

Rush Town Board  
October 10, 2007

A regular meeting of the Rush Town Board was held on October 10, 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 Spencer, Rush Mendon Road  
Pamela Bucci, West Henrietta Road  
James Rumsey, Rush West Rush Road  
Jessica Gaspar, Henrietta Post

#### I Approval of Minutes

##### **RESOLUTION #148**

Councilman Knab moved that the minutes of the September 26, 2007 meeting be approved as presented. Councilman Doupe seconded the motion.

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

#### II Transfer of Funds and Approval of Abstract

##### **RESOLUTION #149**

Councilman Knab moved that the following transfer of funds be made:

\$3,000.00 from A-1110.2 Count Capital Outlay to A-1110.4 Court Contractual - cover cost of court stenographer for trials.

Councilman Doupe seconded the motion.

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

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**RESOLUTION #150**

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 \$42,788.83 be allowed for vouchers #993 through #1048. Councilman Doupe seconded the motion.

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

III Reports of Officers and Committees

1. Town Board - Councilwoman Sluberski reported that the Recreation Department was planning a Winter Festival but the details were still being worked out. An Open Forum that she had hosted had about 30 people in attendance and once the comments received are gathered up, she would pass them on to the Board.

2. Code Enforcement - Mr. Kusse reported that the log jam on the creek would be removed soon. Releases have been obtained from the property owners involved and one owner has agreed for the material to be stacked on his property. Since the properties involved are under cultivation the crop needs to be harvested before work can begin. Harvesting should take place in the next week. Councilman Knab stated the signed releases should be returned to the Attorney for the Town for review before any work was begun.

3. Supervisor - Supervisor Udicious gave an update on the sale of the former Rush Market & Deli - the realtor has a firm offer that has been accepted but the property has not closed. Supervisor Udicious has asked for the name of the new owner, when available, so that he can meet with them to discuss what will be done with the corner and offer any assistance from the town possible.

An email was received asking to schedule a meeting of individuals involved in the POD program in Rush. The email has been passed on to the Fire Marshal/Emergency Preparedness Coordinator and Councilwoman Sluberski has also requested to be included in that meeting.

IV Old Business

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1. Expanding tax exemption requirements to cover non reimbursed medical expenses - Supervisor Udicious stated that the County of Monroe has not chosen to participate in this matter and only two towns in county have passed the necessary legislation. He felt there were still a number of questions unanswered and would suggest putting the matter on hold until more information was available. Assessor Quinlan also feels that more study is required prior to making any decision on expending the exemption requirements. The Board agreed.

2. Sign Ordinance Update - Councilman Doupe stated that he had given the boards a copy of the latest draft with a memo asking for input by November 2<sup>nd</sup>. Those comments will be passed on to the Town Board and it is hoped that public hearing on the revised Sign Ordinance could be held early next year.

3. Quality Communities Project - Councilman Anderson reported that a Workshop/Public Meeting would be held on Saturday November 3 at the Wildwood Country Club between 9 and 1 p.m. for a discussion of the progress on this project. An underwater survey of the dam that will be used for developing an engineering report on the condition and cost to repair the dam, if needed, will be available this week.

Invitations to a number of interested parties and groups involved in the project will be sent out to attend this workshop. Blueway Trails is the latest group to express interest in being included in this project.

#### V Public Hearing on the 2008 Rush Town Budget

Town Clerk Henry read the legal notice posted for this hearing and certified that proper notifications had been made.

Supervisor Udicious asked for public comment from the audience. Richard Spencer of Rush Mendon Road stated that he had obtained a copy of the budget and did find several areas of concern to him. He questioned the size of the anticipated unexpended balance from 2007 that represented more than 10% of the budget. He also had questions concerning the cost of road projects that there proposed for completion in 2008. Supervisor Udicious suggested that Mr. Spencer meet with Don Reynolds, Budget Director,

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Highway Superintendent Steve King and himself to obtain a clearer explanation of the items he had expressed concern about.

Councilman Knab moved that the public hearing be closed. Councilman Anderson seconded the motion and the board was all in agreement.

Executive Session

Supervisor Udicious made a motion for the board to move into Executive Session to discuss possible litigation. Councilman Knab seconded the motion and the board was all in agreement.

Time: 7:40 p.m.

The Board returned to regular session and adjourned with the consent of all the board members.

Time: 8:05 p.m.

Respectfully submitted,

Linda G. Henry  
Town Clerk