

Rush Town Board  
January 24, 2007

A regular meeting of the Rush Town Board was held on January 24, 2007 at the Rush Town Offices, 5977 East Henrietta Road and was called to order at 7:00 p.m.

Present: Councilman Donald Knab  
Councilman Richard Anderson  
Councilman Thomas Doupe  
Councilwoman Lisa Sluberski  
Supervisor William Udicious

Others: Frank Pavia, Attorney for the Town of Rush  
Steven King, Highway Superintendent  
Gerald Kusse, Code Enforcement  
Gail Mack, Rush Scottsville Road  
Darlene Pilarski, Deputy Town Clerk  
Larry Brown, Rush Scottsville Road  
Steve Manning, Rush Scottsville Road  
Ken Gordon, Larsen Engineers  
John Lebens, Rush Scottsville Road

I Minutes

**RESOLUTION #65**

Supervisor Udicious moved that the minutes of the regular Town Board meeting of January 10, 2007 be approved as presented. Councilman Knab seconded the motion.

Roll: Councilman Knab aye  
Councilman Anderson aye  
Councilman Doupe aye  
Councilwoman Sluberski aye  
Supervisor Udicious aye carried.

II Approval of Abstract

**RESOLUTION #66**

Councilman Doupe moved BE IT RESOLVED, that having audited all the claims against the funds listed on the abstract, I move that all claims in the amount of \$32,570.67 be allowed for vouchers #44 through #107. Councilwoman Sluberski seconded the motion.

Roll: Councilman Knab aye  
Councilman Anderson aye  
Councilman Doupe aye  
Councilwoman Sluberski aye  
Supervisor Udicious aye carried.

III Correspondence

Supervisor Udicious stated that he had received correspondence from National Grid alerting the Town that there would be a town wide power outage between midnight and 6 am on February 3<sup>rd</sup>. Notices will be sent to all the town residents and a notice will be placed in the town's Newsletter and on the Website.

IV Reports of Officers and Committees

1. Town Board - Councilman Knab reported that he has received an estimate from the electrician to correct the lighting problems in the parking lot. This estimate will be reviewed with the Supervisor. Also the ice jam in the gutters outside the library will be checked.

Councilman Doupe stated that the 3<sup>rd</sup> annual Wine Tasting sponsored by the Library will be held on February 3<sup>rd</sup> at Wildwood County Club.

2. Town Clerk - Town Clerk Henry explained that Resolution #50 of the Organizational Meeting needed to be amended to reflect a change in the mileage reimbursement allowance from .445 per mile to .485 per mile.

**RESOLUTION #67**

Councilman Knab moved that Resolution #50 of the Organizational Meeting minutes for 2007 be amended to read .485 per mile for reimbursement purposes. Councilman Doupe seconded the motion.

Roll:	Councilman Knab	aye
	Councilman Anderson	aye
	Councilman Doupe	aye
	Councilwoman Sluberski	aye
	Supervisor Udicious	aye carried.

3. Highway - Highway Superintendent King reported that the County Of Monroe will be considering adjusting the amount the town will be paid for each road mile for mowing roadsides. The number of cuttings per year has been reduced from three to two. It appears that the town has been shorted about \$40.00 per mile. Any change in the payment rate will be reflected in next year's budget not this year.

4. Code Enforcement - Mr. Kusse explained that it has been brought to his attention by several residents with property along Honeoye Creek that a log jam had been forming roughly behind 1715 Rush Scottsville Road and is causing the level of the creek to rise, effecting adjacent properties. The creek banks are eroding causing trees to fall and enlarge the initial blockage.

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Steve Manning and Larry Brown explained what they had witnessed and have sought the help of the town in resolving the problem. The NYS DEC direction has been that it is the responsibility of the landowners and the town.

The issue was discussed with the highway superintendent who was directed to investigate the site and report back to the board. Attorney Pavia suggested that it might be necessary to obtain a Stream Disturbance Permit from the DEC before any work can be done and that the DEC must give better direction to the town on how the problem could be solved. Since fish species have been affected, the DEC might be more receptive to lending some assistance.

Mr. Brown suggested the Monroe County Soil and Water District might be of some assistance since farm lands are being impacted by the rising water level and erosion.

Mr. King and Mr. Kusse will be taking photographs of the area and the log jam itself.

5. Supervisor - Supervisor Udicious stated that he had received a request for the installation of a street light at the intersection of Route 15 and Honeoye Falls Five Points Road. NYS DOT and National Grid have been contacted and a quote of costs will be forthcoming.

The position on the Planning Board has been posted on the Town Website and in the Pennysaver. An error on the part of the Pennysaver printed an incorrect ad the first week but a second week with the correct information was printed. No applications have yet been received as a result of the postings.

Councilman Knab offered to rework the job description for the Emergency Preparedness Coordinator to be more in line with the responsibilities and payment offered.

#### V Old Business

1. Surveillance Cameras - The cameras have been installed, tested and are working. Signs will be posted to alert people that the premises are being monitored by cameras surveillance.

#### VI New Business

1. Quality Community Grant Program - Supervisor Udicious explained that the Town has been awarded a grant for \$38,800 from the State of New York and along with \$9,730 of town funds will be used to develop a plan for the dam, park and trail areas.

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Ken Gordon, Larsen Engineers, explained that the contract has been received from the state but that changes were required and the amended contract has been returned to the state again.

He explained that there is a great deal of administrative work to be done as there are a number of outside agencies involved in this project. The plan to rehabilitate the dam will also include improvements in the trail system and utilizing the stream areas for recreation. The Village of Honeoye Falls, Mendon Foundation, Monroe County and the Genesee Finger Lakes Regional Planning Council are all partners in this plan reflecting the creek valley not just the Town of Rush.

An oversight committee needs to be formed to determine the roles and responsibilities each partner will assume. A consultant needs to be selected and contracts signed with the co-partners. He requested \$1,500 refundable fee to get the process started.

Councilman Knab asked for a schedule of values for the funds requested.

**RESOLUTION #68**

Councilman Knab authorized the expenditure of the \$1,500, refundable, for the creation of an oversight committee to begin the process of developing of plan for the rehabilitation of the dam, development of recreation along the stream corridor and the further development of the linear trail and other possible programs under the Quality Community Grant Program. Councilman Doupe seconded the motion.

Roll: Councilman Knab aye  
Councilman Anderson aye  
Councilman Doupe aye  
Councilwoman Sluberski aye  
Supervisor Udicious aye carried.

2. Public Hearing on Exemptions -

**RESOLUTION #69**

Councilman Knab moved that a public hearing be held on February 14, 2007 at 7:15 p.m. to consider increasing the exemption levels for senior citizens and for persons less than 65 years of age with social security classified disabilities from property taxes. These will be Local Law 2007 -1 and Local Law 2007-2. Councilman Doupe seconded the motion.

Roll: Councilman Knab aye  
Councilman Anderson aye  
Councilman Doupe aye  
Councilwoman Sluberski aye  
Supervisor Udicious aye carried.

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3. Road dedication - Supervisor Udicious stated that he has received from the Highway Superintendent a letter recommending the dedication of Telephone Road Extension by the Town of Rush. Attorney Pavia stated that he would prepare the resolution for the next meeting for the Town to accept the formal dedication of this road.

4. Court Room/Town Clerk office modifications -

Supervisor Udicious explained that he had received permission in May 2006 to contract with Millco Woodworking to make some modifications to the courtroom for a sum not to exceed \$15,500.00. Since Millco has not been responsive to numerous calls, Supervisor Udicious sought and obtained an estimate from a local contractor to perform the work in the court room of installing a railing between audience and the bench, delineate the jury box and install seating in the holding cell. In addition a number of items needed in the town clerk's office were estimated and the whole project should cost less than the originally approved amount. Supervisor Udicious asked that Resolution #110 be amended to remove the name of Millco Woodworking and be replaced with the term contractor.

**RESOLUTION #70**

Councilman Knab moved that Resolution #110 from the May 24, 2006 Town Board meeting be amended to delete the name of Millco Woodworking as the authorized contractor to make the modifications to the court office and replace it with the term "contractor to be selected". Councilman Doupe seconded the motion.

Roll:	Councilman Knab	aye	
	Councilman Anderson	aye	
	Councilman Doupe	aye	
	Councilwoman Sluberski	aye	
	Supervisor Udicious	aye	carried.

5. Audit requirements - Supervisor Udicious stated that it has come to his attention that a yearly audit should be performed by all departments that handle funds. There was discussion on finding a firm to perform an audit based on the guidelines published by the state. Attorney Pavia stated that he could provide some companies, familiar with municipal accounting, for the board to consider.

Adjournment

Councilman Knab moved that the meeting be adjourned.  
Councilman Doupe seconded the motion and the board agreed.

Time: 8:00 p.m.

Respectfully submitted,

Rush Town Board  
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Linda G. Henry  
Town Clerk