

RUSH TOWN BOARD
Minutes of November 23, 2011
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 November 23, 2011, at the Rush Town Offices, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT: William Udicious ----- Supervisor
Richard Anderson ----- Councilman, Deputy Town Supervisor
William Riepe ----- Councilman
Alexander Simon ----- Councilman
Pamela Bucci ----- Town Clerk
John Mancuso, Esq. ----- Attorney for the Town

EXCUSED: Lisa Sluberski ----- Councilwoman

OTHERS

PRESENT: Mark David ----- Highway Superintendent, Resident
Gerry Kusse ----- Code Enforcement Officer/
Building Inspector, Resident
Dave Sluberski ----- Resident

I. OPEN FORUM

Supervisor Udicious welcomed all to sign in and review the rules of a Town Board meeting. He then offered the floor to anyone wishing to address the Board.

II. APPROVAL OF MINUTES

RESOLUTION #153-2011

Councilman Riepe moved to approve the Minutes of November 9, 2011, as submitted by the Town Clerk. Councilman Anderson seconded the motion.

Roll:

Councilman Riepe	aye
Councilman Simon	aye
Councilman Anderson	aye
Supervisor Udicious	abstained

carried.

III. TRANSFER OF FUNDS

*Transfer from the unexpended balance of an existing appropriation
Highway Fund*

V. CORRESPONDENCE

Supervisor Udicious received correspondence informing the Town that the Monroe County Department of Transportation has approved an AIDS CURE Ride/Run through the Town of Rush on June 3, 2012. The roads affected will be East River from Route 251 to the Monroe County line. A reminder will be provided to the public as the event date approaches.

VI. REPORTS OF OFFICERS AND COMMITTEES

Councilman Anderson stated that Congressman Tom Reed held a town meeting at the Rush Town Hall on Saturday, November 19th at 10 AM. Councilman Anderson was in attendance as the town's official. The meeting involved an almost standing room only crowd, 1/3 of which were Rush residents. Items of interest included hydrofracking, social security, budget reduction, war time, among other topics.

Councilman Riepe had no report. The Planning Board did not convene.

Councilman Simon had no report. The Zoning Board of Appeals did not convene.

Highway Superintendent David had no report.

Code Enforcement Officer Kusse will not be available the morning of Wednesday, November 30 in order to attend a training session on energy code for commercial structures.

Town Clerk Bucci reported that Todd Ewell, engineer for the town, will be presenting a mark-up section of the design criteria text to be included with the adopted design criteria previously updated in the Town Code. The Planning Board application revision is being reviewed and will be presented to the Town Board for approval.

Supervisor Udicious reported third quarter share of sales tax receipts in the amount of \$79,025.56. The Town budgeted revenue for 2011 at \$210,000. It appears that the town will be ahead by approximately \$53,000 in sales tax revenue for 2011.

VII. OLD BUSINESS

A. 2012 Budget – Supervisor Udicious stated that prior to the meeting he had talked to Councilwoman Sluberski who would not be present at the November 23rd meeting. She has no changes to the budget to

recommend and is in support of the proposed 2012 Budget. Supervisor Udicious asked for additional board comment.

On the question by Councilman Simon, the Assessor's request for software has been removed from the 2012 budget as well as the Dog Control's Officers request for additional hours and the increase in pay rate has been postponed pending further information requested.

RESOLUTION #156-2011

Councilman Anderson moved that the Preliminary Budget for the Town of Rush which has been amended, be adopted as the Official Budget for the Town of Rush for 2012. Councilman Riepe seconded the motion.

Roll:

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

B. ADA Door Openers (Complete): \$3,900, Electrical \$442.80 – Restroom doors are now complete. A balance of CDBG grant monies remains. Supervisor Udicious is awaiting confirmation that the funds may be used for the purchase of and or electrical installation of a dusk-to-dawn light which is needed in the sidewalk area of the ADA compliant pavilion.

C Status of Camera Installation in Stairwell serving the Library – Cameras have been installed and the town is awaiting Day Automation's wiring connection to the library.

VIII. NEW BUSINESS

A. Annual Payment to NYS Retirement – Supervisor Udicious reported that the town does not have control of the NYS Retirement contribution. In 2009, the town's annual cost was \$58,192; 2010, the town's annual cost was \$97,181 and in 2011, the town's annual cost is \$105,974.

Councilman Anderson additionally stated that even though NYS classifies it as a 2011 payment, it is actually a pre-payment of 2012 NYS retirement cost.

Councilman Anderson stated that a number of fire districts around the county have moved to go beyond the 2% tax cap due. Without increasing town costs, the retirement system costs have increased their budget and exceed the tax cap.

B. Repair to Route 390 – Supervisor Udicious reported that many officials met to discuss a concrete payment restoration project that will occur on Route 390 from Exit 11 (Rush) to Exit 10 (Routes 5 & 20 – Avon). Officials Supervisor Udicious, Councilman Anderson along with Code Enforcement Officer Kusse and Fire Chief Bucci were in attendance. The project will now include shoulder work in order to provide a single lane of travel and will not take place until the 2012 construction season.

C. Snow and Ice Agreement with Monroe County – Supervisor Udicious presented an Amendment #9 to the “Snow and Ice Agreement”. The town contracts with the County on a yearly basis. The agreement quotes a rate to be paid to the town per mile (58.88 miles) and includes snow fence allowance and sweeping payment. The total estimated payment will be \$165,049.83. Highway Superintendent Mark David has reviewed Amendment #9 and approves of the agreement.

RESOLUTION #157-2011

Supervisor Udicious moved to approve Amendment # 9 to the “Snow and Ice Agreement” between the Town of Rush and County of Monroe including snow fence allowance and sweeping for a total of 58.88 miles. Councilman Anderson seconded the motion.

Roll:

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

IX. OPEN FORUM

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

Resident Dave Sluberski requested assistance in informing the Monroe County Sheriff's office of speeding cars on Rush West Rush Road during rush hour timeframes.

Supervisor Udicious stated that anyone can contact the Monroe County Sheriff's Department by phoning 911, however, he will contact the Zone Captain assigned to Rush regarding the matter.

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X. ADJOURNMENT

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

Respectfully submitted,

Pamela J. Bucci
Town Clerk