

Rush Town Board
May 23, 2007

A regular meeting of the Rush Town Board was held on May 23, 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
Gerald Kusse, Code Enforcement
Jack Mould, Rush Lima Road
Rick Spencer, Rush Mendon Road

I Minutes
Regular Meeting, May 9, 2007

RESOLUTION #108

Councilman Doupe moved that the minutes of the May 9, 2007 meeting be approved with the correction on page 1 of Councilwoman Sluberski's title to Councilwoman. Councilman Knab seconded the motion.

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

II Approval of Abstract

RESOLUTION #109

Councilman Anderson moved that having audited all the claims against the funds listed on the abstract, I move that all claims in the amount of \$18,907.59 be allowed for vouchers #449 through #499. Councilman Knab seconded the motion.

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

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III Correspondence

1. Craig Welch, Lacy Katzen, LLP re formation of water district to serve Weaver property. Supervisor Udicious stated that Attorney Pavia and he would respond to this letter and meet with the attorneys as requested to discuss this matter.

IV Reports of Officers and Committees

1. Town Board – Councilman Knab stated that he had met with the electrician regarding the lights in the parking lot. Voltage samples were taken and they will coordinate with the Highway Superintendent for a lift within the next two weeks in order to get the lights repaired.

Councilman Doupe stated he would have a memo for the board within the next week with the options for purchase of a server for discussion at the next meeting.

Also Councilman Anderson and he had met with a representative of the La Berge Group, who are architectural and zoning specialists. Councilmen Doupe and Anderson will report to the board after La Berge reports to them on their thoughts on the town. The discussion was brief with La Berge but concerned planning and community development with hamlet or town center area being their specialty.

Councilwoman Sluberski reported on the last Planning Board meeting and the Board's question for Attorney Pavia on how long an application can stay tabled. Attorney Pavia stated the Planning Board can make that decision. He also stated that he would contact Mr. Felsen, the Planning Board Chair on how they may make that decision.

From the Zoning Board meeting she reported that the Zoning Board asked the Town Board to consider a zoning ordinance change to address storage containers on properties within the town. It was suggested that Chairman Van Lare put that request in writing to the Town Board outlining the ZBA's recommendations on how the ordinance would address this issue.

Supervisor Udicious stated in reply to Councilwoman Sluberski's question on the inaccurate Henrietta Post

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article, that he would devote several pages of the June/ July Newsletter to a clearer explanation of the proposed development of the property behind the town hall.

Councilwoman Sluberski expressed some concern on the fire marshal's coverage for the code enforcement officer when he is not available. Councilman Doupe asked for specific examples of lack of coverage and Councilwoman Sluberski offered none. Supervisor Udicious stated that he was not aware of any lack of coverage.

2. Supervisor – Supervisor Udicious reported that County Legislator Jeff Adair will hold an open forum session at the Rush Town Hall on May 30th between 6 and 8 p.m.

Supervisor Udicious confirmed that he will be participating in the Memorial Day parade and invited the other board members to join him.

A number of complaints have already been received about the closing of West Henrietta Road between Fishell Road and Route 251, mostly about speeding. Captain Wright has been informed about the complaints and will respond.

The letter to the NYS DOT from Supervisors Udicious and Breese on the problems with the intersection at Route 15 and Rush Henrietta Townline Road has resulted in a letter of acknowledgement from the state. A very recent accident at that intersection was also brought to the state's attention as evidence of the need to address that problem area.

Supervisor Udicious asked that the Board review the draft code enforcement procedures policy that he had prepared and be prepared to decide at the next meeting if they wish to proceed with the development of this policy.

V Old Business

1. Employee Manual –

RESOLUTION #110

Councilman Doupe moved that the revised Employee Manual for the Town of Rush as presented to the Board be adopted. The policies in this manual to become effective August 1, 2007. Councilman Anderson seconded the motion.

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

VI New Business

1. 457 Plan – Supervisor Udicious explained this was a savings plan that was offered by a number of other towns or villages within the County. After discussion the Board agreed that Finance Director Reynolds continue his investigation of this plan for the town.

2. Community Development Block Grant - Supervisor Udicious stated that he had received a letter from County Executive Brooks stating that she was recommending a \$25,000 block grant for the town to use in the development of ADA compliant bathrooms in the picnic pavilion that is proposed for the property behind the town hall. These are matching funds and must be used within one year of the awarding which is usually in July or August.

3. Surplus Fire Resistant File Cabinet – formerly used by the court but no longer of use to them.

RESOLUTION #111

Councilman Knab moved that the fire resistant filing cabinet presently in the basement is surplus equipment and declared to be no longer of use to any department in the Town Hall. The cabinet will be donated to the Rush Fire Department who has expressed a need for it. Councilman Anderson seconded the motion.

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

4. Coordinator of Emergency Preparedness – After discussion

RESOLUTION #112

Councilman Knab moved that the Town Clerk may advertise for applicants for the position of Emergency Coordinator in the

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Newsletter, Pennysaver and town Website. The ad to state that PSIM and NIMS Certification is desirable. Councilman Doupe seconded the motion.

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

Open Forum

Rick Spencer of Rush Mendon Road stated that he felt the 457 Plan was a good one and he felt it would be a benefit to town employees.

He also reiterated his concern for the signage at the town hall that did not clearly mark the handicapped entrance that was available for evening meetings when the court entrance was locked. Supervisor Udicious stated he would look into the situation and something will be placed in the up coming Newsletter to make residents aware of the main handicapped entrance which is the Library entrance.

Executive Session

Councilman Knab made a motion that the Board move into Executive Session to discuss possible pending litigation and a personnel matter. Councilman Doupe seconded the motion and the Board was all in agreement.

Time: 7:55 p.m.

The Board returned to regular session at 8:05 p.m.

RESOLUTION #113

Supervisor Udicious moved that the Town Clerk advertise that the Town is accepting applications for the part time position of Assessor in the Newsletter, Pennysaver and on the Town Website. Applications and resumes to be turned in to the Town Clerk's office by July 2nd. 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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Councilman Knab moved that the meeting be adjourned.
Councilman Doupe seconded the motion and the Board was all
in agreement.

Time: 8:10 p.m.

Respectfully submitted,

Linda G. Henry
Town Clerk