

TOWN BOARD
OCTOBER 11, 2017

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Frank at 7:00 PM on October 11, 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	-----	Attorney for the Town

OTHERS PRESENT:

Daniel Klimek	-----	Finance Director
Otto Vondrak	-----	Rochester & Genesee Valley Railroad Museum
Mark David	-----	Resident, Highway Superintendent
Jerry Farrell	-----	Resident
Jim Wilkins	-----	Resident
Lorraine Thompson	-----	Visitor
Wayne Xie	-----	Visitor
Susan Mee	-----	Resident, Town Historian
Carol Barnet	-----	Resident
Beth Hoak	-----	Resident
Jim Bucci	-----	Resident
Janet Chaize	-----	Resident
William Darron	-----	Visitor

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

Resident Beth Hoak read aloud a letter voicing her concern of commercial farming on the Rush Riverside Refuge, 6565 East River Road, and its impact on buffers, hedgerows and land along the Genesee River.

II. APPROVAL OF MINUTES:

RESOLUTION #201-2017

Councilperson McCarthy moved to approve the Town Board Minutes of October 11, 2017 prepared by Town Clerk Bucci. Councilperson Woolaver seconded the motion.

Roll:	Councilperson Woolaver	aye
	Councilperson McCarthy	aye
	Councilperson Coffey	abstained

Councilperson Kusse aye
Supervisor Frank aye carried.

III. TRANSFER OF FUNDS:

RESOLUTION 202-#2017

Councilperson McCarthy having audited all the unreserved, unanticipated revenues and unexpended balances of existing appropriations for transfers covering increases in transfer station expenses, engineering services, and transfer payroll from highway to brush/weeds personnel services, move that transfer 20 through 22 in the amount of \$13,000 be approved. Councilperson Woolaver seconded the motion.

BUDGET TRANSFERS 10/11/2017 - 2017FUNDS

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

**General
Funds**

Transfer Number	Decrease Appropriation			Increase Appropriation	
	Amount	Account	Description	Account	Description
20	4,000.00	A.5010.200	Highway Admin Capital To cover increased expenditures for Transfer Station	A.8160.400	Refuse/Garbage Contractual
21	4,000.00	A.1990.400	Supervisor Contingency To cover increased expenditures for engineering services	A.1440.400	Engineering Contractual
22	5,000.00	DA.5112.100	Highway - Road Construction Personal Services	DA.5140.100	Highway - Brush/Weeds Personal Services

IV. APPROVAL OF ABSTRACT

RESOLUTION #203-2017

Councilperson McCarthy moved having audited all claims against the funds listed on Abstract #10-1, vouchers #1005 through 1049 move to allow payment in the amount of \$49,233.69. Councilperson Woolaver seconded the motion.

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

V. CORRESPONDENCE

Association of Towns Annual Training – Supervisor Frank announced that the Association of Towns Annual Training will be held in New York City February 18th – 21st for elected and newly elected officials. Funds for two member attendance are included in the

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2018 budget. A newly elected officials and seasoned officials training is scheduled for January 17th – 19th at the Double Tree in Henrietta.

Monroe County Shared Services Plan – Supervisor Frank received County Executive Cheryl DiNolfo's Monroe County Shared Services Plan that has been approved. It will be located on the town website for perusal.

VI. 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:

- No report.

Town Clerk Bucci presented the following report:

- Monthly September Report submitted to the Supervisor with a check in the amount of \$9,264.63 and state licensing payments totaling \$2,679.10.
- Received a resignation letter from Justice Doupe effective November 1, 2017 and notified both the Board of Elections and Chief Administrative Judge Craig Doran.

Attorney Baron presented the following report:

- No report.

Highway Superintendent David presented the following report:

- Portion of East River Road between Woodruff and Honeoye Falls #6 Road will be closed for cross-culvert replacement. Town is awaiting county road widener to do shoulder work.

VII. OLD BUSINESS:

A. Update on Energy Savings Upgrades for Town Hall – Councilperson Kusse distributed a proposal to all Town Board members. Supervisor Frank stated that this proposal is in lieu of not being able to perform the air test. The air leakage in the building is extremely HIGH. Although no guarantees, Councilperson Kusse and Woolaver believe that air issues and sealing issues in the library front can be eliminated. Councilperson McCarthy stated that solving the leaks now prolongs the building's life and likely decrease in energy costs. Supervisor Frank stated that following the Procurement Policy, three written quotes must be sought. Councilperson Kusse will comprise a bid sheet with a standardized metric. Councilperson Woolaver stated that the quote received is from an experienced company; however, others may provide a lower quote. Councilperson Kusse will draft a standardized metric and bid sheet.

VIII. **PUBLIC HEARING** – 7:15 PM – Proposed 2018 Preliminary Budget

Proof of Notice having been furnished to all board members, Supervisor Frank closed the regular meeting at 7:15 PM and opened the Public Hearing of the 2018 Preliminary Budget.

Town Clerk Bucci read the legal notice posted for the hearing and certified that proper notification had been made.

**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 2018 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 September 28, 2017. The Rush Town Board will hold a public hearing on October 11, 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 2018:

<u>Officer:</u>	<u>Salary:</u>
Supervisor	\$32,270
Town Board Member	\$ 7,670
Town Clerk	\$57,423
Town Justice	\$14,894
Highway Superintendent	\$78,187

Supervisor Frank opened the public hearing.

Resident Carol Barnett asked why generally, the Board seems to pass the budget at the same public hearing meeting. Resident Barnett further asked if budgeted revenues included the railroad roof repair of \$80,000; what is included under rental property revenue; what is the \$25,000 purchase of a clock and where is the money from the Monroe County Fair Association.

Supervisor Frank responded that since August, the Board has conducted workshops, reviewed the budget and made considerations and adjustments to the budget. When no additional comments are to be considered, the budget can be approved at the same hearing. A grant approval letter for the roof repair has been awarded; however, the money has not yet been received. The rental property includes the Howlett License Agreement, Chase License Agreement and the rental house at 1911 Rush Scottsville Road. The town no longer has a Gruschow Agreement. The clock purchase is bicentennial commemorative consideration.

Having no further comments, Supervisor Frank closed the public hearing at 7:25 PM.

PRESENTATION: Otto Vondrak, Rochester and Genesee Valley Railroad Museum – Boy Scout Spring Camporee

Otto Vandrak provided a slide presentation regarding the Rochester and Genesee Valley Railroad Museum's ("Museum") request to host a Boy Scout Spring Camporee.

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The Black Creek District of Seneca Waterways Council approached the Museum in hosting the camporee on the Rush Riverside Refuge property located at 6565 East River Road, Rush. Mr. Vandrak was a former Boy Scout and provided history of the Museum. The Black Creek District serves many communities in the county. The Camporee is a seasonal event and is scheduled for May 4th through May 6th, 2018. The campers use pop up tents, have skilled events, visit and learn at the train museum, and have campfire programs and skits. They are requesting permission to use a flat field area, have the town mow the field, provide area for about 50 cars to be parked, provide at least five to six porta-potties, and asked if there are any restricts on camp fires.

The Board discussed briefly the Scouts needs and requested Attorney Baron to draft a License Agreement for the Camporee.

IX. NEW BUSINESS:

A. Resolution to approve the 2018 Town Budget – Supervisor Frank asked for additional comments from the Town Board. None were submitted or stated.

RESOLUTION #204-2017

Councilperson Woolaver moved to adopt the 2018 Preliminary Budget, dated September 27, 2017 as submitted. Councilman McCarthy seconded the motion.

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

B. Resolution to advertise for a Town Justice

RESOLUTION #205-2017:

Councilperson Woolaver moved to authorize Town Clerk Bucci to advertise for a Town Justice position, replacing resigning Justice Thomas Doupe for a term through December 31, 2018. Councilperson McCarthy seconded the motion.

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

C. Resolution to purchase a fence for the air conditioner area - Supervisor Frank stated that the current fence around the air conditioning unit area is falling. Maintenance Supervisor John Frew provided a sketch and priced out the cost to replace the fence.

RESOLUTION #207-2017

Councilperson McCarthy moved to allow Supervisor Frank to purchase replacement fencing around the town air conditioning units for an amount not to exceed \$1,300. 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 contract for town hall generator repair – Supervisor stated that after inspection, a new annunciator is required.

RESOLUTION #208-2017

Councilperson McCarthy moved to authorize Supervisor Frank to approve Penn Power Systems replacement of an annunciator panel on the generator for a cost not to exceed \$2,400.00. Councilperson Woolaver seconded the motion.

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

E. Resolution to hire temporary coverage for Deputy Town Clerk – Town Clerk Bucci requested temporary coverage for her Deputy Town Clerk while she is out with surgery for a period of not more than six weeks. Stephanie Anderson, an employee of the town has agreed to the coverage. Budget funds are available.

RESOLUTION #209-2017

Councilperson McCarthy moved to authorize the Town Clerk to hire Stephanie Anderson for temporary coverage for Deputy Town Clerk Featherman for not more than a six week period commencing November 13, 2017 through December 23, 2017. Councilperson Woolaver seconded the motion.

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

F. Discussion on use of barn for training by Scottsville and other fire departments

Discussion among the Board ensued regarding Building #3 which is currently being used at Rush Riverside Refuge by the Rush Fire Department for training purposes. The Scottsville Fire Department requested the use of Building #3 on October 21 and November 4 from 8:30 AM to 12:30 PM.

Councilperson McCarthy stated that training will be contained in the same area as the Rush Fire Department use for drill purposes. Having these facilities available to other departments is valuable for training purposes.

Attorney Baron stated that under SEQRA, this is a Type II action and has no impact on the land.

RESOLUTION #2010-2017

Councilperson McCarthy moved to authorize the Supervisor to execute a License Agreement on behalf of the Town of Rush with the Scottsville Fire Department to conduct fire training drills at Building#3 located at the Rush Riverside Refuge, 6565 East River Road, Rush, New York 14543 on October 21st and November 4th from 8:30 AM until 12:30 PM. Councilperson Woolaver seconded the motion.

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

G. Discussion space for expanded historical collections - Supervisor Frank invited Historian Susan Mee to talk about new acquisitions.

Historian Sue Mee stated that the request is a continuation of previously discussed necessity for additional space to hold historical items. Within the last few days, Tom Vollmer, son of Stella Fagan, phoned wishing to donate an organ. Stella Marie Fagan, daughter of Joseph Fagan and Teresa Hayes was born in Rush in 1893. She was St. Joseph's Church organist. The parishioners purchased the organ for Stella in order to practice at home for church services. A photo of the organ was distributed. Historian Mee has also received life-long resident Sara Page's quilting frame and a Rush District School #10 desk from resident Luther Keyes. Anticipated donations are from six generation Rush residents Darron/Ward family. Mrs. Christina Bartlett-Whitcome of Washington, D.C. is a Clapp family descendant and is interested in donating family photo, period clothing, lanterns and other artifacts to Rush. The Clapp family resided at the town-owned Rush Riverside Refuge. The farm was known as White Springs Farm. All would be a welcomed expansion of the History Office. Space right now is tight.

Rush was approved in June 2017 by the State Educational Society to begin a Rush Historical Society and membership is being formed. The Quinn house which is at 1911 Rush Scottsville Road and is currently a rental property is a historical house, former Stull home, in the hamlet.

Councilperson Kusse asked if any items needed to be placed in a climate controlled area.

Councilperson McCarthy stated that the Board is currently discussing options for the rental property known as the Quinn house that requires extensive work. All decisions are being made in a fiscally sound manner.

Supervisor Frank stated that the rental property housed the library during renovations in 2004 and could be used for a temporary storage space, however, there was recently water damage and Rush would not want to put artifacts in area of potential damage with tenants upstairs. Building #9 at the Rush Riverside Refuge is also a possibility for storing historical artifacts as previously discussed with the Rochester Genesee Railroad Museum. The house may be a starting point and using protective covering for artifacts

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would be required. The apartment should be viewed before a response is provided to Mr. Vollmer. A short-term commitment is absolute.

Councilperson Coffey stated that although the proximity is perfect, having artifacts located in an area of potential damage is not recommended.

H. Discussion on Veteran's Park draft plan - Supervisor Frank presented the Rush Henrietta Rotary's draft sketch of Veteran's Park sign, flag pole and sidewalk provided by Albert Brocollo and requested Board comments. It is part of their grant implementation.

Councilperson Kusse approved and Councilperson Woolaver stated his approval that it connects the park to the trail.

I. Discussion on Library Roof Repair

Councilperson Woolaver stated that the front portion of the library roof needs replacing. The shingles are failing causing leaking. The south portion of the roof was previously fixed where the nails were coming through the shingles. One estimate for the front portion has been received. Councilperson Woolaver will obtain additional quotes.

X. PUBLIC COMMENT:

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

Resident Beth Hoak suggested the organ be temporarily housed at Marianne Cope.

Resident Jim Wilkins thanked the Highway Superintendent and crew for facilitating water flooding issue at Pleasant Drive and East Henrietta Road. Mr. Wilkins suggested that the Stonybrook Park be upgraded.

XI. ADJOURNMENT:

Supervisor Frank moved, having no further town business to conduct, adjourned the meeting at 8:10 PM. The meeting was adjourned by common consent.

Respectfully submitted,

Pamela J. Bucci
Town Clerk