

RUSH TOWN BOARD  
Minutes of September 10, 2014

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Richard Anderson at 7:00 PM on September 10, 2014, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Richard Anderson	-----	Supervisor
	Cathleen Frank	-----	Councilperson, Deputy Town Supervisor
	Daniel Woolaver	-----	Councilperson
	Kathryn Steiner	-----	Councilperson
	Rita McCarthy	-----	Councilperson
	Pamela Bucci	-----	Town Clerk

EXCUSED: Harris, Beach PLLC ----- Attorneys for the Town

OTHERS PRESENT:

Mark David	Highway Superintendent, Resident
Dave Sluberski	Resident
Carol Barnett	Resident
Kathryn Hankins	Resident
Mary Knapp	Residents
Jim Bucci	Resident

I. OPEN FORUM

Supervisor Anderson welcomed all to the meeting and opened the floor to anyone wishing to address the Town Board. If an answer is readily available, it will be addressed. Those requiring research will be answered at a later date.

Resident Kathryn Hankins suggested that a correction be made to the Town Board Minutes of August 27, 2014 referring to disbanding the Recreational Agricultural Citizens Committee (RACC). The RACC members are very much invested and wish to complete the strategic visioning and provide a recommendations report to the Board. Also, the uniform percentage value evaluation of the town across the Board is 98%; the town website states 100%. Residents may not know how it impacts their tax rate or assessment. The RH School Board stated that it was 25 cents versus a 52 cent per 1,000 increase; part of the equalization factors. In other towns, the Assessor attends and explains the percentage of value rate situation and what the possible impacts mean. Rush is 1 of few that has a less than 100% assessment value and wished that the Town Assessor would explain what it means.

Supervisor Anderson explained that the additional 2% on your taxes is because the 98% of the aggregate assessed value, of Rush's size, is measured by an approximate 20 parcels sold in a specific category which are compared against the purchase prices and the assessment. That is where the 2% delta comes into effect. NYS doesn't recommend towns move forward unless you are at least 5% because it is somewhat a structural course; next year Rush may be at 101% based upon sales. An explanation can be added to the website or newsletter.

Mrs. Hankins stated that Monroe County provided over 40 properties to compare; it is expensive to build a new home. Houses under \$200,000 are decreasing in value because they do not offer all of the amenities the public is requesting.

Resident Dave Sluberski asked why an article on solicitors and peddlers was published in the Town Clerk's portion of the town newsletter.

Supervisor Anderson directed the answer to Town Clerk Bucci who responded that, although only one known incident occurred in Rush, other towns throughout Monroe County have been experiencing non-permitted soliciting and the article is merely to raise awareness of the Town Code. Necessary identification must always be presented to the Town Clerk before a permit will be issued. As the article states, Rush, except for certain groups, does not allow soliciting on private property.

Supervisor Anderson added that he recently turned away an Anderson Window solicitor that had no permit from the Town Clerk.

## II. APPROVAL OF MINUTES

### **RESOLUTION #131-2014**

Councilperson Steiner moved to approve the Minutes of August 27, 2014, as written by Town Clerk Pamela Bucci. Councilperson McCarthy seconded the motion.

Roll:

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

## III. APPROVAL OF TRANSFER

### **RESOLUTION #132-2014**

BE IT Resolved, that having audited all the unreserved, unanticipated revenues and unexpended balances of existing appropriations, I move that transfer #9

through #13 in the amount of \$ \$15,866.98 allowed. Councilperson Frank seconded the motion.

**BUDGET TRANSFERS 9/10/2014 - 2014 FUNDS**

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

**General Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
9	466.98	A.7020.4	Recreation Contractual Transfer to cover Office Chair replacement	A.7020.2	Recreation Capital Outlay
10	10,000.00	A.9060.8	Fringe Benefits Health Insurance Transfer to cover higher Power and Bldg. Repair cost.	A.1620.4	Building Contractual
11	250.00	A.5010.2	Highway Administration Capital Outlay To cover Hwy Billing system support	A.5010.400	Highway Administration Contractual
12	150.00	A.5010.1	Highway Administration Personal Services To cover Hwy Billing system support	A.5010.400	Highway Administration Contractual

**Highway Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
13	5,000.00	DA.5112.1	Road Construction Personal Services To Reallocate Highway Budget	DA.5110.1	Maintenance of Roads Personal Services

IV. APPROVAL OF ABSTRACT

**RESOLUTION #133-2014**

Councilperson Steiner moved Be It Resolved that having audited all the claims against the funds listed on Abstract of August 27, 2014 for vouchers #2014 993 through #2014 1037 are allowed for payment in the amount of \$56,984.28. Councilperson Woolaver seconded the motion.

Roll:

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

V. CORRESPONDENCE

Supervisor Anderson received and discussed the following:

Mowing on East Henrietta Road Property - The Fairport BOCES Program has commenced mowing through the end of the season. Mowing dates have been provided.

Monroe County Sheriff Department Zone B Report – Reoccurring events have been burglaries in Henrietta. None have been reported in Rush.

VI. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Woolaver, liaison to the Zoning Citizen's Committee, stated that they met and their concentration will be on sheds, trailers in driveways and property setbacks. The next committee meeting is September 18<sup>th</sup> at 7 PM.

Councilperson Steiner stated that the Conservation Board meeting was cancelled.

Councilperson McCarthy, liaison to the Library Board of Trustees, reported that the Library has lost 3 long-time clerks, however, they have filled the vacancies. The library staff will be assisting Historian Susan Mee with the Civil War Veterans Tour of Pine Hill Cemetery following the Rush Fall Festival.

Highway Superintendent David stated that NYS Fence will be installing the fencing for the ADA compliant basketball court tentatively within the next 2 weeks.

Town Clerk Bucci had no report.

Supervisor Anderson attended a NYS Comptroller's Office Fiscal Stress webinar. The State Comptroller will compile and prepare a fiscal stress reading for both previous and current years. Under current parameters, towns and schools districts have no avenues for adjustment. Only 2% of towns in New York State will be designated as significant. The State reviews cash balance, tax revenues, and unexpended balances.

Supervisor Anderson will be meeting with the NYS Comptroller's Office with the audit results conducted from November through May of 2013/2014. One suggestion during the audit was that 2 Town Board members be reviewing the abstract for payment of town bills. That policy has been enacted.

VII. OLD BUSINESS

A. Solar Energy – Supervisor Anderson stated that all town's facilities uses have been compiled, however, another Larsen Engineering associate has obtained the file and retesting will be conducted. The Town prefers no cash outlay. The preliminary proposal appears favorable.

VIII. NEW BUSINESS

A. Town Budget – Town Clerk Bucci stated the she is in receipt of the 2015 Tentative Budget that has been distributed to the Town Board. The Town Board is following a budget schedule. The Budget officer has presented the Town Board with changes that were discussed during the open budget workshops. The Supervisor has requested feedback from the Town Board by September 17<sup>th</sup>. The budget can then be modified and a 2015 Preliminary Budget introduced and a public hearing date set.

Supervisor Anderson added that the state retirement system rate has decreased. The Town has budgeted a 15% increase in healthcare. It may be lower.

B. Disposal of the 1999 Six Wheel Dump Truck - Highway Superintendent David requested Town Board approval to dispose of the 1999 six wheel dump truck and a V box salter at auction, October 4.

**RESOLUTION #134-2014**

Councilperson Steiner moved to allow Highway Superintendent Mark David to dispose of a 1999 six-wheel dump truck and V box salter at an auction scheduled for October 4, 2014. Councilperson Woolaver seconded the motion.

Roll:

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

IX. OPEN FORUM

Supervisor Anderson offered the floor to anyone who wished to address the Board. If there are no comments, the budget workshop will commence following the close of the meeting.

Resident Kathryn Hankins, in respect to solar power references included in Town Codes, made suggestions to the Town Board that they work with other towns.

Supervisor Anderson stated that the Town is currently investigating with NYSERDA's recommendations for municipal codes. Code Enforcement Kusse is also reviewing solar code information.

Resident Carol Barnett questioned if the retirement rate increase was for all employees.

Supervisor Anderson responded that all active employees must be offered the retirement plan option. The Comptroller's Office has invested the money in NYS industries for the retirement fund. The tier criteria payout has decreased over the years.

Resident David Sluberski stated that he had foiled last year's tentative budget and received it with much data blackened out. Mr. Sluberski suggested that doing a cost analysis of the pavilion, who uses it, relatives, would be beneficial at budget time. He also asked if the Courts needed 2 judges in Rush and suggested that since there is a town highway crew member leaving, that the town hire a part-time person to cut down on benefit costs. Additional town to town comparisons should be made to decrease costs. Mr. Sluberski stated that he has called the Monroe County Sheriff a number of times and would like a timely updated police report.

Supervisor Anderson stated that he could share the Zone B Captain's number. The Court is mandated by the State of New York which states that no matter the size of the town, two judges must preside. Much of the Rush Court area is built with state grants.

#### X. ADJOURNMENT

There being no further business to conduct, the meeting was adjourned by Supervisor Anderson at 7:30 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci  
Town Clerk