

Chili Town Board Meeting
April 2, 1822 to April 2, 2022
200th Anniversary Agenda

A. Call to Order

Posting of Colors (Cub Scout Pack #178/Boy Scout Troop #178)

B. Invocation (Father Bonacci, St. Pius X Church)

Pledge of Allegiance (Cub Scout Pack #178/Boy Scout Troop #178)

Gates Keystone Band (America the Beautiful)

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**

Insurance Counselor **Scott Bonnewell**

Supervisor's Office **Dawn Forte**

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. Presentation to Harris Seed Company (Honoring one of the oldest businesses in the Town of Chili).
2. Presentation to Higbie Farm Supplies, Inc. (Honoring one of the oldest businesses in the Town of Chili).
3. Robert DeMity – Honor Flag presentation to the Town Board.
4. Presentation by Senator Ed Rath.
5. Presentation by County Legislature Tracy DiFlorio.
6. Joe Gizzi, 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.**

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:

1. Light Refreshments at the adjournment of this meeting.
2. Readings from historical documents.

Pending Matters:

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 3/16/2022

Reports Submitted –

Advanced Payment of Claims – March 2022

Building Department Report – March 2022

Zoning Board Minutes – 2/22/2022

J. Correspondence –

1. The Town of Chili has received notification from Ben Haight, Highway that he is resigning; effective April 8, 2022.

K. Pending Business

L. Old Business

M. New Business

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RESOLUTION #134 RE: SEQR Status for Adoption of Local Law # _____ of 2022 to Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel

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

WHEREAS, that the Town Board classifies the adoption of proposed Local Law # _____ of 2022 to be a Type II action under the provisions of Section 617.5 of the State Environmental Quality Review Act (SEQRA) and the regulations promulgated thereunder; and

NOW, THEREFORE, BE IT RESOLVED, that the Board in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

RESOLUTION #135 RE: Adoption of Local Law # _____ of 2022 to Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel

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

WHEREAS, a proposed Local Law # _____ of the year 2022 to the Code of the Town of Chili, “to Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel was introduced to the Town Board of the Town of Chili on the 9th day of February, 2022; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 16th day of March, 2022 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law # _____ of the year 2022 to the Town Code of the Town of Chili, to “Provide Tax Exemption for Volunteer Firefighter & Ambulance Personnel” and discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

NOW, THEREFORE, upon the evidence obtained by the Town Board at said public hearing and upon all other information obtained and reviewed by the Board; it is

NOW, THEREFORE, RESOLVED, that Local Law # _____ of 2022 is hereby enacted by the Town Board of the Town of Chili.

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RESOLUTION #136 RE: Lead Agency and SEQR Determination for the Rezoning of RAO-20 (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot)

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

WHEREAS, the Chili Town Board (hereinafter referred to as Town Board) on the 9th of February, 2022 did declare its intent to be designated the lead agency in regards to SEQR for the rezoning of RAO-20 (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot), hereinafter referred to as the "Action"; and

WHEREAS, a Public Hearing as required by the Town's Zoning Code on the matter was duly held by the Town Board on March 16, 2022, commencing at 7:00 P.M. 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 determined that it was the most appropriate agency to insure the coordination of that Action and did provide written notifications to involved agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations; and

WHEREAS, the Town Clerk has submitted a memo to the Town Supervisor indicating that the Town did not receive any correspondences from the involved agencies indicating an objection to the Town Board acting as Lead Agency for the Action and has given consideration to any comments received from Involved and Interested Agencies; and

WHEREAS, the Action is deemed to be a Type 1 Action pursuant to the SEQR Regulations; and

WHEREAS, the Town Board has reviewed Part 1 of the Full Environmental Assessment Form 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

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

RESOLUTION #137 RE: Rezoning of RAO-20 (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot).

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

WHEREAS, the Town Board conducted a public hearing as required by the Town's Zoning Code on the rezoning of RAO-20 (Rural Agricultural Overlay) to R-1-6 (Residential Single Family 6,000 SF min. lot) was duly held by the Town Board on the 16th of March, 2022, commencing at 7:00 P.M. 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, which concluded with a "Recommend Vote" (5-0); and

WHEREAS, the Town Board, as lead agent for State Environmental Quality Review Act purposes, has reviewed the environmental record with regard to this application and determined it to be a Type 1 action under Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the proposed Zoning Map Amendment has been reviewed by the Monroe County Department of Planning and Development for comment; and

WHEREAS, the Town Board has carefully reviewed and considered the Town's 2030 Comprehensive Plan and has determined that the rezoning of RAO-20 to R-1-6 does not conflict with the stated goals of the 2030 Comprehensive Master Plan; and

NOW, THEREFORE, BE IT RESOLVED, that the Official Zoning Map of the Town of Chili is amended such that the properties located in the RAO-20 zoning district shall now be placed within the R-1-6 (Residential Single Family 6,000 SF min. lot) zoning district is hereby now adopted; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to enter said rezoning into the minutes of this meeting and to give due notice of the adoption of this zoning map amendment according to law; and

BE IT FURTHER RESOLVED, that the Town Clerk shall direct that the Official Zoning Map of the Town of Chili be amended consistent with this resolution; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the property owner, his representatives, the Town Planning Board, Town Zoning Board of Appeals, Town Director of Public Works, Town Engineer, Town Attorney and Associate Town Attorney.

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RESOLUTION #138 RE: Historic Landmark Designation for 1140 Paul Road

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

BE IT RESOLVED, that the premises located at 1140 Paul Road, Churchville, NY 14428 tax a/c #145.11-1-1; owned by Thomas & Sharon Swain be designated a “Landmark” as per Chapter 300 of the Town Code per the recommendation of the Historic Preservation Board.

RESOLUTION #139 RE: Historic Landmark Designation for 257 Archer Road

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

BE IT RESOLVED, that the premises located at 257 Archer Road, Churchville, NY 14428 tax a/c #146.04-1-20; owned by David & Valerie Ketchum be designated a “Landmark” as per Chapter 300 of the Town Code per the recommendation of the Historic Preservation Board.

RESOLUTION #140 RE: Letter of Credit Release #3 for Rose Hill, Phase 3

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

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$50,204.10 be released from the letter of credit #520006988 with Tompkins Community Bank for Rose Hill, Phase 3, leaving a balance of \$567,562.83; subject to engineering fees and street light bills to the Town.

RESOLUTION #141 RE: Senior Center

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

BE IT RESOLVED, that Jennifer Kelley, Senior Citizen Program Specialist shall be appointed provisionally and be paid an annual salary of \$53,093.00 (PG 29) effective May 2, 2022, expenses to be paid by voucher as incurred, pending background check.

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RESOLUTION #142 RE: April 6, 2022 Abstract

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

WHEREAS, January 3, 2022 Resolution #1 authorized vouchers to be paid April 6, 2022, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 40364, 40368-40372, 40376-40377, 40379-40380, 40382-40383, 40385, 40390-40392, 40398, 40404-40417, 40420-40423, 40426-40454, 40456, 40458-40475, 40477-40485, 40490-40520 totaling \$573,056.29 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	\$	140,059.36
Admin Facility Reserve		208,379.88
Highway Fund		43,046.38
General Repairs/Maint Reserve		3,044.96
Library Fund		6,274.86
H60 Community Center		675.00
Drainage District		2,078.22
Fire Protection Districts		150,102.00
Street Lighting Districts		15,698.61
Sidewalk Districts		3,397.02
Miscellaneous Special Revenue		300.00
Total Abstract	<u>\$</u>	<u>573,056.29</u>

The next meeting of the Chili Town Board will be Wednesday, May 11, 2022 at 7:00 pm in the Town of Chili, Town Hall Main Meeting Room, 3333 Chili Avenue, Rochester, NY 14624.