

RUSH TOWN BOARD
Minutes of July 10, 2013

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Richard Anderson at 7:00 PM on July 10, 2013, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Richard Anderson	-----	Supervisor
	William Riepe	-----	Councilperson, Deputy Town Supervisor
	Cathleen Frank	-----	Councilperson
	Daniel Woolaver	-----	Councilperson
	Pamela Bucci	-----	Town Clerk
	John Mancuso, Esq.	-----	Attorney for the Town
	Charles Steinman, Esq.	-----	Attorney for the Town

OTHERS

PRESENT:	Mark David	-----	Highway Superintendent, Resident
	Ansgar Schmid	-----	Resident
	Gerald Kusse	-----	Building Inspector, Resident
	Mariane Rizzo	-----	Resident
	Carol Barnett	-----	Resident
	Ingrid Lochrenberg	-----	Visitor, Cape Town, South Africa
	Julia Lederman	-----	Conservation Board Member, Resident

I. OPEN FORUM

Supervisor Anderson opened the floor to anyone wishing to address the Town Board. He stated that all comments should be brief and any questions asked would be answered at that time or after research, responded to at a later date.

II. APPROVAL OF MINUTES

RESOLUTION #114-2013

Councilperson Riepe moved to approve the June 26, 2013, Minutes as presented by the Town Clerk. Councilperson Frank seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

III. TRANSFER OF FUNDS

Supervisor Anderson noted that transfers were not necessary.

IV. APPROVAL OF ABSTRACT

RESOLUTION #115-2013

Councilperson Steiner moved Be It Resolved, that having audited all the claims against the funds listed on Abstract 7-1 (#13), for vouchers #665 through #723, be allowed for payment in the amount of \$38,915.98. Councilperson Riepe seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

V. CORRESPONDENCE

Monroe Community College Training Center – Supervisor Anderson stated that he received an update of the Rush Rifle Range Schedule and it will be posted on the town website.

VI. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Riepe had no report.

Councilperson Steiner had no report.

Councilperson Frank, as liaison, attended the Library Board of Trustees meeting where they discussed their preliminary budget and the 100th Year celebration. Four committees have been developed for events.

Councilperson Woolaver attended a library presentation of town history by residents Jean Yawman and Selden Chase.

Town Clerk Bucci had no report.

Code Enforcement Officer Gerry Kusse had no report.

Highway Superintendent Mark David reported that he took delivery of the F150 truck and transferred all contents and completed paperwork. Trucks will be rotated and the Parks truck will go to auction. Surface treating will be done on Wardell, Stuhl, and Honeoye Falls 5 Points east section to Honeoye Falls which is Monroe County work in Mendon.

Attorney John Mancuso had no report.

VII. OLD BUSINESS

A. Hydrofracking Update – Attorney Charles Steinman updated the Board on summary and timeline for changing the Zoning Code in order to exclude hydrofracking and related activities from the town. It is a Type I action, requiring a long SEQR (State Environmental Quality Review Act) which will be completed by Town Engineers for specific detail. An updated resolution will be forwarded to the Supervisor that will include verbiage of the Board's intent to declare themselves the lead agency for purposes of SEQR and to conduct a coordinated review for interested Boards. A date for a public hearing can then be set. A timeline has been forwarded for enacting a local law.

Once the EAF (Environmental Assessment Form) is returned and the Town forwards it to Monroe County Planning and Development, 20 days must lapse in order for the Board to make a declaration of environmental impact. If there are no objections and a public hearing has been held, the Board may make a declaration stating that the Board is the lead agency. A negative environmental declaration impact will be affected which will allow the Board to move to vote on the Local Law which includes Exhibit A to change the zoning law in accordance with the draft received by the Town Board.

If detailed written materials are received by anyone at the public hearing, the Board may wish to postpone the vote until it has time to review the items presented.

Councilperson Riepe asked whether the Board would be receiving additional documentation regarding changes to the Code.

Attorney Steinman stated that the document received by Mr. Slotje marked DRAFT, Appendix I is the final document. A step by step table will be distributed to the Board.

VIII: NEW BUSINESS

A. Assessor Reappointment - Supervisor Anderson received a request for update from State of New York Department of Taxation and Finance, Office of Real Property Tax Services (ORPS) regarding the appointment/reappointment of an assessor. An Assessor's term runs for 6 years October 1 through September 30. At this time, advertising should occur if the Board sees fit. An appointment of Assessor will occur by October 1. Supervisor Anderson requested that the Town Board reply to him on or before July 17th.

B. Agricultural Advisory Committee Formation - Supervisor Anderson stated that in accordance with the recommendations associated with the Farmland

Protection Plan, and John Brennan, advertising for members of a committee is requested. Members of the Committee will include 2 active Rush agricultural farmers and 1 concerned citizen interested in agriculture.

RESOLUTION #116-2013

Councilperson Woolaver motioned that Town Clerk Pamela Bucci place an advertisement in the town designated newspaper for members of an Agricultural Advisory Committee. The Committee is to include 2 active Rush agricultural farmers and 1 Rush citizen interested in agriculture. Councilperson Riepe seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

Supervisor Anderson stated that interviews of applicants will be conducted by the Town Board.

OPEN FORUM:

Supervisor Anderson opened the floor for the audience to address to the Town Board.

Resident Carol Barnett requested clarification of procedures intending and declaring a lead agency regarding the hydrofracking matter. Mrs. Barnett further stated that the Citizens Committee on Hydrofracking was pleased with the following efforts of the Town Board in presenting the Local Law and changes to the Town Code. Supervisor Anderson thanked the Committee for its work.

ADJOURNMENT:

There being no further business, the meeting was adjourned by Supervisor Anderson at 7:16 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci
Town Clerk