

Chili Town Board Meeting  
February 14, 2024  
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. Local Law \_\_\_ of 2024 for Smoke & Vape Shops in the Town of Chili.

G. Public Forum

The Public Forum is intended to provide an opportunity for people to address the Town Board on any topic. 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 five 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 – 1/17/2024

Reports Submitted –

Advanced Payment of Claims – January 2024

Building Department Report – January 2024

Conservation Board – 1/8/2024

Dog Control Reports – January 2024

Historic Preservation Minutes – 12/11/2023

Library Board Minutes – 12/19/2023

Recreation/Senior Center Report – January 2024

Town Clerk Report – January 2024

Traffic & Safety Minutes – 12/7/2023

Zoning Board Minutes – 12/19/2023

### J. Correspondence –

1. Virginia Ignatowski, Town Clerk has received notification from Frederick Cowley, Court Attendant; that he is resigning, effective January 27, 2024.

### K. Pending Business

### L. Old Business

### M. New Business

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**RESOLUTION #84 RE: SEQR Status for Adoption of Local Law # \_\_\_\_\_ of 2024 Establishing  
Videoconferencing use for Public Meetings**

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

**WHEREAS**, that the Town Board classifies the adoption of proposed Local Law # \_\_\_\_\_ of 2024 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.

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**RESOLUTION #85 RE: Adoption of Local Law # \_\_\_\_\_ of 2024 Establishing Videoconferencing use for  
Public Meetings**

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

**WHEREAS**, a proposed Local Law # \_\_\_\_\_ of the year 2024 to the Code of the Town of Chili, Establishing Videoconferencing use for Public Meetings in the Town of Chili was introduced to the Town Board of the Town of Chili on the 29<sup>th</sup> day of December, 2023; and

**WHEREAS**, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 17th day of January, 2024 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law # \_\_\_\_\_ of the year 2024 to the Town Code of the Town of Chili, Establishing Videoconferencing use for Public Meetings 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 2024 is hereby enacted by the Town Board of the Town of Chili.

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**RESOLUTION #86 RE: SEQR Status for Adoption of Local Law # \_\_\_\_\_ of 2024 for Smoke & Vape Shops in the Town of Chili**

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

**WHEREAS**, that the Town Board classifies the adoption of proposed Local Law # \_\_\_\_\_ of 2024 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.

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**RESOLUTION #87 RE: Adoption of Local Law # \_\_\_\_\_ of 2024 for Smoke & Vape Shops in the Town of Chili**

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

**WHEREAS**, a proposed Local Law # \_\_\_\_\_ of the year 2024 to the Code of the Town of Chili, for Smoke & Vape Shops in the Town of Chili was introduced to the Town Board of the Town of Chili on the 29<sup>th</sup> day of December, 2023; and

**WHEREAS**, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 17<sup>th</sup> day of January, 2024 a public hearing was held at 7:00 p.m. & the public hearing remained open on the 14<sup>th</sup> day of February, 2024; the public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law # \_\_\_\_\_ of the year 2024 to the Town Code of the Town of Chili, for Smoke & Vape Shops 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 2024 is hereby enacted by the Town Board of the Town of Chili.

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**RESOLUTION #88 RE: Conservation Board**

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

**BE IT RESOLVED**, that Daryl Odhner be appointed to the Conservation Board for a two (2) year term to expire on December 31, 2025; expenses to be paid by voucher as incurred.

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**RESOLUTION #89 RE: ARPA/ SLFRF Funds – Veteran’s Memorial**

**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 by constructing a new veteran’s memorial at the community center, including the purchase and installation of a statue and plaque; and

**NOW, THEREFORE, BE IT RESOLVED**, to amend revenue account A4089 (Federal Aid - Other) by an increase of \$8,695.00; and to amend expense account A7110.2 (Parks - Equipment) by an increase of \$8,695.00.

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**RESOLUTION #90 RE: Tree Planting Policy**

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

**WHEREAS**, the Town of Chili Conservation Board has developed a tree planting policy; and

**WHEREAS**, the Chili Town Board recognizes the long term impact of the loss of many trees on town properties, and believes it in the best interest of the town to begin a replanting policy; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board adopts the Tree Planting Policy.

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**RESOLUTION #91 RE: Clifton Fire Department Active List**

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

**BE IT RESOLVED**, that the following individual(s) be added to the Clifton Fire Department active list effective February 5, 2024:

Heidi Hartley

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**RESOLUTION #92 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 February 12, 2024:

Josiah Coon, Colin Coykendall

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**RESOLUTION #93 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 below:

Kevin Hall 2/5/2024, Nicholas Jobe 2/5/2024

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**RESOLUTION #94 RE: Chili Fire Department Exempt List**

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

**BE IT RESOLVED**, that the following individual(s) be added to the Chili Fire Department exempt list from the CFD active list effective 1/29/2024:

Brian Mocharie

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**RESOLUTION #95 RE: 2024 Budget Amendments**

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

**BE IT RESOLVED**, to transfer \$10,000.00 from A2565 (Plumbing Permits) to A2555 (Licenses & Permits).

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**RESOLUTION #96 RE: Purchase of Small Diameter Pipe Camera**

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

**WHEREAS**, included in the approved 2024 budget is the purchase of one (1) new small diameter pipe camera for the Highway Department and Public Works; and

**WHEREAS**, three (3) quotes were received as follows:

<u>Company</u>	<u>Amount</u>
Hanes Supply Inc.	\$12,435.00
Ferguson	\$16,616.17
Colony Hardware	\$16,391.95

**WHEREAS**, the Commissioner of Public Works/Superintendent of Highways has reviewed the submitted quotes and has made a determination that the proposal from Hanes Supply Inc. best meets the intent of the specification and requirements of the Town and is acceptable for the intended use and recommends that it be accepted; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase a small diameter pipe camera from Hanes Supply Inc. for a cost not to exceed \$13,000.00 to be paid from account DA5130.2 (Machinery-Equipment).

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**RESOLUTION #97 RE: Purchase of Loader for Highway**

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

**WHEREAS**, included in the approved 2024 budget is the purchase of one (1) new loader for the Highway Department, and;

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase a 2024 John Deere 544 P-Tier Loader from Five Star Equipment, off the Sourcewell/Omnia Contract 011723-JDC for a cost not to exceed \$236,000.00 to be paid from account DA5130.2 (Machinery-Equipment).

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**RESOLUTION #98 RE: Purchase of Tractor**

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

**WHEREAS**, included in the approved 2024 budget is the purchase of one (1) new parks tractor; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase of a John Deere 4075R Compact Utility Tractor from LandPro Equipment off the Sourcewell/Omnia Grounds Maintenance Contract 031121-DAC (PG NB CG 70) at a cost not to exceed \$81,542.00 to be paid from the Account #A7110.2 (Parks Equipment).

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**RESOLUTION #99 RE: Purchase of Mower for Highway**

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

**WHEREAS**, included in the approved 2024 budget is the purchase of one (1) new mower for the Highway Department; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase a 60 in Lazer X QK Rake from Brodner Equipment off the Sourcewell/Omnia Contract #2469 for a cost not to exceed \$15,800.00 to be paid from account DA5130.2 (Machinery-Equipment).

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**RESOLUTION #100 RE: Purchase of Skid Steer**

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

**WHEREAS**, included in the approved 2024 budget is the purchase of one (1) new skid steer for the Highway Department; and

**NOW, THEREFORE, BE IT RESOLVED**, to authorize the purchase a T76 T4 Bobcat Compact Loader from Bobcat of the Fingerlakes off the NYS Contract PC69396 for a cost not to exceed \$83,490.66 with \$81,000.00 to be paid from account SD8540.2 (Consolidated Drainage – Equipment) and \$2,490.66 to be paid from account DA5110.2 (General Repairs – Equipment).

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**RESOLUTION #101 RE: Veteran's Memorial at Community Center – Public Bid**

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

**WHEREAS**, on January 22, 2024, the Town of Chili issued bid documents for a new Veteran's Memorial at the Community Center; and

**WHEREAS**, the bid submission deadline date was February 6, 2024; and

**WHEREAS**, six bids were submitted for this public bid project whose sealed bids were opened and read aloud in public on February 6, 2024 at 3:00 pm; and

**WHEREAS**, each of the six bids were above the budgeted funding appropriation for this project; and

**NOW, THEREFORE, BE IT RESOLVED**, that all of the bids submitted in response to the request for bids for the Veteran's Memorial at the Community Center be and hereby are rejected; and

**BE IT FURTHER RESOLVED**, that the professionals for the Town of Chili shall review the bid documents and make any revisions necessary and that the Commissioner of Public Works is hereby authorized to issue new bid documents and general requirements for a revised design for the Veteran's Memorial; and

**BE IT FURTHER RESOLVED**, that notice shall be provided to the six contractors that all bids were rejected and that this project will be rebid.

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**RESOLUTION #102 RE: February 7, 2024 Abstract – 2023 Payables**

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

**WHEREAS**, January 2, 2024 Resolution #1 authorized vouchers to be paid February 7, 2024, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 45510, 45550, 45553-45555, 45569-45570, 45679 totaling \$65,447.37 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	\$	37,659.79
Highway Fund		7,875.00
Library Fund		3,258.27
Street Lighting Districts		16,654.31
Total Abstract	\$	<u>65,447.37</u>

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**RESOLUTION #103 RE: February 7, 2024 Abstract – 2024 Payables**

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

**WHEREAS**, January 2, 2024 Resolution #1 authorized vouchers to be paid February 7, 2024, by all Council signing a waiver form; and

**WHEREAS**, Council did authorize by a majority vote vouchers 45511-45514, 45519-45522, 45524-45527, 45544-45547, 45551-45552, 45556-45563, 45566-45568, 45571-45645, 45647-45660, 45664-45666, 45668-45678, 45680-45686, 45689-45691 totaling \$3,470,083.86 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	\$ 3,118,790.03
Workers' Comp Reserve	55,000.00
Highway Fund	191,804.39
Library Fund	3,519.09
Drainage District	970.00
Fire Protection Districts	93,872.00
Sidewalk Districts	6,128.35
Total Abstract	<u>\$ 3,470,083.86</u>

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The next meeting of the Chili Town Board will be on March 13, 2024 at 7:00 PM in the Town of Chili, Town Hall Main Meeting Room 3333 Chili Avenue, Rochester, NY 14624.