

Chili Town Board Meeting
March 16, 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:

1. Joe Gizzy, Incentive Zoning for properties located at 4415 & 4423 Buffalo Road.

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

1. Historic Landmark Status for 1140 Paul Road, Churchville, NY 14428, Tax A/C #145.11-1-1.
2. Historic Landmark Status for 257 Archer Road, Churchville, NY 14428, Tax A/C #146.04-1-20.
3. Local Law __ of 2022 to Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel in the Town of Chili.
4. Rezoning of the RAO-20 Zone (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot).

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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.

H. *Matters of the Supervisor* –

New Matters:

Pending Matters:

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 2/9/2022

Reports Submitted –

Advanced Payment of Claims – February 2022

Building Department Report – February 2022

Conservation Board Minutes – 2/7/2022

Dog Control Reports – February 2022

Historic Preservation Board Minutes – 1/10/2022, 2/14/2022

Library Board Minutes – 1/25/2022

Monthly Financial Statement – January 2022

Parks & Recreation Minutes – 1/18/2022

Planning Board Minutes – 2/8/2022

Recreation/Senior Center Report – February 2022

Town Clerk Report – February 2022

Zoning Board Minutes – 1/25/2022

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J. Correspondence –

1. Virginia Ignatowski, Town Clerk has received notification that Barbara Dodge, Board of Assessment Review has resigned; effective February 22, 2022.
2. Virginia Ignatowski, Town Clerk has received notification that Angelo Hamm, Highway Department has resigned; effective March 25, 2022.

K. Pending Business

L. Old Business

M. New Business

RESOLUTION #110 RE: Usage of the General Repairs and Maintenance for Town Roadways Reserve

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

WHEREAS, this Board on February 22, 2022, commencing at 7:00 p.m., duly held a public hearing on the usage of the General Repairs and Maintenance for Town Roadways Reserve, and having heard all persons desiring to be heard in the matter of the usage of the General Repairs and Maintenance for Town Roadways Reserve; and

NOW, THEREFORE, BE IT RESOLVED, that funds in an amount not to exceed \$22,325.00 from the General Repairs and Maintenance of Town Roadways Reserve be used for the purpose of making repairs and maintenance to Town roadways.

RESOLUTION #111 RE: Justice Court Assistance Program Grant Acceptance

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

WHEREAS, the Town has received notification from the New York State Unified Court System that it has been awarded a grant under the 2021-2022 cycle of the Justice Court Assistance Program (JCAP) in the amount of \$9,810.56. Said grant is to be used for the purchase of various equipment to be used in the Chili Town Court; and

NOW, THEREFORE, BE IT RESOLVED, to accept the grant; and

BE IT FURTHER RESOLVED, to amend the 2022 revenue budget A3089 (State Aid – Other) by an increase of \$9,810.56; and amend the 2022 expense budget A1110.2 (Justices - Equipment) by an increase of \$9,810.56.

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RESOLUTION #112 RE: Fireworks Chil-E Fest

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

WHEREAS, the Town of Chili provides professional fireworks as part of the annual Chil-E Festival on June 25, 2022; and

WHEREAS, Young Explosive Corporation has provided the Town with outstanding service at previous Chil-E Festivals; and

NOW, THEREFORE, BE IT RESOLVED, that per the recommendation of Michael Curley, Parks and Recreation Director, that Supervisor Dunning is hereby authorized to enter into a contract with Young Explosive Corporation for the provision of a professional fireworks display at the 2022 Chil-E Festival in the amount of \$12,000.00 to be paid from A7550.4 (Celebrations).

RESOLUTION #113 RE: Friends of the Library Donation

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

WHEREAS, the 2022 budget expected a donation from the Friends of the Chili Public Library in an amount of \$8,000.00; and

WHEREAS, the Friends of the Chili Public Library at their February 8, 2022, meeting approved a donation of \$10,000.00 for the Chili Library; and

NOW, THEREFORE, BE IT RESOLVED, to amend revenue account L2705 (Gifts & Donations – Friends of the Library) by an increase of \$2,000.00; and to amend expense account L7410.4089.9 (Library- Other Operations & Maintenance - Juvenile) by an increase of \$1,000.00; expense account L7410.4089.9 (Library- Other Operations & Maintenance – Young Adult) by an increase of \$500.00; and expense account L7410.4089.9 (Library- Other Operations & Maintenance - Adult) by an increase of \$500.00.

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RESOLUTION #114 RE: FFRPL Grant

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

WHEREAS, the Chili Public Library has been awarded a grant through the Friends and Foundation of the Rochester Public Library (FFRPL), in the amount of \$4,756.03; and

NOW, THEREFORE, BE IT RESOLVED, to accept the donation and to amend revenue account L2705 (Gifts & Donations – Other) by an increase of \$4,756.03; and to amend expense account L7410.4 (Library- Books) by an increase of \$3,329.22; expense account L7410.4 (Library- Discs/Tapes/Audio Books – Adult/Teen) by an increase of \$951.21; and expense account L7410.4 (Library- Overdrive) by an increase of \$475.60.

RESOLUTION #115 RE: Donation to the Senior Center Trust and Agency Account

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

WHEREAS, The Senior Center Trust and Agency Account was established in the year 2000 to hold proceeds from fundraising activities to benefit the Chili Senior Center; and

WHEREAS, Michael Curley, Director of Parks and Recreation, and the Voices and Visions Committee, a volunteer group of senior citizens, wish to accept a \$1000.00 donation from John and Antoinette Burr to be deposited in the Senior Center Trust and Agency.

RESOLUTION #116 RE: Use of the Senior Center Trust and Agency Account

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

WHEREAS, the Senior Center Trust and Agency Account was established in the year 2000 to hold proceeds from fundraising activities to benefit the Chili Senior Center; and

WHEREAS, Michael Curley, Director of Parks and Recreation, and the Voices and Visions Committee, a volunteer group of senior citizens wish to use \$1000.00, to offset the cost of the Spring Social and Concert to be held on March 27, 2022.

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RESOLUTION #117 RE: Sound, Staging & Lighting Chil-E Fest

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

WHEREAS, the Town intends to provide live entertainment during the 2022 Chil-E Festival to the benefit of residents of the Town; and

WHEREAS, Audio Images Sound and Lighting Inc. has provided the Town with outstanding service in the past; and

NOW, THEREFORE, BE IT RESOLVED, to accept the proposal from Audio Images Sound and Lighting, Inc. and authorize Supervisor Dunning to sign an agreement in the amount of \$8,420.00 to be paid from A7550.4 (Celebrations).

RESOLUTION #118 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 \$415,663.00; and to amend expense account A1620.2 (Buildings - Equipment) by an increase of \$415,663.00.

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RESOLUTION #119 RE: In Memory of Stephen A. Bonacci

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

WHEREAS, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Bonacci family during the passing of Stephen A. Bonacci, who on February 6, 2022 passed away; and

WHEREAS, Stephen A. Bonacci served from 1/9/2006 – 3/21/2014 as an Office Clerk IV - PT for the Senior Center; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chili hereby sets aside this special page of their minutes from this Town Board Meeting in his honor and takes a moment of silence in Stephen A. Bonacci's memory. The Town Clerk is hereby directed to send a copy of this resolution to the Bonacci family.

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RESOLUTION #120 RE: Chili Fire Department Active List

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

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

Mark Allen (2/14/2022), Travis Minto (2/14/2022), Alec Durfee (3/14/2022), Collin Curley (3/14/2022),
David Saur (from Exempt List)

RESOLUTION #121 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:

Tabitha Coia (2/20/2022)

RESOLUTION #122 RE: 2022 Budget Amendments

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

BE IT RESOLVED, to amend revenue account A2001 (Recreation Program Fees) by an increase of \$10,000.00; and to amend expense account A7020.4 (Rec Admin – Office Supplies) by an increase of \$10,000.00.

RESOLUTION #123 RE: Asphalt Recycler for Highway

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

WHEREAS, included in the approved 2022 budget is the purchase of one (1) new asphalt recycler for Highway; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new Stepp Tailgate Mounted Asphalt Recycler from CYNCON off the National Cooperative Purchasing Alliance (NCPA) Contract, Contract 05-26 for a cost not to exceed \$24,000.00 to be paid from Account #DA5130.2000 (Machinery – Equipment).

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RESOLUTION #124 RE: Mulcher for Highway

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

WHEREAS, included in the approved 2022 budget is the purchase of one (1) new mulcher for Highway; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new mulcher from Bobcat of the Finger Lakes off the NYS Contract, PC-69396 for a cost not to exceed \$12,000.00 to be paid from Account #DA5130.2000 (Machinery – Equipment).

RESOLUTION #125 RE: Parks Security

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

WHEREAS, the Town of Chili contracts with a professional security company to provide seasonal park security; and

WHEREAS, an updated proposal for 2022 from Reliant Security was received by the Town and reviewed by the Commissioner of Public Works and found to be acceptable; and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with Reliant Security for seasonal park security services at a rate of \$23.00/per hour to be paid from A7110.4267 (Park Security Guards).

RESOLUTION #126 RE: Trim Mower for Parks

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

WHEREAS, included in the approved 2022 budget is the purchase of one (1) new trim mower for Parks; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new John Deere Z959R ZTrak trim mower from LandPro Equipment LLC off the NYS Contract, PC-68131 for a cost not to exceed \$15,000.00 to be paid from Account #A01.7110.2000.0026 (Parks Equipment – General Fleet Reserve).

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RESOLUTION #127 RE: Utility Vehicle for Town Drainage

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

WHEREAS, included in the approved 2022 budget is the purchase of one (1) new utility vehicle for Town Drainage; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase one (1) new Kubota RTV-X1120WL-H Utility from Bentley Bros. off the NYS Contract, PC-694041 for a cost not to exceed \$15,000.00 to be paid from Account #A01.8540.2000.0026 (Drainage Equipment – General Fleet Reserve).

RESOLUTION #128 RE: Entertainment Chil-E-Fest

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

BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with The Skycoasters to provide musical entertainment at the 2022 Chil-E Festival for \$3000.00, to be paid from account A7550.4. (Celebrations), pending Town Attorney approval; and

BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with B42K to provide musical entertainment at the 2022 Chil-E Festival for \$800.00, to be paid from account A7550.4. (Celebrations), pending Town Attorney approval; and

BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract with The Coupe DeVilles to provide musical entertainment at the 2022 Chil-E Festival for \$750.00, to be paid from account A7550.4. (Celebrations), pending Town Attorney approval.

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RESOLUTION #129 RE: Contract Amendment – Archer Road Municipal Park Project

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

WHEREAS, the Town received proposals for Architectural & Engineering on January 5, 2021 by the Town Clerk; and

WHEREAS, on February 12, 2020, by Resolution #128 the town accepted a SAM Grant from the Dormitory Authority State of New York (DASNY) in the amount of \$500,000.00 to be used towards the creation of a town park on Archer Road; and

WHEREAS, on February 10, 2021, by resolution #106 the Town Board awarded Architectural & Engineering to Barton & Loguidice in an amount not to exceed of \$133,200.00 to be paid from H7110.2000.0061 (Rec Facility - Archer Rd Park); and

WHEREAS, final site plan requires Wetland Delineation and a Stormwater Pollution Prevention Plan (SWPPP); and

NOW, THEREFORE, BE IT RESOLVED, to amend the Architectural & Engineering contract with Barton & Loguidice to provide Wetland Delineation in the amount not to exceed \$13,400.00 and Stormwater Pollution Prevention Plan (SWPPP) in an amount not to exceed \$12,400.00 to be paid from H7110.2000.0061 (Rec Facility - Archer Rd Park); and

BE IT FURTHER RESOLVED, that Supervisor Dunning be authorized to sign the necessary documents to approve the additional scope of work.

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RESOLUTION #130 RE: Health Insurance Consortium Inter-Municipal Agreement

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

WHEREAS, Article 5-G of the General Municipal Law of the State of New York (the “GML”) authorizes “municipal corporations”, as such term is defined therein, to enter into cooperative agreements for the performance of those functions or activities in which they could engage individually; and

WHEREAS, Sections 92-a and 119-o of the GML authorize municipalities to purchase a single health insurance policy, enter into group health plans and establish a joint body to administer a health plan; and

WHEREAS, prior to the Effective Date, the Participants issued a request for proposals, pursuant to Section 104-b of the GML, to certain insurance companies authorized to do business in the State of New York (the “State”) and to certain non-profit membership corporations organized under Article 43 of the Insurance Law of the State for the purposes of furnishing policies of medical, surgical, hospital, and prescription drug insurance to each Participant individually and to administer claims thereunder (collectively, the “Program”) to the eligible retirees of the Participants and their eligible dependents (collectively, the “Enrollees”); and

BE IT RESOLVED, that Supervisor Dunning be authorized to sign an inter-municipal agreement regarding the Town of Chili’s participation with this group of municipal corporations for the purpose of purchasing a single health insurance policy, entering into group health plans and establishing a joint body to administer a health plan.

RESOLUTION #131 RE: February 16, 2022 Abstract

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

WHEREAS, January 3, 2022 Resolution #1 authorized vouchers to be paid February 16, 2022, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 39966-39968, 39970-40039, 40046-40051, 40053-40055, 40059-40122, 40124-40125 totaling 5,162,743.73 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	\$ 2,608,809.70
Highway Fund	75,850.58
Library Fund	3,208.30
H60 Community Center	5,080.13
Drainage District	47.53
Fire Protection Districts	2,349,747.49
Ambulance District	120,000.00
Total Abstract	<u>\$ 5,162,743.73</u>

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RESOLUTION #132 RE: March 2, 2022 Abstract

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

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

WHEREAS, Council did authorize by a majority vote vouchers 40052, 40123, 40141-40147, 40152-40165, 40167-40180, 40184-40247 totaling 226,644.35 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	\$ 72,951.16
Admin Facility Reserve	10,575.53
Highway Fund	121,509.93
Library Fund	3,688.36
Drainage District	499.55
Street Lighting Districts	17,419.82
Total Abstract	<u>\$ 226,644.35</u>

RESOLUTION #133 RE: March 16, 2022 Abstract

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

BE IT RESOLVED, to pay vouchers 40248-40262, 40266-40331, 40339-40344, 40347-40352, 40354-40363 totaling \$369,686.35 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$ 100,928.42
Admin Facility Reserve	138,417.75
Highway Fund	66,722.99
Library Fund	3,994.03
H61 Archer Rd Park	8,133.90
Drainage District	51,210.90
Fire Protection Districts	278.36
Total Abstract	<u>\$ 369,686.35</u>

The next meeting of the Chili Town Board will be Saturday, April 2, 2022 at Noon (this is in celebration of the Town's 200th Anniversary of the first Town Board meeting) in the Town of Chili, Town Hall Main Meeting Room.