

Chili Town Board Meeting

July 17, 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.

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 – 6/12/2024

Reports Submitted –

Advanced Payment of Claims – June 2024

Architectural Advisory Committee – 6/11/2024

Building Department Report – June 2024

Conservation Board – 6/3/2024

Dog Control Reports – June 2024

Historic Preservation Minutes – 6/10/2024

Library Board Minutes – 5/28/2024

Planning Board Minutes – 6/11/2024

Recreation/Senior Center Report – June 2024

Town Clerk Report – June 2024

Zoning Board Minutes – 5/28/2024

J. Correspondence –

K. Pending Business

L. Old Business

M. New Business

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RESOLUTION #161 RE: Planning Board - Alternates

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

BE IT RESOLVED, that Keith Bozeks & Michael Leone be appointed as Alternates to the Planning Board; term to expire on December 31, 2025; and

BE IT FURTHER RESOLVED, that the Planning Board Alternates shall be paid \$50.00 per meeting attended and \$100.00 per meeting serving as a member, expenses to be paid by voucher as incurred.

RESOLUTION #162 RE: Conservation Board

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

BE IT RESOLVED, that Scott Hand be appointed to the Conservation Board to complete the term of Richard Schickler; term to expire on December 31, 2024; and be paid \$45.00 per meeting attended, expenses to be paid by voucher is incurred.

RESOLUTION #163 RE: Justice Court Assistance Program

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

WHEREAS, the Chief Administrative Judge of the State of New York is entertaining applications for the next cycle of grants in the Justice Court Assistance Program not to exceed \$30,000.00; and

WHEREAS, the Town of Chili Justice Court is in need of items for use in the courtrooms; and

NOW, THEREFORE, BE IT RESOLOVED, that Supervisor Dunning and Town Justice Evangelista are hereby authorized to sign and submit a grant application to the State of New York Unified Court System.

RESOLUTION #164 RE: Building Department

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

BE IT RESOLVED, that Danielle Socciarelli be appointed provisionally as the Planning Clerk; effective 7/22/2024 and be paid \$42,440.00 (PG 25), expenses to be paid by voucher is incurred.

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RESOLUTION #165 RE: Copier Equipment Deferred Payment Plan

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

WHEREAS, the current copier equipment contract expired in April 2024; and

WHEREAS, the Director of Management Information Services has reviewed a number of products to determine what best meets the printing, copying, and records management needs of the Town; and

NOW, THEREFORE, BE IT RESOLVED, that the Director of Management Information Services hereby recommends that the Town Board authorize the Town Supervisor to enter into a copier DPP (deferred payment plan) agreement with Toshiba Business Solutions, Inc. under New York State Contract #PM68135 for the supply and maintenance of copier equipment for a term of 60 months. Cost of DPP to be \$801.33 per month. Maintenance fees charged at \$0.0049 per click for black and white output, and \$0.039 per click for color output. Maintenance fees include parts, service, and toner supplies, and will be billed quarterly. All fees to be paid from A/C# A1680.4 (Information Technology Contractual).

RESOLUTION #166 RE: 2024 Summer Camp Staff

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

BE IT RESOLVED, that per recommendation of Michael Curley, Parks and Recreation Director, that Brooke Chalmers, Vincent Lucyszyn and John Bagley be appointed Summer Camp Site Leaders and paid \$17.05/hour effective July 1, 2024.

RESOLUTION #167 RE: Letter of Credit Release #1 for Kings Crossing Extension

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

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$327,403.80 be released from the letter of credit #984072430 with Lake Shore Savings Bank for Kings Crossing Extension, leaving a balance of \$221,475.72; subject to engineering fees and street light bills to the Town.

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RESOLUTION #168 RE: SEQR – Notice of Intent to Serve as Lead Agency for the Paul Road Sidewalk Project

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

WHEREAS, the Town Board of the Town of Chili (hereinafter referred to as Town Board) would like to undertake the construction of a sidewalk along Paul Road west of Chili Avenue (“Project”); and

WHEREAS, the Town Board, with the assistance of Town staff and Lu Engineers, has prepared the concept plan and environmental documentation in support of the project listed above; and

WHEREAS, pursuant to the Notice annexed hereto, in accordance with the provisions of 6 NYCRR Part 617, the Town Board intends to serve as Lead Agency for the SEQRA review of this Unlisted Action utilizing a coordinated review; and

WHEREAS, the Lead Agency will undertake a coordinated review of this action; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby designates its intention to serve as Lead Agency for the SEQRA Coordinated Review of this Unlisted Action, and will circulate the SEQR Lead Agency Coordination Notice, environmental documentation and Project Concept Plan, to all Involved and Interested Agencies for the environmental assessment review process pending a 30-day response period by all Involved Agencies.

RESOLUTION #169 RE: Set Public Hearing for August 14, 2024 at 7:00 p.m. to consider the rezoning of 2675 Chili Avenue from R-1-15 (Residential Single Family 15,000 SF min. lot) to NB (Neighborhood Business).

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

WHEREAS, the Planning Board at a public meeting held on July 9, 2024 by a vote of 6 in favor 1 excused, for the recommendation of the rezoning of 2675 Chili Avenue from R-1-15 (Residential Single Family 15,000 SF min lot) to NB (Neighborhood Business); and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that this is an Unlisted Action, declares itself 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 August 14, 2024 at 7:00 p.m. to consider the rezoning application for the property located at 2675 Chili Avenue (Tax #134.13-2-2) from R-1-15 (Residential Single Family 15,000 SF min lot) to NB (Neighborhood Business); Jack Hill owner(s) for the above referenced property has requested the rezoning and has paid the necessary zoning application fee.

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RESOLUTION #170 RE: NEW YORK STATE ENVIRONMENTAL PROTECTION FUND: PARKS PROGRAM

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

WHEREAS, The Town of Chili is applying to the New York State Environmental Protection Fund (“EPF”) for a project entitled “Town of Chili Milk House Park at Zuber Farms Phase 1 Development Project” to be located near Archer Road; and

WHEREAS, the Town of Chili Milk House Park at Zuber Farms Phase 1 Development Project is to include the bidding and construction of an access road with gates, entrance signage, two parking areas, stormwater management facilities, electrical, water and sanitary sewer utilities, a fenced in dog park, shade trees, open areas for passive recreation and hiking, and rough grading for the entire nearly 50 acre parcel as is referenced in our 2030 Comprehensive Plan; and

WHEREAS, future phase improvements will include an ADA pathway network, multiple playgrounds, a splash pad, enclosed lodges, open air pavilions, restroom buildings, an amphitheater, no-mow meadow zones, community gardens, outdoor tennis and pickle ball courts, volleyball courts, multi-sport field, baseball field, skate park, lighting, and additional utilities, parking improvements and native plantings; and

WHEREAS, funding support for Phase 1 is needed to continue the development of this project; and

WHEREAS, the Town Board will commit to SEQR standards established by the State of New York in all phases of this process and agree to terms established by the EPF for the timely dispersal of funds for this project; and

WHEREAS, the Town Board recognizes the Milk House Park project is in alignment with the Town of Chili Comprehensive Plan; and

NOW, THEREFORE, BE IT RESOLVED, that the governing board of the Town of Chili hereby does approve and authorizes submission for a grant under the Environmental Protection Fund: Parks Program, for a project known as the Town of Chili Milk House Park at Zuber Farms Phase 1 Development Project and is located within this community and hereby authorizes the Town Supervisor, or a designee, to execute any and all documents necessary to complete the project, subject to the review and approval of the Town Attorney.

RESOLUTION #171 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 July 8, 2024:

Tylor Allen, Peter Brett, Sarah Brown, Elijah Chalmers, Tyler Jones, James Mance Jr., David Rich,
Michael Simeone

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RESOLUTION #172 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 July 8, 2024:

Mark Allen, Tim Relyea

RESOLUTION #173 RE: June 19, 2024 Abstract

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

WHEREAS, January 2, 2024 Resolution #1 authorized vouchers to be paid June 19, 2024, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 45923, 46333-46343, 46568-46569, 46572-46613, 46616-46551, 46553 totaling \$131,654.42 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	\$ 107,408.51
Highway Fund	20,672.36
Library Fund	<u>3,573.55</u>
Total Abstract	<u><u>\$ 131,654.42</u></u>

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RESOLUTION #174 RE: July 3, 2024 Abstract

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

WHEREAS, January 2, 2024 Resolution #1 authorized vouchers to be paid June 19, 2024, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 46652, 46654-46655, 46664-46665, 46671, 46676-46693, 46712-46731, 46733-46768 totaling \$336,077.52 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	\$ 190,759.84
Highway Fund	124,656.96
Library Fund	2,624.31
Drainage District	760.14
Street Lighting Districts	17,276.27
Total Abstract	<u>\$ 336,077.52</u>

RESOLUTION #175 RE: July 17, 2024 Abstract

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

BE IT RESOLVED, to pay vouchers 46694-46696, 46769-46608, 46810-46845 totaling \$386,488.06 to be paid from the Distribution Account as presented to the Town Board by Virginia Ignatowski, Town Clerk:

General Fund	\$ 131,993.65
Highway Fund	250,711.39
Library Fund	3,783.02
Total Abstract	<u>\$ 386,488.06</u>

The next meeting of the Chili Town Board will be on August 14, 2024, at 7:00 PM in the Town of Chili, Town Hall Main Meeting Room 3333 Chili Avenue, Rochester, NY 14624.