



THE CHILI TOWN BOARD MEETING  
September 13, 2023

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PUBLIC HEARING.

A Public Hearing was held by the Chili Town Board on September 13, 2023 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. to discuss rezoning of 4400 Buffalo Road from RM (Residential Multiple-Family District) to GB (General Business).

Attendance as previously noted in the 9/13/23 Chili Town Board meeting minutes.

SUPERVISOR DUNNING: I would also like to note this is a portion of that property. A portion of that property is already zoned General Business. This is just for a portion of this property.

COMMENTS OR QUESTIONS FROM THE AUDIENCE: None.

The Public Hearing was closed at 7:05 p.m.

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At this point, a Public Forum was conducted to allow public speakers to address the Town Board. The following speakers addressed the Town Board on various subjects: Dorothy Borgus, Vince Falco, Linda Schmalfluss, David Meyer, Rick Lagiewski and Bill Schmalfluss. The Public Forum concluded at 7:15 p.m.

SUPERVISOR DUNNING: A couple things that are not on the resolutions. The Mexican restaurant, I believe, going in the Chili/Paul Plaza -- I believe that is where Osaka used to be.

Do you know, David (Lindsay), for sure? I think it's where Osaka Sushi used to be. The sushi restaurant that used to be in there. I believe it's going into there. I could be wrong. But it's along that Leaf & Bean side of the plaza where it is going in, to the best of my knowledge.

As it relates to tax assessments, that's not us. We don't assess property. We're not a part of the process. We don't get involved in that. What I would suggest if you're looking for more information about how your property is assessed, give the Assessor's Office a call when you get a chance. They're more than happy to talk -- or stop in if you would like. There is no appointments necessary there. They would be more than happy to share with you the process they go through to assess properties. We have absolutely nothing to do with your property assessments.

MR. LAGIEWSKI: To clarify, the decision to reassess falls completely on them?

SUPERVISOR DUNNING: It falls -- no. Not completely. The -- the -- the State basically tells us where we are in an assessment level. You may see this -- may have seen this on your -- Ginny (Ignatowski), help me here. I think it was on the Town and County tax bill that actually shows you what your State is -- is -- is basically estimated your property value and then what you're currently assessed. So the Assessor will then come to the Town and say -- and we pass -- we actually pass a resolution. MR.

LAGIEWSKI: Okay.

SUPERVISOR DUNNING: To meet -- we need to be at -- as far as like an equalization rate -- to get to a rate where we need to be. The State says we should be at 100 percent assessed value. That is across New York State, I believe. All properties are supposed to be assessed at 100 percent of their actual real value.

What ends up happening -- right now, I think we're somewhere around 80, 84 percent of -- of assessed value. So the State says you got to bring that back up. If we don't do that -- which the Assessor could very well say we won't do it -- then I think we drop down into the 70s somewhere coming up for the next year which actually means you -- and everybody here that lives in the Town of Chili -- pays a little bit more of a percentage of the school tax than a proper neighboring Town or community that shares that district with you -- than a property of equal value pays. So there is more of a burden to you on -- on the school tax than there is on other people.

So keeping them -- trying to keep these at 100 percent. We have to -- the Assessor is required to give the State of New York an assessment plan. That plan says that yes, we intend to be at 100 percent. And all said and done, we really only have to get to 95 percent. They give us a 5 percent window there. If we get to 95, they say, "Okay. You're at 100."

But if -- you have to try and maintain that 100 percent. And by doing -- and with property values the way that they have been so -- you know, I will call it crazy. There is no other way to say it. They have been crazy. You have no choice. The State tells you that your Town has -- has this amount of value. You have to come up and try to meet that value that the State says you have. Otherwise, we become -- as taxpayers, become penalized and pay more in taxes for it.

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On the good news, if everything goes well on our preliminary budget, your Town tax rate will drop so that any changes in your assessment will not likely change your Town taxes. May reduce those a little bit. But it is the school side where -- where we're punished a little bit.

MR. LAGIEWSKI: Okay.

SUPERVISOR DUNNING: Does that help?

MR. SLACK: That's super helpful.

SUPERVISOR DUNNING: Please, reach out to the Assessor's Office with any other questions. They're very good about it.

MR. LAGIEWSKI: Thank you.

**MATTERS OF THE SUPERVISOR:**

SUPERVISOR DUNNING: I guess I don't have anything additional at the moment.

**MATTERS OF THE TOWN COUNCIL:**

COUNCILWOMAN SPERR: Yes. Supervisor, I just wanted to make one small announcement. That every year the Gates-Chili Chamber of Commerce holds an awards -- community award event. This year the Chamber will be holding a dinner on October 18th and there are many awards that are given out.

One of the highlights of that is -- like both of our towns have Beautification Awards where the Supervisor presents them. There is Women's Leadership. There is Junior Leadership. There is a Dream Big Award for small business that's are -- that are seeing success in their businesses.

There is also an Outstanding Citizen Award. And this year the -- the person that was chosen for that award is Michael Slattery. And I know he doesn't like to be making all these announcements, but I really feel it's important to let everyone know that we show our appreciation for all of the efforts he has for all -- since he retired, all of the work he has done for several not-for-profits. I won't go into all of that, but I just wanted to congratulate Michael (Slattery) on being chosen for this award and to let people know that we were holding a dinner.

It will be at Jack's Place at Chili Country Club on October 18th. That starts around 5:30. So the entire community is welcome to join us for that dinner and congratulations, Michael (Slattery). He is very humble. Congratulations.

COUNCILMAN SLATTERY: Thank you, Mary (Sperr). Appreciate it. But it's not about me. It's about the one -- the three charities that I did that bike ride for. And one of them was for Honor Flight, for the brave men and women that served.

And I say thank you. And I don't take it lightly. Especially when I got to Washington and -- I was with the mission that flew in and the men and women that were there. And the heartfelt conversations that we had. So I can't say thank you enough to them.

Thank you.

SUPERVISOR DUNNING: Anything else?

I have to apologize. I will back up a little bit. I did neglect to address a couple things. The 4400 Buffalo Road sports field, we have no idea what they're planning for, the property on Buffalo Road at this point in time. I mean the option at this point -- it was brought up about traffic and all that. Those are certainly Planning Board issues. We don't initiate those traffic reviews. Those are typically done as part of the planning process. But we don't really know -- I mean the option is for us -- at some point -- is to leave it as it is and they can build more apartments, which I'm sure you don't want.

So the General Business designation for that property is probably the best option.

But anyways --

COUNCILWOMAN SPERR: Before you move on, can I make one comment on that? I just want to let you know, Bill (Schmalfuss), when the parking spaces at Hubbard Park were decided upon and they were put in, at that time I was still on Traffic & Safety as liaison and we had a major problem over there with the grandparents and parents all parking alongside the road. So the -- so the thought process was if a child runs out between the cars, they could get hit. We also did not have enough space when you parked on both sides of the road for the ambulance or a fire truck to get down should there be an emergency.

So that's a -- those extra parking spaces were really put in to provide safety to those that use that park and play ball there. So I just wanted to at least add that for your reference because you brought it up.

COUNCILMAN SLATTERY: For Traffic and Safety, you mentioned, correct?

COUNCILWOMAN SPERR: Yes.

COUNCILMAN SLATTERY: You also had liaisons from the Monroe County Sheriff's Department and Monroe County DOT, as well?

COUNCILWOMAN SPERR: Yes. Liaisons at the meeting.

COUNCILMAN SLATTERY: And Chili Fire Department --

COUNCILWOMAN SPERR: Chili Fire Departments.

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COUNCILMAN SLATTERY: So you had liaisons from -- first responders from organizations that contributed to those discussions, as well.

COUNCILWOMAN SPERR: It was their recommendation we made to David Lindsay and his department to -- to try to help out with the parking situation over there.

And also "no parking" signs were put on one side of the road so that -- to implore people not to try to park on both sides. And the Sheriff's Department cooperated with us and will ticket if people don't follow instructions. All designed about safety. So I just wanted to mention that.

The 8/16/23 Town Board Meeting Minutes were approved.

**REPORTS SUBMITTED:**

Advanced Payment of Claims – August 2023  
Building Department Report – August 2023  
Dog Control Reports – August 2023  
Library Board minutes – 7/25/2023  
Monthly Financial Statement – July 2023  
Recreation/Senior Center Report – August 2023  
Town Clerk Report – August 2023  
Zoning Board Minutes – 7/25/2023

**CORRESPONDENCE:**

1. Virginia Ignatowski, Town Clerk has received notification from Jose G. Leon Ramirez, DBA Coronas III Mexican Restaurant, LLC located at 3240 Chili Avenue, Unit B11, Rochester, NY 14624; that they have applied for a liquor license in the Town of Chili.
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**RESOLUTION #213 RE: SEQR Determination for Incentive Zoning of 50 Airpark Drive**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, the Cook Properties (“Owner”) has proposed to construct and operate a public storage facility pursuant to an incentive zoning plan (the “Project”) on property located at 50 Airpark Drive (Tax ID: 135.03-1-16.122); (the “Property”); and

**WHEREAS**, the Planning Board, at its regularly scheduled meeting on July 11, 2023 reviewed the Project and recommended that the Town Board approve the proposed incentive zoning plan; and

**WHEREAS**, representatives of Cook Properties met with the Town Board at its regularly scheduled meeting on August 16, 2023 to discuss the Project at which time the Town Board conducted a public hearing on said action, solicited and received public comment and has given consideration to the comments provided at said public hearing; and

**WHEREAS**, the Town Board has reviewed the Project and submitted materials, including the Part 1 of the Short Environmental Assessment Form, site plan, description of the Project amenities and incentives, and all other materials submitted in connection; and

**WHEREAS**, the Town Board is fully familiar with the proposed location, the surrounding parcels, and the larger neighborhood and the Town’s master plan; and

**WHEREAS**, the Project was duly referred to the Monroe County Planning Department, pursuant to General Municipal Law § 239-m; 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 and has given consideration to any comments received from Involved and Interested Agencies; and

**WHEREAS**, the Town Board does hereby declare itself Lead Agency in accordance with the New York State Environmental Quality Review Act (“SEQRA”) and determines the project to be an Unlisted Action; and

**WHEREAS**, the Town Board has reviewed and does hereby accept Part 2 of the Short Environmental Assessment Form, dated September 13, 2023 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 - Aye  
Councilwoman Sperr - Aye  
Councilman Valerio - Aye  
Supervisor Dunning - Aye

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**RESOLUTION #214 RE: 50 Airpark Drive - Incentive Zoning**

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

**WHEREAS**, On June 14, 2023, Cook Properties, appeared before the Town Board for consideration of Incentive Zoning for 50 Airpark Drive in the Town of Chili; and

**WHEREAS**, the Town Board voted unanimously in favor of consideration and pursuant to §500-106 of the Chili Town Code, referred the matter to the Planning Board for review and recommendation; and

**WHEREAS**, the applicant appeared before the Planning Board on July 11, 2023, where the application for incentive zoning received a unanimous vote in favor of the incentive; and

**WHEREAS**, On August 16, 2023, a public hearing was held by the Town Board and after due consideration of the comments at the public hearing and Planning Boards recommendation; and

**BE IT RESOLVED** pursuant to §500-107 of the Chili Town Code, the Town Board hereby approves the incentive zoning for 50 Airpark Drive as follows; and

The applicant will provide an incentive payment in the amount of \$40,000.00 in exchange for the Incentive Zoning request and the payment will be remitted to the Town before the building permit is issued.

**BE IT FURTHER RESOLVED**, that incentive payment(s) will be deposited into the Town Recreation Facility Reserve Fund.

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

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**RESOLUTION #215 RE: Board of Assessment Review**

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

**BE IT RESOLVED** that Teresa Bill & Timothy Flanagan be reappointed to the Board of Assessment Review for a five (5) year term from October 1, 2023 to September 30, 2028; and

**BE IT RESOLVED** that Teresa Perrone be reappointed to the Board of Assessment Review as a temporary member for a one (1) year term from October 1, 2023 to September 30, 2024.

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

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**RESOLUTION #216 RE: Set Public Hearing on the 2024 Preliminary Budget**

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

**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 2024 Preliminary Budgets as follows and directs the Town Clerk to publish notice of same, in accordance with Section 108, in the Town’s official designated newspaper:

DATE:                      October 11, 2023  
PLACE:                    Town Hall, 3333 Chili Avenue, Rochester, NY 14624

**BE IT FURTHER RESOLVED** that a Public Hearing be set for October 11, 2023 at 7:00 p.m. for the purpose of considering:

- Lighting Districts** (Consolidated Lighting District #1, Chili Industrial, Pumpkin Hill, Blueberry Hill, Parklands of Chili)
- Sidewalk Districts** (Park Place, Vistas at the Links, Rose Hill)
- 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 2024**

**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   - Aye  
Councilwoman Sperr-   Aye  
Councilman Valerio   - Aye  
Supervisor Dunning -   Aye

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**RESOLUTION #217 RE: Training Policy**

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

**BE IT RESOLVED** that the Training Policy originally adopted by Resolution #215 on October 20, 2010 was reposted with revisions on August 16, 2023, without any comments or objections and shall remain in effect dated September 13, 2023 by Resolution #217.

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

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question from Dorothy (Borgus) about the money on here. Dan (Knapp), can you help us kind of -- we're moving the \$200,000 into the project. This was -- I know a good portion of this project was all grant funding.

DANIEL KNAPP: Yes. So to this point in time, a lot of the money that's been spent -- we got a \$500,000 grant from the State. Which the first part of that was going to the conceptual design portion for. And then this is starting the work and trying to decide where we're going to go with this and what parts of that we're going to attack first with that park. There is work being done with the cold storage unit over there. We're also -- some fencing and some stone in preparation of getting the -- putting the road through there. So preparatory work.

I suspect as time goes on, the Town Board will decide what other facets they're going to do in there to start making it an actual park and what more funding, as the need be.

**RESOLUTION #218 RE: Transfer to Archer Rd Park Project**

**OFFERED BY:** Councilwoman Sperr

**SECONDED BY:** Councilman Slattery

**WHEREAS**, the Town of Chili is in the process of developing the Archer Rd Park property into usable park space for the community; and

**WHEREAS**, as of December 31, 2022, the Town had funds set aside in the General Fund Assigned Unappropriated Fund Balance for use towards a series of ongoing and upcoming projects, including the Archer Road Park development; and

**WHEREAS**, in an effort to reduce the fiscal burden on the current and future budgets, the Town wishes to use funds from the General Fund Assigned Unappropriated Fund Balance for the costs related to the development of the Archer Road Park property; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend expense budget A9950.9 (Transfers to Capital Projects) by an increase of \$200,000.00; and

**BE IT FURTHER RESOLVED**, to transfer \$200,000.00 from the General Fund Assigned Unappropriated Fund Balance to the Archer Road Park project.

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



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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

COUNCILMAN SLATTERY: Supervisor, real quick. 9/11. The Chili Fire Department once again did a fabulous job on their memorial presentation for 9/11. And there was some real good guest speakers.

You know, good to see the community come out and support them for the -- for what they do for our community, as well.

SUPERVISOR DUNNING: Thank you.

**RESOLUTION #219 RE: Chili Fire Department Active List**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman DeCory**

**BE IT RESOLVED** that the following individual(s) be added to the Chili Fire Department active list effective September 11, 2023:

Chris Cody, Erik Margolin, Eagan Woodward

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

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**RESOLUTION #220 RE: Chili Fire Department Remove from Active List**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilman Slattery**

**BE IT RESOLVED** that the following individual(s) be removed from the Chili Fire Department active list effective below:

Nicholas Estratti 8/14/2023, Steve Gumberts 8/6/2023, David Rich 8/24/2023

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

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**RESOLUTION #221 RE: Chili Fire Department Exempt List**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**BE IT RESOLVED** that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective August 28, 2023:

Matt Teagarden

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

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**RESOLUTION #222 RE: 2023 Budget Amendments**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilman Valerio**

**BE IT RESOLVED** to transfer \$3,000.00 from A8160.4 (Refuse/Garbage – Temp Labor) to A7110.2 (Parks – Equipment).

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

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**RESOLUTION #223 RE: Purchase of Pickup for Parks**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, included in the approved 2023 budget is the purchase of one (1) new replacement Pickup for the Parks Department; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase of one (1) Chevrolet Silverado 2500 from Jim Barnard Chevrolet off the NYS OGS Award 23166, PC68975 for a cost not to exceed \$50,746.93, with \$45,000.00 to be paid from #A7110.2000.0026 (General Fleet Reserve) and \$5,746.93 to be paid from #A7110.2 (Parks-Equipment).

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

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TOWN BOARD DISCUSSION RELATED TO THE FOLLOWING RESOLUTION:

SUPERVISOR DUNNING: There was a question. Exactly 3,176 square feet. If you like, I have a map up here. If -- after the meeting, you're more than welcome. But that's the area that is being abandoned.

**RESOLUTION #224 RE: Release Portion of Storm Drainage Easement**

**OFFERED BY:** Councilman DeCory

**SECONDED BY:** Councilwoman Sperr

**WHEREAS**, Five Star Properties of Chili, LLC (the "Applicant") are owners of property located at 13 West Bellaqua Estates Drive (Tax ID 145.04-2-24), Lot R-1 of the Bellaqua Estates Subdivision, Town of Chili, New York (the "Property"); and

**WHEREAS**, the storm drainage easement owned by the Town of Chili would be impacted by the Applicants' future development of the Lot and it unnecessarily restricts the current development and future owner's enjoyment of the property; and

**WHEREAS**, the Applicant has applied to the Town Board for a partial release of easement for that portion of a storm drainage easement owned by the Town of Chili which is illustrated on a map prepared by Nicola R. Montanaro, L.S., a licensed surveyor in the State of New York, dated August 2023 and titled, "Proposed Easement Area To Be Abandoned; and

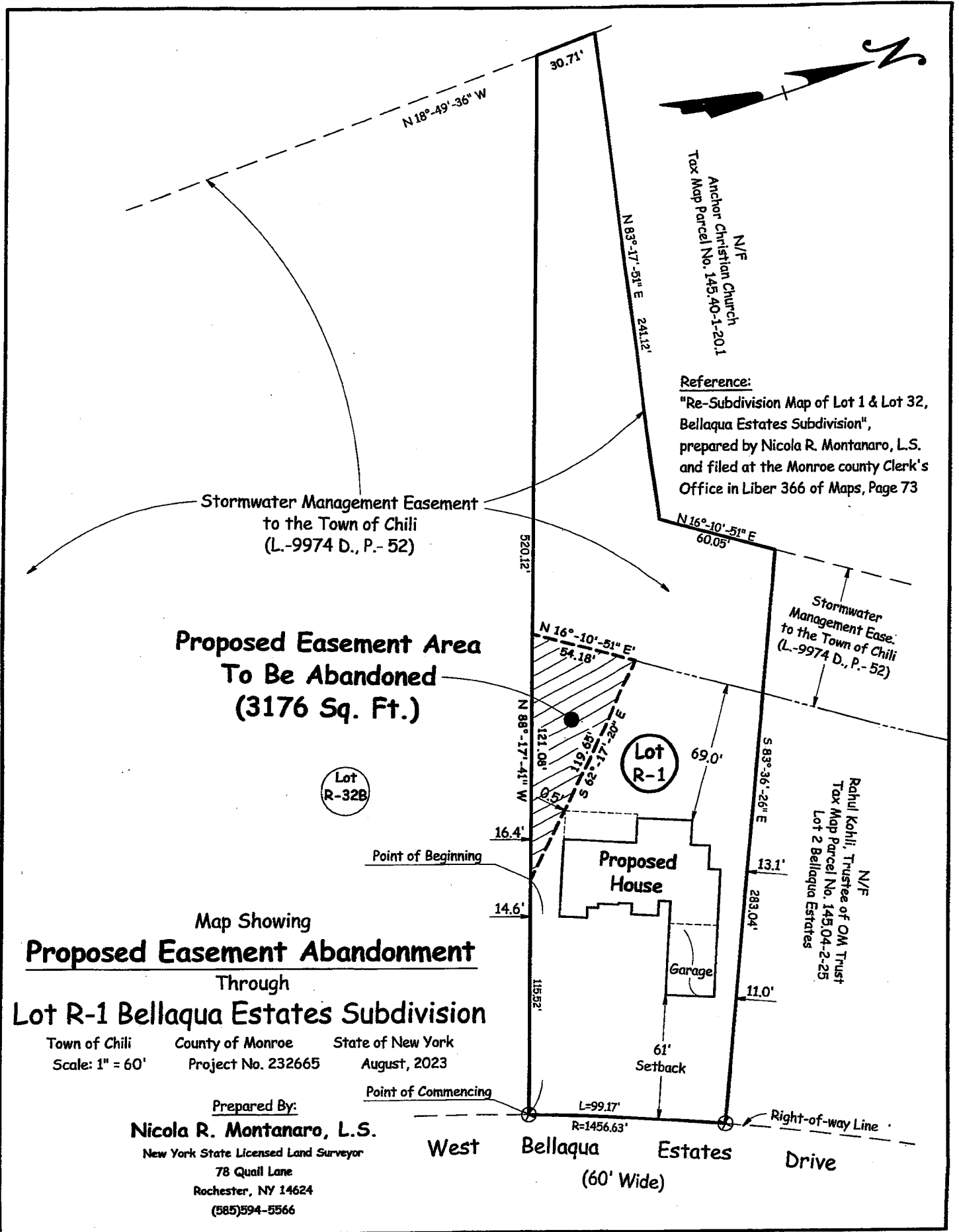
**NOW, THEREFORE, BE IT RESOLVED**, subject to a permissive referendum, that upon approval of the Commissioner of Public Works and Attorney for the Town Board of the Town of Chili, the Town of Chili shall release to the above named Applicants that portion of the Town's storm drainage easement as shown on the attached survey map of the property made by Nicola R. Montanaro, L.S., a licensed surveyor in the State of New York, dated August 2023 and titled, "Proposed Easement Area To Be Abandoned; 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 in furtherance of this resolution relating to the property after the release of easement has been approved by the Commissioner of Public Works and the Attorney for the Town Board; and

**BE IT FURTHER RESOLVED**, that the Applicants shall pay to the Chili Town Clerk all costs incurred or to be incurred by the Town in this matter including, but not limited to: Engineering review costs (if an engineering review is deemed necessary by the Commissioner of Public Works) legal review costs, publication costs and recording fees; and **BE IT FURTHER RESOLVED**, that within (10) days hereof the Town Clerk shall publish and post a notice of the adoption of this resolution, and an abstract thereof, as required by law.

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

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**NICOLA R. MONTANARO, L.S.**  
NEW YORK STATE LICENSED LAND SURVEYOR  
78 QUAIL LANE • ROCHESTER, NEW YORK 14624  
PHONE: (585) 594-5566 • EMAIL: nick.r.montanaro@outlook.com

Member:  
ACSM  
NYSAPLS  
GVLSA

DESCRIPTION OF  
PROPOSED EASEMENT AREA TO BE ABANDONED  
THROUGH  
LOT R-1 BELLAQUA ESTATES SUBDIVISION

All that tract or parcel of land containing 3,176 square feet, situated in the Town of Chili, County of Monroe, State of New York, more particularly bounded and described as follows:

Commencing at a point on the westerly right-of-way line of West Bellaqua Estates Drive (60' wide), said point being the common front lot corner of Lot R-1 to the north and Lot R-32B to the south, as shown on a Re-Subdivision Map of Lot 1 & Lot 32 Bellaqua Estates Subdivision, prepared by Nicola R. Montanaro, L.S. and filed at the Monroe County Clerk's Office in Liber 366 of Maps, Page 73; thence

N 88°-17'-41" W, along the common lot line of Lot R-1 to the north and Lot R-32B to the south, said course also being along a northerly easement line of an existing Storm Management Easement to the Town of Chili as filed at the Monroe County Clerk's Office in Liber 9974 of Deeds, Page 52, a distance of 115.52 feet to a point on said common lot line and northerly line of the Storm Management Easement, said point also being the true point of beginning; thence

1. N 88°-17'-41" W, continuing along the common lot line of Lot R-1 to the north and Lot R-32B to the south and through a portion of the aforesaid Storm Management Easement, a distance of 121.08 feet to a point; thence
2. N 16°-10'-51" E, continuing through a portion of the aforesaid Storm Management Easement, a distance of 54.18 feet to a point; thence
3. S 62°-17'-20" E, along a northerly line of the existing Storm Management Easement, a distance of 119.65 feet to the point of beginning.

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**RESOLUTION #225 RE: Letter of Credit Release Bellaqua Estates Phase II – Final**

**OFFERED BY: Councilman Valerio**

**SECONDED BY: Councilman Slattery**

**BE IT RESOLVED** that per the recommendation of the Town Engineer and Commissioner of Public Works and in accordance with that certain Release of Letter of Credit executed by Klem LLC, the balance remaining on the Irrevocable Letter of Credit No. 39007 (being approximately \$16,698.98) currently held by Genesee Regional Bank regarding Bellaqua Estates Subdivision Phase II be released and received by the Town of Chili, thereafter leaving a balance of \$0.00 and resulting in said Irrevocable Letter of Credit being closed out.

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

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**RESOLUTION #226 RE: Funding for Town Hall Soffit and Fascia Replacement**

**OFFERED BY: Councilman DeCory**

**SECONDED BY: Councilwoman Sperr**

**WHEREAS**, on Resolution 209, from August 16, 2023, the Town Board authorized the use of the General Fund Assigned Unappropriated Fund Balance on the Town Hall soffits and fascia, and after review by the Commissioner of Public Works, it has been decided to not complete this work at this time; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend expense account A1620.2 (Buildings – Equipment) by a decrease of \$320,000.00.

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

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**RESOLUTION # 227 RE: Letter of Credit Release Rose Hill, Phase 1 – Final**

**OFFERED BY: Councilman Slattery**

**SECONDED BY: Councilman Valerio**

**WHEREAS**, that per recommendation of the Commissioner of Public Works and Town Engineer that \$101,152.37 be released from the letter of credit #520005477 with Tompkins Community Bank for Rose Hill, Phase 1, leaving a balance of \$0.00; 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

THE CHILI TOWN BOARD MEETING  
September 13, 2023

**RESOLUTION #228 RE: September 6, 2023 Abstract**

**OFFERED BY:** Councilwoman Sperr

**SECONDED BY:** Councilman DeCory

**WHEREAS**, January 2, 2023 Resolution #1 authorized vouchers to be paid September 6, 2023, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 44304-44305, 44308-44312, 44315-44319, 44331, 44333-44398, 44401-44422, 44424-44441 totaling \$482,564.47 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	\$ 141,058.40
Admin Facility Reserve	1,480.27
Highway Fund	300,963.15
Library Fund	3,160.55
H61 Archer Rd Park	20,054.69
Drainage District	1,010.20
Street Lighting Districts	<u>14,837.21</u>
Total Abstract	\$ 482,564.47

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

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The next regular scheduled meeting of the Chili Town Board will be October 11, 2023 at 7:00 PM in the Town of Chili, Town Hall, Main Meeting Room 3333 Chili Avenue, Rochester, NY 14624.

The meeting was adjourned at 7:30 p.m.

*Virginia Ignatowski, Town Clerk*