

# **RUSHVILLE VILLAGE BOARD MEETING**

**October 17, 2011**

TIME: 6:45 PM

PLACE: Rushville Village Hall

PRESENT: Mayor Jon Bagley

Trustees Charles Elwell, David Field, Timothy Jabaut and John Sawers

ATTENDANCE: Art Rilands, Mike Pierre, Dodie Baker, Reggie O'Hearn, Chandra Gilman, Larry and Pam Brown, Jamie Landcastle, and Janet Landcastle

## **PUBLIC HEARING**

RE: Opening the Public Hearing

Mayor Bagley opened the public hearing at 6:45pm for Local Law No. 3-2011, which will amend Local Law No. 2-2011, by adding to it an official zoning map outlining the zoning districts for the Village of Rushville.

RE: Comments from the Public

Mayor Jon Bagley opened the floor for comments from the public relating to the adoption of the proposed official zoning map, Local Law No. 3-2011.

Code Officer Reggie O'Hearn showed the map to the public and reviewed the location of the districts and their primary uses. R-1 for residential, C-1 for light commercial use, C-2 is for more industrial uses, and a community overlay district to include the cemetery and churches.

Janet Landcastle of 24 Gilbert asked with the purpose of the map was and if there was one before the adoption of the new zoning? Code Officer O'Hearn explained that the map visually identifies the location of the districts that correspond with the new zoning law. There was a map with the old zoning also. The map did not get adopted with the zoning law in August, so the public hearing is a formality to link the new map and zoning together.

RE: Closing of the Public Hearing

With no further comments, Mayor Jon Bagley closed the public hearing at 6:59pm.

## **REGULAR MONTHLY MEETING**

RE: Calling the Meeting to Order

Mayor Bagley called the regular monthly meeting to order at 7:00pm.

RE: Minutes

A motion was made by Trustee Field and seconded by Trustee Sawers to adopt the minutes from the September public hearing and regular monthly meeting as printed. Unanimously carried.

# **RUSHVILLE VILLAGE BOARD MEETING**

**October 17, 2011**

RE: Yates County Code Official's Training

Code Officer O'Hearn asked if the Yates County Code Official's could use the fire house for their annual training seminar. They will be serving lunch and would like to use the meeting room and kitchen. The organization does not have a source of funding, but they could probably pay \$50 to use the space versus the regular \$150 rental fee. There will be approximately 45 people in attendance. The training occurs once per year and will take place on Friday, January 27, 2012.

A motion was made by Trustee Sawers and seconded by Trustee Field to authorize the Yates County Code Officials to use the fire house meeting room and kitchen for their annual training seminar on Friday, January 27, 2012 at a cost of \$50. Unanimously carried.

RE: 24 Gilbert Street - Sewer Unit Reduction

Janet Landcastle of 24 Gilbert Street submitted a written request to the Board asking for her sewer units to be reduced from 1.6 to 1.0. Her home had an apartment many years ago, but no longer does and is now assessed as a single family resident.

A motion was made by Trustee Elwell and seconded by Trustee Sawers to lower the sewer units for 24 Gilbert Street from 1.6 to 1.0 since the home is no longer a 2 family resident and is now a single family resident. Unanimously carried.

RE: Public Works Supervisor – Art Rilands

A copy of this report is on file with these minutes.

Water: The school water tank is not operating properly. It is being drained for repairs.

Cemetery: Two footers were added to the work order from Finger Lakes Monument. They're in poor condition. The cost of \$250 will be added to the original quote.

RE: Fire Department

A copy of this report is on file with these minutes.

Fire Department member Jim Santee has applied for another grant. If awarded the funding will be used for air packs and a fill station.

RE: Reading Center Director – Dodie Baker

A copy of this report is on file with these minutes.

Director Dodie Baker shared that the reading center has been very busy. She is getting more volunteers and has had several donations. Jean McCreary, a resident of Canandaigua Lake, donated \$500 to build a DVD collection. The Circle of Friends participated in a Halloween event at Flint Creek Campground. The event went well and they were able to share with people what the reading center has to offer. At the event there was a contest for best decorated room, the reading center did not win, but the individual that did win, donated his cash winnings of \$100 to the reading center. It was a very positive event.

# **RUSHVILLE VILLAGE BOARD MEETING**

**October 17, 2011**

RE: Adoption of Local Law No. 3-2011

A motion was made by Trustee Elwell and seconded by Trustee Sawers to adopt Local Law No. 3-2011, which amends Local Law No. 2-2011 by adding and annexing to it, an official zoning map outlining the zoning districts for the Village of Rushville. Unanimously carried.

RE: DOT – Sidewalks

No communication, tabled.

RE: Trick-or-Treating Hours

A motion was made by Trustee Field and seconded by Trustee Jabaut to set the Halloween trick-or-treating hours for the Village of Rushville from 6:00pm-8:00pm on Monday, October 31<sup>st</sup>, 2011. Unanimously carried.

RE: 2009 Water Improvement Project Bid Announcement Authorization

A motion was made by Trustee Sawers and seconded by Trustee Field to grant authorization to Chatfield Engineers, P.C. to announce the Village of Rushville 2009 Water System Improvement Project request for bids once approval from the NYS Department of Health has been received. The bid date and time shall be determined at a later date. Unanimously carried.

RE: Sidewalk Installation Policy for Homeowners

A policy was drafted by PWS Art Rilands on what the standards for sidewalk installation would be for homeowners. Now that the Village has started to install new sidewalks, it is pertinent to ensure that all sidewalks in the Village are constructed in the same manner. The Board reviewed the policy submitted. Discussion occurred and it was concluded that crusher run and topsoil would only be provided for backfill.

A motion was made by Trustee Field and seconded by Trustee Jabaut to adopt the standards for sidewalk installation by homeowners as provided and written by the Public Works Supervisor with the edit of “for backfill” to clarify the supply of topsoil and crusher run. Unanimously carried.

RE: 2% Property Tax Cap

Discussion took place regarding the newly enacted State Legislation that mandated a 2% property tax cap. The Board will investigate further whether there is a need to override the tax cap with a local law.

RE: Buying Back Cemetery Lots

The Village received two requests asking if it would buy back cemetery lots. Lengthy discussion occurred regarding the administrative side of the buy backs and the lack of records for lots prior to the Village owning the cemetery in 1975. It was suggested the Village could buy back lots and then resell those lots at a discounted rate to those “in need”. Concern was expressed to whom and what parameters

# **RUSHVILLE VILLAGE BOARD MEETING**

**October 17, 2011**

would the discounted lots be sold. How would such criteria be determined? After further discussion, it was concluded the best course of action would be not to buy back lots.

A motion was made by Trustee Elwell and seconded by Trustee Jabaut to set a policy that the Village of Rushville does not buy back cemetery lots once they are sold and deeded to any individual. Unanimously carried.

RE: Sewer Unit Schedule

The Clerk shared with the Board that she is currently reviewing the sewer unit schedule for the Village. There have been several requests before the Board to have the unit amounts reduced because of a change of use in various buildings. The schedule has not been reviewed since the installation of the system in the late 1980's. The Clerk will have materials prepared for the November Board meeting.

RE: Unsafe Structure at 20 Gilbert Street

PWS Art Rilands shared with the Board that the barn on 20 Gilbert Street was taken down today.

RE: Bills

A motion was made by Trustee Jabaut and seconded by Trustee Field to authorize payment of the general bills in amount of \$13,318.16, noting \$387.90 had already received payment due either to prior authorization or a due date prior to the board meeting. Unanimously carried.

A motion was made by Trustee Jabaut and seconded by Trustee Sawers to authorize payment of the cemetery bills in amount of \$1,480.00. No prior payments were made. Unanimously carried.

A motion was made by Trustee Elwell and seconded by Trustee Sawers to authorize payment of the water bills in amount of \$3,320.42, noting \$75.00 had already received payment due either to prior authorization or a due date prior to the board meeting

A motion was made by Trustee Elwell and seconded by Trustee Field to authorize payment of the sewer bills in amount of \$3,901.76. No prior payments were made. Unanimously carried.

RE: Adjournment

A motion was made by Trustee Jabaut and seconded by Trustee Sawers to adjourn the meeting at 7:45pm. Unanimously carried.

Respectfully Submitted,

Jennifer Gruschow  
Clerk-Treasurer