

RUSH TOWN BOARD MINUTES  
August 23, 2017

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Cathleen Frank at 7:00 PM on August 23, 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
Lauren Baron, Esq.	-----	Attorney for the Town

OTHERS PRESENT:

Pat Kraus	-----	Resident
Kirsten Flass	-----	Resident, Library Director
Dan Klimek	-----	Finance Director/Budget Officer
Cecil Palmer	-----	Resident
Pat Stephens	-----	Recreation Supervisor
Marianne Rizzo	-----	Resident
Carol Barnett	-----	Resident
Beth Hoak	-----	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.

No comment from the audience.

II. APPROVAL OF MINUTES

**RESOLUTION #181-2017**

Councilperson McCarthy moved to approve the Special Minutes of August 9, 2017 prepared by Town Clerk Bucci. Councilperson Woolaver seconded the motion.

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

### III. APPROVAL OF ABSTRACT

#### **RESOLUTION #182-2017**

Councilperson McCarthy moved having reviewed all vouchers #829 through #882 on Abstract #8-2, approve payment in the amount of \$24,801.05.

Councilperson Woolaver seconded the motion.

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

### IV. REPORTS OF OFFICERS AND COMMITTEES:

Councilperson Woolaver presented the following report:

- No report.

Councilperson McCarthy presented the following report:

- No report.

Councilperson Coffey presented the following report:

- No report.

Councilperson Kusse presented the following report:

- As liaison, attended Fire Commissioners meeting.

Town Clerk Bucci presented the following report:

- No report.

Town Attorney Baron presented the following report:

- No report.

Library Director Flass presented the following report:

- No report.

Supervisor Frank presented the following report:

- Previously approved contractor approved to paint pavilion doors does not carry liability insurance. Another painter will be sought.

Councilperson Kusse recommended contacting Rush Town Building Maintenance Manager John Frew who painted the Town Hall doors.

### V. OLD BUSINESS:

A. Update on Energy Savings Upgrades for Town Hall - Councilperson Kusse contacted JAG owner who will be placing the Town of Rush on his schedule and confirming a weekend or holiday date.

B. Update on Monroe County Fair Association (MCFA) Partnership - Supervisor Frank stated that the MCFA were meeting with their legal

department to review the Lease Agreement. Supervisor Frank had a meeting with MCFA regarding renovating the buildings and grounds by next spring.

Councilperson Kusse questioned whether or not the Lease Agreement encompassed office use on a 52 week basis. Attorney Baron will review the Lease and discuss including office use.

C. Resolution for Library Covered Walkway Project - Library Director Flass shared additional information with the Town Board including additional quotes with a wide spectrum of costs and materials. The Library is not obligated to use the quote supplied in the grant application. Once approved, the town's formal bid process will be used. Library Director Flass is working closely with Building Inspector Stavalone and requested Councilperson Woolaver's building project expertise.

Councilperson Kusse did some research and stated that the quotes received were reasonable compared to other awning costs.

Supervisor Frank suggested being cost conscience requesting a shorter distance for the walkway project. Director Flass stated that the grant can only be submitted once per project and they would rather include a full request.

With Attorney Baron's assistance, the Town Board reviewed the Short Environmental Assessment Form, Parts 1, 2 and 3. As Lead Agency, Supervisor Frank signed Part 3. Supervisor Frank will provide a letter recognizing the Rush Town Board's approval of the Library Covered Walkway Project.

## **RESOLUTION #183-2017**

### **RESOLUTION OF THE TOWN BOARD OF THE TOWN OF RUSH REGARDING THE LIBRARY COVERED WALKWAY PROJECT**

**WHEREAS**, the Town Board of the Town of Rush (the "Town Board") has determined that it is in the interests of the Town of Rush to install a cover for the walkway leading to the Town of Rush Library to protect both Library patrons and books from inclement weather; and

**WHEREAS**, a Short Environmental Assessment Form has been prepared by the Town in compliance with Article 8 of the Environmental Conservation Law and 6 N.Y.C.R.R. Part 617 (collectively referred to as "SEQRA").

**NOW, THEREFORE, BE IT RESOLVED** the Town Board has determined that the library covered walkway project is an “Unlisted Action” pursuant to SEQRA and subject to an uncoordinated review by the Town Board as Lead Agency, that the proposed action does not present a potential significant adverse impact, and thus a Negative Declaration as that term is defined by SEQRA has been issued, and

**BE IT FURTHER RESOLVED**, upon due consideration by the Town Board that the library covered walkway project is hereby approved and that the Library Board of Trustees may seek any grant funding from New York State in order to complete the project; and

**BE IT FURTHER RESOLVED**, that Supervisor Frank is authorized to submit a letter on behalf of the Town of Rush Library to the New York State Division of Library Development certifying that the library’s legal arrangement to be located in the Town Hall will continue for at least the next 10 years after the date of project completion.

Councilperson Woolaver seconded the motion.

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

D. Update on Charter Communications Franchise Agreement - The town’s recommended changes to the Agreement are being reviewed by Charter Communications.

VI. NEW BUSINESS:

A. Discussion on Golah Road property - Supervisor Frank stated that an 8.3 parcel on Golah Road was previously inherited by a couple in Irondequoit in the 1950s. The property owned by Rush and is not landlocked. It is accessible by water; not landlocked. The Board agreed to allow the Supervisor to obtain a fair market appraisal. There are interested buyers.

VII. PUBLIC COMMENT:

Resident Cecil Palmer supports the Library’s awning proposal. Snow load should be included in the design. Suggest that mowing and trimming on town property should be done by two persons for attention and safety. The Rush Station by the Lehigh Trail is overgrown.

VIII. EXECUTIVE SESSION :

Supervisor Frank made a motion to adjourn to executive session at 7:35 PM to discuss a pending litigation matter for the Capps property.

IX. RETURN TO REGULAR SESSION

On the motion of Supervisor Frank, the meeting was reconvened to regular session at 7:50 PM which was approved by common consent of all councilpersons present.

X. ADJOURNMENT:

Supervisor Frank, having conducted all town business, moved to adjourn the meeting at 7:51 PM. All parties present were in agreement and continued with the scheduled Budget Workshop.

Respectfully submitted,

Pamela J. Bucci  
Town Clerk