

RUSH TOWN BOARD MINUTES
APRIL 26, 2017

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 April 26, 2017, 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	-----	Deputy Town Supervisor
Jillian Coffey	-----	Councilperson
Gerald Kusse	-----	Councilperson
Cathleen Frank	-----	Supervisor
Pamela Bucci	-----	Town Clerk
John Mancuso, Esq.	-----	Attorney for the Town

OTHERS PRESENT:

Brent Morris	-----	Resident
Diane Van Lare	-----	Resident
Al Sweet	-----	Resident
Cecil Palmer	-----	Resident
Bill Riepe	-----	Resident
Robert Kraus	-----	Resident
Kathryn Hankins	-----	Resident
Don Sweet	-----	Resident
John Frew	-----	Resident
David Flass	-----	Resident
Kirsten Flass	-----	Resident, Library Director
Marianne Rizzo	-----	Resident
Carol Barnett	-----	Resident
Mike Quinlan	-----	Resident
Ken Towner	-----	Resident
Janet Chaize	-----	Resident

I. PUBLIC COMMENT

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

Resident Robert Kraus read aloud a letter from Pat Kraus indicating that a 4H competitor need not participate in a county fair in order to qualify for a 4H state fair.

Resident Carol Barnett questioned why the town would pay \$14,000 toward water at the Rush Riverside Refuge on East River Road solely for the purpose of accommodating the Monroe County Fair Association's use.

Supervisor Frank informed those present that the town pursued and obtained a grant from Senator Rich Funke over a year ago, well in advance of being approached by the Monroe County Fair Association.

Resident Kathryn Hankins noted that, as a former committee member of the Recreational Advisory Citizens Committee, placing a well on the Rush Riverside Refuge (RRR) property was cautioned only for lack of use and possibility of collapse. Mrs. Hankins is not opposed to the Fair being held at the RRR but the process of holding it on town property. The neighbors on East River Road should be consulted and the community should be involved. Different neighborhoods have different needs. The leases being amended on town-owned property require a permissive referendum. Mr. Howlett never had a lease with the town. Chemical use on public land should be addressed. The agenda is self-serving and not reflective of the community volunteers' advice.

Supervisor Frank asked the attorney for the town to define a permissive referendum.

Attorney Mancuso stated that under New York State law, there is a permissive referendum requirement for leasing of property, however, permissive means that the town board has no legal obligation to put leases to a referendum. It is not mandatory. A permissive referendum is not the same as a mandatory referendum. It is within the town board's discretion.

Resident Don Sweet is in favor of the Town Board partnering with the Monroe County Fair and providing their use of the Rush Riverside Refuge, 6565 East River Road. It is the best use for the property. Mr. Sweet has not heard of a well collapsing.

Resident Cecil Palmer is in favor of putting a well on the RRR, however, testing should be done on a regular basis. In the 1980's wells on his previous property did collapse. It can be expensive. Has there been communication of cost to bring water up from Henrietta?

Supervisor Frank noted that there is no current discussion to continue public water to the Rush Riverside Refuge.

II. APPROVAL OF MINUTES **RESOLUTION #115-2017**

Councilperson McCarthy moved to approve the April 12, 2017, Town Board Meeting Minutes as written by Town Clerk Bucci. Councilperson Woolaver seconded the motion.

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

III. APPROVAL OF TRANSFERS

RESOLUTION # 116-2017

Councilperson McCarthy moved having audited all of the unexpended balances of existing appropriations move, that Transfers 11 through 13 of April 26, 2017, in the amount of \$113.00 be allowed. Councilperson Woolaver seconded the motion.

#11: From General Fund \$54.00 - Unemployment Insurance A.9050.8 to Disability Insurance A.9055.8 to cover additional cost for disability insurance;
#12: Highway Fund \$43.00 - Unemployment Insurance DA.9050.8 to Disability Insurance DA.9055.8 to cover additional cost for disability insurance;
#13: Library Fund \$16.00 - Unemployment Insurance L.9050.80 to Disability Insurance to cover additional cost for disability insurance.

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

IV. APPROVAL OF ABSTRACT

RESOLUTION #117-2017

Councilperson McCarthy moved that having audited all the claims against the funds listed on Abstract (2) for vouchers for #2017 383 through 425 be allowed for payment in the amount of \$29,760.45. Councilperson Woolaver seconded the motion.

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

V. CORRESPONDENCE

Memorial Day Parade - Supervisor Frank received an invitation for the Town Board from the Stevens Connors American Legion Post to participate in their annual Memorial Day Parade, Monday, May 29th at 9:30 AM. The parade will begin at the Rush Firemen's parking lot and move to Pine Hill Cemetery for a service.

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Monroe County Department of Planning & Development - Supervisor Frank received correspondence from Monroe County Department of Planning and Development regarding National Small Business Week May 1st through May 5th which recognizes critical entrepreneurs and small business owners. There are three programs available to the Town Board at MCC.

7:15 PM - PUBLIC HEARING - Proposed Amendment to Section 120-57 of the Zoning Law of the Town of Rush regarding Off-Street Parking

RESOLUTION #118-2017

Supervisor Frank moved to interrupt the meeting to conduct the Public Hearing as advertised and scheduled at 7:15 PM. Councilperson McCarthy seconded the motion.

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

Following distribution of the proposed Local Law to the Town Board members, Town Clerk Bucci stated that the Notice of Public Hearing was duly published in the Henrietta Post as legally required 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.

LOCAL LAW NO. __ OF 2017 TO AMEND THE ZONING LAW OF THE TOWN OF RUSH, CHAPTER 120 OF THE CODE OF THE TOWN OF RUSH, BY AMENDING SECTION 120-57 OF THE ZONING LAW OF THE TOWN OF RUSH REGARDING REQUIRED OFF-STREET PARKING

PLEASE TAKE NOTICE, a public hearing will be held by the Rush Town Board, at the Rush Town Hall, 5977 East Henrietta Road, Rush, New York, on the 26th day of April at 7:15 PM, local time, for the purpose of amending Section 120-57 of the Zoning Law of the Code of the Town of Rush in relation to required off-street parking.

Copies of the proposed Local Law #__ of 2017 are available for inspection at the Town Clerk's Office during normal business hours.

At such hearing any person may be heard in favor of or against the revisions to the Rush Town Code as proposed at the above time and date.

April 12, 2017
Pamela J. Bucci, Town Clerk

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By Order of the Rush Town Board

In 2014, the Town Board formed a citizens committee that was tasked with looking at the zoning code, particularly in the hamlet of Rush where there are mixed residential and commercial zoned properties. Once the Zoning Citizens Advisory Committee (ZCC) started to look into the Code they realized that key components to making changes in the hamlet referred to other sections of the Code. Therefore, they decided that the entire Zoning Code needed review and recommendations were made by the ZCC over a 1 year period. Since that time the town has scheduled workshops with all boards of the town and the ZCC members. The ZCC recommended changes to Section 120-57, Off-street parking, the Town Board discussed them and came up with a compromise which is the Local Law being discussed. Rush's off-street parking is one of the most restrictive in Monroe County and close surrounding towns. At the April 12th public hearing of this proposal, a wording clarification was submitted last minute to clarify the language. Section 120-57 of the Code is more time sensitive than the other recommendations. The Code Enforcement Officer has started enforcement on eight properties but has been asked by the Town Board to delay action until Section 120-57 of the Code has been voted upon. A sketch presented on the white board set in the back of the meeting room illustrates where off-street parking is currently allowed and where off-street parking is proposed to be allowed. The off-street parking must also meet the required side and rear setbacks. The Code has been interpreted in the one way for many years. The town board is tasked with making a decision on what is best for all of the residents in our community.

The Town Board will hear additional comments, both pros and cons, on this section of the Code. Residents have already voiced their comments and submitted comments. Supervisor Frank asked that comments made should be in addition to what was previously presented to the Board.

An unidentified Resident asked for a clearer explanation of the current law.

Supervisor Frank stated that the current law states that all off-street vehicles must be parked behind the back of your house. R-20 is a smaller residential area with a side setback of 15 feet and rear setback of 25 feet. An R-30 area is a larger residential parcel with a 25 feet side and rear setback.

Resident Ken Towner asked for clarification of the 100 foot setback from the road. The Code says that if someone has 100 acres of land, owner cannot put anything on the property closer than 100-110 feet from the road? This is not fair to all. It should be acreage driven.

Supervisor Frank, stated that is correct.

Councilperson Kusse pointed out that what was being referred to is the entire right-of-way width from one side of the road to the other side. On a state road, it is not 110 feet from center to right-of-way, it is only half of that.

Resident Brent Morris did a casual survey of the town and witnessed that 90% of the residents could not comply with the current or proposed code. He has a recreational trailer and a small lot. It would cost as much as he pays in school and town taxes to park his trailer off site. If the Zoning Board of Appeals denies an application for an off-street vehicle on a smaller lot, relief is not fair.

Resident Diane Van Lare stated that she is opposed to the amendment. It has been in effect for at least 23 years. There have been no lawsuits. What happens to those people that cannot park on the side of their home? Where will those people park? You are having a charrette meeting. If the outcome of the charrette changes the code, why would the Board change the Code at this juncture. The amendment only affects a minority of people in town.

Resident Kathryn Hankins stated that she is opposed; it is not well thought out or reflective of concerns. Mrs. Hankins did research on other towns having visibility as a major factor; a quality of life issue. Rush has flexibility. Some homes were built when setbacks were not required. The reasons that prompted change is clearly a reality. It is an issue of seasons which is not reflected. The reasons why Zoning Citizens Committee was created was because of hit and miss zoning code enforcement. Some complaints were presented and some violations were not visible.

Resident Mike Quinlan supports the change. The towns of Chili, Irondequoit and Greece allow parking in a driveway between April 1 through November 1. The Code Enforcement Officer in Mendon uses a 30 consecutive day code which does not allow for a dilapidated off-street vehicle to be parked in a driveway. Mr. Quinlan witnessed within 1 hour, 43 violators of the present Code. If this is a Code in Rush, why is it not enforced fairly to all residents but enforced only if someone complains? At a previous meeting the Board announced that there are 100 residents in current violation. Why haven't the people not wanting the Code changed previously complained?

RESOLUTION #119-2017

Supervisor Frank moved having heard all comments, closed the hearing at 7:35 PM. Councilperson McCarthy seconded the motion.

Roll: Councilperson Woolaver	aye
Councilperson McCarthy	aye
Councilperson Coffey	aye

Councilperson Kusse
Supervisor Frank

aye
aye carried.

Supervisor Frank introduced Jeff Adair, Director of Monroe County Planning and Development to give an overview of their work.

PRESENTATION by Jeff Adair, Director of Monroe County Planning and Development.

Mr. Adair served twelve years on the County Legislature, six of which he was President. Prior to that Mr. Adair was the Wheatland Town Supervisor. In February 2016 County Executive Cheryl DiNolfo appointed him as the Chief Developmental Officer of Monroe County. Within the first month in office, he visited Rush and moved on to the other eighteen towns of Monroe County.

Monroe County Planning and Development (MCPD) provides planning and economic development. MCPD's approval rate has been reduced from a 31 day review to a 22 day review. The department includes economic workforce and community development. Community development is for low to moderate income house which helps people that are in trouble, puts first-time homebuyers in contact with the right people, works with affordable housing, assists with battered shelter housing and is getting involved with solar power. Community development also comes from development in finding other sources beyond grant-only-orientated funding.

Economic Development is a priority. Every single county has an IDA; County of Monroe IDA (COMIDA). MCPD is changing the way it is perceived and making people see it as a competition. Change is coming soon. COMIDA will not be what it has been in the past. Main focus is developing the quality of life in New York, specifically in the Rochester area. Focus in on what your community needs, make a change for the town.

COMIDA's are now conduit projects through the Town Supervisors. Nine COMIDA projects have been completed in the last three months bringing 526 jobs to the area. In 2016, only 187 jobs were created. MCPD has secured \$41M in private investment. The U.S. economy is helping. Investing in infrastructure is key to economic development. The downside of the community is having enough skilled laborers such as electricians and plumbers in the workforce.

Currently the largest economic growth in Rochester is in the medical field, science and technology, transportation and warehouse. Projects aren't judged by the amount of jobs but the amount of labor. There are 32 open projects in Monroe County. Three IDA projects have been developed which include Scotts Miracle Grow at the Riga landfill to make mulch, American

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Packaging which home base is Iowa. The draw for American Packaging back to New York was Wegmans. Clearwater Organics, the third IDA, which grows leafy greens and kale will create over 100 new jobs and will have a swift turn-around reducing the cost to the consumer. Small Business Week is May 1 through 5 which will run programs to promote sustainability, new incentive for breweries and how to do business with the government.

MCPD and Monroe Community College (MCC) are partners promoting a workforce that is critical to economic development. A program will soon be in affect at Monroe Community College placing students in a 22 week program such as home health care, IT, and hospitality fields so that when they graduate they will have jobs in that field waiting for them. MCC is also providing subsidized day care and transportation. The area around the airport is now undergoing a project to include a restaurant, hotel, and businesses. MCPD is also entered around the mill in Riga which can provide heat from the landfill and grasses. Their main focus is developing quality of life.

Supervisor Frank reached out to MCDP for assistance in getting businesses to consider Rush. COMIDA is a conduit program that follows regulations; it does not involve retail. His team will bring interested businesses to Rush. No project will move forward without Supervisor Frank knowing about it. Mr. Adair stated that all towns need to realize that for a town to keep what it has, it must change. The keepers of the community, Town Board, will keep it vibrant. The revamping of COMIDA is coming next week.

Supervisor Frank added that a design charrette is scheduled for June 10th. It will include a brainstorming session that will include commercial development in the future. Mr. Adair stated that his economic development team will be present.

Councilperson McCarthy asked how the town can disseminate the information to the town. Mr. Adair stated using the regular communication is best. A new county planning webpage will be providing information.

Councilperson McCarthy added that the former Big M property that is vacant and privately owned is one of the town's priority.

Councilperson Kusse added that Rush's lack of basic infrastructure in Rush is caused by lack of economic development.

VI. REPORTS OF OFFICERS AND COMMITTEES:

Councilperson Woolaver offered the following:

- Attended meeting of the Monroe County Fair Association.

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Councilperson McCarthy offered the following:

- Attended the Library Board of Trustees meeting. Mrs. Flass has submitted her state report. Summer and Fall events are being planned. Bands and silent auction information will come later.

Councilperson Coffey offered the following:

- No report.

Councilperson Kusse offered the following:

- Attended the Fire Commissioners meeting.
- Attended the Conservation Board meeting.

Attorney Mancuso offered the following:

- No report.

Library Director Flass offered the following:

- No additional report.

Town Clerk Bucci offered the following:

- Filed the March monthly report with Supervisor Frank along with a check in the amount of \$8,635.77. State licensing agencies checks were submitted totaling \$67.00.
- Attended the required Workplace Violence training session along with many other Rush town employees.
- Attended the 35th NYS Town Clerks Conference. NYS has 932 towns which means many town and village clerks. The Association is represented Attorney Chris Dryea. During the general session, he discussed bills that are in the Assembly and Senate that the Association either opposes or supports.

VII. OLD BUSINESS:

A Discussion on Proposed amendment to §120-57 Off-street Parking - Supervisor Frank stated that the Board would not yet be voting on the proposed amendment. They are awaiting a response from Monroe County Planning & Development.

Councilperson Woolaver stated that the first draft of the Zoning Citizens Advisory Committee included a seasonal timeframe for summer and winter off-street parking.

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Councilperson McCarthy stated that the Board's decision will not please all residents, it must be fair. There are different neighborhoods. All input is being considered. The law is being interpreted exactly the way it exists today. The decision must be fair.

Councilperson Coffey stated that this change addresses the vast majority. It is more lenient and appearing before the Board of Appeals provides an avenue in seeking a variance. A seasonal option could additionally capture a majority of residents.

Supervisor Frank stated that Secretary Susan Knight compiled Monroe County town data on off-street parking and the Rush Zoning Board of Appeals over the last 10 years. There are not many applications for variances. Two applications for boats; 2006 - denied, and 2008 - approved; and two application for motorhomes; 2008 - denied; 2010 - approved. The other piece of data is how it is enforced. Supervisor Frank asked Councilperson Kusse how the code is enforced.

Councilperson Kusse commented that he has been reluctant to agree with the zoning proposal but now sees that it is the right change. Code enforcement is difficult. Consistent enforcement of violations gets the word out. Being the former Rush Code Enforcement Officer, enforcement was a duty but canvassing town for violations was not done. Councilperson Kusse wished to consider sub-zoning. There are visible and non-visible neighborhoods depending on the size of lots. Line of site view should not be an issue.

Supervisor Frank compared code enforcement to police enforcement. The police department cannot ticket every speeder; court costs of appearances would be unyielding. She is hesitant on a seasonal adoption because of the possibility of parking anywhere on the property. Parking in front yards causes obstruction of view, parking in backyards gives neighbors a possible unsightly view.

B. Upgrade on Energy Savings Upgrade for Town Hall - Supervisor Frank stated that three quotes are required. Air infiltration is needed first. Councilperson Kusse is developing new specifications to air seal the building and manage air infiltration. All bidders have been contacted with a timeline.

C. Update on Partnership with Monroe County Fair Association - Supervisor Frank reported that the first exhibition of the Monroe County Fair ("Fair") took place in Rush in 1940 at the Rush Firemen's Field. The goal is to establish a town and fair partnership at the Rush Riverside Refuge at 6565 East River Road to support an old fashioned, agricultural fair. The Fair has received a \$97,000 grant from NYS Ag and Markets for an agricultural fairgrounds

infrastructure improvement program. The Town has generated \$80,000 from leasing a portion of the Rush Riverside Refuge to invest back into that property. It has also received a \$44,000 grant from NYS Senator Rich Funke specifically to roof the horse barn, dig a well for water and install a septic system. In order for the Fair to receive these funds from the state, a 10-year lease must be signed by the Town of Rush to demonstrate a commitment to the future of the agricultural fair. The Town is awaiting a site plan and documentation from the Monroe County Fair Association. A public comment session will be held during the Rush Town Board, May 10, 2017 at 7:15 PM. An invitation flyer will be included in the Pennysaver so that all residents will be provided information and given an opportunity to speak regarding the proposal.

Supervisor Frank stated that the Rush Riverside Refuge is located in the middle of two cornerstone museums and a great destination.

Councilperson Kusse is very frustrated that the Rush Riverside Refuge buildings are sitting idle. There is much potential and a small risk in having the Fair. The farmland must also be used before it is worthless.

D. Update of Lease Amendments at the Rush Riverside Refuge - Supervisor Frank stated that there are two one-year lease amendments that required updates. The Mulligan farm field lease will be transitioning to Howlett Farms. The Chase Lease Agreement of the three pastures will be renewed and the Chase Hay Harvesting Agreement will end.

Councilperson McCarthy is in favor of the lease amendments and asked of any legal obstacles in renewing them. She has contacted the three neighbors directly across from the property. All are in favor and asked that it is traffic controlled. This chance does not occur often.

VIII. NEW BUSINESS

A. Resolution to sign contract with Alliance Door for the Community Development Block Grant for two American Disability Act compliant library doors - Supervisor Frank stated that Rush received a grant for library entrance and lower level restrooms.

RESOLUTION #121-2017

Councilperson McCarthy moved to authorize the Supervisor to enter into a contract with Alliance Door & Hardware, Inc. for the purpose of installing two American Disability Act compliant library doors funded by a Community Development Block Grant for an amount not to exceed \$6,000.00. Councilperson Woolaver seconded the motion.

Roll: Councilperson Woolaver	aye
Councilperson McCarthy	aye

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Councilperson Coffey	aye	
Councilperson Kusse	aye	
Supervisor Frank	aye	carried.

B. Resolution to sign a Lease Amendment with Chase Farms for one-year period - Supervisor Frank brought forward the Lease Amendment between Town of Rush and Chase Farms at the Rush Riverside Refuge, 6565 East River Road.

RESOLUTION #122-2017

Councilperson McCarthy moved to authorize the Supervisor to enter into a First Amendment to Lease with Chase Farms for a one-year period commencing April 1, 2017. 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 sign a Lease Amendment with Howlett Farms for one-year period- Supervisor Frank brought forward the Lease Amendment between Town of Rush and Howlett Farms at the Rush Riverside Refuge, 6565 East River Road.

RESOLUTION #123-2017

Councilperson McCarthy moved to authorize the Supervisor to enter into a First Amendment Lease with Howlett Farms for a one-year period commencing April 1, 2017. Councilperson Woolaver seconded the motion.

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

D. Resolution to appoint Building Inspector - Supervisor Frank reported that the two applicants were interviewed for Building Inspector position. Supervisor Frank requests the appointment of Kenneth Stavalone, 3 Chriswell Lane, Pittsford, New York at Step 3, \$21,733 annually effective May 15, 2017 through December 31, 2017. The former Building Inspector accepted a full-time position with the Town of Penfield.

RESOLUTION #124-2017

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Councilperson Woolaver moved to approve Supervisor Frank's appointment of Kenneth Stavalone as Building Inspector at Step 3, \$21,733 annually effective May 15, 2017 through December 31,2017. 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 provide funding to Philip D'Alessandro in transitioning the newly appointed Building Inspector - Supervisor Frank stated that funds not to exceed \$2,500 will be used for the Building Inspector transitioning phase.

RESOLUTION #125-2017

Councilperson Woolaver moved to provide funding to Philip D'Alessandro during the transitioning phase of Building Inspector for an amount not to exceed \$2,500.00. Councilperson McCarthy seconded the motion.

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

F. Resolution to spend \$14,000 to dig a well at Rush Riverside Refuge - Supervisor Frank stated that Senator Rich Funke has provided Rush with grant money to drill a well at Rush Riverside Refuge.

RESOLUTION #126-2017

Councilperson Woolaver moved to allow the Supervisor to spend \$14,000 of awarded funds to dig a well at the Rush Riverside Refuge, 6565 East River Road, Rush, New York with the understanding that Senator Rich Funke will be reimbursing the town. Councilperson McCarthy seconded the motion.

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

IX. PUBLIC COMMENT

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

Resident Kathryn Hankins stated that there is a provision of NYS law that any lease of public land is subject to a permissive referendum and the public must be noticed a certain number of days prior to acceptance. The original

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leases were not done through a permissive referendum. Ms. Hankins is supportive of agriculture but farming should be organic and the town should not be promoting the slaughtering of animals. Someone outside of the town board should be managing the Rush Riverside Refuge. The Town should not be supporting another business on the land and becoming a burden to the taxpayers. Ms. Hankins does not like to hear that money is coming from Jeff Adair's office. Money should be coming from the state. The community should be more engaging on what the community wants. The leases should be based on NYS law.

Attorney Mancuso stated that all the amended leases state that they are subject to permissive referendum under Town Law §62.4.

Resident Kirsten Flass, who is the Rush Library Director, commented that she is thrilled that the Monroe County Fair is interested in partnering. West Rush used to have a bad reputation, as some of the older generation suggest, as being on the "wrong side of the tracks". Residents care about their properties. The Rush Recreation Advisory Citizens Committee did a lot of work but with a tax cap in place the town cannot raise taxes to pay for repairing the buildings. Partnering with the Fair is a real viable way to fix the buildings and use the land. It fits with the rural character of town, having no rides to compete with firemen's carnival is appropriate and it will help support the two museums. It should boost the neighbor's property values. The library partnering with fair would be excellent. Mrs. Flass believes that the Board will do its due diligence in following the law.

Resident Marianne Rizzo requested trees be planted on Stull Road to replace fallen trees during the recent wind damage. Is there a program in town to plant hard wood trees, especially along East River Road? Ms. Rizzo is concerned about bringing animals to the land with farming chemicals. How many acres are on the leases.

Resident Cecil Palmer commented on MCPD Director Jeff Adair's presentation and commented on education for the success of the community. Mr. Palmer is supportive of the Monroe County Fair Association. Having the sheriff's horse department at the Rush Riverside Refuge would be useful for security. The Hightech property is hard pressed because there are no sewers. Property for businesses in the hamlet is non-existent and fully developed with only one parcel exception.

Attorney Mancuso stated that the leases are tied to fields and not acreage that constitutes the property. Fields 1, 2, 3 and 4, 48 acres, are leased to Howlett and Fields 5 and 6 are leased pastures to Chase. Field 7 may be occupied by the Fair.

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Resident Janet Chaize suggested collaboration with Rochester River School or with one of the conservatories or the land could be maintained by planting trees.

X. ADJOURNMENT

Supervisor Frank, having conducted all town business, moved to adjourn the meeting at 9 PM. All parties present were in agreement.

Respectfully submitted,

Pamela J. Bucci
Town Clerk