RUSH TOWN BOARD
Minutes of January 28, 2015

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Richard Anderson at 7:00 PM on January 28, 2015, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Richard Anderson	------	Supervisor
	Daniel Woolaver	------	Councilperson
	Kathryn Steiner	------	Councilperson
	Rita McCarthy	------	Councilperson
	Pamela Bucci	------	Town Clerk
	Frank Pavia, Esq.	------	Town Attorney

OTHERS PRESENT:

Mark David	Resident, Highway Superintendent
Carol Barnett	Resident
Al Sweet	Resident
Dave Sluberski	Resident
Jillian Moore	Resident
Mary & Dick Knapp	Resident
Justin Caffrey	Resident
Cathy Frank	Resident
Joan Starkweather	Resident
Harvey Seymour	Resident
Gerry Kusse	Resident, Code Enforcement Officer

I. OPEN FORUM

Supervisor Anderson welcomed all to the meeting and opened the floor to anyone wishing to address the Town Board. All those speaking were asked to state their name and address for recording keeping purposes.

II. APPROVAL OF MINUTES

RESOLUTION #59-2015

Councilperson Steiner moved to approve the Regular Meeting Minutes of January 14, 2015, as submitted by Town Clerk Pamela Bucci. Councilperson McCarthy seconded the motion.

Roll:

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

III. APPROVAL OF ORGANIZATIONAL MINUTES

RESOLUTION #60-2015

Supervisor Anderson moved to approve the Organizational Meeting Minutes of January 14, 2015, as submitted by Town Clerk Pamela Bucci. Councilperson Woolaver seconded the motion.

Roll:

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

IV. APPROVAL OF TRANSFER

RESOLUTION #61-2015

BUDGET TRANSFERS 01/29/2015 - 2014 FUNDS

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

General Funds

Transfer		**Decrease Appropriation**		**Increase Appropriation**	
Number	Amount	Account	Description	Account	Description
40	3.08	A.1670.400	Central Printing & Mailing Contractual To cover slight variance	A.1660.400	Central Storeroom Contractual
41	10.42	A.5010.100	Highway Superintendent Personal Services To cover slight variance	A.5010.400	Highway Superintendent Contracual
42	550.00	A.7110.100	Parks Personal Services To Reallocate Parks Budget-Trimmers	A.7110.200	Parks Capital Outlay
43	1,200.00	A.7110.100	Parks Personal Services To Reallocate Parks Budget-Tires	A.7110.400	Parks Contractual
44	169.08	A.5410.400	Sidewalks Contractual To cover slight variance	A.7140.400	Pavilion Contractual
45	110.75	A.1440.400	Engineer Contractual To cover slight variance	A.8020.400	Planning Board Contractual

Library Funds

Transfer		**Decrease Appropriation**		**Increase Appropriation**	
Number	Amount	Account	Description	Account	Description
46	1,258.50	L.7410.100	Library Personal Services	L.7410.400	Library Contractual

To Reallocate Library Budget

Councilperson Steiner moved be it resolved that having audited all the unexpended balance of existing appropriations, transfers 40 through 46 in the amount of $$3,301.83 be approved. Councilperson McCarthy seconded the motion.
Roll:

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

V. APPROVAL OF ABSTRACT

RESOLUTION #62-2015

Councilperson Steiner moved Be It Resolved that having audited all the claims against the funds listed on Abstract of January 14, 2015 for vouchers #2015 76 through #2015 132 be allowed for payment in the amount of $40,174.46. Councilperson Woolaver seconded the motion.
Roll:

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

VI. CORRESPONDENCE

Supervisor Anderson received and discussed the following:

Annual Account of the Rush Town Court – Justices Kirch and Doupe submitted the availability of the Courts 2014 accounting pursuant to Town Law, 123 and the Unified Justice Court Act 2019-a.

Councilpersons McCarthy and Woolaver will perform the audit inspection of the Rush Town Justice System. A report will be submitted thereafter.

Monroe County Sheriff Department – Stolen vehicles and burglaries in surrounding towns of Zone B continue. A prostitution arrest was made in the Town of Henrietta.

VII. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Woolaver attended the Zoning Citizens Committee meeting where they inquired about the town's upcoming complaint form. Councilperson Woolaver will provide Attorney Pavia with the proposed changes to the code.

Supervisor Anderson stated that the complaint form is in test mode. A Town Board member will test it before it launches.

Councilperson Steiner reported that the Recreational Agricultural Citizens Committee will be providing a report to the Town Board at the February 25th meeting. They requested the use of a laptop and projector.

Supervisor Anderson stated that a laptop is not available, only an overhead projector. The Town has Time Warner cable and a television available.

Supervisor Anderson reported working with Time Warner Cable for installation and service in the Town Hall Meeting Room, Library Meeting Room and the Pavilion. The government rate for the Town Hall and Library installations are free, however, the Pavilion required underground cable at a cost.

Supervisor Anderson also reported that a sprinkler head located in the Court vestibule froze, broke and caused flood damage in the area as well as court hallway and court office and court room. Davis Ulmer will be installing a different type of shut-off in the court vestibule, library vestibule and will be replacing a sprinkler head in the Court room closet.

Supervisor Anderson and Town of Rush Emergency Coordinator Rick Tracy attended the Monroe County Emergency Management Disaster Plan meeting. The town's plan will be updated accordingly.

Town Clerk Bucci reported that (1) Town taxes collected thus far amount to $872,962; (2) IPS (Integrated Property Systems) training quote was distributed to the Town Board at the January 14th meeting – training is $480; (3) Eight letters of interest for the Energy Advisor Committee have been received. The deadline for submission is January 28, 2015.

Code Enforcement Officer Kusse had no report.

Highway Superintendent David had no report.

Town Attorney Pavia had no report.

RESOLUTION #63-2015
Councilperson Steiner moved to approve Business Automation Services IPS (Integrated Property Systems) training for software users in the Building and Town Clerk departments for a fee of $480.00 for 4 hours of training, excluding travel expenses. Councilperson Woolaver seconded the motion.

Roll:

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

VIII. OLD BUSINESS

A. Solar Energy Update – Supervisor Anderson reported that Larsen Engineers is preparing an example of an RFP (Request for Proposal) for review.

B. Proposed Ice Rink on Top of Basketball Court Update – Supervisor Anderson stated that it is late in the season and that he and both the Highway Superintendent and Recreation Supervisor have agreed to purchase and install the ice rink in the fall of 2015.

IX. NEW BUSINESS

A. Agreement to Spend Allocated Funds – Supervisor Anderson read aloud Highway Superintendent's proposal to spend allocated funds on town roads.

RESOLUTION #64-2015

Councilperson Steiner moved to authorize the Highway Superintendent to spend allocated highway funds for the repair and improvement of highways pursuant to the provisions of Section 284 and received funds from New York State Aid. General repairs will be performed on 19.78 miles of town highways as well as improvements to Hillock Road, Rush Hills Drive, Fishell Road, Stonybrook Road, Phelps Road and Ryder Hill Road. Councilperson McCarthy seconded the motion.

Roll:

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

B. Resolution of Whistle Blower Policy – Supervisor Anderson stated that the Library Board of Trustees was interested in adopting a Whistle Blower Policy. The town's attorneys have provided the verbiage. It will become a town-wide policy and placed in the Employee Manual.

RESOLUTION #65-2015

Councilperson Woolaver move to adopt the Whistle Blower policy as presented by Harris, Beach LLP which will become a town-wide policy and included as part of the Town of Rush Employee Manual. Councilperson Steiner seconded the motion.

Roll:

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

C. Resolution to appoint a Town Board member – Supervisor Anderson stated that a sequential process is required in order for a Supervisor to resign from office. In order for Cathleen Frank to be appointed to fill the Supervisor's position, she must resign. She previously submitted her resignation to Town Clerk Bucci effective January 27, 2015. In doing so, an opening was advertised and interviews were conducted. A selection by majority vote has been made.

RESOLUTION #66-2015
Councilperson McCarthy moved to appoint Jillian Moore of Aprille Lane, Rush, New York as a member of the Rush Town Board effective January 28, 2015 through December 31, 2015. Councilperson Steiner seconded the motion.
Roll:

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

Supervisor Anderson added that having four members of the Town Board, the Town can operate effectively. A resignation from Supervisor Anderson will be presented to the Town Clerk, effective February 10th. Having stayed in the position through February 10th allows for the continuation of the Supervisor/Chief Financial Officer responsibilities of the Town until the next Supervisor is appointed.

X. OPEN FORUM
Supervisor Anderson opened the floor to anyone wishing to address the Town Board.

Resident Carol Barnet asked about the compound to be used on the ice rink.

Supervisor Anderson noted that a bladder is laid on the basketball concrete, exposing it to the elements and aging it. Waiting to install it until next year, will provide a longer ice rink life.

Resident Dave Sluberski asked if the rules he provided for ice skating were helpful and/or approved. Supervisor Anderson thanked Resident Sluberski for

submitting the RIT rules and stated that after consulting with the town's attorneys and insurance agent, a simple set of signage of being accompanied by adults and from skating only dawn to dusk will suffice.

Supervisor Anderson stated that this being his last Town Board meeting, he thanked the Town Board for their work and support, the town staff and employees for their great work ethic and works in keeping life simple for the community, and to the citizens of Rush for electing him one time to the Town Board and electing him twice as Supervisor.

All applauded.

XI. ADJOURNMENT

There being no further business to conduct, the meeting was adjourned by Supervisor Anderson at 7:25 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci
Town Clerk