

RUSH TOWN BOARD
Minutes of December 30, 2009
Regular Meeting

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor William Udicious at 7:00 PM on December 30, 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
Richard Anderson ----- Councilman
Thomas Doupe ----- Councilman
Lisa Sluberski ----- Councilwoman
William Udicious ----- Town Supervisor
Pamela Bucci ----- Town Clerk

OTHERS PRESENT: Gerald Kusse ----- Code Enforcement Officer
Dave Sluberski ----- Resident

I. OPEN FORUM – Supervisor Bill Udicious opened the meeting offering the floor for residents to address the board.

Dave Sluberski asked that the agenda be put on the website as it is stated in the Town Newsletter. Supervisor Udicious stated that agendas are placed on the website on a regular basis but will investigate. The tentative agenda was provided to the town board members and the town newspapers on December 22nd. Councilman Knab offered contacting the Town Clerk or other councilpersons when the agenda is not available on the website.

II. APPROVAL OF MINUTES

RESOLUTION #179-09

Councilman Knab made a motion to approve the Town Board Special Meeting, Executive Session, Minutes of December 1, 2009, as submitted. Councilwoman Sluberski seconded the motion.

Roll:

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

III. APPROVAL OF MINUTES

RESOLUTION #180-09

Councilman Knab made a motion to approve the Town Board Regular Meeting Minutes of December 9, 2009, as submitted. Councilwoman Sluberski seconded the motion.

Roll:

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

IV. APPROVAL OF TRANSFER OF FUNDS

RESOLUTION #171-09

Councilman Anderson moved Be It Resolved, that having audited all the transfers from the unexpended balance of existing appropriations of the General Fund listed on Transfer #12-1 in the amount of \$40,750.00 be allowed for transfers #55 and #63. Councilman Knab seconded the motion.

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

Highway Funds

Transfer Number	Amount	Decrease Appropriation		Increase Appropriation	
		Account	Description	Account	Description
55	5,000.00	DA-5148.1	Services to Other Govt. Personal Services Transfer to cover Holiday & Personal Days	DA-5140.1	Misc, Brush & Weeds Personal Services
56	2,000.00	DA-5142.1	Town Snow Removal Personal Services Transfer to cover Holiday & Personal Days	DA-5140.1	Misc, Brush & Weeds Personal Services
57	1,000.00	DA-5112.1	Road Construction Personal Services Transfer to cover account shortfall per Steve King	DA-5130.1	Machinery Personal Services
58	4,000.00	DA-5110.1	Maintenance of Roads Personal Services Transfer to cover account shortfall per Steve King	DA-5130.1	Machinery Personal Services
59	9,000.00	DA-5148.1	Services to Other Govt. Personal Services Transfer to cover account shortfall per Steve King	DA-5130.1	Machinery Personal Services
60	6,000.00	DA-5142.1	Town Snow Removal Personal Services Transfer to cover account shortfall per Steve King	DA-5130.1	Machinery Personal Services
61	750.00	DA-5112.4	Road Construction Contractual Transfer to cover account shortfall per Steve King	DA-5110.4	Maintenance of Roads Contractual

Rush Town Board
December 30, 2009

62	5,000.00	DA-5112.4	Road Construction Contractual Transfer to cover account shortfall per Steve King	DA-5130.4	Machinery Contractual
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General Funds

Transfer	Decrease Appropriation	Increase Appropriation			
<u>Number</u>	<u>Amount</u>	<u>Account</u>	<u>Description</u>	<u>Account</u>	<u>Description</u>

63	8,000.00	A-1990.4	Supervisor Contingency Transfer to cover Roof Repair	DA-1620.4	Building Contractual
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Roll:

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

V. APPROVAL OF ABSTRACT #12-2

RESOLUTION #172-09

Councilman Anderson moved Be It Resolved, that having audited all the claims against funds listed on Abstract #12-2 in the amount of \$69,921.39 be allowed for vouchers #1355 through #1426. Councilman Knab seconded the motion.

Roll:

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

VI. APPROVAL OF ABSTRACT #12-2A

RESOLUTION #172-09

Councilman Anderson moved Be It Resolved, that having audited all the claims against funds listed on Abstract #12-2A in the amount of \$5473.33 be allowed for vouchers #1427 through #1442. Councilwoman Sluberski seconded the motion.

Roll:

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

VII. CORRESPONDENCE - None to report.

VIII. REPORTS OF OFFICERS AND COMMITTEES

Councilman Knab confirmed that a contractor has been selected to repair the library roof. Once the materials are received, the work will be performed and should take 2 to 3 days to complete. The Town is awaiting a signed Service Agreement and Certificate of Insurance.

Councilman Anderson was contacted by Todd Ewell, Engineer for the Town, with an update from the State regarding the farmland preservation grant request of \$25,000. Although a dollar amount has not been forthcoming, the distribution of the grant money will be provided after January 1, 2010. The grant money can be used for the farmland preservation planning phase of the Comprehensive Plan.

(Councilman Thomas Doupe arrived at 7:15 PM.)

Councilwoman Sluberski commented on her preference in remaining the liaison to the Zoning Board of Appeals for 2010, which she has served for the past four years, and which has accommodated her family's schedule.

Supervisor Udicious explained that a template of the yearly Organizational Minutes was provided to all Town Board members in preparation of such meeting and it indicates changes including the Supervisor's liaison selections. Supervisor Udicious stated that his decision to change liaison to the Planning Board, Zoning Board of Appeals, Conservation Board, Library Board and Recreation Department was based on rotating liaisons to difference boards that service the town, especially those members who have served as liaisons for four consecutive years.

Town Clerk Bucci announced that the Annual Association of Towns Meeting would be held in New York City on February 14th through 17th, 2010. Board members that are planning on attending are requested to inform the Clerk so that the appropriate voting delegates would be provided. Copies of the Resolutions were circulated to all board members.

The Warrant to Collect Town and County for 2010 has been received by Town Clerk/Collector Pamela Bucci.

Supervisor Udicious reported that the Mortgage Tax Revenue was higher than anticipated which offset the loss in Sales Tax Revenue for 2009.

Highway Superintendent Steve King requests Town Board approval for the purchase of a 10-wheel truck. According to the capital equipment plan and budget plan, a truck purchase is scheduled for 2010. At present, a truck with a 2009 emissions will cost approximately \$10,000 less than the same truck with 2010 emissions. Mr. King would like to purchase the truck before February 9, 2010 in

order to save the town an additional \$10,000. A notice to bidders will be placed in the *Democrat and Chronicle* by Town Clerk Bucci.

Mr. King added that rotating trucks out of the highway fleet coincides with his capital equipment plan. In purchasing larger trucks which can handle more and are more fuel efficient will reduce expenditures in time and repairs while providing an increase in revenue. Additionally, verbal quotes have been received that are lower than state bid.

IX. OLD BUSINESS

A. Annual Association of Towns Training – Councilman Riepe is planning to attend training in Rochester, New York in January, 2010.

After the Town Board has reviewed the Resolutions to be proposed and voted on at the Association of Towns meeting, delegate information will be sent to the association by Town Clerk Bucci.

IX. NEW BUSINESS

A. Highway Department request for Town Board Approval to Advertise for Truck Bids

Resolution #173

Councilman Knab made a motion to authorize the Highway Superintendent to advertise for bids in the purchase of a new 10-wheel truck (66,000 GVWR), one new snow plow frame, hardware and new 15 foot dump body with hoist and that the bid opening will occur on January 27, 2010. Councilman Anderson seconded the motion.

Roll:

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

B. Resolution to Support Lower Speed Limit on 0.7 mile section of East River Road – Supervisor Udicious reported from a letter received recommending lowering the speed limit for a stretch of 0.7 miles of East River Road to 45 MPH.

RESOLUTION #17

Supervisor Udicious made a motion in support of the MCDOT's recommendation to reduce the speed limit from 55 MPH to 45 MPH in the section 0.7 mile immediately south of Rush-Henrietta Townline Road as described in Terrence J. Rice's, Director of Transportation, letter of December 9, 2009. Councilman Doupe seconded the motion.

Roll:

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

Supervisor Udicious will be pursuing additional requests for the reduction of speed on East Henrietta Road between Chase's Greenhouses and Monica Leary School and the section of road at Route 15 and Rush-Henrietta Townline Road.

Based on discussion, Councilman Knab requested a letter of recommendation be sent to the NYSDOT by Highway Superintendent Steve King. A letter of recommendation will be provided to Supervisor Udicious for enclosure.

C. Request to Create a Water District (East River Road and Woodruff Road) - 7740 to 8106 East River Road 7890 to 100 Woodruff Road – A 12 signature request document was received by Town Clerk Bucci. The process of creating a water district is lengthy. Supervisor Udicious will meet with Resident James McNeill to discuss the process.

X . OPEN FORUM

Resident Dave Sluberski asked for an update regarding water in West Rush. According to Supervisor Udicious, a meeting has not been scheduled.

Being the last meeting of his term, Supervisor Udicious complimented Councilman Knab on being a team player over the course of past years as councilman. Mr. Knab brought specific knowledge and insight to the table and his contributions to the Town are greatly appreciated. Code Enforcement Officer Kusse added that Councilman Knab was instrumental in advancing his knowledge of code enforcement matters.

Councilwoman Sluberski asked for an update on rezoning 6115 and 6123 Rush-Lima Road. Supervisor Udicious stated that SEQR steps were necessary in order to rezone the properties. We are awaiting Monroe County Planning Development approval.

Rush Town Board
December 30, 2009

There being no further business, a motion was made by Councilman Knab and the meeting was adjourned at 7:45 PM by common consent of all councilpersons present.

Respectfully submitted,

Pamela J. Bucci
Town Clerk