

Town of Murray Town Board Meeting

May 12, 2015

Present: Supervisor John Morriss, Councilwoman Kathy Case, Councilmen Ed Bower, Lloyd Christ and Paul Hendel, Town Clerk Cindy Oliver, Highway and Water Superintendent Ed Morgan, Attorney Jeff Martin, Assessor Lynn Wood, Code Enforcement Officer Ron Vendetti, Legislator John DeFilipps, Attorney Nathan Pace, David Gonzalez, Slade Gonzalez, Joe Sidonio

Pledge to the flag.

Motion by Christ, Seconded by Case to accept the minutes of the April meeting with the following changes: both changes on page seven, regarding the water leak on Fancher Road, amount of water lost should read *two to three hundred thousand gallons lost* and regarding equipment being taken to the Palmyra auction should read *2004 cab and chassis and other miscellaneous items.* Motion Carried

Legislator John DeFilipps informed all of the steps the county is taking regarding e-waste disposal for our residents. He reminded those present that the county will be holding their household hazardous waste collection day on June 20th. Residents must register to take part in this event. Brief discussion regarding the dredging plan that the county is involved in.

Assessor

The tentative roll was filed on May 1st and the changes in assessments were mailed. At this point there is only one Board of Review member that will be present on grievance day. The county set up a class for one of our members but he didn't attend. Dawn Allen is still trying to get this resolved before May 26th. Lynn discussed the alternatives the Town can take if he cannot complete his training before grievance day.

Privilege of the floor

Nathan Pace, attorney, representing A&M Automotive, spoke of certain sections of the zoning ordinance that are a bit antiquated. Mr. Pace discussed site size and the limitation of five vehicles allowed per bay. This limits his ability to earn a better income. A&M actually has a 92,000 sq. ft. lot which is three times what section 715 provides for. Mr. Pace proposes adding an additional clause allowing an additional three vehicles per bay for every 30,000 sq. ft.

Code Enforcement Officer

Ron has been out enforcing maintenance violations and un-mowed grass is becoming a big issue. Ron also discussed the number of barns in our

community that are in a deteriorated state. He spoke to Kumar regarding barn regulations, and the painting of these structures. Kumar informed Ron that yes, these regulations are still in place and should be enforced. Ron would like to sit down with Jeff to figure out how we can begin the mowing process. Councilman Hendel stated he will take the lead from our council. If Jeff concludes there is a way to move forward with the mowing, the board will be okay with that decision.

Ron informed all that he has finished up with the A&M violations and withdrew the charges based on the fact that they primarily did what was asked of them. Ron still has concerns regarding parking. He has sent a violation notice to A&M regarding the continual parking of their trucks at the roadside. Ron pointed out to all that A&M's violations didn't start out because there were too many repaired vehicles at the business, but because of the amount of junked cars on three sides of the property. Ron believes that A&M and every garage in the Town can operate as the code presently is. Other people tow and they don't have the accumulation that A&M has. He thinks it is a good thing to look at things when people bring them forward to the board, but Ron is not sure that, regarding A&M Automotive, all care is being taken to operate within the laws.

Old Business

Last month there was an error on the highway abstract. A bill was listed for payment that actually was previously paid for. The corrected abstract was on hand for the Board to look at. Motion by Hendel, Seconded by Christ approving the correction to the April 2015 highway abstract. Motion Carried

John and Cindy meet with our Brooke Pontillo, our Toshiba representative as our main copier contract will expire in September. We've had the present copier since June of 2010. Brooke's proposal for a new updated version of the copier we now have with several improvements is actually a few dollars cheaper than the payment of \$127.60/ month we are now paying.

Motion by Bower, Seconded by Hendel that the Town move forward and exchange our copier for the new one and enter into a new agreement with Toshiba at a cost of \$122/month. Motion Carried

New Business

Councilman Hendel spoke about the EDA and the importance of marketing. People and businesses need to know what our county has to offer and they are making great strides in getting the message out there. The Orleans County Economic Development website has been awarded with a Tully award. All should take a look at the website as there is a lot of information on it. The agency has had success in forming positive working relationships with our neighbors to the north and through word of mouth, have attracted a number

of Canadian companies to relocate here in Orleans County. These efforts have put a boost in employment opportunities and have paid off in numerous ways. The Town of Murray had the foresight to be part of the economic development partnership and the agency needs support from all municipalities. Legislators DeFilipps and DeRoller have been more than enthusiastic supporters working at the county level. Because of these efforts, Orleans County is positioned to move ahead.

Motion by Christ, Seconded by Bower authorizing Supervisor Morriss to sign the Indemnification Agreement with HCSD for June Fest Motion Carried
This allows us to display the fireworks on school property.

Motion by Bower, Seconded by Case adopting the following resolution:

WHEREAS, the State of New York has passed Property Tax Freeze legislation; and

WHEREAS, the State of New York is allowing each of its municipalities to file Tax Freeze documentation (Government Efficiency Plans and certifications) using their county as Lead Entity rather than filing individually; and

WHEREAS, the State of New York will consider plans submitted to the Lead Entity as having fulfilled the municipality filing requirements under the Tax Freeze legislation,

THEREFORE, the Town of Murray hereby resolves to recognize our county as Lead Entity and submit our documentation to them rather than directly to the State.

Upon being put to a vote, the resolution was unanimously adopted.

Motion by Hendel, Seconded by Bower opposing the proposed International Joint Commission plan that was introduced in June of 2014 which will raise the water level of Lake Ontario Motion Carried

Motion by Christ, Seconded by Case adopting a resolution in support of the New York State County Highway Superintendent's Association's identified need to immediately fund highway and bridge funding. Motion Carried

Reminder that the Supervisor/Legislator meeting will be on May 26th and Bryan O'Donovan of Strong West will be giving a presentation of what is available from Strong West.

Attorney

Jeff sent his annual audit letter to the Bonadio Group today.

Jeff briefly spoke of correspondence from U.S. Bankruptcy Court regarding Diaz Chemical and the proposed distribution of funds. None of the homeowners are proposed to receive anything. As a priority claimant, DEC will receive \$62,000.

Village resident Tom Carbone sent correspondence asking why he has not received any notice of change of his assessment. Jeff informed us that the property is in his wife's name. He has no ownership interest. Jeff will respond appropriately.

Town Clerk

April receipts totaled \$973.60 with \$755.07 going into the general fund.

Tomorrow Cindy will be reconciling taxes and will bring reports and all unpaid taxes to the County Treasurer.

Highway and Water Superintendent

Ed listed the items sold at the 2015 Palmyra Auction.

Stanley hydraulic power unit, Coleman compressor/generator, Demco 15 gallon spray tank, tire jack, forklift boom, shop hoist, bumper jack and 2004 Ford F-550. Total received after commissions \$11,952.00.

Motion by Bower, Seconded by Case authorizing the Highway Superintendent to dispose of 325 feet of directional bore pipe at a reasonable cost. Motion Carried

There was a major leak on Ridge Road that has been going on for six months. The leak was finally identified and consumption is back to where it should be.

Regarding prices on a 10-wheeler, Ed would like to wait and see where we fall come budget time as there is no need to rush.

The cost will be approximately \$9,000 to take the 2006 truck to Caledonia Diesel to have the body and frame sandblasted.

Motion by Christ, Seconded by Bower approving the highway department to replace existing drive way pipes on state roads. Jeff will develop an application listing the cost per foot to replace the existing pipes. This does not include new drive ways or lawns. Motion Carried

Public Comments

Joe Sidonio offered to fill in as a volunteer on the Board of Assessment Review if needed on a temporary or permanent basis.

Regarding Ron's report on the painting of barns, Mr. Sidonio informed all that they built a barn about five years ago at a higher cost than normal because it is made of hemlock. They want it to look old and would like to know if he would have to paint a building that they built specifically so it doesn't require paint.

Mr. Sidonio also spoke about evenhandedness of the law. There is a property on Hurd Road with 100 tires in the yard along with auto parts, front ends, rims and a tank of recycled motor oil. The code is the code and if we are going to get into lawn mowing, parking and painting barns then let's be evenhanded.

Motion by Christ, Seconded by Case approving the Supervisor's financial report and to pay the following bills: Motion Carried

General Fund	Claims 118-149	\$12,313.53
Highway Fund	Claims 98-111	\$7,510.64
Water District No. 1	Claims 12-15	\$557.91
Water District No. 2	Claims 16-20	\$6,851.31
Water District No. 3	Claims 14-17	\$4,251.61
Water District No. 4	Claims 7-8	\$148.92
Water District No. 5	Claim 7	\$32.62
Water District No. 6	Claims 17-25	\$1,860.26
Water District No. 7	Claims 6-7	\$363.08
Water District No. 8	Claims 6-7	\$297.85
Water District No. 9	Claim 7	\$32.62
Water District No. 10	Claims 13-15	\$98.09
Water District No. 11	Claims 23-29	\$5,395.17
Water District No. 12	Claim 6	\$48.92
Water District No. 13	Claim 5	\$48.92
Water District No. 14	Claim 2	\$146.44
Water District No. 15	Claim 6	\$130.46
Water District No. 20	NONE	\$0.00

Motion by Christ, Seconded by Bower to adjourn the meeting Motion Carried

Meeting adjourned at 8:27 p.m.

Respectfully submitted,
