

Chili Town Board Meeting
March 12, 2025
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. Presentation to Damon McGrain.

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

1. Local Law __ of 2025 to Repeal & Replace Chapter 433 Stormwater Management of the Town Code.
2. Local Law __ of 2025 to Amend Article XVI (Incentive Zoning) §500-107 (Cash Payment in Lieu of Amenity) of the Town Code.

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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.

H. *Matters of the Supervisor* –

New Matters:

1. James T. Lechner.

Pending Matters:

Matters of the Town Council –

New Matters:

Pending Matters:

I. Approval of Minutes – 2/12/2025

Reports Submitted –

Advanced Payment of Claims – February 2025

Building Department Report – February 2025

Conservation Board –

Dog Control Reports – February 2025

Historic Preservation Board Minutes – 2/10/2025

Library Board Minutes – 1/28/2025

Monthly Supervisor Statement – January 2025, February 2025

Planning Board Minutes –

Recreation/Senior Center Report – February 2025

Town Clerk Report – February 2025

Traffic & Safety Minutes – 1/2/2025, 2/6/2025

Zoning Board Minutes – 1/28/2025

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J. Correspondence –

1. The Town of Chili has received notification from Keith Youngblood, Highway Department that he is resigning; effective February 21, 2025.
2. The Town of Chili has received notification from Damon McGrain, Highway Department that he is retiring; effective March 7, 2025.
3. The Town of chili has received notification from James Lechner, Library Board that he is resigning; effective February 19, 2025.
4. The Town of Chili has received notification from Mary B. Lander, Assessor that she is retiring; effective March 29, 2025.

K. Pending Business

L. Old Business

M. New Business

RESOLUTION #94 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 March 10, 2025:

Tyler Coleman, Shianne Frarey (Mutual Aid), Adam Lockwood

RESOLUTION #95 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 March 10, 2025:

Josiah Coon, Collin Curley, Dylan Dix, Alex Martin, Colin Whitley

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RESOLUTION #96 RE: Assessor Department

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

BE IT RESOLVED, that Barbara Dodge be appointed Acting Assessor and be paid out of title pay according to the Union Contract; effective March 31, 2025, expenses to be paid by voucher as incurred.

RESOLUTION #97 RE: SEQR Status for Adoption of Local Law #1 of 2025 to Amend Local Law #2 of 2022, Chapter 451, Taxation Exemption for Volunteer Firefighter & Ambulance Personnel of the Town of Chili.

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

WHEREAS, that the Town Board classifies the adoption of proposed Local Law #1 of 2025 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 #98 RE: Adoption of Local Law #1 of 2025 to Amend Local Law #2 of 2022, Chapter 451, Tax Exemption for Volunteer Firefighter & Ambulance Personnel of the Town of Chili.

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

WHEREAS, a proposed Local Law #1 of the year 2025 to the Code of the Town of Chili, “to Amend Local Law #2 of 2022, Chapter 451, Tax Exemption for Volunteer Firefighter & Ambulance Personnel was introduced to the Town Board of the Town of Chili on the 11th day of January, 2025; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 12th day of February, 2025 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law #1 of the year 2025 to the Town Code of the Town of Chili, to “Amend Local Law #2 of 2022, Chapter 451, 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 #1 of 2025 is hereby enacted by the Town Board of the Town of Chili.

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RESOLUTION #99 RE: SEQR Status for Adoption of Local Law #2 of 2025 to Amend Article V (Site Plan Approval) adding §500-39-D and §500-40-F to the Town Code of the Town of Chili.

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

WHEREAS, that the Town Board classifies the adoption of proposed Local Law #2 of 2025 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 #100 RE: Adoption of Local Law #2 of 2025 to Amend Article V (Site Plan Approval) adding §500-39-D and §500-40-F to the Town Code of the Town of Chili.

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

WHEREAS, a proposed Local Law #2 of the year 2025 to the Code of the Town of Chili, to Amend Article V (Site Plan Approval) adding §500-39-D and §500-40-F to the Town Code of the Town of Chili was introduced to the Town Board of the Town of Chili on the 11th day of January, 2025; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 12th day of February, 2025 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law #2 of the year 2025 to the Town Code of the Town of Chili, to Amend Article V (Site Plan Approval) adding §500-39-D and §500-40-F to the Town Code of the Town of Chili 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 #2 of 2025 is hereby enacted by the Town Board of the Town of Chili.

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RESOLUTION #101 RE: SEQR Status for Adoption of Local Law #3 of 2025 to Amend Article XIX, Solar Energy Systems §500-130 (6)(b) and §500-130 (6)(h)(1)(d) to the Town Code of the Town of Chili.

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

WHEREAS, that the Town Board classifies the adoption of proposed Local Law #3 of 2025 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 #102 RE: Adoption of Local Law #3 of 2025 to Amend Article XIX, Solar Energy Systems §500-130 (6)(b) and §500-130 (6)(h)(1)(d) to the Town Code of the Town of Chili.

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

WHEREAS, a proposed Local Law #3 of the year 2025 to the Code of the Town of Chili, to Amend Article XIX, Solar Energy Systems §500-130 (6)(b) and §500-130 (6)(h)(1)(d) to the Town Code of the Town of Chili was introduced to the Town Board of the Town of Chili on the 11th day of January, 2025; and

WHEREAS, at a meeting of the Chili Town Board held at the Town Hall in the Town of Chili, New York on the 12th day of February, 2025 a public hearing was held at 7:00 p.m. to consider the adoption of a proposed Local Law #3 of the year 2025 to the Town Code of the Town of Chili, to Amend Article XIX, Solar Energy Systems §500-130 (6)(b) and §500-130 (6)(h)(1)(d) to the Town Code of the Town of Chili 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 #3 of 2025 is hereby enacted by the Town Board of the Town of Chili.

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RESOLUTION #103 RE: Fireworks Summerfest 2025

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

WHEREAS, the Town of Chili provides professional fireworks as part of the annual Summerfest on June 28, 2025; and

WHEREAS, Young Explosive Corporation has provided the Town with outstanding service at previous Summerfests; 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 2025 Summerfest in the amount of \$12,000.00 to be paid from A7550.4 (Celebrations).

RESOLUTION #104 RE: Entertainment Summerfest 2025

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

BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign a contract(s) with the following bands to provide musical entertainment at the 2025 Summerfest, to be paid from A7550.4 (Celebrations):

- Trinidad & Tobago Steelband \$1,200.00
 - Radio Star \$1,500.00
 - Lucky Number \$1,000.00
 - Brass Taxi \$2,500.00
 - Highway 31 \$600.00
 - Acoustic Brew \$500.00
 - Downbeat Percussion \$1,500.00
-

RESOLUTION #105 RE: Sound, Stage & Lighting for Bands at Summerfest 2025

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

BE IT RESOLVED, that Supervisor Dunning is hereby authorized to sign an agreement to provide Sound, Stage & Lighting for the bands at the 2025 Summerfest, in the amount of \$8,845.00 to be paid from A7550.4 (Celebrations).

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RESOLUTION #106 RE: 2025 Budget Amendments

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

BE IT RESOLVED, to amend revenue account A2001 (Recreation Program Fees) by an increase of \$34,000.00; and to amend expense account A7310.1 (Youth Programs - Personnel) by an increase of \$34,000.00; and

BE IT FURTHER RESOLVED, to transfer \$8,000.00 from A8160.4 (Refuse & Garbage – Temp Help) to A5410.4 (Sidewalks - Plowing); and

BE IT FURTHER RESOLVED, to transfer \$2,000.00 from A8160.1 (Refuse & Garbage - Personnel) to A5410.4 (Sidewalks - Plowing); and

BE IT FURTHER RESOLVED, to amend budget SM5410.4470.0551 (Sidewalk Plowing – Park Place) by an increase of \$6,000.00; and

BE IT FURTHER RESOLVED, to amend Park Place Sidewalk District Fund appropriated fund balance to \$17,000.00 from the 2025 adopted budget amount of \$11,000.00; and

BE IT FURTHER RESOLVED, to amend budget SM5410.4470.0552 (Sidewalk Plowing – Vista Villas) by an increase of \$1,000.00; and

BE IT FURTHER RESOLVED, to amend Vista Villas Sidewalk District Fund appropriated fund balance to \$2,800.00 from the 2025 adopted budget amount of \$1,800.00.

RESOLUTION #107 RE: Use of Park and Recreation Reserve – Floor Scrubbers

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

WHEREAS, on August 16, 2017, on Resolution #192, the Town Board established the Park and Recreation Reserve, for the purpose of aiding in the financing of equipment, construction, reconstruction, acquisition or renovation of Park and Recreation facilities or grounds; and

WHEREAS, the Town wishes to purchase two (2) floor scrubbing machines to assist in the cleaning of the Community Center, at an estimated cost of \$15,000.00; and

WHEREAS, in an effort to reduce the fiscal burden on the current and future budgets, the Town wishes to use funds from the Park and Recreation Reserve for the costs related to the purchase of the two floor scrubbing machines; and

NOW, THEREFORE, BE IT RESOLVED, that funds in an amount not to exceed \$15,000.00 from the Park and Recreation Reserve be used to purchase two floor scrubbing machines, subject Permissive Referendum; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to give notice in the official newspaper of the Town.

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RESOLUTION #108 RE: Purchase of Pickup with Lift Gate

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

WHEREAS, included in the approved 2025 budget is the purchase of one (1) new pickup truck replacement with lift gate for the Parks Department; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase a 2025 Chevrolet Silverado 2500HD with a lift gate Jim Barnard Chevrolet off the NYS Contract PC23166 for a cost not to exceed \$58,000.00 to be paid from Account #A7110.2 (Parks-Equipment).

RESOLUTION #109 RE: Purchase of Mini-Excavator

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

WHEREAS, included in the approved 2025 budget is the purchase of one (1) new mini-excavator replacement for the Public Works; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase a E60 R2 Series Bobcat Compact Excavator from Bobcat of the Fingerlakes off the NYS Contract 040319-CEC Sourcewell Contract 020223-CEC for a cost not to exceed \$90,000.00 to be paid from account SD8540.2000 (Consolidated Drainage – Equipment).

RESOLUTION #110 RE: Purchase of Pickup with Plow

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

WHEREAS, included in the approved 2025 budget is the purchase of one (1) new pickup truck replacement with a plow for the Parks Department; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase a 2025 Chevrolet Silverado 2500HD with a lift gate Jim Barnard Chevrolet off the NYS Contract PC23166 for a cost not to exceed \$63,000.00 to be paid from Account #A7110.2 (Parks-Equipment).

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RESOLUTION #111 RE: Purchase of Mower

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

WHEREAS, included in the approved 2025 budget is the purchase of one (1) new mower replacement for the Parks Department; and

NOW, THEREFORE, BE IT RESOLVED, to authorize the purchase a John Deere Z960M ZTrak from LandPro Equipment Bobcat off the NYS Contract PC69683 for a cost not to exceed \$13,500.00 to be paid from account A7110.2000.0026 (General Fleet Reserves).

RESOLUTION #112 RE: Letter of Credit Release #3 for Rose Hill, Phase 4

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

WHEREAS, that per recommendation of the Commissioner of Public Works and Town Engineer that \$130,981.50 be released from the letter of credit #520012491 with the Tompkins Community Bank for Rose Hill, Phase 4, leaving a balance of \$785,622.83; subject to engineering fees and street light bills to the Town.

RESOLUTION #113 RE: Modification of Fee Schedule

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

WHEREAS, the Building Department Manager has identified some necessary changes to the Building Department & Fire Marshal fee schedules; and

NOW, THEREFORE, BE IT RESOLVED, that the fees for the building permits applications and building inspections are revised and updated per the schedule of fees presented to the Town Board (Copy on file in the Clerk's Office) to take effect immediately.

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RESOLUTION #114 RE: In Memory of Kathleen Borzilleri

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

WHEREAS, we the Town Board of the Town of Chili find it befitting to extend our deepest sympathy to the Borzilleri family during the passing of Kathleen Borzilleri, who on February 22, 2025 passed away; and

WHEREAS, Kathleen Borzilleri served from 10/17/1973 – 4/19/1977 as a Part Time Court Clerk; from 1/2/1974 – 12/31/1974 as the Recorder of Minutes; from 4/20/1977 – 12/31/1979 as the Clerk to the Town Justice; from 1/1/1980 – 12/31/1983 as Town Justice; and from 9/19/2001 – 12/31/2011 and from 1/1/2014 – 2/22/2025 as a Part Time Office Clerk IV/primarily serving in the Town Clerk’s Office for the Town of Chili; 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 her honor and takes a moment of silence in Kathleen Borzilleri’s memory. The Town Clerk is hereby directed to send a copy of this resolution to the Borzilleri family.

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RESOLUTION #115 RE: ARPA/ SLFRF Funds – Senior & Youth Programming

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 Monroe County Legislature approved funds from their SLFRF program receipts to be allocated to the Town of Chili for the purpose of supporting senior and youth congregate programming, which the Town will do by purchasing a coffee machine for the senior center; and

NOW, THEREFORE, BE IT RESOLVED, to amend revenue account A4089 (Federal Aid - Other) by an increase of \$826.00; and to amend expense account A6772.4 (Programs for the Aging – Office & Specialty Supplies) by an increase of \$826.00.

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RESOLUTION #116 RE: February 19, 2025 Abstract

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

WHEREAS, January 2, 2025 Resolution #1 authorized vouchers to be paid February 19, 2025, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 48099-48101, 48200-48209, 48211-48217, 48221-48237, 48240-48245, 48247-48258, 48262-48286 totaling \$3,252,268.02 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	\$ 141,369.08
Highway Facility Reserve	204,600.00
Highway Fund	79,410.97
Library Fund	3,240.00
H61 Archer Rd Park	36,060.00
Fire Protection Districts	2,626,621.00
Sidewalk Districts	10,966.97
Ambulance District	150,000.00
Total Abstract	<u>\$ 3,252,268.02</u>

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RESOLUTION #117 RE: March 5, 2025 Abstract

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

WHEREAS, January 2, 2025 Resolution #1 authorized vouchers to be paid March 5, 2025, by all Council signing a waiver form; and

WHEREAS, Council did authorize by a majority vote vouchers 48134, 48295-48296, 48300, 48306-48324, 48326, 48328-48329, 48331, 48334-48357, 48361-48394 totaling \$196,762.00 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	\$ 92,496.21
Highway Fund	76,232.39
Library Fund	4,506.93
H61 Archer Rd Park	2,216.65
Drainage District	720.13
Street Lighting Districts	<u>20,589.69</u>
Total Abstract	<u>\$ 196,762.00</u>

The next meeting of the Chili Town Board will be on April 16, 2025 at 7:00 PM in the Town of Chili, Town Hall Main Meeting Room 3333 Chili Avenue, Rochester, NY 14624.