

RUSH TOWN BOARD  
Minutes of August 8, 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 August 8, 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
	Daniel Woolaver	-----	Councilman
	Pamela Bucci	-----	Town Clerk
	Allison Bosworth, Esq.	-----	Town Attorney

OTHERS

PRESENT:	Carol Barnett	-----	Resident
	John Steiner	-----	Resident
	Ansgar Schmid	-----	Resident
	Dave Sluberski	-----	Resident

I. OPEN FORUM

Supervisor Anderson opened the meeting and explained the open forum process. The Town Board would either respond immediately to questions or topics presented during the meeting or respond to them at a future date.

Resident Dave Sluberski stated that it was nice to see that the Town Clerk's Office is again open on Thursdays until 6 PM.

Town Clerk Bucci responded that the Town Clerk newsletter heading of hours in the August/September newsletter was a misprint. After a few years of taking a statistics of users of either the Town Clerk's Office or Building Department on Thursdays after 4:30 PM, 1 person per month was using the offices. Therefore, a change was presented and accepted to in closing the Town Clerk's Office only at 4:30 PM.

II. APPROVAL OF MINUTES

**RESOLUTION #120-2012**

Councilwoman Sluberski moved to approve the Minutes of July 25, 2012, as written by the Town Clerk. Councilwoman Steiner seconded the motion.

Roll:

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

### III. APPROVAL OF ABSTRACT

A transfer of Funds is not required at this time.

#### **RESOLUTION # 121-2012**

Councilwoman Sluberski moved, Be It Resolved, that having audited all the claims against the funds listed on Abstract #8-1, for vouchers #810 through #878, that they be allowed in the amount of \$116,769.98. Councilman Riepe seconded the motion.

Roll:

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

Supervisor Anderson added that vouchers #858 and 860 are reimbursable items that are part of the insurance claim associated with the Town Hall fire on March 5, 2012 and will not be coming out of town funds.

### IV. CORRESPONDENCE

NYS Department of Taxation & Finance – Supervisor Anderson received correspondence stating final approved 100% equalization rate for the Town of Rush. This information correlates to the school district's premium rate of 100% evaluation.

Monroe County Capital Improvement Plan 2012-2013 – Supervisor Anderson stated that the Improvement Plan information is currently being circulated to Town Board members and will be available to the public once it is returned.

Monroe County Sheriff's Department – Supervisor Anderson stated that the Monroe County Sheriff's Department along with Border Patrol had performed 2 marijuana eradications in the Town of Rush worth a street value of \$80,000.

Ribbon Cutting Ceremony with Senator James Alesi - Supervisor Anderson received Senator Alesi's information of a Health Sciences Center for Computational Innovation (HSCCI) –a joint venture with the University of Rochester and IBM. They will be using one of the most powerful computers for health research while creating 900 jobs and creating positive economic benefits for the community.

V. REPORTS OF OFFICERS AND COMMITTEES

Councilman Riepe had no report.

Councilwoman Sluberski had no report.

Councilman Woolaver attended the Conservation Board meeting, welcoming new member Susan Woolaver. They discussed a new single family build on Keyes Road.

Councilwoman Steiner had no report.

Supervisor Anderson stated that the Library Board of Trustees will be erecting a sign in front of the Library which is the same as the pictorial circulated and voted upon at an earlier Town Board meeting.

Supervisor Anderson and Finance Director Don Reynolds partook in a NYS OCS webinar explaining the 2% property tax cap limitation and how it works from one year to another. Presented were useful tools to track expenditures and retaining reserves.

The NYS Retirement figures will not be available until after the budget process is complete, therefore, the Town will be making a best estimate with the data available and will make adjustments when those actual figures become available.

Supervisor Anderson will be meeting tomorrow with parties at the NYS Museum of Transportation on East River Road.

Town Clerk Bucci was informed by a library staff member that the newsletter has not been delivered by the 1<sup>st</sup> of the month to Rush residents in the past few months. Although delivery has been timely in the past, the Town's standard permit allows the post office 1-10 days to send mail. In spending additional funds, and utilizing a 1<sup>st</sup> class mailing permit, we will be assured 1-3 day delivery of the newsletter. Pricing of the permit classes was explained.

Supervisor Anderson is surprised and proud to find that after a question and answer was circulated to Town Supervisors, the Town of Rush publishes more editions of a town newsletters than many other towns in Monroe County. Some publish only once a year. After a spreadsheet of the number of newsletters circulation in a given year is compiled, Supervisor Anderson will share the results.

VI. OLD BUSINESS

A. Town Hall Fire Update (Records Division) – Town Clerk Bucci is finalizing a list of digitized and paper copies of records to be returned to the Town Hall. In doing so, Ms. Bucci is being mindful of costs as well as creating a digitized system with room for expansion.

B. Bessie Hallock Manuscript Progress – Supervisor Anderson's secretary Valerie is retyping the manuscript for formatting purposes. The Town is awaiting final heir approval. Resident Karen Hopkins is reviewing the typed version before it is presented for press.

VII. NEW BUSINESS

A. Farmland Preservation Grant – Approximately 2 years ago, Supervisor Anderson applied for a farmland preservation grant to present to the Planning Board for studying processes and farmland preservation in the Town of Rush. The grant was for \$25,000.00. A 6 month extension was granted and it is now finished. A letter of approval from Bob King, Agricultural Consultant is required and has now been received. The final step requires that the Town Board approve the Plan by resolution so that it may be submitted to NYS Department of Agricultural and Markets for final approval. Once the resolution is completed, the Farmland Agricultural Preservation Plan will be filed with NYS Department of Agricultural & Markets. A public hearing may now be scheduled.

**RESOLUTION # 122-2012**

Councilman Riepe moved to approve the Town of Rush Farmland Preservation as presented. Councilman Woolaver seconded the motion.

Roll:

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

B. Schedule Public Hearing – Farmland Preservation Plan

**RESOLUTION #123-2012**

Supervisor Anderson moved to schedule a public hearing on Wednesday, August 22, 2012, at 7:15 PM in order to approve the Town of Rush Farmland Preservation Plan as presented. Councilwoman Sluberski seconded the motion.

Roll:

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

C. Hydrofracking Committee – Supervisor Anderson stated that two advertisements for members have been completed. This Committee is being created in order to aid in the development of planning and zoning laws that would further the cause of the moratorium on hydrofracking. The Board set a rough perimeter of up to twelve persons on the committee. Supervisor Anderson stated that six individuals have applied, with an additional two having already been appointed to chair the committee, Carol Barnett and Jordan Kleiman. Supervisor Anderson suggested the approval of all six applicants making an eight member committee.

Councilman Riepe asked and it was confirmed that all applicants were residents of Rush.

**RESOLUTION # 124-2012**

Supervisor Anderson moved to appoint Ted Barnett, Ed Richard, Kathryn Hankins, Marianne Rizzo, Robert Powers and Beth Hoak as members of the Citizens Working Committee on Hydrofracking. Councilman Riepe seconded the motion.

Roll:

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

Supervisor Anderson stated that Councilwoman Sluberski has agreed to be the liaison to the Citizens Working Committee on Hydrofracking.

Resident Carol Barnett asked whether or not there would be an additional advertisement for more members. Supervisor Anderson stated that if it becomes an issue, a third advertisement would be placed and another resolution voted upon.

D. Request for Resolution to perform Town-wide Drainage outside of the Right of Way – Highway Superintendent Mark David requested to work outside the right of way on a town-wide drainage issue at the Krenzer property located at across from Hightech Drive, #201.04-1-5. Funds have been reserved for town-wide drainage. A town easement is available. The pipe termination and reconnect may need replacement. The topic has been a contentious point for a number of years and the work to be performed is an appropriate use of town funds. Supervisor Anderson stated that the resolution provides permission to dig.

**RESOLUTION #125-2012**

Councilman Riepe moved to authorize Highway Superintendent Mark David's use of town-wide drainage funds to perform work outside of the town right of way on tax parcel #201.04-1-5 . Councilwoman Sluberski seconded the motion.

Roll:

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

E. Town Employees using Pavilion at Resident Rates – Supervisor Anderson stated that the topic of town employees, that are not Rush residents, be granted a resident rate, if they chose to rent the Rush Pavilion.

Discussion took place amongst the Board members. Supervisor Anderson suggested immediate family, including grandchildren.

**RESOLUTION #126-2012**

Councilwoman Sluberski motioned to add an addendum to the Town of Rush Pavilion Rental agreement to provide resident rental rate to non-resident employees of the Town of Rush. The event must be for immediate family members only. Supervisor Anderson seconded the motion.

Roll:

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

F Gruschow International – Supervisor Anderson stated that Resident Rob Gruschow inquired about renting BOCES space for agricultural supplement

storage. It is not a retail business and will not generate traffic. In conversation with the attorney for the town, they agree that renting for this reason would be covered in the realm of permitted uses for the property.

Supervisor Anderson stated that all current users of the BOCES buildings have electrical utilities available, however, are responsible for costs associated with the inspector and any renovations. The town incurs no cost in renovations. Supervisor Anderson would like approval to further investigate the possible use of Buildings 5 and 8 to Mr. Gruschow.

Supervisor Anderson supplied a map to the Board members noting building locations on the properties.

Supervisor Anderson stated that a building is also being used for BOCES grass cutting equipment storage. BOCES staff provides an agricultural program and cuts the grass at the campus at no charge to the Town.

Discussion commenced. All members agreed with Supervisor Anderson's investigating the possibility of renting Buildings 5 and 8 to Gruschow International.

Supervisor Anderson added that a Recreational/Agricultural Citizens Committee will soon be appointed by the Board to further investigate the properties uses.

#### VIII. OPEN FORUM

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

Resident Carol Barnett about particular questions about the newly formed hydrofracking committee.

Supervisor Anderson stated that the Citizens Committee will be operating under authorization of the Town Board. All members of the committee will be contacted and coordinated through the committee chairs. The Meeting Room is available for conducting committee meetings that close on or before 9 PM during the week. The committee will provide recommendations to the Town Board.

Resident Dave Sluberski is opposed to allowing non-resident employees the same pavilion rental charge.

Resident Dave Sluberski suggested ways to reproduce the Bessie Hallock manuscript rather than having it retyped.

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Supervisor Anderson responded that the manuscript is on onion skin paper and other avenues of reproducing it in a cost-effective manner have been researched. It is also written in English of the late 1800's.

Resident Dave Sluberski suggested the use of electronic mail or direct mail to circulate town news.

Supervisor Anderson stated that Resident Kathryn Hankins suggested meeting with the Supervisor and his secretary on the issue of mailings to residents, however, they have not as yet been approached.

IX. ADJOURNMENT

There being no further business, the meeting was adjourned by Supervisor Anderson at 7:40 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci  
Town Clerk