

RUSH TOWN BOARD  
Minutes of December 11, 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 December 11, 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  
Kathryn Steiner ----- Councilperson  
Cathleen Frank ----- Councilperson  
Pamela Bucci ----- Town Clerk  
Frank Pavia, Esq. ----- Attorney for the Town

EXCUSED: Daniel Woolaver ----- Councilperson

OTHERS

PRESENT: Mark David ----- Highway Superintendent, Resident  
Carol Barnett ----- Resident  
Gerry Kusse ----- Code Enforcement Officer, Bldg. Inspector  
Rita McCarthy ----- Resident

I. OPEN FORUM

Supervisor Anderson welcomed all to the meeting and 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 future date.

II. APPROVAL OF MINUTES

**RESOLUTION #172-2013**

Councilperson Steiner moved to approve the Town Board Minutes of November 27, 2013 as presented by Town Clerk Pamela Bucci. Councilperson Riepe seconded the motion.

Roll:

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

Councilperson Frank was excused from the November 27, 2013 Town Board meeting.

III. TRANSFER OF FUNDS

**RESOLUTION #173-2013**

Councilperson Steiner moved BE IT Resolved, that having audited all the unreserved, unanticipated revenues and unexpended balances of existing appropriations, I move that transfer #30 through #36 in the amount of \$13,077.17 be allowed. Councilperson Riepe seconded the motion.

BUDGET TRANSFERS/ADJUSTMENTS 11/27/2013 - 2013 FUNDS

Transfer from the unexpended balance of an existing appropriation'(s).

**General  
and  
Highway  
Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
<u>30</u>	2,000.00	A-7020.4	Recreation Contractual To reflect favorable afterschool volume	A7020.1	Recreation Personal Services
<u>31</u>	69.88	A1010.4	Town Board Contractual To cover slight overage	A1440.4	Engineering Contractual
32	37.29	A1410.40	Town Clerk Contractual To cover final beautification costs	A1440.4	Engineering contractual
33	200.00	DA5142.1	Town Snow Removal Personal Services To reallocate Highway Budget per Mark David	DA5142.4	Town Snow Removal Contractual
34	770.00	Da5148.1	Services for other govts Personal services To reallocate Highway budget per Mark David	DA5148.4	Services to other govt's contractual
35	4,000.00	DA5142.1	Town Snow removal	DA5130.1	Machinery Personal Services
36	6,000.00	DA5148.1	Services for other Govts To reallocate Highway Budget per mark David	DA5130.1	Machinery Person Services
<u>Total</u>	<u>13,077.17</u>				

Roll:

Councilperson Riepe                      aye

Councilperson Steiner	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

**RESOLUTION #174-2013**

Supervisor Anderson moved to approve registration fees of \$400.00 collectively in order for newly elected Councilperson Cathleen Frank and Rita McCarthy to attend Newly Elected Training School scheduled for January 8<sup>th</sup> through 10<sup>th</sup> at the DoubleTree Inn and Conference Center, Henrietta, New York. Councilperson Steiner seconded the motion.

Roll:

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

IV. APPROVAL OF ABSTRACT

**RESOLUTION #175 -2013**

Councilperson Steiner moved Be It Resolved, that having audited all the claims against the funds listed on Abstract #12-1 (25), for vouchers #2013 0 1273 through #2013 0 1326 be allowed for payment in the amount of \$370,267.31. Councilperson Riepe seconded the motion.

Roll:

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

Supervisor Anderson noted that many of the town's mandated payments including Workers Compensation, bonds and insurance payments are included on Abstract #25.

V. CORRESPONDENCE

Monroe County Sheriff's Department – Weekly Zone B Report– Supervisor Anderson stated that burglaries are occurring in surrounding towns. Caution should be used when keeping items of value in your car and a reminder to keep it locked.

Monroe Community College Rifle Range – Supervisor Anderson stated that the shooting range schedule is available. There will be no training for the months of January, February or March.

VI. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Riepe will be attending the Planning and Fire Commissioner meeting next week.

Councilperson Steiner, liaison to Conservation Board meeting stated that applications reviewed had no impact on the environment. Councilperson Steiner was questioned regarding public attendance at citizen committee meetings. Councilperson Steiner consulted with Town Clerk Bucci regarding open meetings.

Supervisor Anderson stated that a citizens advisory committee does not perform a government function. It is an appointed committee by the Town Board with the purpose of reporting to the Board and is not subject to the open meetings law. In addition, all meetings that are open to the public must be approved for publication by the Town Clerk. A report will be coming from the Recreational Agricultural Citizens Committee (RACC) will be presented at the January 22, 2014 Town Board meeting.

Councilperson Riepe inquired about interviewing candidates for the historian position. Supervisor Anderson stated that the deadline for applications is December 13<sup>th</sup>. The interview process will be scheduled after that time.

Councilperson Frank attended the Library Board of trustees meeting where Kurt Ringo has been appointed to the Board, replacing Christopher Giordano. The capital campaign letter mailing has raised \$5,400 for the upcoming 100<sup>th</sup> year anniversary celebration.

Councilperson Frank is continuing its progress in updating the IT Policy following a New York State checklist.

Supervisor Anderson attended an Emergency Preparedness meeting at the Monroe County Sheriff Zone B Office regarding active shooter scenario with Library Director Kirsten Fass. An average incident of an active shooter takes approximately 10 minutes, however, a SWAT Team will be on scene within approximately 45 minutes. There were many security measures and guidelines presented by the Sheriff's Office to follow in an emergency situation. Measures are being taken in the Rush-Henrietta School District, for example numbering windows to locate areas within a building. Emergency information will be shared with town hall staff.

Town Clerk Bucci reported that (1) the monthly revenue report was filed with Supervisor Anderson with revenue in the amount of \$12,534.81. (2)

Councilperson Riepe previously stated that applications have been received for the historian's position. (3) The Monroe County Town Clerk, Tax Receivers and Collectors meeting is Friday where speaker Tim Murphy, Monroe County Director of Office of Real Properties has been invited. (4) The Rush Fire Commissioners Election occurred December 10, wherein Lawrence Meston was re-elected as Fire Commissioner for a 5 year term.

Code Enforcement Office Kusse had no report.

VII. OLD BUSINESS

None to report.

VIII: NEW BUSINESS

A. Resolution to Accept CDBG (Community Development Block Grant) for ADA Compliant Basketball Court – Supervisor Anderson stated that the CDBG has been extended through November 30, 2014. The amount of the grant is not changed.

**RESOLUTION #176-2013**

Councilperson Steiner moved to authorize the Supervisor enter into a Community Development Force Account Agreement between Monroe County and the Town of Rush for a Community Development Block Grant (CDBG) American with Disability Act (ADA) Compliant Basketball Court in the amount \$25,050. The Agreement commencing December 1, 2013 and terminates November 30, 2014. Councilperson Riepe seconded the motion.

Roll:

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

B. Resolution to Approve Property and Casualty Carrier – Supervisor Anderson along with Finance Director Reynolds have reviewed three proposals and have provided the Town Board with a comparison sheet including Unity, Marshall & Sterling and the Wilkins Insurance Agency. The recommended package is Wilkins Insurance Agency for \$57,679. Supervisor Anderson discussed the comparisons and stated that the coverage is slightly better than last year for less cost to the town.

Roll:

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

**RESOLUTION #177-2013**

Councilperson Steiner moved to enter into a contract with Wilkins Insurance Agency as the Town's Property and Casualty Carrier and Bonding Agent for 2014 at \$57,679.00. Councilperson Frank seconded the motion.

Roll:

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

C. Resolution to Approve Workers Compensation Carrier – Supervisor Anderson described the bundling packages available. The final decision on whether or not Wilkins Insurance Agency will be the carrier of Comp Alliance at the same rate has not yet been received. When changing carriers and in order to keep coverage, approval at this juncture is necessary.

**RESOLUTION #178-2013**

Councilperson Steiner moved to allow the Town to carry Workmen's Compensation as an independent carrier through Comp Alliance for 2014 at \$29,154.00. Councilperson Frank seconded the motion.

Roll:

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

D. Annual Memorandum of Understanding with Rush Fire District – Highway Superintendent David explained that this Agreement is an annual municipal agreement for gas and diesel fuel at the town's rate.

**RESOLUTION # 179-2013**

Councilperson Steiner moved to allow the Supervisor to enter into a Memorandum of Understanding Inter-municipal Agreement with the Rush Fire District for gas and diesel fuel at the town's rate effective upon the Organization Meeting of the Town Board, January 8, 2014. Councilperson Frank seconded the motion.

Roll:

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

Councilperson Steiner asked for clarification in interviewing and hiring of employees. Town Clerk Bucci stated that the Historian's is a Supervisor

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appointed position and the deadline for applications is December 13<sup>th</sup>, however, the Board will be collectively interviewing the candidates. The Deputy Town Clerk position is a Town Clerk appointment and the deadline for applications is December 20<sup>th</sup>. The open positions on the Zoning Board are being advertised now and the Town Board will collectively interview and make appointments.

IX. OPEN FORUM

Supervisor Anderson opened the floor, however, there was no comment.

X. ADJOURNMENT

There being no further business, the meeting was adjourned by Supervisor Anderson at 7:45 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci  
Town Clerk