

RUSH TOWN BOARD
Minutes of September 10, 2008
Regular Meeting

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Udicious at 7:00 PM on September 10, 2008, at the Rush Town Offices, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Donald Knab	-----	Councilman, Deputy Town Supervisor
	Richard Anderson	-----	Councilman
	Thomas Doupe	-----	Councilman
	Lisa Sluberski	-----	Councilwoman
	William Udicious	-----	Supervisor
	Pamela Bucci	-----	Town Clerk
	Charles Steinman	-----	Attorney for the Town

OTHERS PRESENT:	Patricia Stephens	-----	Recreation Supervisor
	Kirsten Flass	-----	Library Director
	Theresa Kabes	-----	Resident
	Tom Schaller	-----	Audience Member
	Mike Krenzer	-----	Scottsville, New York

I. OPEN FORUM . Supervisor Udicious informed the audience that copies of Rules and Procedures for Town Board meetings are available at the meeting sign in table.

Michael Krenzer of 2380 Scottsville Road, Scottsville stated that on August 5, 2007, he attempted to contact Highway Superintendent Steven King by telephone regarding a drainage issue on Route 15. Mr. Krenzer did not discuss the issue with him until December 27, 2007, and was informed that the situation would be reviewed. On January 24, 2008, Mr. Krenzer forwarded a letter to the town requesting a response. To this date Mr. Krenzer's letter nor additional phone calls to the Highway Department have been returned. Mr. Krenzer stated that this issue has existed since 1988 when the water district was established.

Supervisor Udicious will contact Superintendent King upon his return from vacation and a call will be returned to Mr. Michael Krenzer.

II. APPROVAL OF MINUTES . August 20, 2008

RESOLUTION #123-08

Councilman Knab moved that the Minutes of August 20, 2008, meeting be approved as submitted. Councilwoman Sluberski seconded the motion.

Roll:

Councilman Knab	aye
Councilman Anderson	aye
Councilman Doupe	aye

Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

II. APPROVAL OF MINUTES . August 27, 2008

RESOLUTION #124-08

Councilman Anderson moved that the Minutes of August 27, 2008, meeting be approved as submitted. Councilman Doupe seconded the motion.

Roll:

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

III. APPROVAL OF ABSTRACT

Councilman Anderson recommended that the Minutes of August 13, 2008, be revised in reference to removing Vouchers numbered 853, 858 and 882 that were voided from Abstract #17. Vouchers numbered 910, 911 and 912 were added, thus changing the total of the Abstract from \$64,601.34 to \$64,640.72, a difference of \$39.38.

RESOLUTION #125-08

Councilman Anderson moved to amend the Minutes of August 13, 2008, by removing Vouchers numbered 853, 858 and 882 that were voided from Abstract #17. Vouchers numbered 910, 911 and 912 were added, thus changing the total of the Abstract from \$64,601.34 to \$64,640.72, a difference of \$39.38. Councilwoman Sluberski seconded the motion.

Roll:

Councilman Knab	Aye	
Councilman Anderson	Aye	
Councilman Doupe	Aye	
Councilwoman Sluberski	Aye	
Supervisor Udicious	aye	carried.

RESOLUTION #126-08

Councilman Anderson stated, **Be It Resolved**, that having audited all the claims against the funds listed on Abstract #19 in the amount of \$23,201.90 be allowed for vouchers #962A through #689. Councilman Knab seconded the motion.

Roll:

Councilman Knab	Aye	
Councilman Anderson	Aye	
Councilman Doupe	Aye	
Councilwoman Sluberski	Aye	
Supervisor Udicious	aye	carried.

IV. CORRESPONDENCE

A. Eagle Scout Project Request - David Schmitthenner, who is pursuing Eagle Scout, has requested assistance from the Town in providing possible projects, specifically involving carpentry work to complete his Eagle Scout requirements. Project completion date is December 2008. Supervisor Udicious suggested benches be placed along the walking trail being created on town property. Other ideas from the Board should be forwarded to Mr. Udicious by September 19th. Councilman Anderson commented that there are a number of Eagle projects awaiting completion at the Mendon Foundation and he will forward Mr. Schmitthenner's request to Warren Wallace of the Mendon Foundation.

B. Highway Department - Deputy Town Clerk Meribeth Palmer received a call of compliment from a resident stating that a Town Highway Department paving job was perfectly done, neat and clean. He also complimented Highway Deputy Superintendent Mark David's politeness and professionalism on the job. An additional letter was received complimenting roadsides mowing being done throughout the town.

C. Rush-Henrietta Homecoming Parade . An invitation to Town Board members wishing to participate in the Homecoming Parade on Friday, September 26, 6:00 PM at the 9th Grade Academy, Lehigh Station Road, Henrietta.

V. REPORTS OF OFFICERS AND COMMITTEES

A. Sealing of Concrete . Councilman Knab stated that the sealing of concrete behind the town hall and parking is near completion. Supervisor Udicious requested sidewalk sealing to include curb sealing where overage drippings occurred. Exterior painting at 1911 Rush Scottsville Road has commenced.

B. Gazebo Project and Wine Tasting Event - Councilman Doupe reported that the Library gazebo is near completion. The Wine Tasting Event is scheduled for February 7, 2008, tentatively at the Rabbit Room in Honeoye Falls.

C. Sign Ordinance . Councilwoman Sluberski stated that the Zoning Board of Appeals would be discussing the Sign Ordinance at their September 11 meeting.

D. Rush Community Food Outreach . Recreation Supervisor Patricia Stephens reported that through donations from Wegman's the Rush United Methodist Church is offering food items at the church for those in need.

E. Playground - Ms. Stephens reported that the playground area was vandalized with graffiti for the first time in three years and that it has been removed. Supervisor Udicious stated that there are future plans to extend the surveillance cameras to incorporate the back of town property to curb vandalism.

F. Gazebo Ribbon Cutting Ceremony and Plantings . Library Director Kirsten Flass announced that the Ribbon Cutting Ceremony would take place on Saturday, September

27 from 12 . 2 PM. A rain date is scheduled for Saturday, October 4th. Also, Library Board Member Cathy Frank provided a hand-sketch of plantings around the gazebo area. The labor involved will be donated by Brocollo Tree & Lawn Care.

G. Outside Lighting . Councilman Knab reported that the outside lighting is scheduled to be rectified within the next 2 weeks. The difficulty in getting the project complete is in finding replacement parts and a qualified electrician to handle a small but involved project.

III. OLD BUSINESS

A. Rush Dam Repair Update . The Dam repair estimates were very high. Larsen Engineers are working with local contractors to find the most critical area needing repair. The \$120,000.00 received through Assemblywoman Susan John is only to be used for dam repair this year. The Town will be seeking further grant monies to continue preserving the dam and working on a replacement plan.

B. Town Park Project Update . Grading, seeding and installation of a ball field and soccer field are expected to be complete by the end of the year. Mr. Udicious reviewed a pavilion sketch provided by Majed El Rayess of El Rayess Architects. An approved amount of \$25,000.00 is available for use on the ADA-compliant bathrooms portion of the pavilion. The bathroom portion of the pavilion includes a utility room that will be included in the initial construction. Other monies for the pavilion project are pending. Supervisor Udicious requested approval for Majed El Rayess to proceed with engineering estimates on the project.

RESOLUTION #127-08

Councilman Knab made a motion to authorize Supervisor Udicious to engage in services of El Rayess Architects for the ADA compliant bathrooms for which grant monies in the amount of \$25,000.00 are available. Councilman Anderson seconded the motion.

Roll:

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

IV. NEW BUSINESS

A. Pond Installation . Code Enforcement Officer Gerry Kusse discussed the interpretation of the existing Town Code relating to ponds and stated that the Town of Rush does not require permits for ponds. Ponds are somewhat regulated by the Department of Environmental Conservation. In the State of New York, ponds, streams, lakes, etc. are not regulated and remain barrier-free. Fencing around specific types of pools are regulating in the State of New York, therefore, installation of a pool in the Town requires a permit.

B. Upkeep of Rental Property at 1911 Rush-Scottsville Road . The house exterior is being pressure-washed and painted. The shutters were infested with beehives. Replacement shutters will be provided at a later date. An estimate for replacement windows will be sought in order to reduce energy consumption.

C. Boards' Pay Policy . Councilman Anderson noted that the Town's boards' are justly compensated for their service to the Town, however, the amount of commitment time relative to compensation should be reviewed. The proper distribution among boards will be researched.

V. OPEN FORUM . Supervisor Udicious opened the floor and offered it for anyone who wished to address the Board.

Mrs. Theresa Kabes stated that she was dissatisfied in the Town Board and the Department of Recreation's accommodations for providing a child hand-washing policy in the Rush Afterschool Program for her child who has a severe allergic peanut reaction. She has withdrawn her child from the Afterschool Program and requested her return of payment. Supervisor Udicious responded that a refund was noted on the approved abstract and would be available on Thursday, September 11th.

Mrs. Kirsten Flass asked whether or not it was difficult to fill open board positions in the town and if there were numerous applications received. Supervisor Udicious stated that often advertising of open positions is required but ample qualified resumes are received to fill the vacancies. Resumes on file from previously open positions are included in the interview process.

VI. EXECUTIVE SESSION

Supervisor Udicious made a motion to adjourn to executive session at 7:55 PM to discuss an employee matte. The motion was seconded by Councilman Knab.

Roll:

Councilwoman Sluberski	aye	
Councilman Anderson	aye	
Councilman Doupe	aye	
Supervisor Udicious	aye	carried.

On the motion of Supervisor Udicious, the meeting was returned to regular session at 8:14 PM.

There being no further business, a motion was made by Councilman Knab and the meeting was adjourned at 8:15 PM by common consent of all councilpersons present.

Respectfully submitted,

Pamela J. Bucci
Town Clerk