

Rush Town Board  
August 8, 2007

A regular meeting of the Rush Town Board was held on August 8, 2007 at the Rush Town Offices, 5977 East Henrietta Road and was called to order at 7:00 p.m.

Present: Councilman Donald Knab  
Councilman Richard Anderson  
Councilman Thomas Doupe  
Councilwoman Lisa Sluberski  
Supervisor William Udicious

Others: Frank Pavia, Attorney for the Town of Rush  
Gerald Kusse, Code Enforcement  
Richard Tracey, Fire Marshal  
Rufus Falk, Assessor  
David Sluberski, Rush West Rush Road  
James Rumsey, Rush West Rush Road  
Richard Spencer, Rush Mendon Road

#### I Approval of Minutes

##### **RESOLUTION #131**

Councilman Doupe moved that the minutes of the regular Town Board meeting of July 11, 2007 be approved. Councilman Anderson seconded the motion.

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

#### II Approval of Abstracts

Abstract #14

##### **RESOLUTION #132**

Councilman Anderson moved BE IT RESOLVED, that having audited all the claims against the funds listed on the abstract, I move that all claims in the amount of \$123,870.85 be allowed for vouchers #677 through #734. Councilman Doupe seconded the motion.

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

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Abstract #15

**RESOLUTION #133**

Councilman Anderson moved BE IT RESOLVED, that having audited all the claims listed on the abstract, I moved that all claims in the amount of \$21,153.69 be allowed for vouchers #785 through #822. Councilman Knab seconded the motion.

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

III Correspondence

1. Letter sent to all town residents with agricultural exemptions re: farmland protection programs in the state and requesting input from residents on best method to achieve that goal.

Supervisor Udicious stated that no options had been decided upon by the board and that more investigation needed to be done to determine what lands to preserve and the cost to the town residents.

Councilman Anderson stated that he had attended a workshop discussing options available for farmland preservation. The options range from the cheapest which is the zoning of agricultural lands that imposes severe restrictions on development to costly purchase of development rights.

There is limited grant monies available for preservation from the state and Councilman Anderson agreed to investigate the grant information to determine if was applicable to the town.

IV Reports of Officers and Committees

1. Supervisor - Supervisor Udicious reported that Phase I of the town hall improvements have been completed with the court room railing, jury box and holding cell finished except for the carpeting. Phase II will be the building of a new judge's bench and an estimate for that work has not yet been received.

V Old Business

1. Audit of Town Departments - Supervisor Udicious reported that the contract with Eldridge Fox has been signed and work will start soon. The results of the court audit must be sent to the state to fulfill the requirements that a yearly check of the court books be made.

2. Marsh Properties Contract - The contract with Marsh Properties to act as a rental agent for property at 1911 Rush Scottsville Road has been review by Attorney Pavia and some changes made. Supervisor Udicious stated that he was awaiting the return of the amended contract from Marsh.

VI New Business

1. Recognition of James Bucci has been postponed until the September 12<sup>th</sup> meeting since he was unable to attend this meeting.

2. Siting of power plants - Supervisor Udicious gave each board member a copy of a request from the Association of Towns to pass a resolution concerning the state's attempt to assume the authority to site power plants in the future. Attorney Pavia stated that he felt the state would succeed in this move as they had with mining permits. The local authority (towns, villages, etc.) would only have minor control in terms of zoning approval but that too would be subject to state review.

Attorney Pavia will review the matter for the next meeting and give his recommended course of action. The information will also be given to the Planning and Zoning Boards for their discussion and comment.

3. CEO request to hire contractor for clean up of 75 Honeoye Falls Five Points Road -

Supervisor Udicious reported that a letter had been sent to the property owner at 75 Honeoye Falls Five Points Road concerning the deadline for clean up of grids 1 through 7. A letter has been received from the Attorney for the homeowner requesting a postponement of the deadline until the September 12<sup>th</sup> Board meeting. Code Enforcement Officer Kusse is marking items to be removed.

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Councilman Knab stated that he did not want it assumed by the property owner that once all marked items were removed that he would be considered finished in the clean up. A letter stressing this point will be sent to the homeowner and the board agreed to the postponement of hiring a contractor until the September 12<sup>th</sup> Town Board meeting.

#### 4. Appointment of Fire Marshal -

##### **RESOLUTION #134**

Supervisor Udicious moved that Richard Tracey be appointed as Fire Marshal and Emergency Preparedness Administrator for the Town of Rush effective August 9, 2007 until December 31, 2007. Salary for the position to be set at Step 4 (\$6330 for fire marshal and \$980 for Emerg. Prep. Admin.) Councilman Anderson seconded the motion.

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

A log of hours spent is to be kept for the Emergency Preparedness Administrator due to up front development of new programs under his responsibility to insure proper compensation, Supervisor Udicious explained.

#### 5. Assessor's computers -

Assessor Falk explained that his office needed to purchase new computers due to their age and incompatibility with the new server system. Originally, he had planned to budget for the purchase in 2008 but since there are funds in his budget available at this time, he asked to purchase one unit. PinPoint Group has quoted a cost of \$1650.00 for one computer and necessary programs. Councilman Doupe reviewed the quote and stated that it was reasonable for the unit to be purchased and that the industry standard was replace of computers every 3 to 5 years.

##### **RESOLUTION #135**

Councilman Knab moved that the Assessor be authorized to purchase a computer and software for his office at the price quoted by PinPoint Group in their letter of July 30, 2007. Councilman Doupe seconded the motion.

Roll:	Councilman Knab	aye
	Councilman Anderson	aye

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Councilman Doupe	aye	
Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

6. Requests for links to town website -

Supervisor Udicious stated that he had received two requests from organizations wishing to link their web sites with the town's web site. The Pine Hill Cemetery Association and the Democratic Committee have made the request. The Association of Towns has provided some guidelines on this matter and these have been given to the Attorney for the Town to read and advise the board at the next meeting.

7. Industry waterline connection update - Councilmen Anderson and Doupe attended a meeting with the State and Monroe County regarding the severing of the water and sewer lines to the former Industry property owned by Patricia Weaver and the two museums. There was not much information obtained from that source however. Supervisor Udicious called the NY Office of Children and Family Services and received a copy of a letter that informed the Town that the deadline for the severing of those connections has been postponed until late October or November due to the lateness in obtaining bids to replace the water and sewer lines on the Industry School property.

Open Forum

David Sluberski asked that since he would not be able to attend the next board meeting if he could be made aware of the decision on the web links requested and that he might obtain a copy of the material submitted from the Association of Towns.

Mr. Sluberski asked if the town board agenda could be put on the website earlier than Wednesday afternoon of the day of the meeting. Supervisor Udicious stated that a preliminary one could be made available on Thursday of the week before although there maybe additional items added before the meeting.

As the result of attending a meeting in Lima on farmland preservation, Mr. Sluberski felt that it was up to the farmers to decide what they wished to do with their land in

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the long term. A book available in the library for review suggested a number of options proposed for preservation. A recent article in the Henrietta Post or D&C addressed towns limiting the size of big box stores and this might be an option the town would like to review.

Councilman Knab moved that meeting be adjourned.  
Councilman Doupe seconded the motion and the Board was all in agreement.

Time: 7:55 p.m.

Respectfully submitted,

Linda G. Henry  
Town Clerk