

RUSH TOWN BOARD  
Minutes of April 8, 2009  
Regular Meeting

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Udicious at 7:00 PM on April 8, 2009, at the Rush Town Offices, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT: Donald Knab ----- Councilman, Deputy Town Supervisor  
Thomas Doupe ----- Councilman  
Lisa Sluberski ----- Councilwoman  
William Udicious ----- Supervisor  
Pamela Bucci ----- Town Clerk  
Charles Steinman ----- Attorney for the Town

OTHERS PRESENT: Gerald Kusse ----- Resident, Code Enforcement Officer  
Bill Riepe ----- Resident, Board of Assessment Review member  
Kirsten Flass ----- Resident, Library Director  
Meribeth Palmer ----- Deputy Town Clerk  
Dave DeVries -----  
Tim McNelly ----- Resident

Supervisor Udicious noted that Councilman Anderson was attending a Stevens Connor Legion Post Boys State Interview and would be joining the meeting at a later time.

I. OPEN FORUM – Supervisor Udicious offered the floor to anyone wishing to address the board. Additionally, he advised all present that Rules and Procedures for Town Board meetings were located at the side sign-in table.

II. APPROVAL OF MINUTES – Regular Minutes of March 25, 2009

**RESOLUTION #97-09**

Councilman Knab made a motion to approve the March 25, 2009, Minutes as written. Councilwoman Sluberski seconded the motion.

Roll:

Councilman Knab aye  
Councilman Doupe aye  
Councilwoman Sluberski aye  
Supervisor Udicious aye carried.

III. APPROVAL OF ABSTRACT

**RESOLUTION #98-09**

Councilman Doupe moved Be It Resolved, that having audited all the claims against the funds listed on Abstract #4-1 in the amount of \$38,159.16 be allowed for vouchers #357 through #415. Councilman Knab seconded the motion.

Roll:

Councilman Knab	aye	
Councilman Doupe	aye	
Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

IV. CORRESPONDENCE

A. Supervisor Udicious received a letter from Chairperson Heather Iacone of the Friends of the Rush Public Library requesting use of the south parking lot for a fundraiser. Parking will be held in the west parking lot. A meeting has been set up to discuss the authorized grounds support needed.

B. Monroe County Public Health Department - Good Neighbors – Supervisor Udicious received pamphlets for public perusal on the proper use of pesticides.

C. Time Warner & Road Runner Proposal – Time Warner will be addressing the Monroe County Supervisors at their April luncheon relating to the recent Democrat & Chronicle Letter to Editor of Time Warner and Road Runner's charging proposal. An update will be provided at the next Town Board meeting.

V. REPORTS OF OFFICERS AND COMMITTEES

A. Councilman Doupe reported that the Library Board met. A timeline of the town hall and library roof repair is requested. Supervisor Udicious responded that the repair will be guaranteed by the end of August.

With great community support, the Library was able to complete the gazebo project for roughly \$2,600. Instrumental in its completion, was Cathy Frank, project manager.

B. Town Clerk Pamela Bucci provided all Board members with a Report of the upgrades, changes and additions occurring in the Town Clerk's office.

C. Supervisor Udicious received a copy of the Department of Environmental Conservation's (DEC's) 6 NYCRR Part 247, Outdoor Wood Boiler draft from Planning Board member John Morelli. Attorney Pavia noted that although he had not received the draft, DEC regulations primarily pertain to air emissions.

VI. OLD BUSINESS

- A. Court Audit – Councilman Knab reported that the audit has been completed and findings are being compiled. Recommendations will be presented at the next board meeting.
  
- B. Report from Architect on the Legion Property – Councilman Knab stated that he met at the property with Architect Majed El Rayess as well as residents Bill Gaffney and Robert Henry to diagram the building and ascertain its code compliance capabilities. There were no outstanding findings; a report will be available within the next two weeks.
  
- C. Town Park Project Update – Project is moving on schedule and bid specifications will be shortly available. Monroe County will be consulted before specs are presented so that all requirements of the block grant are covered.

VII. NEW BUSINESS

- A. Agreement to Spend Town Highway Funds – Superintendent Steven King is currently on vacation. All agreed to discuss the agenda item once the Superintendent returned to the office.
  
- B. Purchase Vibratory Roller for Highway Department – Supervisor Udicious stated the Superintendent King collected competitive bids and has recommended a used 1½ ton roller in the price range of \$7,000 - \$9,000. The used roller is projected to last 15-18 years with a revenue payback of \$12,300 over the next 9-11 years. The roller has 110 hours. The equipment is budgeted for \$20,000.

Councilman Knab explained that Superintendent King followed the board's instruction to cut expenditures where possible. Councilman Doupe commented that the purchase of this equipment would also produce revenue for the town for jobs worked throughout the county.

**RESOLUTION #90-09**

Councilman Knab made a motion to authorize the purchase of the used 1½ ton roller from J.C. Smith, Inc., Rochester, New York in an amount of \$7,500 as indicated on the quote presented. Councilman Doupe seconded the motion.

Roll:

Councilman Knab	aye	
Councilman Doupe	aye	
Councilwoman Sluberski	nay	
Supervisor Udicious	aye	carried.

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VIII. OPEN FORUM – Supervisor Udicious offered the floor for those present to address the board.

IX. EXECUTIVE SESSION

Supervisor Udicious made a motion to adjourn to executive session at 7:24 PM to discuss an employee personnel matter and attorney-client matter.

Councilman Anderson joined the meeting at 8:20 PM.

On the motion of Supervisor Udicious, the meeting was returned to regular session at 8:49 PM.

There being no further business, a motion was made by Councilman Knab and the meeting was adjourned at 8:50 PM by common consent of all councilpersons present.

Respectfully submitted,

Pamela J. Bucci  
Town Clerk