

DAVID LINDSAY: If I could just add some clarification to what Councilman Slattery was speaking to over at Union Station Park. The Town applied for and obtained a couple of grants over the last five years to restore -- probably within the red herring buffer along the creek lines that drains through that -- that parkland there. You're absolutely right. One person's beautiful, you know, pollinator field is another person's overgrown field that they would like to have mowed.

You know, one area in the Town that we did research and obtain some grants and kind of reestablished those red herring buffers along that tributary to Black Creek.

SUPERVISOR DUNNING: Thank you again.

MR. ODHNER: I'm done.

SUPERVISOR DUNNING: Yes. You know how to find me.

MR. ODHNER: I wasn't trying to rush out. I had a response to that, but I will email it to you unless you can say it here.

SUPERVISOR DUNNING: We can hold off. Drop me an email and I'll make sure that the Board gets it. Thank you. Have a good night.

The 12/15/21 and 12/31/21 Town Board meeting minutes were approved.

#### **REPORTS SUBMITTED:**

Advanced Payment of Claims – December 2021  
Architectural Advisory Committee Minutes – 12/14/2021  
Building Department Report – December 2021, Y/E Report 2022  
Conservation Board Minutes – 12/6/2021  
Dog Control Reports – December 2021  
Historic Preservation Board Minutes – 12/13/2021  
Planning Board Minutes – 12/14/2021  
Recreation/Senior Center Report – December 2021  
Town Clerk Report – December 2021  
Zoning Board Minutes – 11/23/2021

#### **CORRESPONDENCE:**

1. Virginia Ignatowski, Town Clerk has received notification that Kathleen Bauer, Senior Citizens Program Specialist is resigning effective January 21, 2022.

SUPERVISOR DUNNING: I would just say Katie (Bauer) has been a tremendous asset to the Community Center area and the Senior Center as a whole. She has been there since the beginning with us pretty much and been just a tremendous asset. She is moving onto what will be greener pastures for her and a better opportunity which I wish her all of the luck and hope she does well in what she does.

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#### **RESOLUTION #80 RE: Budgeted Use of Workers Compensation Reserve**

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

**WHEREAS**, the Workers Compensation Reserve was established in 2004 in accordance with General Municipal Law §6-j; and

**WHEREAS**, in an effort to reduce the tax burden and utilize the Town's reserves, the 2022 budget for workers' compensation was lowered, and excessive premiums were to be paid from the Workers' Compensation Reserve; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend expense budget A9040.8000.0090

(Workers' Compensation – Reserve) by an increase of \$75,000.00.

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

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**RESOLUTION #81 RE: Budgeted Use of General Fleet Reserve Funds**

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

**WHEREAS**, on November 10, 2021 on Resolution # 234 the Town Board adopted the 2022 Annual Town Budget, which noted the desire to utilize reserve funds to purchase specific pieces of equipment; and

**WHEREAS**, the General Fleet Reserve has been established to aid in the acquisition of vehicles and equipment for the Town which is outside the parameters of equipment reserves already established for Highway Department vehicles and equipment; and

**NOW, THEREFORE, BE IT RESOLVED**, that funds in an amount not to exceed \$15,000.00 from the General Fleet Reserve be used to purchase a new trim mower for the Parks Department, subject Permissive Referendum; and

**BE IT FURTHER RESOLVED**, that funds in an amount not to exceed \$15,000.00 from the General Fleet Reserve be used to purchase a Gator for the Drainage Department (replacement vehicle), subject Permissive Referendum; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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

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**RESOLUTION #82 RE: Budgeted Use of Town-wide Drainage Improvement Reserve Funds**

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

**WHEREAS**, on November 10, 2021 on Resolution #234, the Town Board adopted the 2022 Annual Town Budget, which noted the desire to utilize reserve funds for the purchase of materials needed for drainage improvement projects; and

**WHEREAS**, the Town-wide Drainage Improvement Reserve has been established to aid in making improvements to the town-wide drainage system; and

**NOW, THEREFORE, BE IT RESOLVED**, that funds in an amount not to exceed \$10,000.00 from the Town-wide Drainage Improvement Reserve be used towards the purchase materials needed in improving the town-wide drainage system, subject to Permissive Referendum; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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

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**RESOLUTION #83 RE: Set Public Hearing on Usage of the General Repairs and Maintenance for Town Roadways Reserve**

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

**WHEREAS**, on November 10, 2021, on Resolution # 234, the Town Board adopted the 2022 Annual Town Budget, which noted the desire to utilize reserve funds for the purpose of repairs

and maintenance to Town roadways; and

**WHEREAS**, the General Repairs and Maintenance for Town Roadways Reserve was established under General Municipal Law for the purpose of general repairs and maintenance of Town roadways, and resolutions appropriating moneys from a repair reserve fund is subject to a public hearing; and

**NOW, THEREFORE, 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 usage of the General Repairs and Maintenance for Town Roadways Reserve, in an amount not to exceed \$22,325.00, as follows and directs the Town Clerk to publish notice of same, in accordance with Section 108, in the Daily Record:

DATE: February 9, 2022  
PLACE: Chili Town Hall, Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624

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

**RESOLUTION #84 RE: 2022 Budget Amendments – Grants**

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

**WHEREAS**, on March 16, 2016, on Resolution #128, the Town Board accepted a grant from the Department of Agriculture and Markets through its Farmland Protection Implementation Grants program and the New York State Environmental Protection Fund which is to be used to assist the Town in amending our local laws to remove unreasonable restrictions affecting agricultural lands and farm operations, and work had not been completed as of December 31, 2021; and

**BE IT RESOLVED**, to amend the 2022 revenue budget A3089 (State Aid - Other) by an increase of \$1,080.00 and the 2022 expense budget A1410.4 (Town Clerk – General Code Updates) by an increase of \$1,080.00; and

**WHEREAS**, on September 16, 2020, on Resolution #220, the Town Board accepted a Community Development Block Grant from Monroe County which is to be used for the Memorial Park ADA Bathroom Upgrades Project, and work had not been completed as of December 31, 2021; and

**BE IT RESOLVED** to amend the 2022 revenue budget A2706 (Grants from Local Governments) by an increase of \$50,000.00 and the 2022 expense budget A7110.4 (Parks - Construction) by an increase of \$50,000.00.

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

**TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:**

**SUPERVISOR DUNNING:** This is the last year of the agreement with the University of Rochester, so have reached out to them to begin discussions how we move forward.  
**COUNCILWOMAN SPERR:** Great. Thanks.

**RESOLUTION #85 RE: University of Rochester Incentive Zoning**

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

**WHEREAS**, December 28, 2007, Resolution #346 accepted the Incentive Zoning Agreement with the University of Rochester, and on December 5, 2012, Resolution #322 extended the agreement through 2017, and on December 29, 2017, Resolution #284 extended the agreement through 2022; and

**WHEREAS**, Section A(3) of the agreement states the incentive zoning funds are to be used in accordance with the terms of the current section 115-89 Zoning Code; and

**NOW, THEREFORE, BE IT RESOLVED**, incentive zoning funds received in 2022 shall be deposited into the Sidewalk Reserve Fund.

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

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**RESOLUTION #86 RE: Forest Creek Incentive Zoning**

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

**WHEREAS**, September 14, 2016, Resolution #229 accepted the Incentive Zoning Agreement with Forest Creek Equity Corp, Rose Hill Estates; and

**WHEREAS**, November 15, 2017, Resolution #247 accepted the Incentive Zoning Agreement with Forest Creek Equity Corp, Carriage House Estates; and

**WHEREAS**, the agreement states the incentive zoning funds are to be used by the Town to benefit the community as a whole; and

**NOW, THEREFORE, BE IT RESOLVED**, incentive zoning funds received shall be deposited into the Sidewalk Reserve Fund.

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

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**RESOLUTION #87 RE: Chili Fire Department Active List**

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

**BE IT RESOLVED** that the following individual(s) be added to the Chili Fire Department active list effective January 10, 2021:

William Bachmann, Matthew Bailey, Jason Elliotto, Adam Koch, Dalton Kruppenbacher, Vincent Steiner, Amanda Vaccarelli

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

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**RESOLUTION #88 RE: Purchase of Cellular Equipment**

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

**WHEREAS**, the Director of Management Information Services has determined that the Town needs to replace cellular equipment that is approaching the end of useful life; and

**WHEREAS**, the trade-in value of existing cellular equipment can be leveraged to minimize the replacement cost of said equipment; and

**NOW, THEREFORE, BE IT RESOLVED**, the Director of Management Information Services is hereby authorized to purchase (10) cellular telephones from for a sum not to exceed \$3,500.00 from Account A1650.4011 (Central Communications - Utilities) from Verizon Wireless, a cellular equipment vendor under New York State contract; and

**BE IT FURTHER RESOLVED**, credits resulting from trade-in of existing equipment to be credited to Account A1650.4 (Central Communications – Utilities).

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

Supervisor Dunning - Aye

**RESOLUTION #89 RE: Letter of Credit Release #1 for Rose Hill, Phase 3**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilman DeCory**

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$90,655.65 be released from the letter of credit #520006988 with Tompkins Bank of Castile for Rose Hill, Phase 3, leaving a balance of \$641,391.93; subject to engineering fees and street light bills to the Town.

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

**RESOLUTION #90 RE: January 5, 2022 Abstract – 2021 Payables**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman DeCory**

**WHEREAS**, January 3, 2022 Resolution #1 authorized vouchers to be paid January 5, 2022, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 39615-39617, 39621-39622, 39624-39628, 39636-39641, 39643-39654, 39658-39661, 39664-39670, 39672-39692, 39702-39710 totaling 178,188.92 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	\$	94,999.28
Admin Facility Reserve		7,970.00
Highway Fund		16,332.43
Highway Equipment Reserve		31,680.83
Library Fund		156.83
H61 Archer Rd Park		11,993.75
Street Lighting Districts		15,055.80
Total Abstract	\$	178,188.92

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, February 9, 2022 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.

The meeting was adjourned at 7:17 p.m.

Steno by Sandy Hewlett  
Minutes Virginia Ignatowski, Town Clerk

