

Rush Town Board
December 13, 2006

A regular meeting of the Rush Town Board was held on Wednesday, December 13, 2006 at the Rush Town Offices, 5977 East Henrietta Road and was called to order at 7:00 p.m.

Present: Councilman Donald Knab
Councilman Thomas Doupe
Councilwoman Lisa Sluberski
Supervisor William Udicious

Absent: Councilman Luther Keyes, Excused work

Others: Michael Howard, Attorney for the Town of Rush
Steven King, Highway Superintendent
Gerald Kusse, Code Enforcement
Charles Rinere, Fire Marshal
Patricia Stephens, Recreation Supervisor
Dr. Richard Kreipe, Chief Adolescent Medicine
Mary Sue Jack, Thunderidge Drive
Fredric Calev, 2516 Rush Mendon Road
Emanuele Dambrosio, 369 Kavanaugh Road
Amy Ackerson, 330 Kavanaugh Road
Scott/Diane Strock, 195 Works Road
Dan Wright, 174 Works Road
Ron/Faye Clark, 161 Works Road
David Vanable, 171 Works Road
Mr. & Mrs. Jesse Cook, 335 Kavanaugh Road
Mr. & Mrs. James Gumer
Mr. John Streeter
Mr. Glenn Thornton

I Open Forum

Fredric Calev, 2516 Rush Mendon Road, presented the Board with photos that he had taken of the linear trail in back of his property and the property at 2500 Rush Mendon Road. He felt that the trench was created by the equipment at 2500 Rush Mendon that crossed the trail to get to the property north of the trail. He stated that the tax payer paid for trail was being destroyed by this equipment. He also stated that he felt that others were thinking that they could operate businesses in residential area as long as they were small. He listed deer processing and antique sales as examples.

II Minutes, November 8, 2006

RESOLUTION #173

Supervisor Udicious moved that the minutes of the regular meeting of November 8, 2006 be approved as presented. Councilman Knab seconded the motion.

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

III Transfer of Funds and Approval of Abstract

RESOLUTION #174

Councilman Doupe made a motion that the following transfers of funds be made:

1. \$2,600.00 from DA-5140.4 Misc. Brush/Weeds, Contractual to DA-5130.4 Machinery, Contractual
2. 190.00 from DA-5112.4 Road Construction, Contractual to DA-5130.4 Machinery, Contractual
3. \$1,000.00 from DA-5142.4 town Snow Removal, Contractual to DA-5130.4 Machinery Contractual
4. \$2,800.00 DA-5148.4 service to Other Govts. Contractual to DA-5130.4 Machinery Contractual
To cover fuel purchase and truck repairs
5. \$1,000.00 from DA-9010.8 Employee Benefits, Retirement to
DA-5110.1 Maintenance of Roads, Pers. Serv.
6. \$1,500.00 from DA-9010.8 Employee Benefits, Retirement to DA-5110.4 Maint. Of Roads, Contractual
To cover repair to Chapman Road
7. \$440.00 from A1410.4 Clerk, Contractual to A-1450.4 Elections, Contractual
To cover increased election stipends.

And appropriation of unreserved fund balance:

8. \$771.16 from SD-599, Drainage Dist. Fund Balance to SD-8540.4 Drainage Dist. Contractual
to cover final Town hall ditch costs.
Councilman Knab seconded the motion.

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

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RESOLUTION #175

Councilman Knab 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 \$25,391.00 be allowed for vouchers #1106 through #1169. Councilwoman Sluberski seconded the motion.

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

RESOLUTION #176

Councilman Knab 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 \$228,830.41 be allowed for vouchers #1170 through #1232. Councilwoman Lisa Sluberski seconded the motion.

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

IV Correspondence

Supervisor Udicious stated that the town had been awarded a \$33,800.00 grant from New York State Quality Communities to study the development of the dam and the surrounding area on Honeoye Creek. Larsen Engineers is working on the project and a committee of town's people will be formed to develop recommendations on this project. With the change in administration Albany there has been a delay in awarding the funds but it is hoped that by spring some forward progress can be made.

V Reports of Offices and Committees

1. Town Board - Councilwoman Sluberski stated that she had attended a Planning/Zoning state training session and stated that yearly training for planning and zoning boards will now be a requirement by the State beginning on January 1, 2007.

2. Supervisor - Supervisor Udicious reported that the residential tenant at 1911 Rush Scottsville remains and that the lower office area has been rented to CP Ward as they have won the contract to replace the bridge on Route 15. The Ward lease will be through August 2007 with a possibility of several months more. This will allow the

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town time to decide the future of that building and collect \$1100.00 per month in rent.

The problem with the lights in the parking lot is being addressed by an electrical next week.

PUBLIC HEARING
PROPOSED WORKS/KAVANAUGH ROADS WATERLINE EXTENSION

The hearing was declared open.

Town Clerk Henry certified that the proper legal notice was posted in the two legal newspapers and on the town bulletin board as required by law and that copies of the notice had been sent to all the property owners in the area to be benefited.

Supervisor Udicious stated that as a result of the first public hearing on the proposed waterline extension a number of questions had been raised. Those questions were passed to Mr. Streeter and his engineer and their replies sent to each of the property owners in the proposed district. However, since that time, additional information has been received by the applicant on the cost of this project which has changes substantially. Supervisor Udicious further explained that the petition originally submitted projected a cost of \$250,00.00. Because that cost is substantially greater, on advice of council, it will be necessary to submit a new petition and start the process anew.

Mr. Streeter explained the original cost figures had been compiled with the plan for a summer 2006 construction. Since that time there has been a major increase in steel prices and the Engineer for the Town in his review of the proposal had picked up on this increase.

Mr. Thornton explained the two different district proposals and gave the new costs of construction and the related debt service costs per house hold. The district for Kavanaugh and upper Works Road would involve 6 property owners and with the proposed subdivision eventually total 17 properties.

The original district would include 15 existing homes and with the proposed subdivision eventually would include 28 parcels to share the cost. The cost of the district has risen from the proposed \$250,000 to \$315,000. The debt service cost per year for 38 years would now be \$757.78 and

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it is anticipated that other costs would remain as originally proposed.

After some further discussion, Supervisor Udicious stressed that a new petition would be needed and that another public hearing would have to be held.

Mr. Vanable asked if the new figures still included the hand digging to help preserve the large trees. Mr. Thornton said yes.

Asked if a new petition was needed, Supervisor Udicious stated that was a decision for Mr. Streeter. He also explained that the petition must have the signatures of property owners representing more than 50 percent of the assessed valuation of the proposed district.

RESOLUTION #177

Supervisor Udicious moved that the public hearing be closed. Councilman Knab seconded the motion.

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

VII New Business

1. Dr. Kreipe - Youth Services -

Dr. Richard Kreipe, Chief of the Division of Adolescent Medicine at Golisano Children's Hospital at Strong, expressed his feelings on youth development and the needs for services to all youth, not just those with problems. Dr. Kreipe was proposed that the town proposed more programs for youth development that particularly featured youth and adults interacting together. He also suggested the need for a safe place for young people to hang out and gather for various activities.

He felt a multi purpose building should be considered again as it could serve all the age groups within the town.

Supervisor Udicious showed Dr. Kreipe the sketch plan proposed for the development of the land behind the town hall and the property at 1911 Rush Scottsville Road. He explained that the town has an architect that would price out all the features shown on the plan and it was hoped

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that a number of them could be developed in the next year. He also stated that the town had received a promise from our state legislature of \$250,000 for the construction of a community facility.

2. All Seasons Agreement -

RESOLUTION #178

Councilman Knab moved that the Town Supervisor be authorized to sign the Agreement with the Monroe County Department of Transportation for the All Seasons County/Town Work Agreement for 2007. Councilman Doupe seconded the motion.

Councilman Doupe seconded the motion.

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

3. Unity Agency as Insurance Agent -

RESOLUTION #179

Supervisor Udicious moved that the Supervisor be authorized to sign a contract with the Cedarwood Insurance Partners to provide insurance coverage for the Town of Rush for the year 2007 for a cost not to exceed \$65,000.00. Councilman Knab seconded the motion.

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

4. Telephone Road Extension -

RESOLUTION #181

Councilman Doupe moved that the Highway Superintendent be authorized to plow the roadway known as the Telephone Road Extension during this winter season due to the developers intention to dedicate the road to the Town of Rush and that the town engineer and Highway Superintendent have determine the road is built to town specifications. Councilwoman Sluberski seconded the motion.

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

5. County Shared Services -

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Highway Superintendent explained the advantages of this shared services agreement in terms of equipment purchases by the County that will make that equipment available for town use when needed. He felt it was a win win situation at not cost to the town.

RESOLUTION #182

Supervisor Udicious moved WHEREAS , THE County of Monroe, the town of Rush and other towns in Monroe County are eligible to receive grant funding under the New York State Department of State's Shared Municipal Services Incentive Grant Program which provided funds to undertake projects or purchase equipment that encourages inter-municipal cooperation and

WHEREAS, Monroe County and towns within the County have identified specific pieces of equipment at a cost of \$300,000.00 that could be shared by, and provide benefits to, each municipality, and

WHEREAS, the Shared Municipal services Incentive Grant Program will fund 90% of the purchase price of the equipment, if the remaining 10% balance is provided by local municipalities, and

WHEREAS, the County of Monroe has agreed to be the lead applicant for the grant application and to provide the entire 10% of the local funding requirement for the new equipment, and

WHEREAS, should grant funding be secured for this purchase, the County has also agreed to store and perform all maintenance on the new equipment.

THEREFORE, BE IT RESOLVED, that the Town of Rush shall be co-applicant with the County of Monroe and other Monroe County towns on an application for a Shared Municipal Services Incentive Grant from the State of New York.
Councilman Knab seconded the motion.

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

6. Resignation -

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Supervisor Udicious read a letter from Councilman Luther Keyes submitting his resignation from the Rush Town Board, effective December 31, 2006, due to his work which keeps him out of the area a majority of the time. The Board accepted the resignation with regret.

7. Audit of Court Books -

Supervisor Udicious read a letter from the Rush Court requesting an audit of their books for the year. Councilmen Doupe and Knab volunteered to perform the audit.

VIII Old Business

1. Site Plan for town hall lands -

After review and discussion of the architect's concept of the development of the property adjacent to the town hall and the property at 1911 Rush Scottsville Road, the Supervisor asked for an acceptance of the concept in order that the architect can price out the cost of the various elements. This will allow for planning what work can be performed in the spring and determine what existing funds will cover. Councilwoman Sluberski offered a sketch of an alteration of the plan she felt was more effective.

RESOLUTION #183

Councilman Doupe moved that the concept plan for the development of the adjacent property and the property at 1911 Rush Scottsville Road be accepted. Councilman Knab seconded the motion.

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

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

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