

RUSH TOWN BOARD MEETING
June 22, 2011

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 22, 2011, 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
	William Riepe	-----	Councilman
	Alexander Simon	-----	Councilman
	Lisa Sluberski	-----	Councilwoman
	William Udicious	-----	Town Supervisor
	Pamela Bucci	-----	Town Clerk/Collector
	Frank Pavia, Esq.	-----	Attorney for the Town

OTHERS

PRESENT:	Kathy Steiner	-----	Resident
	Dan Chase	-----	Resident
	Mark David	-----	Highway Superintendent, Resident
	Kathryn Hankins	-----	Resident
	Dave Sluberski	-----	Resident
	Susan Mee	-----	Resident

I. OPEN FORUM

Supervisor Udicious offered all those present a copy of the meeting proceedings, agenda and asked them to sign in. The floor was then open to anyone wishing to address the board.

II. APPROVAL OF MINUTES

RESOLUTION #96-2011

Councilwoman Sluberski moved to approve the Minutes of June 8, 2011, as amended and presented by the Town Clerk. Councilman Riepe seconded the motion.

Roll:

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

III. TRANSFER OF FUNDS

RESOLUTION #97-2011

Councilman Anderson moved, Be It Resolved, that having audited all the TRANSFERS against the funds listed, #7 and #8, in the amount of \$2,400 be allowed. Councilman Riepe seconded the motion.

Roll:

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

IV. APPROVAL OF ABSTRACT

RESOLUTION #98-2011

Councilman Anderson motioned that an amendment was warranted for Approval of Abstract Resolution #93-2011 of the June 8, 2011, meeting for an adjustment of 60 cents occurring from voucher #629. Total amount of Abstract #6-1 to be approved is \$13,208.92. Councilwoman Sluberski seconded the motion.

Roll:

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

V. APPROVAL OF ABSTRACT

RESOLUTION #99-2011

Councilman Anderson moved, Be It Resolved, that having audited all the claims against the funds listed on Abstract #6-2, for vouchers #641 through #710, they be allowed in the amount of \$72,702.65. Councilwoman Sluberski seconded the motion.

Roll:

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

VI. CORRESPONDENCE

Town of Henrietta – Comprehensive Plan - Supervisor Udicious read aloud a letter dated June 16 from Henrietta Town Board regarding agency designation and consent.

RESOLUTION #100-2011

Supervisor Udicious motioned to approve and notify the Town of Henrietta as lead agency for application of proposed Comprehensive Plan Land use. Councilman Anderson seconded the motion.

Roll:

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

Renting of Land – Supervisor Udicious read aloud Mr. Dan Chase's request to rent land for agricultural purposes on previously owned BOCES property. Correspondence included proposal information.

VII. REPORTS OF OFFICERS AND COMMITTEES

Councilman Riepe attended the Planning Board of Fire Commissioners meetings and found both to be satisfactory.

Councilman Simon attended the Zoning Board meeting.

Councilwoman Sluberski – No report.

Councilman Anderson – Supervisor Udicious and Councilman Anderson will be meeting with Karl Foss of the Mendon Foundation to discuss a grant co-application in connection with development of the Honeoye Creek in the area of the Rush station. The advantages may bring connection with stream bank improvement and canoe opportunities. A surveyor will be contacted for creek area.

Code Enforcement Officer Gerald Kusse – No report.

Highway Superintendent Mark David – No report.

Town Clerk Bucci reported that her warrant to collect 2011 Town & County taxes ended May 31 with a collection of 1,589,770.00 and an outstanding unpaid balance of \$168,000. The unpaid taxes will be re-levied into 2011-2012 Rush-

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Henrietta School Taxes. Town Revenues received for the month of May amounted to 14,076.93.

Two Freedom of Information requests were received which included extracting documents and providing information to the Citizens Committee.

The Town Clerk's Office will be open Monday through Friday from 8:30 AM until 4:30 PM. It will no longer be open on Thursdays until 6 PM, however, the Buildings Department will remain open until 6 PM. The Town Clerk Office decision was based on statistics collected over the past 4 years; specifically the last 2 years. The combination of calls and visitors to the Town Clerk and Buildings Department for 2010 was 24. Clerk Bucci stated that she will try to accommodate requests for marriage licenses for after hours when necessary.

Supervisor Udicious noted that for the same reasons, Town office hours in the past were cut back from 7 PM to 6 PM.

The Rush Creekside has filed a copy of their yearly Liquor Licenses for the bar and pavilion with the Town Clerk's Office. At this time, the Town has four establishments that have been licensed to sell liquor by the New York State on file.

Supervisor Udicious reported that the West Fire System is encountering problems with the alarm setting, however, fire and security systems are in working order. Measures are being taken to correct the error.

As both the Town Board and Town Clerk were invited, Councilman Simon and Supervisor Udicious represented the Town in attending the Dedication Ceremony for the Holy Sepulchre Cemetery on Pinnacle Road in Henrietta. County Executive Maggie Brooks as well as Henrietta Supervisor Michael Yudelson were also present.

Mortgage Tax – Supervisor Udicious stated that the Town budgets conservatively for sales tax and are pleased to receive \$28,497 in revenue which is \$6,000 more than projected. Councilman Anderson added the importance of mortgage tax on both new and re-mortgages on homes which brings the prime rate down and is good for the town.

Security Camera – Supervisor Udicious met with department heads and will be improving camera security within the town hall and library. The library will benefit in adding a couple more cameras as well as a viewing monitor.

VIII. OLD BUSINESS

A. Councilman Anderson reported on the BOCES site inspection. Additional information regarding utilities, barn/building location and connections of each will provide a better understanding of the land and ability to make informed decisions for use at a future date. Building Inspector Kusse will be meeting with National Grid regarding energy and connection between buildings. If buildings are not being used, service connections can remain idle. Supervisor Udicious added that gas heaters are located in the buildings.

Councilman Anderson added further that he has been in contact with Brett Walker (BOCES Mowing Program) who has equipment stored in one of the buildings and Dave Meisenzahl regarding previous haying done in connection with animal husbandry.

The NYS Museum of Transportation is located at the northern most end of the former BOCES property. They have requested a revision to their current agreement that expires in 2014 to include forever wild land. The Ridge Road Station G-Gauge is also requesting use of the property/buildings for educational purposes. Councilman Anderson stated that the G-Gauge has a sense of urgency because the G-Gauge layout must be removed and transported with an issuance of special over the limit width highway permits. There are many opportunities for land use and updates will be forthcoming.

Attorney Pavia stated that whatever uses the Town Board decides for the BOCES property they will be subject to some form of a lease/license agreement. At this time, there shall not be access to the property by any unauthorized individuals.

Any legal or other costs associated with the use of the BOCES property will be incurred by the interested party and will not be subject to use of taxpayer funds.

B. Preliminary Report from Citizens' Committee - The final report has been submitted to the Town Board. Comments of the Board will be expected at the next Town Board meeting. Attorney Frank Pavia will be provided a copy.

Mrs. Cappella-Hankins stated that she as well as Sue Mee and Karen Hopkins appreciated the help from everyone in gathering information in order to put together history of the past and look forward to the Town's determination.

C. Railroad Museum Request for Use of town Property (100 Acres) – Attorney Frank Pavia has obtained a more thorough map indicating easements, right of ways and potential areas of use. A further survey is required to plot out the area as it pertains to the Deed. Concerns should be addressed ahead of any users

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coming before the town. Intended uses of the property must be in compliance with the actual use. Additional Deed and documents will be reviewed with both Supervisor Udicious and Councilman Anderson.

IX. NEW BUSINESS

A. Annual Fire Department Parade – All Board members are invited to participate in the annual Rush Fire Department Parade on Friday, July 8, 2011, at 7 PM.

X. OPEN FORUM

Supervisor Udicious opened the floor to anyone wishing to address the board.

XI. ADJOURNMENT

There being no further business, Supervisor Udicious motioned to adjourn. The meeting was ended at 7:45 PM which was approved by common consent of all councilpersons present.

Respectfully submitted,

Pamela J. Bucci
Town Clerk