

RUSH TOWN BOARD
Minutes of October 28, 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 October 28, 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:

Dick & Mary Knapp	Resident
Al Sweet	Resident
Cecil Palmer	Resident
Dave Sluberski	Resident
Mark David	Resident, Highway Superintendent
Joan starkweather	Resident
Harvey H. Seymour	Resident
Kathryn Hankins	Resident
Carol Barnett	Resident
Beth Hoak	Resident
Patricia Kraus	Resident
Julia Lederman	Resident
Hans Schmitthenner	Resident
Jim Bucci	Resident
Rom Shrivastava	Larsen Engineers
Robert & Carolee Powers	Residents
Marianne Rizzo	Resident

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.

There were no comments from the audience.

II. APPROVAL OF MINUTES

RESOLUTION #168-2015

Councilperson Steiner moved to approve the Meeting Minutes of October 14, 2015, as written by Town Clerk Pamela 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 ABSTRACT

RESOLUTION #169-2015

Councilperson Steiner moved Be It Resolved that having audited all the claims against the funds listed on Abstract dated October 28, 2015 for vouchers #2015 1070 through #2015 1122 be allowed for payment in the amount of \$35,713.45. Councilperson McCarthy seconded the motion.

Roll:

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

IV. REPORT OF OFFICERS AND COMMITTEES:

Councilperson Woolaver offered the following report:

- No report.

Councilperson Steiner offered the following report:

- No report.

Councilperson McCarthy offered the following report:

- Attended the Recreation Agricultural Citizens Committee Meeting in Councilperson Steiner's absence. The members requested increased patrols during hunting season by the Monroe County Sheriff's Department; Councilperson McCarthy has contacted Zone B Captain Wagner's office. Member Phil Daggar is ordering regulations signs labeled Town of Rush for posting. A further discussion took place in naming the property.

Councilperson Moore offered the following report:

- No report.

Town Clerk Bucci offered the following report:

- Monthly Town Clerk's report of September has been filed with the Supervisor along with a check in the amount of \$7,270.15 for revenue. Additionally,

\$2,989.67 was collected submitted to NYS for dog, hunting and marriage license revenue.

- Resignation received from Justice Henry Kirch effective December 31, 2015. Judges carry a 4 year term. His term expires December 31, 2016. Request for a resolution to place an advertisement for the open position.
- Beginning November 1st, additional Deer Management Permits will be available.
- Election Day is Tuesday, November 3rd. All Rush residents will be voting at the Rush United Methodist Church. Polls are open 6 AM to 9 PM.

RESOLUTION #170-2015

Councilperson Steiner moved to allow Town Clerk Bucci to place an advertisement for the part-time Town Court Justice position in the town approved newspapers. Councilperson McCarthy seconded the motion.

Roll:

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

Code Enforcement Officer Gerry Kusse offered the following:

- No report.

Highway Superintendent David offered the following:

- As agreed, developer of Madelyn's Way has hired a contractor to pave the road. Paving is near completion and moving toward road dedication. Signage will also be completed.

Attorney Mancuso offered the following:

- The developer of Madelyn's Way has also forwarded documents for dedication. They are being reviewed for completeness and submission to the Town Board. Attorneys are awaiting completion of the title to confirm that it is free and clear of any encumbrances.
- The Zoning Citizens' Committee recommendations have been reviewed. There are three main categories to be considered for revisions, clerical/clean up provisions, general revisions relating to agriculture that will clarify and/or relax some of the regulations and signage. A red line document of the Zoning Code will be provided to the Town Board.

Supervisor Frank offered the following:

- As previously approved, the unusable electronics have been recycled and proper documentation has been received.

RESOLUTION #171-2015

7:15 PM - PUBLIC HEARING - 2016 PRELIMINARY TOWN BUDGET

Supervisor Frank moved to interrupt the regular meeting to open the public hearing on the 2016 Preliminary Budget as advertised and scheduled. Councilperson Woolaver seconded the motion.

Roll:

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

Supervisor Frank requested Town Clerk Bucci to read the legal notice for the record.

Town Clerk Bucci stated that the Notice of Public Hearing was duly published in the Henrietta Post and the Sentinel, as the official town newspapers, with the same being posted on the town clerk's bulletin board and the town website. For the record, Town Clerk Bucci read the Legal Notice in its entirety.

LEGAL NOTICE
NOTICE OF PUBLIC HEARING ON
PRELIMINARY BUDGET FOR TOWN OF RUSH

NOTICE IS HEREBY GIVEN, that the preliminary budget of the Town of Rush for the year 2016 has been completed and filed in the office of the Rush Town Clerk where it will be available for inspection by any interested person during regular office hours beginning on October 15, 2015. The Rush Town Board will hold a public hearing on October 28, 2015, at 7:15 p.m. at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. At such hearing, any person may be heard in favor of or against the Preliminary budget as compiled.

The Preliminary Budget includes the following proposed salaries for the elected officials for 2016:

<u>Officer:</u>	<u>Salary:</u>
Supervisor	\$31,017
Town Board Member	\$ 7,372
Town Clerk	\$55,193
Highway Superintendent	\$75,151
Town Justice	\$14,316

By order of the Rush Town Board

Supervisor Frank opened the floor for public comment on the 2016 Preliminary Budget.

There was no comment from the audience.

RESOLUTION #172-2015

Supervisor Frank moved to end the Public Hearing on the 2016 Preliminary Budget at 7:20 PM. Councilperson Woolaver seconded the motion.

Roll:

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

RESOLUTION #173-2015

Supervisor Frank moved to continue into the regularly scheduled meeting at 7:20 PM. Councilperson Steiner seconded the motion.

Roll:

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

PRESENTATION: Larsen Engineers, Ram Shrivastava, Community Shared Distributed Solar Program

Supervisor Frank introduced Ram Shrivastava from Larsen Engineers to provide information on a community shared distributed solar program. A slide presentation was provided.

Supervisor Frank noted that the presentation by Larsen Engineers was intended for the Board's consideration and asked if there were questions or comments from Town Board members.

Councilperson Steiner asked to point out the proposed location on the map provided. Mr. Shrivastava noted the location.

Attorney Mancuso confirmed that the typical arrangement with the solar project would provide the town as the lessor to the developer of the solar panel. Once installed the town would become a consumer as well. Mr. Shrivastava concurred.

A questions and answer session took place amongst Board members and Rom Shrivastava. The slide presentation will be forwarded to the Supervisor for Board for further investigation and consideration.

V. OLD BUSINESS

There was none.

VI. NEW BUSINESS

There was none.

VII. OPEN FORUM -

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

Resident Kathryn Hankins liked the solar presentation and asked that a copy of the presentation be furnished to the Recreational Agricultural Citizens Committee as members as well as members of the Energy Advisory Citizens Committee. Mrs. Hankins commented that Rush has very few apartment buildings and many businesses operate out of their homes. Moving outside of Rush one become engaged in a business that is problematic to the town. Rental of property in Rush is the highest in the state.

Resident Marianne Rizzo suggested that the town proceed in looking at locating the solar project in a light industrial zoned area in town.

Resident Hans Schmitthenner requested a cost breakdown comparing solar use of a small business expenditure to an individual homeowner including tax credits. He also wished that everyone consider the global warming and saving the planet. Using a farm or a park would be appropriate and having a solar panel on the former BOCES property would provide the possibility of service for all taxpayers.

Supervisor Frank noted that the Renewable Energy Citizens Committee would be given the task compiling comparable information for the Board to review.

Resident Dave Sluberski stated that residents have recently applied at the town for solar panels on their homes. He also noted that having solar on an individual basis provides a tax advantage. The Town should be careful not to be in competition with its own residents. Solar should be a fair service for all residents.

Resident Carol Barnett questioned the megawatt use suggested in the presentation. She asked if there is a lump sum investment that a member will make and what is the down side.

Supervisor Frank noted that the town is 300 out of 2000 megawatt use. An individual buys from the developer and receives a reduced rate, much like a co-op. Your membership can be withdrawn.

VIII. ADJOURNMENT

There being no further business to conduct, the meeting was adjourned by Supervisor Frank at 8:10 PM, and seconded by Councilperson McCarthy.

Roll:

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

Respectively submitted,

Pamela J. Bucci
Town Clerk