

RUSH TOWN BOARD
Minutes of June 26, 2013

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Richard Anderson at 7:00 PM on June 26, 2013, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Richard Anderson	-----	Supervisor
	William Riepe	-----	Councilperson, Deputy Town Supervisor
	Cathleen Frank	-----	Councilperson
	Daniel Woolaver	-----	Councilperson
	Pamela Bucci	-----	Town Clerk
	John Mancuso, Esq.	-----	Attorney for the Town
	Charles Steinman, Esq.	-----	Attorney for the Town

OTHERS

PRESENT:	Mark David	-----	Highway Superintendent, Resident
	Ansgar Schmid	-----	Resident
	Gerald Kusse	-----	Building Inspector, Resident
	Cathy & Chuck Hughes	-----	Resident
	Carol Barnett	-----	Resident
	Pam Ebersold	-----	Resident
	Rita McCarthy	-----	Resident
	Marjorie Kirch	-----	Historian, Resident

I. OPEN FORUM

Supervisor Anderson opened the floor to anyone wishing to address the Town Board. He stated that all comments should be brief and any questions asked would be answered at that time or after research, responded to at a later date.

Resident Chuck Hughes remarked about the flood disaster of June 13, 2013, in the 4 corners of Rush. He recalled previously discussing with state workers when they installed the culvert at the intersection that the pipe being used was inadequate and in reviewing the engineers site survey post flood pictures, they recommended a bridge. Mr. Hughes stated that the amount of water pouring into his basement windows may have been contributed to inadequate tile and ditching in the farm fields causing a drainage problem. He further asked the Board what they were currently doing to prevent a reoccurrence and what the Town was presently doing to seek help for the homeowners who endured flooding.

Supervisor Anderson stated that at some time in the past, the NYSDOT may have realized that the culvert was undersized. When the work along the Town Hall was done, coverage of the ditch was required. The Town requested taking the culvert further, however, it was denied, and an open ditch was put in its place. NYSDOT specifications called for what is in place today. The Town purchased grading over the ditch for safety purposes. Supervisor Anderson stated that he has discussed the same issue with the NYSDOT and they are taking issues under advisement. The City of Rochester has also been contacted regarding the possible reservoir bladder and its capacity to retain additional rain water. A retention pond was built with the reservoir construction. Engineering designs are being reviewed. Sand bags, empty, are available from Monroe County Emergency Management and will be obtained, including sand, by the Town.

Supervisor Anderson stated that with all agencies, including NYS, (Federal Emergency Management Association) FEMA, (State Emergency Management Agency), SEMO (Security and Emergency Management Office), specific criteria needs to be met in order to qualify for emergency disaster funding. Rush falls within the municipalities of Monroe County, due to population. Monroe County must reach damages in the millions in order to qualify for funding help. Rush was the only town in the County to report a disastrous flood.

Small businesses have the availability to obtain a loan for damages and information is available on the town website. This loan requires a 40% loss of property. Supervisor Anderson also contacted both Congressman Chris Collins, Assemblyman Bill NoJay and Senator Ted O'Brien. Monetary assistance is not available.

Resident Chuck Hughes further asked if the Board would provide a resolution declaring a flood emergency, so that the loss may be deductible for tax purposes. o claim a deduction on his insurance. The loss may be deductible for tax purposes. insurance agent, that an assessment or tax deduction would be available through a Town Board resolution. Supervisor Anderson stated that perhaps that would be available and Emergency Management would be contacted.

Although the Town has \$1M flood insurance, there is a \$50,000 deductible. If the Town, over the past 10 years, opted to reduce the deductible, a premium of at least \$300,000 would have been spent. The only part of the Town in the flood zone is in the ditch located on the property, therefore, the Town made a wise decision in keeping the deductible higher.

Resident Pam Ebersold stated that she was without power for 24 hours. She questioned the lack of response from the Town, Red Cross or any Emergency agency.

Supervisor Anderson responded that he contacted all town, county and state agencies. Although no other town in the County reported a flood disaster, agencies were contacted. The Fire Department and Highway crew were assisting in pumping out basements. Routes 251 and 15A are state roads. Once NYSDOT arrives on the scene, the Town no longer has jurisdiction regarding the road. The flooding of the intersection occurred within 20 minutes. Supervisor Anderson added that he also reported that there was not only flooding but wake damage due to vehicles traveling through the intersection.

Resident Chuck Hughes added that this occurrence was the largest disaster to occur in 40 years.

Supervisor Anderson stated that approximately 16 inches of water, which entered through the air ducts, was pumped out of the Town Hall basement.

II. APPROVAL OF MINUTES

RESOLUTION #106-2013

Councilperson Riepe moved to approve the June 12, 2013, Minutes as presented by the Town Clerk. Councilperson Frank seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

III. TRANSFER OF FUNDS

Supervisor Anderson noted that transfers were not necessary.

IV. APPROVAL OF ABSTRACT

RESOLUTION #107-2013

Councilperson Steiner moved Be It Resolved, that having audited all the claims against the funds listed on Abstract 6-2 (#12), for vouchers #619 through #664, be allowed for payment in the amount of \$25,102.53. Councilperson Woolaver seconded the motion.

Roll:

Councilperson Riepe	aye
Councilperson Steiner	aye
Councilperson Frank	aye

Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

V. CORRESPONDENCE

Monroe Community College Training Center – Supervisor Anderson stated that the Rush Rifle Range Schedule will be posted on the town website.

Local Highway Officials – Cornell University Training School – Cornell University President Cathleen Bohr, PhD, forwarded a letter announcing effective September 30, 2013, they will be terminating the local technical assistance program for the Cornell Local Roads Program. The program no longer falls within their curriculum. The Program, which past and present Rush Highway Superintendents have attended annually, is a training session for all new and seasoned highway superintendents and like professionals. It is one of the only official's training available. The program has run since 1951. One-third of the attendees at this program every year are new officials. Supervisor Anderson asked that the Town Board support a request for continuation of this program.

RESOLUTION #108-2013

Councilperson Steiner moved, on behalf of the Town Board, to support the Highway School Program's continuation at Cornell University. Supervisor Anderson, with input from Highway Superintendent David, will construct a letter to President Cathleen Bohr, PhD. Councilperson Woolaver seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

VI. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Riepe attended the Fire Commissioner's Meeting. The firefighters were concerned about the flood and believe it to be a culvert issue at 15A and realize that it is under the NYSDOT jurisdiction.

Councilperson Riepe attended the Planning Board meeting. The Board was concerned about the work to be done on the southeast corner of Routes 251 and 15. The Board is also in favor of approving the Right to Farm Law.

Councilperson Riepe attended the dedication of the former American Legion facility on Pinnacle Road which is now owned and available for rent through Monroe County.

Councilperson Steiner had no report.

Councilperson Frank had no report. The Library Board of Trustees will meet again in July.

Councilperson Woolaver, as liaison, attended the Zoning Board meeting where they approved 4 zoning variance applications.

Town Clerk Bucci stated she had filed the May monthly report with the Supervisor with revenues in the amount of \$13,876.15 mostly attributed to recreation and pavilion rentals. Non-local revenue checks were sent to NYS Department of Health for marriage licenses and NYS Agricultural & Markets for dog licensing.

Highway Superintendent Mark David stated that paving has been completed on Honeoye Falls No. 6 Road between 15A and Works Road; now awaiting striping. Culvert work on Pinnacle Road has been completed. Ramsey Construction is contracted with Monroe County to finish the project. Ramsey Construction is renting the office space of the town rental property. The S curve of Pinnacle will be reconfigured.

Upon Councilperson Riepe's inquiry, Superintendent David stated that his crew will be completing the ADA Compliant basketball court by summer's end, weather permitting.

Attorney John Mancuso had no report.

Supervisor Anderson, as member of the American Legion Post, attended the dedication of the former building to Monroe County Parks. Monroe County remodeled the building with all of their own labor. It continues to be a community asset. The Stevens Connor American Legion Post continues to hold meetings at that location.

Supervisor Anderson attended the Monroe County Supervisor's Association meeting wherein Monroe County Executive Maggie Brooks was the guest speaker. She clarified the negative press report of Rochester's being in fiscal stress. A number of same class counties had not yet reported. Monroe County's largest portion of the budget is mandated and 28% increase in county taxes is not the answer. She will be requesting mandate relief.

Building Inspector/Code Enforcement Officer Gerry Kusse had no report.

VII. OLD BUSINESS

A. Right to Farm Law Update – Supervisor Anderson stated that the Planning Board on a vote motioned by Don Sweet, recommended that the Town Board pass a Right to Farm law similar to the Town of Gorham Right to Farm Law. Member John Morelli seconded the motion. The Supervisor asked if there were further amendments necessary from the draft presented. Supervisor Anderson read the Planning Board's memorandum which provided unanimous approval of the Right to Farm Law submitted. In order to complete the grant, a resolution is required.

RESOLUTION #109-2013

Councilperson Riepe made the following resolution to adopt the Right to Farm Law, Local Law #2 of 2013 as follows:

RIGHT TO FARM LAW
CHAPTER __, TOWN OF RUSH

§ ____-1. LEGISLATIVE INTENT AND PURPOSE

Farming is important to the Town of Rush as it reinforces the quality of life enjoyed by its citizens, provides employment for agriservices, provides locally produced fresh commodities, promotes economic stability, maintains open space, promotes environmental quality, and does not increase the demand for services provided by local government.

In order to maintain a viable farming economy in the Town of Rush, farmers must be afforded protection allowing them the right to farm. Therefore, the Town of Rush emphasizes to newcomers that this town encourages its agriculture and requests newcomers to be understanding of the necessary day-to-day operations involving agribusinesses.

In order to address the unique circumstances facing agriculture in the Town of Rush, it is necessary to provide for more comprehensive local right to farm protection as provided in this local law.

It is the general purpose and intent of this Local Law to maintain and preserve the rural tradition and character of the Town of Rush, to permit the continuation of agricultural practices, to protect the existence and operation of

farms, and to encourage the initiation and expansion of farms and agricultural businesses.

For the purpose of reducing future conflicts between farmers and non-farmers, it is necessary for notice to be given to its neighbors about the nature of agricultural practices.

§ ____-2. DEFINITIONS

“Farm” — includes, but is not limited to, livestock, dairy, poultry, furbearing animals, aquaculture, fruit, vegetable and field crop farms, plantations, orchards, nurseries, greenhouses, or other similar operations used primarily for raising of agricultural or horticultural commodities.

“Agricultural Practices” — includes all farming activities conducted, necessary to the operation of the agricultural operation.

§ ____-3. RIGHT TO UNDERTAKE AGRICULTURE PRACTICES

- A. On any land which may be lawfully used for agricultural purposes in the Town of Rush, whether or not it is located in an agricultural district, an agricultural practice shall not constitute a public or private nuisance, provided such agricultural practice constitutes a sound agricultural practice pursuant to an opinion issued upon request by the New York State Agriculture and Markets Law.
- B. Farmers, as well as those employed, retained, or otherwise authorized to act on behalf of farmers, may lawfully engage in farming practices within the Town of Rush at any and all such times and all such locations as are reasonably necessary to conduct the business of farming. For any activity or operation, in determining the reasonableness of the time, place and methodology of such operation, due weight and consideration shall be given to both traditional customs and procedures in the farming industry as well as to advances resulting from increased knowledge and improved technologies.
- C. Nothing in this local law shall be construed to prohibit an aggrieved party from recovering damages for bodily injury or wrongful death.

§ ____-4. RESOLUTION OF DISPUTES

- A. Should a controversy arise regarding an inconvenience or discomfort occasioned by agricultural practices, including but not limited to noises, odors, fumes, dust, the operation of machinery of any kind during any hour of the day or night, the storage and disposal of

- manure, and the application by spraying or otherwise of chemical fertilizers, soil amendments, herbicides and/or pesticides, which cannot be settled by direct negotiation between the parties involved, the parties will submit the controversy to the Town of Rush Code Enforcement Officer as set forth below in an attempt to resolve the matter prior to the filing of any court action and prior to a request for a determination by the Commissioner of Agriculture and Markets about whether the practice in question is sound pursuant to Section 308 of Article 25AA of the State Agriculture and Markets Law.
- B. Controversy between the parties may be submitted to the Code Enforcement Officer whose decision shall be advisory only, within fifteen (15) days of the last date of the occurrence of the particular activity giving rise to the controversy or the date the party became aware of the occurrence.
 - C. The effectiveness of the Code Enforcement Officer as a forum for the resolution of disputes is dependent upon full discussion and complete presentation of all pertinent facts concerning the dispute in order to eliminate any misunderstandings. The parties are encouraged to cooperate in the exchange of pertinent information concerning the controversy.
 - D. The controversy shall be presented to the Code Enforcement Officer by written consent of one of the parties within the time specified herein. Thereafter, the Code Enforcement Officer will investigate the facts of the controversy, but must, within thirty (30) days, hold a meeting with both parties to consider the merits of the matter, and within ten (10) days after meeting with both parties, the Code Enforcement Officer will render a written decision to the parties. At the time of the initial meeting, both parties shall have an opportunity to present what each considers to be pertinent facts. The time limits provided in this subsection for action by the Code Enforcement Officer may be extended upon the written stipulation of all parties in the dispute.
 - E. Any reasonable costs associated with the functioning of the Code Enforcement Officer process shall be borne by the participants.
 - F. The decision of the Code Enforcement Officer shall not be binding. If one of the parties is not satisfied with the Code Enforcement Officer's decision, the matter shall be submitted to the Town Board according to the procedures set forth in subsection "G" below.

G. Town Board Procedures.

- a. The controversy between the parties shall be submitted to the Town Board upon consent of one of the parties.
- b. The Town Board shall review the controversy with a report submitted from the proceedings of the Code Enforcement Officer. Within thirty (30) days of the written request, the Town Board shall render a written decision to the parties.

§ ____-5. SEVERABILITY

If any provision of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such adjudication shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

§ ____-6. EFFECT ON OTHER LAWS

To the extent that any law, ordinance, rule or regulation, or parts thereof, are in conflict with the provisions of this Local Law (including all provisions of the Code concerning subdivision or site plan applications, and applications to the Zoning Board of Appeals), this Local Law shall control.

§ ____-7. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State in accordance with the New York Municipal Home Rule Law.

Councilperson Frank seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	nay	
Supervisor Anderson	aye	carried.

Attorney John Mancuso stated that the Board is also required to pass a resolution appointing themselves as the lead agency under SEQR, and make a SEQR determination. This is an unlisted action. The Board can appoint itself lead agency, declare themselves lead agency, declare an unlisted action and issue

a negative declaration indicating that there is no environmental significance associated with the adoption of the Local Law, all of which is set forth in the resolution.

The following Resolution was read aloud by Supervisor Anderson.

RESOLUTION #110-2013

**RESOLUTION OF THE TOWN BOARD
OF THE TOWN OF RUSH ADOPTING
LOCAL LAW NO. 2 OF 2013**

WHEREAS, the Town Board for the Town of Rush has determined that it is in the interests of the Town of Rush that there be a new ordinance permitting the continuation of agricultural practices, protecting the existence and operation of farms, and encouraging the initiation and expansion of farms and agricultural businesses; and

WHEREAS, a public hearing on the proposed local law was conducted by the Town Board of the Town of Rush on May 8, 2013, wherein the public was provided an opportunity to submit comments on the proposed legislation; and

WHEREAS, a Short Environment Assessment Form has been prepared by the Town in compliance with Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R. Part 617 (collectively referred to as "SEQRA"); and

WHEREAS, on April 24, 2013, the Board referred the proposed local law to the Monroe County Department of Planning and Development pursuant to section 239-m of the New York General Municipal Law; and

WHEREAS, on May 29, 2013, the Monroe County Department of Planning and Development responded with comments on the proposed local law; and

NOW, THEREFORE BE IT RESOLVED that this Board declare itself Lead Agency for purposes of conducting an uncoordinated review of the proposed local law and making any necessary determinations of environmental significance under SEQRA; and

BE IT FURTHER RESOLVED that this Board classifies the action as an "unlisted action" subject to an uncoordinated review under 6 N.Y.C.R.R. § 617.6; and

BE IT FURTHER RESOLVED that the Town Board finds that the action will not include a significant potential environmental impact, and thus issues a negative declaration under SEQRA; and

BE IT FURTHER RESOLVED that Local Law No. 2 of the year 2013, a copy of which is attached and incorporated hereto, shall enact new Chapter of the Code of the Town of Rush;

BE IT FURTHER RESOLVED that said resolution and local law shall take effect immediately upon its filing in the Office of the Secretary of State in accordance with Section 27 of the New York Municipal Home Rule Law; and

BE IT FURTHER RESOLVED that notice of this Resolution shall be filed and circulated to the extent required by any applicable provision of the Code of the Town of Rush and/or any relevant statute or regulation.

Councilperson Frank seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	nay	
Supervisor Anderson	aye	carried.

B. Hydrofracking Update – Supervisor Anderson is currently meeting with Attorney Charles Steinman who is working on a Hydrofracking Local Law. It will be written in accordance with the recommendations of Attorney David Slotje. A public hearing was conducted on the topic.

VIII: NEW BUSINESS

A. Town Hall Flood – Supervisor Anderson continued his discussion from the Open Forum stating that Emergency Enclosures was immediately dispatched to assist the Town in extracting the water and cleaning the air on June 13, 2013. Prior to their arrival, the Highway Department started pumping approximately 16 inches of water from the basement. All areas requiring damage removal or cleaning have been completed.

B. Resolution to Support the Town of Ulysses in Amicus Curiae - Supervisor Anderson stated that the Town of Rush has been asked to reinstate and continue to support the Town of Ulysses in amicus curiae. Two Appellate Courts ruled in favor of the Towns of Middlefield and Dryden confirming our rights under the Municipal Home Rule Law that allows cities, towns and villages to determine

land uses within their borders, including heavy industrial activities, such as drilling for natural gas.

These cases are once again being appealed, this time to the highest court in New York State, the Court of Appeals.

RESOLUTION #111- 2013

Supervisor Anderson moved as follows:

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF RUSH TO APPROVE BECOMING AN AMICUS CURIAE IN ACTIONS INVOLVING MUNICIPAL HOME RULE IN THE COURT OF APPEALS OF THE STATE OF NEW YORK

WHEREAS, the Towns of Middlefield and Dryden have recently revised their zoning laws to prohibit heavy industrial uses (including natural gas drilling) in their communities and such laws were challenged in court by opponents claims that the Towns did not have the power to regulate natural gas drilling as a land use through zoning; and

WHEREAS, the Town of Ulysses filed an amicus curiae or “friend of the court” brief in both lawsuits in support of its sister Towns in order to reassert the right of each municipality throughout New York State to determine what land uses are appropriate in its community through municipal home rule law powers granted by the NYS Constitution and the NYS Municipal Home Rule Law; and

WHEREAS, the Town of Rush joined with the Town of Ulysses and a coalition of over 50 other municipalities from across the State to file these amicus curiae briefs in the Appellate Division, Third Department in 2012; and

WHEREAS, the Appellate Division, Third Department, ruled in favor of the Towns of Dryden and Middlefield in the matters of Norse Energy Corporation USA v. Town of Dryden et al., and Cooperstown Holstein Association v. Town of Middlefield; and

WHEREAS, the Norse Energy Corporation and the Cooperstown Holstein Association (“Appellants”) recently filed motions for leave to appeal each decision to the Court of Appeals – the State’s highest court; and

WHEREAS, if the Appellants are granted leave to appeal to the Court of Appeals, the Town of Ulysses will seek leave to file amicus curiae brief(s) with the Court and will file such brief(s) if leave is granted; and

WHEREAS, the Town of Ulysses has requested that other municipalities in the State consider joining the municipal coalition supporting the Ulysses' amicus brief(s) to send a powerful statement to the Court of Appeals, the NYS Department of Environmental Conservation and the NYS Legislature about the importance of protecting municipal home rule in New York State and a municipality's right to decide, for itself, whether natural gas drilling - or any other land use - is appropriate for its citizens.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Town of Rush hereby determines that it is in the public interest of the citizens of the Town to support Municipal Home Rule by joining in the amicus brief(s) being filed in the Court of Appeals by the Town of Ulysses and a coalition of municipalities from across the State.
2. The Town of Rush hereby authorizes and directs the Supervisor to complete or cause to be completed any and all such further documents and papers in the name and on behalf of the Town as the Supervisor deems necessary or appropriate to carry into effect the foregoing resolution.
3. The Town Clerk will promptly send a certified copy of this adopted resolution to the Town of Ulysses, 10 Elm Street, Trumansburg, NY 14886.

Motion was seconded by Councilperson Woolaver.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

DATE ADOPTED: June 26, 2013

D. Resolution for Designating Service of Notice of Claim – Town Clerk Bucci explained that the General Municipal Law has been amended

regarding Notice of Claims. Effective June 15, 2013, a person wishing to sue a town will have another option for serving a notice of claim upon the town. The Secretary of State may not receive the claim which is then forwarded to the Town. If the Town adopts the resolution, the Secretary of State will receive the notice of claim and if a fee is collected, the Town will be forwarded half of the fee. Town Clerk Bucci read the resolution in full.

RESOLUTION #112-2013

Councilperson Riepe moved as follows:

WHEREAS General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate; Now therefore Be It

RESOLVED, that the Town Board of the Town of Rush, County of Monroe designates the Town Clerk, to receive notices of claims served upon the Secretary of State by mail at 5977 East Henrietta Road, Rush, New York 14543.

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him or her of the town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.

Councilperson Steiner seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	aye	
Supervisor Anderson	aye	carried.

C. Pavilion Sign – Supervisor Anderson has been requested by Town Historian Marjorie Kirch to dedicate the Pavilion in memorial to Bill Udicious who was Supervisor for 12 years and was instrumental in getting the pavilion funding as well as coordinating the building efforts to erect it. It is constantly occupied and booked on weekends through the summer. The Town also uses the building for overflow meetings and programs.

Historian Marjorie Kirch stated that Bill Udicious, being the Supervisor for 12 years, accomplished a great deal for the community, including renovating the Town Hall and Library. Much of the money that went into building the pavilion was from grant monies sought after during his tenure. A sign sketch entitled William Udicious Pavilion, Built 2010 was circulated. Monies for the sign are available in the Recreation fund.

Councilperson Riepe added that Supervisor Udicious had sought and received over \$1 Million dollars in grant money for the Town of Rush during his tenure.

RESOLUTION #113-2013

Councilperson Riepe moved to erect a sign on the Pavilion to be entitled William Udicious Pavilion, Built 2010 in honor of past Supervisor Udicious and his efforts in building it. Funds used for the sign will not exceed \$1,300.00. Councilperson Steiner seconded the motion.

Roll:

Councilperson Riepe	aye	
Councilperson Steiner	aye	
Councilperson Frank	aye	
Councilperson Woolaver	nay	
Supervisor Anderson	aye	carried.

OPEN FORUM:

Supervisor Anderson opened the floor for the audience to address to the Town Board.

ADJOURNMENT:

There being no further business, the meeting was adjourned by Supervisor Anderson at 8:40 PM and approved by common consent of all councilpersons present.

Respectively submitted,

Pamela J. Bucci

RUSH TOWN BOARD
June 26, 2013

Town Clerk