

RUSH TOWN BOARD
Minutes of June 23, 2010
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 June 23, 2010, at the Rush Town Offices, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Richard Anderson	-----	Councilman, Deputy Town Supervisor
	Thomas Doupe	-----	Councilman
	William Riepe	-----	Councilman
	Lisa Sluberski	-----	Councilwoman
	William Udicious	-----	Town Supervisor
	Pamela Bucci	-----	Town Clerk
	Charles Steinman, Esq.	-----	Attorney for the Town

OTHERS

PRESENT:	Seldon Chase	-----	Property Owner
	Gerry Kusse	-----	Resident, Code Enforcement Officer
	Kirsten Flass	-----	Resident, Library Director
	Jeanne Yawman	-----	Resident
	Terry Irvine	-----	Resident
	Jeremy Tuke	-----	Resident
	Susan Mee	-----	Resident

I. OPEN FORUM – Supervisor Udicious explained that there was a sign-in sheet and a meeting procedure brochure available at the welcoming table. He then opened the floor to anyone wishing to address the board.

Property Owner Seldon Chase requested the progress in finding the possible missing historian office artifacts. Items, in the past, were donated to the town and their whereabouts are unknown. Mr. Chase stated that although an accusation is not being made, answers are being sought as well as an explanation of their placement elsewhere. Supervisor Udicious stated that the Town Board has been informed of the possible items missing and that an investigation is being conducted. Mr. Chase provided a copy of NYS rules pertaining to historians and stated that he has contacted Sheriff Patrick O'Flynn's office.

Jean Yawman, former historian of Rush for 4 ½ years, collected and received donated artifacts for the town. Present Historian Margorie Kirch contacted Ms. Yawman to seek her knowledge of the museum items, among other things.

Ms. Yawman was surprised with the small amount of items in the museum. She provided the Board with a letter listing some of the items donated to the town.

II. APPROVAL OF MINUTES

RESOLUTION #111-2010

Councilwoman Sluberski moved to approve the Minutes of June 9, 2010, with amendments as submitted. Councilman Riepe seconded the motion.

Roll:

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

III. APPROVAL OF ABSTRACT #6-2

RESOLUTION #112-2010

Councilman Anderson moved that having audited all the claims against the funds listed on Abstract #6-2 in the amount of \$42,438.96, be allowed for vouchers #681 through #739. Councilman Doupe seconded the motion.

Roll:

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

IV. CORRESPONDENCE

Supervisor Udicious noted that all correspondence received relates to business items on the agenda and would be addressed later.

V. REPORTS OF OFFICERS AND COMMITTEES

Councilman Anderson attended a meeting in Batavia regarding American Farmland Trust Association which largely amounted to a brainstorming session of happenings in other towns and the importance of agricultural advisory committees. While there, an adhoc meeting of NYS Farmland Preservation Grant took place. The town has secured \$25,000 from this Farmland Preservation Grant.

Councilman Anderson also attended a Blueway meeting whereby the County Planning took a rank ordering of the corridors within a 9 county area. Lake Ontario shoreline in the highest priority, however, Honeoye Creek is a 2nd

prioroity. If a Blueway Trail is created from the Greenway Trail, a few access points will be added along with additional ADA compliant launch facilities.

Councilman Riepe is continuing his investigation of the 8 cemeteries in Rush, 6 of which the town owns. A cemetery sign proposal will be sent to the town board.

Councilman Doupe has an inventory of ideas for a "Veteran's Memorial" area by the Town Park ballpark. Information will be supplied to the board at a later date.

Town Clerk Bucci forwarded a proposal to the Board, Building Inspector Gerry Kusse and Deputy Town Clerk Meribeth Palmer for the purchase of Business Automation Services, Inc. "BAS" software which provides modules for state required licensing information, reports and a buildings department integrated system. It is noted that not all Board members have reviewed the proposal and it would be addressed at the next meeting.

Supervisor Udicious has been asked to find energy cutting avenues for the Town's rental property. A suggested item is the replacement of windows and proposals will be submitted shortly. Unfortunately, the house is electric heat.

Supervisor Udicious stated that the Department of Transportation will be performing a culvert replacement on Route 383 going out of Scottsville. Work is scheduled for July.

Supervisor Udicious mentioned that the pavilion is nearing completion. Turning Point Signs has been asked to re-create a town logo sign or other examples for sign placement on the pavilion.

VI. OLD BUSINESS:

A. Crown Castle Request of Co-Location on Cell Tower - Supervisor Udicious stated that the town's attorney recommendations have been met and requested permission to sign the letter of agreement. The cell tower will now be full.

RESOLUTION #113-10

Councilman Riepe made a motion to authorize the Supervisor to sign Crown Castle's letter of agreement to co-locate on the existing cell tower located on town property. Councilman Anderson seconded the motion.

Roll:

Councilman Anderson aye

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

B. NYS Railroad Museum Request for Easement – The 100 acre parcel is now owned by the town. It is located west of the railroad museum off Rt. 251 from the railroad tracks to the Genesee River and headed north.

Jeremy Tuke of the Museum reviewed the map with the Board to explain the museum's revised request for parking use of approximately 400 vehicles on the parcel. The museum would like to preserve the parking area in its natural state, use part of the requested area to display equipment and a buffered area to roll dirt and have excess to work with the railroad to store track equipment. Improvements to curb appeal are a priority. Mr. Tuke also explained some existing geographical boundaries. Mr. Tuke invited all members to visit and walk the property for a better picture.

Supervisor Udicious has contacted the farmer who previously tilled on the 100 acre property and informed him of the town's ownership. Town permission will be requested for farming land in the future.

Councilman Anderson provided a concern related to farmland preservation. It would not be appropriate to create a parking lot out of prime soil. Mowing the area would not create a problem. Mr. Tuke agreed with the concerns, however, gravel area doesn't exist at this end of the parcel, merely a dirt pit.

Councilwoman Sluberski posed a heavy traffic concern. Mr. Tuke responded that traffic would be ongoing and not only occur at specific times of the day on the state route. There are more places to enjoy and view at the museum and coming for a ride only would not be on everyone's agenda. The railroad museum has 20 years of experience. Previously, a trip was provided in Sodus and parking was accommodated in town and business facilities. The Village of Avon is planning an excursion between Avon and Lakeville which will bring visitors to their communities.

B. Clough, Harbor Associates (CHA) Proposal for Planning Services for Agricultural and Farmland Protection from NYS- Councilman Anderson has worked diligently to obtain the \$25,000 grant. At this point, Councilman Anderson will contact Walt Kalina of CHA to review the tasks in the plan and

coordinate it with grant requirements. An update will be presented at the July town board meeting.

VII. NEW BUSINESS:

A. Monthly Meetings in July, August, November, December 2010 – Supervisor Udicious called the June 23 special meeting to address approval of the abstract and paying town bills. A brief business meeting will occur on August 25th preceding the budget workshop. The November and December dates will be discussed in the future.

RESOLUTION #114-2010

Supervisor Udicious motioned to make an amendment to the Organizational meeting of 2010 to schedule a meeting on July 28, 2010. Councilman Anderson seconded the motion.

Roll:

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

B. Resolution to Comply with §315.4 of the New York Codes, Rules and Regulations (relates to Elected and Appointed Officials who are members of NYSLRS).

RESOLUTION #115-2010

Supervisor Udicious motioned BE IT RESOLVED, that the Town of Rush hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

STANDARD WORK DAY AND REPORTING RESOLUTION

	Retirement Resolution July 2010		Soc sec #		Std Work		Uses Time	Employer Record of Time Worked		Future Reporting days/month 2 bi-wkly Days/Week	Days/Qtr Quarterly pp based on
Title	First	Last	Last 4	Reg #	Day	Term Begins/Ends	System	(Y/N)		Week	record
Elected Officials											
Supervisor	William	Udicious	██	██████	6	01/1/10-12/31/11	No	Y		20.00	
Town Clerk/Tax Collector	Pamela	Bucci	██	██████	7	01/1/08-12/31/11	No	Y		20.00	

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Highway Superintendent	Steven	King	█	█	8	01/1/08-12/31/11	No	Y	20.00	
Town Justice	Paula	Anderson	█	█	6	01/1/08-12/31/11	No	Y	6.00	
Town Board Member	Lisa	Sluberski	█	█	6	01/1/10-12/31/13	No	Y		9.29
Town Board Member	Tom	Doupe	█	█	6	01/1/08-12/31/11	No	Y		16.00
Town Board Member	Richard	Anderson	█	█	6	01/1/08-12/31/11	No	Y		25.00
Appointed, Salaried Full Time										
Library	Kirsten	Flass	█	█	7	01/1/10-12/31/10	No	Y	20.00	
Appointed, Salaried Part Time										
Assessor	Dan	Stanford	█	█	6	10/15/09-9/30/13	No	Y	11.48	
Dog Control Officer	Richard	Schneider	█	█	6	01/1/10-12/31/10	No	Y	1.10	
Building Insp./Code Enf. Officer	Gerald	Kusse	█	█	6	01/1/10-12/31/10	No	Y	20.00	
Fire Marshal Emergency Coordinator.	Richard	Tracy	█	█	6	01/1/10-12/31/10	No	Y	8.06	
Director of Fin./Budget Officer	Donald	Reynolds	█	█	6	01/1/10-12/31/10	No	Y	16.92	
Planning Board Chair	John	Felsen	█	█	6	01/1/08-12/31/12	No	N		4.33
Planning Board Member	John	Morelli	█	█	6	01/1/06-12/31/10	No	N		4.33
Conservation Board Member	Julia	Lederman	█	█	6	01/1/08-12/31/12	No	N		2.17
Appointed Hourly, Full Time										
Deputy Town Clerk	Meribeth	Palmer	█	█	7	01/1/10-12/31/10	Yes	N/A		
Appointed Hourly, Part Time										
Maintenance	Richard	Schneider	█	█	6	01/1/10-12/31/10	Yes	N/A		
Recreation Supervisor	Patricia	Stephens	█	█	6	01/1/10-12/31/10	Yes	N/A		
Supervisor's Secretary	Dawn	Annunziata	█	█	6	01/1/10-12/31/10	Yes	N/A		
Court Clerk	Kathie	Schneider	█	█	6	01/1/10-12/31/10	Yes	N/A		
Court Clerk	Sally	Newell	█	█	6	01/1/10-12/31/10	Yes	N/A		
Court Clerk	Tiffany	Taylor	█	█	6	01/1/10-12/31/10	Yes	N/A		
Court Clerk	Stephanie	Davis	█	█	6	01/1/10-12/31/10	Yes	N/A		
Court Attendant	Charles	DiSalvo	█	█	6	01/1/10-12/31/10	Yes	N/A		
Court Attendant	Richard	Schneider	█	█	6	01/1/10-12/31/10	Yes	N/A		
Assessor Clerk	Colleen	Statskey	█	█	6	01/1/10-12/31/10	Yes	N/A		

Councilman Anderson seconded the motion.

Roll:

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

C. Yearly Service Contract with Pinpoint Group – Proposal for a continued service contract is requested in the amount of \$5,000.00. The remaining balance of monies will be transferred as a surplus for the following year's contract.

RESOLUTION #116-2010

Councilman Doupe made a motion to accept the yearly computer support and consulting services contract with the Pinpoint Group in the amount of \$5,000.00. Councilman Anderson seconded the motion.

Roll:

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

D. Approval of Table and Chair Purchase for Town Park Pavilion – After collecting quotes from various furniture and equipment stores and soliciting state contracts, Councilman Anderson proposes purchasing tables, chairs and fold-up picnic tables from Sam's Club. A town Sam's club card must also be purchased. All items purchased from Sam's as well as the purchase of garbage cans and miscellaneous items amount to less than \$4,000.

Councilwoman Sluberski asked about the purchase of dollies to store the chairs. Councilman Anderson stated that dollies are not available at Sam's Club and will not presently be included in the purchase.

RESOLUTION #117-2010

Supervisor Udicious made a motion to purchase tables, chairs and necessary seating and safety items for the Town Park Pavilion for an amount not to exceed \$4,000.00. Councilman Riepe seconded the motion.

Roll:

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

VIII. OPEN FORUM – Supervisor Udicious opened the floor to anyone wishing to address the board.

Resident Seldon Chase mentioned that previously a Town Farmland Advisory Committee existed and may be helpful in addressing the farmland preservation. Councilman Anderson stated that New York State offers two phases including Phase I, Farmland Preservation Planning Grant and Phase II, Farmland Implementation Grant which have to be following in order. At one point, Rush farmers will be invited to contribute and share in the planning and findings.

IX. ADJOURNMENT

Supervisor Udicious moved to adjourn the meeting and requested that the Board remain for the purpose of discussing an attorney/client privileged matter. By common consent of all councilpersons present, the meeting was adjourned at 8:02 PM.

Respectfully submitted,

Pamela J. Bucci
Town Clerk