

RUSH TOWN BOARD MINUTES  
November 9, 2016

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Town Supervisor Cathleen Frank at 7:00 PM on November 9, 2016, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:

Daniel Woolaver	-----	Councilperson
Rita McCarthy	-----	Councilperson, Deputy Supervisor
Jillian Coffey	-----	Councilperson
Gerald Kusse	-----	Councilperson
Cathleen Frank	-----	Supervisor
Pamela Bucci	-----	Town Clerk
John Mancuso, Esq.	-----	Attorney for the Town

OTHERS PRESENT:

Bill Gaffney	-----	Resident
Amber Corbin	-----	Resident
Julia Lederman	-----	Resident
Dick & Mary Knapp	-----	Residents
Don Sweet	-----	Resident
Mark David	-----	Resident, Highway Superintendent
John David	-----	Resident
Selden Chase	-----	Resident
Diane Van Lare	-----	Resident
Patricia Kraus	-----	Resident
John Felsen	-----	Resident
Scott Strock	-----	Resident
David Flass	-----	Resident
John Morelli	-----	Resident
Gary Koppers	-----	Resident

I. PUBLIC COMMENT

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

There were no comments from the audience.

II. APPROVAL OF MINUTES  
**RESOLUTION #182-2016**

Councilperson McCarthy moved to approve the October 26, 2016, Town Board Regular Session Minutes as written by Town Clerk Bucci. Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver aye  
 Councilperson McCarthy aye  
 Councilperson Coffey abstain  
 Councilperson Kusse aye  
 Supervisor Frank abstain carried.

III. TRANSFER OF FUNDS

**RESOLUTION #183-2016**

Councilperson McCarthy moved that having audited all the appropriations of unexpended balance of existing appropriations in the Highway and General funds for transfers #32 through 33 be allowed in the amount of \$29,343.00. Councilperson Kusse seconded the motion.

**BUDGET TRANSFERS 11/09/2016 - 2016 FUNDS**

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

**General Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
32	12,000.00	A.1990.400	Supervisor Contingency To provide for Sidewalk replacement	A.5410.200	Sidewalks Capital Outlay
33	1,143.00	A.1990.400	Supervisor Contingency To provide for Cabinets	A.7510.200	Historian Capital Outlay
34	800.00	A.7110.100	Parks Personal Services To Reallocate Budget per Mark David	A.7110.400	Parks Contractual

**Highway Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
35	12,000.00	DA.5140.100	Brush/Weeds/Misc Personal Services To Reallocate Budget per Mark David	DA.5130.100	Machinery/Shop Personal Services
36	3,400.00	DA.5112.100	Road Construction Personal Services To Reallocate Budget per Mark David	DA.5110.400	Maint./Repairs Town Roads Contractual

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

IV. APPROVAL OF ABSTRACT

**RESOLUTION #184-2016**

Councilperson Woolaver moved that having audited all the claims against the funds listed on Abstract 21 for #2016-1103 through #2016-1147, they be allowed for payment in the amount of \$53,645.42. Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

V. CORRESPONDENCE

None were received.

VI. REPORTS OF OFFICERS AND COMMITTEES

Councilperson Woolaver offered the following:

- Town property roof at 1911 Rush Scottsville Road is leaking and in need of replacement. Highland Contractors provided a cost estimate of \$21,000.00. Repair will not fix the problem. Councilperson Woolaver will seek additional estimates.

Councilperson McCarthy offered the following:

- Thank you to the election inspectors and Town Clerk Bucci for their work during the long election hours.

Councilperson Coffey offered the following:

- No report.

Councilperson Kusse offered the following:

- No report.

Town Clerk Bucci offered the following:

- October monthly report was submitted to the Supervisor with checks for revenue in the amount of \$24,393.08; licensing fees amounting to \$585.62 were sent to appropriate state agencies.
- Continued dog enumeration over the last 2 weeks brought an additional 26 dog owners in to have dogs licensed. Between October 1<sup>st</sup> and 26<sup>th</sup>, 27 new dog licenses were sold.

- Election Day at the Rush United Methodist Church was accommodating. The Board of Elections continues to look for members to serve from each community. The Board of Election provides a stipend of \$110/day to inspectors working at the primary election and \$170/day to inspectors working at the general election. The Board of Elections provides inspector training.

Highway Superintendent offered the following:

- Completed sidewalk replacement on Rush West Rush Road and are preparing for snow and ice.

Town Attorney Mancuso offered the following:

- No report.

Supervisor Frank offered the following:

- Genesee Land Trust has awarded Resident Richard Updaw, West Henrietta Road, Rush a grant in order to preserve his farmland.

## VII. OLD BUSINESS

A. Status Update on the energy saving upgrades to Town Hall - Councilperson Kusse supplied a bid proposal specification sheet for the Town Board to review including three prospective bidders. The specifications document will be supplied to Supervisor Frank for transmittal to the prospective bidders. Attorney Mancuso was provided a copy.

Supervisor Frank stressed that the soffits work must be included in the upgrade. Councilperson Kusse stated that weather seal barriers are included in the specifications which should help with the previous icicle issues. Building Inspector D'Alessandro and Attorney Mancuso will be provided copies of the specifications.

Councilperson Kusse confirmed that Ecoenergy will be asked to provide an updated proposal.

## VIII. NEW BUSINESS

A. Resolution for Town Clerk Surety Bond - Supervisor Frank stated that a surety bond is required.

### **RESOLUTION #185-2016**

Councilperson McCarthy moved that the Town Board of the Town of Rush hereby approves the surety, form and amount of the official undertaking for the faithful performance of the duties of the Town Clerk/Collector, Deputy Town Clerk and Finance Director as filed in the Town Clerk's office:

Type of Undertaking: Public Official Liability/Employee Dishonesty/Computer Fraud/Funds Transfer Fraud

Insurance Company: Gary Wilkins Insurance Agency, Inc.  
Insurer: A: Selective Insurance Co. of SC  
B: Travelers Pro Casualty Co. America

Amount: \$250,000 Town Clerk / Collector  
Amount: \$250,000 Deputy Town Clerk / Deputy Collector  
Amount: \$250,000 Finance Director

A true copy of this resolution shall be affixed to the undertaking to indicate this Board's approval thereon in accordance with Town Law Section 25.

Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

B. Resolution to approve the 2017 Town Budget - Supervisor Frank stated that the 2017 Town Budget has been thoroughly reviewed and is ready for adoption.

**RESOLUTION#186-2016**

Councilperson McCarthy moved to adopt the Preliminary Budget presented as the official 2017 Adopted Budget. Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

C. Resolution to advertise for a Finance Director/Budget Manager - Supervisor Frank stated that Finance Director Don Reynolds has submitted his resignation to Supervisor Frank with an official copy to Town Clerk Pamela Bucci.

**RESOLUTION #187-2016**

Councilperson Woolaver moved to authorize the Town Clerk to place an advertisement for the part-time Finance Director/Budget Officer in the town designated newspaper. Councilperson McCarthy seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye

Councilperson Coffey	aye	
Councilperson Kusse	aye	
Supervisor Frank	aye	carried.

D. Resolution to advertise for a Board of Assessment Review members - Supervisor Frank stated that the Board is seeking additional Board of Assessment Review members.

Councilperson Woolaver stated that the Board is seeking to fill two positions. Members must be residents of Rush, be 18 years of age and possess knowledge of property rules and assessing units.

**RESOLUTION #188-2016**

Councilperson Woolaver moved to authorize the Town Clerk to advertise for Board of Assessment Review members in the town designated newspaper. Councilperson McCarthy seconded the motion.

Roll:	Councilperson Woolaver	aye	
	Councilperson McCarthy	aye	
	Councilperson Coffey	aye	
	Councilperson Kusse	aye	
	Supervisor Frank	aye	carried.

E. Resolution to approve Town Hall generator maintenance contract - Supervisor Frank stated that three estimates for generator maintenance contracts were obtained and provided to the Town Board for review.

Councilperson Kusse asked if the generator is nine years old and noted that maintenance for the generator is minimal.

**RESOLUTION #189-2016**

Councilperson Coffey moved to authorize the Supervisor to enter into a two-year generator maintenance contract with Penn Power Systems for the Town Hall generator. Councilperson Woolaver seconded the motion.

Roll:	Councilperson Woolaver	aye	
	Councilperson McCarthy	aye	
	Councilperson Coffey	aye	
	Councilperson Kusse	aye	
	Supervisor Frank	aye	carried.

F. Resolution to approve Highway Department generator maintenance contract - Supervisor Frank stated that an estimate for a generator maintenance contract was obtained and provided to the Town Board for review.

Highway Superintendent David stated he met with the representative and that PennPower Systems is on Monroe County contract.

**RESOLUTION #190-2016**

Councilperson Coffey moved to authorize the Supervisor to enter into a two-year generator maintenance contract with PennPower Systems for Highway Department generator maintenance. Councilperson McCarthy seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

G. Resolution to approve the Highway Superintendent's purchase of replacement parts bulldozer - Supervisor Frank stated that the Highway Department's bulldozer requires replacement parts.

Highway Superintendent David stated that the bulldozer has been repaired numerous times and replacement parts are necessary. Three replacement part estimates were obtained. A bolted assembly is most cost effective.

**RESOLUTION #191-2016**

Councilperson McCarthy moved to authorize the Highway Superintendent to purchase undercarriage replacement parts assembly for the 1990 Case 650 Bulldozer from Monroe Tractor for an amount of \$6,882.60. Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

H. Resolution to approve the purchase upgrade to meeting room audio system - Supervisor Frank stated that additional microphones are required. The grant package did not cover additional accessories.

**RESOLUTION #192-2016**

Councilperson McCarthy moved to authorize the Supervisor to purchase upgrade system in the Meeting Room that includes 5 table microphones with accessories from R-Options, Inc., 30 Industrial Park Circle, Rochester New York 14624 for \$2,529.76. Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver aye  
Councilperson McCarthy aye  
Councilperson Coffey aye  
Councilperson Kusse aye  
Supervisor Frank aye carried.

I. Resolution to schedule the 2017 Organizational Town Board Meeting - Supervisor Frank stated that the Organizational meeting will be held on Wednesday, January 11, 2017, immediately following the regularly scheduled Town Board meeting.

**RESOLUTION #193-2016**

Supervisor Frank moved to schedule the Town Board 2017 Organizational meeting for Wednesday, January 11, 2017, at 7:00 PM, 5977 East Henrietta Road, Rush, New York 14543 immediately following the regularly scheduled Town Board meeting. Councilperson McCarthy seconded the motion.

Roll:	Councilperson Woolaver	aye	
	Councilperson McCarthy	aye	
	Councilperson Coffey	aye	
	Councilperson Kusse	aye	
	Supervisor Frank	aye	carried.

PUBLIC COMMENT

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

There was no comment from the audience.

Supervisor Frank stated that the joint boards' workshop regarding the proposed amendments to the Rush Town Code Zoning Chapter will begin at 7:30 PM.

IX. ADJOURNMENT

There being no further business to conduct, the meeting was ended by Town Supervisor Frank at 7:25 PM. The meeting was adjourned by common consent.

Respectfully submitted,

Pamela J. Bucci  
Town Clerk