

RUSH TOWN BOARD
Minutes of June 27, 2012
Regular Meeting

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Richard Anderson at 7:00 PM on June 27, 2012, at the Rush Town Hall, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT: Richard Anderson ----- Supervisor
William Riepe ----- Councilman, Deputy Town Supervisor
Lisa Sluberski ----- Councilwoman
Kathryn Steiner ----- Councilwoman
Pamela Bucci ----- Town Clerk
John Mancuso, Esq. ----- Town Attorney

EXCUSED: Daniel Woolaver ----- Councilman

OTHERS

PRESENT: Ansgar Schmid ----- Resident
Mark David ----- Highway Superintendent, Resident
Gerry Kusse ----- Code Enforcement Officer, Resident

I. OPEN FORUM

Supervisor Anderson opened the meeting, recited a few guidelines of the meeting procedures and welcomed anyone wishing to address the Town Board.

II. APPROVAL OF MINUTES

RESOLUTION #111-2012

Councilman Riepe moved to approve the Minutes of June 13, 2012, as presented by the Town Clerk. Councilwoman Sluberski seconded the motion.

Roll:

Councilman Riepe	aye	
Councilwoman Sluberski	aye	
Councilwoman Steiner	aye	
Supervisor Anderson	aye	carried.

III. APPROVAL OF ABSTRACT

A transfer of Funds is not required at this time.

RESOLUTION # 112-2012

Councilwoman Sluberski moved, Be It Resolved, that having audited all the claims against the funds listed on Abstract #6-2, for vouchers #641 through #694,

that they be allowed in the amount of \$15,714.24. Councilman Riepe seconded the motion.

Roll:

Councilman Riepe	aye	
Councilwoman Sluberski	aye	
Councilwoman Steiner	aye	
Supervisor Anderson	aye	carried.

IV. CORRESPONDENCE

NYSDOT – Supervisor Anderson received a letter announced that the bridge on Route 15 over Route 390 will be closed from July 9 through October 10, 2012, in order to replace the concrete bridge decks. Traffic on Route 15 southbound will be detoured to the Route 251 service ramp. Traffic on Route 15 northbound will be detoured to Route 251 east to Route 15A north to Route 253, back to Route 15. Interstate 390 will be accessible from both directions. The park-n-ride will be accessible to the south. All information is posted on the town website.

Monroe Community College Rush Riffle Range – Supervisor Anderson noted that the monthly and updated riffle range schedule information is posted on the town website.

Monroe County Smoking & Health Coalition – Supervisor Anderson stated that the no smoking signs were received free of charge and have been installed by the Highway crew in the playground area behind the Town Hall/Library. The Program Coordinator was thankful for the town's support of this endeavor.

Correspondence from Resident Robert - Supervisor Anderson received a letter from Robert Bock of Rush-Scottsville Road voicing his opinion that businesses were being run out of town and questioned why it was occurring as well as the reasons why homes previously used for a double family were no longer allowed on a specific parcel in the hamlet. Supervisor Anderson will respond to the letter.

Monroe County Executive Maggie Brooks has announced a Movies in the Park Program – The program includes movies at Monroe County Ontario Park from July 10 through August 7 and at Highland Park Bowl beginning July 12 through August 2. All information is located on the town and county websites.

V. REPORTS OF OFFICERS AND COMMITTEES

Councilwoman Sluberski had no report.

Councilwoman Steiner had no report. The Library Board of Trustees has not yet met this month.

Councilman Riepe had no report.

Town Clerk Bucci attended the Planning Board meeting as the recording secretary. An application was presented by the Sorbers, residents of Biondo Court, who requested a doggie day care/dog boarding. The application was denied.

Code Enforcement Officer Gerry Kusse had no report.

Highway Superintendent David reported that surface treatment is being done on Honeoye Falls 5 Points Road and county surface work has been completed on Phelps Road. Hanlon and Pleasant Drives will be worked on and a replacement flag pole will be installed in front of the Library. The Welcome to Rush sign replacement on East Henrietta Road has been installed by the Highway crew.

VI. OLD BUSINESS

A. Town Hall Fire Update – Supervisor Anderson reported that air-conditioning unit replacement parts have been located, adaptor received, power sources have been located and the unit will be installed on Monday. Town Clerk Bucci stated that negotiations with insurance company as it relates to records and the decision making process continues. We are striving to use the most economical and cost effective method for this process that will not exceed the deductible.

B. Monroe County Smoking and Health Coalition (SHAC) Signs for the Playground – Supervisor Anderson reiterated that the signs are installed and the SHAC is thankful of the accomplishment.

C. Mr. Chase's Letter - Supervisor Anderson forwarded a copy of the letter to the Town, Planning and Zoning Boards for their feedback on the negative comments/inaccuracies and asked for input on whether or not to empower citizen's committee to visit sections of the Town Code. The Citizens Committee's duty is to offer recommendations to the Town Board. A disappointing 50% response has been received from the boards. Supervisor Anderson will respond to the inaccuracies in Mr. Chase's letter.

Councilwoman Sluberski stated she could respond for the remaining 50%. They were disappointed that a response of support was not provided during the Town Board meeting when the Chase letter was read aloud. She stated that they would not comment.

Supervisor Anderson stated that it is an unhealthy response, however, forming a citizen's committee is a positive step in reviewing the code for possible updates. The Supervisor stated that reviewing the entire code or master plan was too

broad of a task. It is wiser to choose particular elements or sections of the Code or Master plan and review them. A specific petition from residents is another avenue that the Town Board would entertain.

Comments of the Board were welcome.

Councilwoman Sluberski suggested having a committee review a section at a time and report to the Town Board.

Supervisor Anderson prefers a streamline topic approach in reviewing the Town Code.

Councilman Riepe suggested Petitions be presented to the Town Board. He also asked about referendum procedures.

Attorney John Mancuso stated that procedural changes are similar to those previously done with the enactment of a moratorium, however, he will research proper procedures of residents filing a Petition as well as when Referendums are required.

All elected officials are elected to oversee the laws in place and balance the town budget including other duties, however, they are not placed in office to rewrite the town code. Supervisor Anderson stated that the most referenced communication to him is recreational vehicles and allowable uses of commercial properties.

Councilwoman Steiner inquired of the status on Routes 251 and 15 - commercial auto dealership. Supervisor Anderson stated that a plan has been approved for the commercial use of the property and approved advertising signs have been recently installed.

VII. NEW BUSINESS

A. Citizen's Committees – Supervisor Anderson stated that Jordan Kleiman and Carol Barnett have volunteered to research the town's zoning and planning specifics of the town and comprehensive codes in order to protect the town from hydrofracking after the moratorium period has ended. A specific timeline of action items has been developed.

Supervisor Anderson stated that the Citizens Working Committee's scope of work would involve conducting research, provide action steps to protect the town, work up a preliminary draft of proposed zoning and ordinances and provide summarizing work of the committee to the Town Board and residents. A series of public meetings will be held.

RESOLUTION #113-2012

Supervisor Anderson motioned to authorize a Citizens Working Committee on the Hydrofracking Moratorium chaired by Residents Jordan Kleiman and Carol Barnett and for the approval to advertise for not more than 10 additional persons on the committee. Councilman Riepe seconded the motion.

Roll:

Councilman Riepe	aye	
Councilwoman Sluberski	aye	
Councilwoman Steiner	aye	
Supervisor Anderson	aye	carried.

VIII. OPEN FORUM

Supervisor Anderson opened the floor to all wishing to address the Town Board.

IX. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:26 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci
Town Clerk