

Chili Town Board Meeting  
February 9, 2022  
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 **Jared Hirt**

Commissioner of Public Works/Superintendent

Of Highways **David P. Lindsay, P.E.**

Director of Finance **Daniel Knapp**

Insurance Counselor **Scott Bonnewell**

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:

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

1. Usage of the General Repairs & Maintenance for Town Roadways Reserve.

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 – 1/12/2022

Reports Submitted –

Advanced Payment of Claims – January 2022

Building Department Report – January 2022

Dog Control Reports – January 2022

Recreation/Senior Center Report – January 2022

Town Clerk Report – January 2022

Zoning Board Minutes – 12/21/2021

J. Correspondence –

K. Pending Business

L. Old Business

M. New Business

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**RESOLUTION #91 RE: 200<sup>th</sup> Birthday of the Town of Chili**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, on February 22, 1822 the New York Legislature enacted legislation enabling the Town of Riga to be divided and, thus, the Town of Chili was formed; and

**WHEREAS**, on April 2, 1822 the first elected officials of Chili met and held their first town board meeting; and

**WHEREAS**, on February 22, 1822 marks the Town of Chili's bicentennial year of being formed; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor and the Town Board would like to extend a Happy 200<sup>th</sup> Birthday to the Town of Chili.

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**RESOLUTION #92 RE: Set Public Hearing for LOCAL LAW # \_\_\_\_ of 2022 to Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel in the Town of Chili**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, Local Law # \_\_\_\_ of the year 2022 has been introduced; and

**WHEREAS**, the Town Board, prior to its final deliberations regarding the merits of said local law, wishes to offer the members of the public an opportunity to be heard; and

**NOW, THEREFORE, BE IT RESOLVED**, that a Public Hearing be set for March 16, 2022 at 7:00 p.m. at the Town of Chili Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider the adoption of Local Law # \_\_\_\_ of the year 2022 to Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel in the Town of Chili; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to publish notice in the Daily Record.

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**RESOLUTION #93 RE: 2022 Budget Amendments**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, to transfer \$7,500.00 from A1990.4 (Contingency) to A7020.4 (Rec Admin – Office Supplies).

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**RESOLUTION #94 RE: Set Public Hearing for Historic Landmark Status**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, that a Public Hearing be scheduled for March 16, 2022 at 7:00 p.m. in the Town of Chili, Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider Historic Landmark Status for 1140 Paul Road, Rochester, NY 14624, tax account #145.11-1-1; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to publish notice in the Daily Record.

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**RESOLUTION #95 RE: Set Public Hearing for Historic Landmark Status**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, that a Public Hearing be scheduled for March 16, 2022 at 7:00 p.m. in the Town of Chili, Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624 to consider Historic Landmark Status for 257 Archer Road, Churchville, NY 14546, tax account #146.04-1-20; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to publish notice in the Daily Record.

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**RESOLUTION #96 RE: ARPA/ SLFRF Funds**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, in 2021, the Federal Government passed the American Rescue Plan Act (ARPA), which included the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) program, to deliver funds to state, local and tribal governments across the country to support their response to and recovery from the COVID-19 public health emergency; and

**WHEREAS**, the SLFRF program provides governments the resources needed to fight the pandemic and support families and businesses struggling with its public health and economic impacts, maintain vital public services, and build a strong, resilient, and equitable recovery by making investments that support long-term growth and opportunity; and

**WHEREAS**, the Town of Chili has received funding from the SLFRF program and wishes to use proceeds from that program for the benefit of the community; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend revenue account A4089 (Federal Aid - Other) by an increase of \$60,000.00; and to amend expense account A4010.4 (Public Health) by an increase of \$60,000.00.

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**RESOLUTION #97 RE: SEQR – Declaration of Intent for Lead Agency Status to consider the rezoning of the RAO-20 Zone (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot)**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the Town Board of the Town of Chili (hereinafter referred to as Town Board) has reviewed Part 1 of the Full Environmental Assessment Form, dated February 9, 2022 and prepared by David Dunning, Supervisor for the rezoning of the RAO-20 Zone (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot) (hereinafter referred to as Action); and

**WHEREAS**, the Town Board considers said Action to be classified as a Type 1 Action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, that the Chili Town Board does hereby declare its intent to be designated the lead agency to conduct the coordinated review for rezoning of the RAO-20 Zone (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot) and to make the necessary determination of significance under SEQR; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby accept the Part 1 of the Full Environmental Assessment Form, referenced above herein; and

**BE IT FURTHER RESOLVED** that the Town Clerk is directed to provide notice hereof to the involved and affected agencies as necessary.

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**RESOLUTION #98 RE: Set Public Hearing for March 16, 2022 at 7:00 p.m. to consider the rezoning of the RAO-20 Zone (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot)**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, the 2030 Comprehensive Plan Committee has determined that the RAO-20 Zone (Rural Agricultural Overlay) is not appropriate for this area and should be rezoned to R-1-6 (Residential Single Family 6,000 SF min. lot) which has been deemed a more suitable zone for the intended area affected; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby determined that this is a Type 1 Action, and declares its intent to be designated lead agency for SEQR review purposes and directs the Town Clerk to send notification of such designation to all, if any, affected agencies; and

**BE IT FURTHER RESOLVED**, that a Public Hearing be set for March 16, 2022 at 7:00 p.m. to consider the rezoning of the RAO-20 Zone (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot); and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to publish notice in the Daily Record.

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**RESOLUTION #99 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:

Terrell Dudley 1/22/2022, Dalton Kruppenbacher 1/31/2022, Levi Wyns 1/3/2022

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**RESOLUTION #100 RE: Chili Fire Department Exempt List**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED, BE IT RESOLVED**, that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective January 24, 2022:

Chuck Scheiber

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**RESOLUTION #101 RE: Architectural Advisory Committee, Ethics Committee,  
Historic Preservation Board**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, that Robert Latragna be reappointed to the Architectural Advisory Committee for a five (5) year term to expire on December 31, 2026; and

**BE IT RESOLVED**, that John Menard be reappointed to the Ethics Committee for a three (3) year term to expire on December 31, 2024; and

**BE IT RESOLVED**, that Earl Bassett be reappointed to the Historic Preservation Board for a four (4) year term to expire on December 31, 2025.

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**RESOLUTION #102 RE: Letter of Credit Release for 30 Airline Drive - Final**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$73,617.68 be released from the letter of credit #1107535360 with Canandaigua National Bank for 30 Airline Drive, leaving a balance of \$0.00; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #103 RE: Letter of Credit Release #2 for Rose Hill, Phase 3**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$23,625.00 be released from the letter of credit #520006988 with Tompkins Bank of Castile for Rose Hill, Phase 3, leaving a balance of \$617,766.93; subject to engineering fees and street light bills to the Town.

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**RESOLUTION #104 RE: Assessor Department**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, that Barbara Dodge be provisionally appointed Assistant Assessor and be paid an annual salary of \$47,044.00 (PG 28) effective March 14, 2022, expenses to be paid by voucher as incurred. Pending background check.

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**RESOLUTION #105 RE: Board of Assessment Review**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**BE IT RESOLVED**, that Chris Elkins be appointed to the Board of Assessment Review to complete the term of Peter Widener; term to expire on September 30, 2022.

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**RESOLUTION #106 RE: January 19, 2022 Abstract – 2021 Payables**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, January 3, 2022 Resolution #1 authorized vouchers to be paid January 19, 2022, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 39662-39663, 39671, 39711-39712, 39728-39737, 39740-39741, 39749-39752, 39754-39755, 3976739768, 39776-39779, 39786, 39788-39790, 39804-39813, 39817-39821, 39827, 39832, 39837-39840 totaling \$175,268.05 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	\$	40,709.44
Recreation Facility Reserve		994.21
Comprehensive Plan Reserve		3,760.00
Highway Fund		43,433.69
Library Fund		149.57
H60 Community Center		38,619.40
H61 Archer Rd Park		14,640.75
Drainage District		32,636.28
Fire Protection Districts		324.71
Total Abstract	\$	<u>175,268.05</u>

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**RESOLUTION #107 RE: January 19, 2022 Abstract – 2022 Payables**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, January 3, 2022 Resolution #1 authorized vouchers to be paid January 19, 2022, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 39714, 39718-39724, 39738-39739, 39742-39745, 39747-39748, 39753, 39756-39766, 397669-39775, 39780-39782, 39787, 39792, 39795-39803, 39814-39816, 39822-39826, 39828-39831, 39833-39836, 39841-39842 totaling \$250,172.22 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	\$	199,024.09
Highway Fund		29,880.21
Library Fund		20,840.00
Drainage District		427.92
Total Abstract	\$	<u>250,172.22</u>

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**RESOLUTION #108 RE: February 2, 2022 Abstract – 2021 Payables**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, January 3, 2022 Resolution #1 authorized vouchers to be paid February 2, 2022, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 39849-39850, 39866-39874, 39890, 39893, 39902-39903, 39914, 39965 totaling \$77,311.99 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	\$	54,014.49
Admin Facility Reserve		1,875.17
Library Fund		6,300.00
Street Lighting Districts		15,122.33
Total Abstract	<u>\$</u>	<u>77,311.99</u>

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**RESOLUTION #109 RE: February 2, 2022 Abstract – 2022 Payables**

**OFFERED BY:** \_\_\_\_\_ **SECONDED BY:** \_\_\_\_\_

**WHEREAS**, January 3, 2022 Resolution #1 authorized vouchers to be paid February 2, 2022, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 39843, 39845-39847, 39851-39865, 39882, 39884, 39888-39889, 39891-39892, 39894-39901, 39904-39908, 39913, 39915-39919, 39924-39964 totaling \$376,262.17 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	\$	42,808.96
Workers' Comp Reserve		75,000.00
Highway Fund		154,926.35
Library Fund		3,733.86
Fire Protection Districts		95,371.00
Sidewalk Districts		4,422.00
Total Abstract	<u>\$</u>	<u>376,262.17</u>

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The next meeting of the Chili Town Board will be Wednesday, March 16, 2022 at 7:00 p.m. in the Town of Chili, Town Hall Main Meeting Room.