

RUSH TOWN BOARD  
Minutes of December 23, 2015

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Cathleen Frank at 7:00 PM on December 23, 2015, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Cathleen Frank	-----	Supervisor
	Daniel Woolaver	-----	Councilperson
	Kathryn Steiner	-----	Councilperson
	Rita McCarthy	-----	Councilperson, Deputy Town Supervisor
	Jillian Moore	-----	Councilperson
	Pamela Bucci	-----	Town Clerk
	John Mancuso, Esq.	-----	Town Attorney

OTHERS PRESENT:

Al Sweet	Resident
David & Sandra Sluberski	Residents
Bill Gaffney	Resident
Jim Sickles	Developer
Dick and Mark Knapp	Residents

I. OPEN FORUM

Supervisor Frank opened the floor inviting anyone wishing to address the Town Board to come forward. All those speaking were asked to state their name and address for record keeping purposes.

Resident Dave Sluberski thanked Councilwoman Kathryn Steiner for her four years of service on the Town Board. Noted the change in the agenda and wanted to know more about the speed reduction on West Rush Road.

II. APPROVAL OF MINUTES

**RESOLUTION #200-2015**

Councilperson Moore moved to approve the Minutes of December 9, 2015, as written by Town Clerk Bucci. Councilperson Woolaver seconded the motion.

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

III. APPROVAL OF TRANSFER

**RESOLUTION #201-2015**

Councilperson Steiner motioned to approve the transfer of funds from the unexpended balance of existing appropriations for transferred numbered #25 through #32 in the amount of \$30,396.15 is approved. Councilperson McCarthy seconded the motion.

**BUDGET TRANSFERS 12/23/2015 - 2015 FUNDS**

**Transfer from the unexpended balance of an existing appropriation'(s).**

**General Funds**

Transfer Number	Amount	Decrease Appropriation		Increase Appropriation	
		Account	Description	Account	Description
25	87.60	A.9010.800	Fringe Benefits State Retirement To cover final fall plants & winter supplies	A.8510.400	Beautification Contractual
26	0.01	A.9010.800	Fringe Benefits State Retirement Rounding	A.9710.700	Town Hall Bonds Interest
27	144.97	A.1990.400	Supervisor Contingency To cover Tablet purchase	A.3620.200	Safety Inspection Capital Outlay
28	40.60	A.7510.200	Historian Capital Outlay To cover minor variance	A.7510.400	Historian Contractual
29	2,600.00	A.1990.400	Supervisor Contingency To cover unusual turnover and training	A.1110.100	Court Personal Services

**Highway Funds**

Transfer Number	Amount	Decrease Appropriation		Increase Appropriation	
		Account	Description	Account	Description
30	5,800.00	DA.5148.100	Services to Other Govts Personal Services To Reallocate Hwy Budget per Mark David	DA.5140.100	Misc./Brush/Weeds Personal Services
31	10,200.00	DA.5148.100	Services to Other Govts Personal Services To Reallocate Hwy Budget per Mark David	DA.5130.100	Machinery Personal Services

**Appropriation of unreserved fund balance or unanticipated revenues**

**Drainage  
Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
32	11,522.97	SD.0599	Drainage Appropriated Fund Balance To cover heavy drainage work done in 2015	SD.8540.400	Drainage Contractual

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

IV. APPROVAL OF ABSTRACT

**RESOLUTION 202-2015**

Councilperson Steiner moved that having audited all the claims against the funds listed on Abstract dated December 23, 2015, for vouchers 2015 1306 through 2015 1351 in the amount of \$24,756.18 they be approved. Councilperson Woolaver seconded the motion.

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

V. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Woolaver offered the following:

- As liaison, attended the Zoning Board of Appeals meeting. One application was presented and approved.
- Attended the Recreation Agricultural Citizen Committee. Signs are being installed and the Committee is continuing to work on Rush Riverside Refuge uses.

Councilperson Steiner offered the following:

- No report.
- Thanked Councilperson Woolaver for attending the Recreation Agricultural Citizen Committee meeting in her absence.

Councilperson McCarthy offered the following:

- As liaison, attended the Library Board of Trustees meeting. They are closing in on finalizing a drive-up book drop plan with the assistance of Highway Supervisor Mark David.

Councilperson Moore offered the following:

- As liaison attended the Rush Fire District Commissioners meeting.
- As liaison attended the Planning Board meeting. They reviewed minutes and discussed project issues.

Town Clerk Bucci offered the following:

- No report.

Attorney Mancuso offered the following:

- Are in receipt of the final original title documents from James Dys regarding the road dedication for Madelyn's Way. They have been reviewed with 1 typographical error to be corrected. The title will be recorded.

Supervisor Frank offered the following:

- Presented Councilwoman Kathryn Steiner with a Certificate of Appreciation for her four years of service on the Town Board.
- Gerald Kusse, who is not in attendance, will be presented with a Certificate of Appreciation for his sixteen years of service as Code Enforcement Officer and Building Inspector for the town.

## VI. OLD BUSINESS

A. Shutters for Town Hall – Supervisor Frank welcomed Resident Bill Gaffney who, based on additional research, would like to reintroduce a proposal for shutters on the Town Hall. He believes that adding the shutters will enhance the starkness of the building.

Resident Bill Gaffney presented a sketch of the Town Hall with and without shutters along with recommendations from Developer Jim Sickles. A certified architect should be hired to install the shutters. Stainless steel fixtures can be used that will not rust and will not create the possibility for leaks. Quotes have been presented to the Town Supervisor. Mr. Gaffney read pertinent information regarding a routine shutter purchase and installation. Mr. James Sikles was present at the meeting and spoke of the simplicity of the installation by a certified installer.

Councilperson McCarthy asked for additional information to verify that destruction will be prevented with the installation of shutters on an aged building.

Supervisor Frank has inspected the building and notes that lettering and lighting have been affixed to the Town Hall since approximately 2004. There are no signs of damage, leakage or rust markings from the installation in these cases.

Councilperson Moore requested exact estimates for the shutters and work to be performed by a certified installer. Supervisor Frank has received three estimates.

**NEW BUSINESS:**

A. Resolution to accept CDBG grant for amplification system project - Supervisor Frank noted that a grant has been approved by Monroe County for an amplification system. The system will be used in the main meeting room of the Town Hall.

**RESOLUTION #203-2015**

Councilperson Steiner moved to authorize Supervisor Frank to enter into an agreement with Monroe County 2015 Community Development Block Grant Program for Amplification System in the amount of \$4,925.00. Councilperson Moore seconded the motion.

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

B. Resolution to allow Town Clerk destruction of antiquated records with budgeted funds – Supervisor Frank stated Town Clerk Bucci requested antiquated records to be destroyed.

**RESOLUTION #204-2015**

Councilperson Steiner moved to allow Town Clerk Bucci's to contract with Certified Document Destruction and Recycling Inc. for the destruction of antiquated records pursuant to the MU-1 Schedule. Councilperson McCarthy seconded the motion.

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

C. Resolution for NYS DOT Shared Services Agreement – Supervisor Frank read an excerpt from the Shared Services Agreement.

**RESOLUTION #205-2015**

Councilperson Steiner moved to allow Highway Superintendent Mark David to sign the NYSDOT Shared Services Agreement. Councilperson Woolaver seconded the motion.

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

D. Resolution for the 2016 Amendatory Agreement – All Seasons County/Town Work Agreement – Supervisor Frank noted that the All Seasons Agreement is done on a regular basis for planned and unplanned work for services throughout Monroe County.

**RESOLUTION #206-2015**

Councilperson Steiner moved to authorize Highway Superintendent Mark David to enter into a 2016 Amendatory Agreement All Seasons County/Town Work Agreement. Councilperson Woolaver seconded the motion.

Roll:

Councilperson Woolaver	aye	
Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

E. Resolution to Support the Speed Limit Reduction on Rush West Rush Road – Supervisor Frank received confirmation from Monroe County Department of Transportation that a speed reduction was in order from 55 MPH to 45 MPH along 0.7 mile section of roadway from the hamlet of West Rush to Route 15.

**RESOLUTION #207-2015**

Councilperson Steiner moved to approve the request of the Department of Transportation pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a lower maximum speed of 45 MPH along 0.7 mile section of roadway from the hamlet of West Rush to Route 15. Councilperson McCarthy seconded the motion.

Roll:

Councilperson Woolaver	aye	
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Councilperson Steiner	aye	
Councilperson McCarthy	aye	
Councilperson Moore	aye	
Supervisor Frank	aye.	carried.

#### VII. OPEN FORUM

Supervisor Frank opened the floor to anyone wishing to address the Town Board.

Resident Dave Sluberski supports placing shutters on the Town Hall, asked what antiquate records included and noted that the Town Justice appointment was removed from the agenda.

Supervisor Frank stated that three potential Rush candidates were interviewed, however, since Justice Henry Kirch is still in office a resolution is not in order and Justice James Beikirch will be serving in the interim of Justice Kirch's open term on a temporary basis through March 31, 2016. Supervisor Frank directed Town Clerk Bucci to answer the records question.

Town Clerk Bucci stated that files being destroyed follow a record retention schedule, MU-1, that is governed by New York State Archives and adopted by the Rush Town Board. Historical, vital and permanent records are not destroyed. Records are not required to be digitized and destroying approved records drives the cost of storing unnecessary records down.

On Supervisor Frank's invitation, Developer Jim Sikles appeared and offered his professional expertise regarding the shutter installation and recommended materials.

#### VIII. ADJOURNMENT

There being no further business to conduct, the meeting was adjourned by Supervisor Frank at 7:35 PM. Meeting was adjourned by common consent.

Respectively submitted,

Pamela J. Bucci  
Town Clerk