

RUSH TOWN BOARD
Minutes of March 12, 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 March 12, 2008, at the Rush Town Offices, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

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|----------|-------------------|-------|-----------------------|
| PRESENT: | Donald Knab | ----- | Council man |
| | Richard Anderson | ----- | Councilman |
| | Lisa Sluberski | ----- | Councilwoman |
| | William Udicious | ----- | Supervisor |
| | Pamela Bucci | ----- | Town Clerk |
| | Frank Pavia, Esq. | ----- | Attorney for the Town |

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|----------|--------------|-------|------------|
| EXCUSED: | Thomas Doupe | ----- | Councilman |
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|-----------------|-------------|-------|--|
| OTHERS PRESENT: | Gerry Kusse | ----- | Code Enforcement Officer/Building Inspector |
| | Jim Rumsey | ----- | Resident |

I. OPEN FORUM . Supervisor Udicious invited anyone in the audience to address the Board.

II. APPROVAL OF MINUTES . February 27, 2008

RESOLUTION #79-08

Councilman Knab moved that the minutes of February 27, 2008, meeting be approved as presented. Councilman Anderson seconded the motion.

Roll:

| | | |
|------------------------|-----|----------|
| Councilman Knab | aye | |
| Councilman Anderson | aye | |
| Councilwoman Sluberski | aye | |
| Supervisor Udicious | aye | carried. |

III. APPROVAL OF ABSTRACT

RESOLUTION #80-08

Councilman Anderson moved that having audited all the claims against the funds listed on Abstract #5 in the amount of \$28,221.91 be allowed for vouchers #229, and #266 through #322. Councilman Knab seconded the motion.

Roll:

| | | |
|------------------------|-----|----------|
| Councilman Knab | aye | |
| Councilman Anderson | aye | |
| Councilwoman Sluberski | aye | |
| Supervisor Udicious | aye | carried. |

IV. CORRESPONDENCE

A. Invitation to Town Board members to attend the Rush-Henrietta School District meeting on March 25, 5:30 PM at the 9th Grade Academy regarding the school district's budget.

B. Memo to All Board members from the Recreation Supervisor.

C. Resident Hans Schmitthenner will coordinate the community event, Earth Day in Rush, on April 26th. An article will be published in the April/May Rush Town Newsletter with further details.

V. REPORT OF OFFICERS AND COMMITTEES

A. Councilman Knab . No report.

B. Councilman Anderson . Attended a town staff meeting for Town Hall and Library employees. Items of interest were water and restrooms at and/or for the playground area; community bulletin board in the library entryway; and the possibility of additional signage in front of the library.

Councilman Anderson attended the New York State Transportation Enhancement Grants Workshop on March 11, 2008, in Rochester.

C. Councilwoman Sluberski . No report.

D. Code Enforcement Officer Kusse - Received information from the Federal Emergency Management Agency (FEMA) regarding required updates on flood insurance rate maps. Adoption of these modifications must be complied with by August 2008. CEO Kusse will be the lead agent, completing a timeline to be followed.

E. The Library Board of Trustees is working with the Rush-Henrietta Rotary Club on plans for the installation of a gazebo in back of the library. The proposed location will be reviewed with the Town Board for their approval.

VI. OLD BUSINESS

No report.

RESOLUTION #81-2008

MOVE TO SCHEDULED PUBLIC HEARING

On the motion of Supervisor Udicious and seconded by Councilman Knab to interrupt the meeting in order to hold a Public Hearing which was advertised and scheduled for this evening at 7:15 PM.

Roll:

| | | |
|------------------------|-----|----------|
| Councilman Knab | aye | |
| Councilman Anderson | aye | |
| Councilwoman Sluberski | aye | |
| Supervisor Udicious | aye | carried. |

PUBLIC HEARING #5-2008 - PROVIDING THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE - Supervisor Udicious declared the Public Hearing open at 7:20 PM. The Notice of said Public Hearing was duly published in the Rush-Henrietta Post and the Sentinel on the 27th day of February and 28th day of February, respectively, with same being posted on the same dates at the Town Hall. Said local law provides for the amendment of the administration and enforcement of the New York State Uniform Fire Prevention and Building Code in compliance with the requirement of Part 1203 of the state code. It also encompasses the responsibilities and procedures in detail used by Code Enforcement Officers when issuing citations.

Clerk Bucci read Notice of Hearing for the record.

Being no wishes to comment on the hearing, Councilman Knab moved and Councilman Anderson seconded to close the hearing at 7:20 PM.

Roll:

| | | |
|------------------------|-----|----------|
| Councilman Knab | aye | |
| Councilman Anderson | aye | |
| Councilwoman Sluberski | aye | |
| Supervisor Udicious | aye | carried. |

The regular meeting was convened.

A full resolution covering the adoption of Local Law #5-2008 - PROVIDING THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE will be provided for by the Attorney for the Town at the March 26, 2008, Town Board meeting.

VII. NEW BUSINESS

RESOLUTION #82-2008

On the motion of Supervisor Udicious, seconded by Councilwoman Sluberski appoint Kelly A. Pruden to the Zoning Board of Appeals. This is an open 5-year term which will commence on March 12, 2008, and expire on December 31, 2012.

Roll:

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|------------------------|-----|----------|
| Councilman Knab | Aye | |
| Councilman Anderson | Aye | |
| Councilwoman Sluberski | Aye | |
| Supervisor Udicious | aye | carried. |

RESOLUTION #83-2008

On the motion of Supervisor Udicious, seconded by Councilman Anderson to appoint Gayle Gallo-Lipp to the Board of Assessment Review. This appointment fills an unexpired 5-year term commencing March 12, 2008, and expiring September 30, 2010.

Roll:

| | | |
|------------------------|-----|----------|
| Councilman Knab | Aye | |
| Councilman Anderson | Aye | |
| Councilwoman Sluberski | Aye | |
| Supervisor Udicious | aye | carried. |

VIII. OPEN FORUM

Supervisor Udicious invited anyone in the audience to address the Board.

Mr. Rumsey asked if there would be a reassessment this year. Supervisor Udicious noted that a call to Town Assessor Kevin Quinlan's office was in order.

IX. EXECUTIVE SESSION

Supervisor Udicious motioned and Councilman Knab seconded to move the meeting into Executive Session at 7:25 PM to discuss a pending litigation matter of a code violation.

Resolved, that the Board returned to regular session of the meeting at 7:39 PM.

With no further business, a motion was made by Councilman Knab and the meeting was adjourned at 7:40 PM by common consent of all board members.

Respectfully submitted,

Pamela J. Bucci

Pamela J. Bucci
Town Clerk