

**Town of Murray Town Board Meeting**

August 8, 2017

Present: Supervisor John Morriss, Councilmen Lloyd Christ, Paul Hendel and Bob Miller, Town Clerk Cindy Oliver, Attorney Jeff Martin, Assessor Lynn Wood, Code Enforcement Officer Ron Vendetti, Louise Passarell, Joseph Schofield, Betty Passarell, John Kenney, Neil Valentine, Sharon Boccaccio, Farin Seiler, Frank Long, Joseph Sidonio, Dave Piedmonte, Dennis Piedimonte, Deana Curtis, Mike Curtis, M. Whalen, Ed Kennedy, Cindy Piedimonte, Chuck Buscemi, Ted Karpenko.

Absent: Councilman Ed Bower

Pledge to the flag.

Motion by Christ, Seconded by Miller accepting the July 2017 meeting minutes as submitted Motion Carried

John Kenney of the Murray Holley Historical Society was present to present to the board copies of their request for funding for 2018. Mr. Kenney spoke briefly of the costs the Historical Society incurs on a yearly basis and some of the projects they hope to tackle in the near future. A new roof will be needed soon. They will be holding their ham dinner fund raiser on October 14<sup>th</sup> and they have various bake sales to help raise money towards expenses. The Town contributed \$1,000 this year and Mr. Kenney stated that anything over \$1,000 would certainly help their cause.

Assessor:

Lynn Wood reported that sales are at a slow point but the ones that are going through have been very good.

Code Enforcement/Zoning:

The Planning Board spent much time and hard work with their review of the Zoning Ordinance. There are a couple loose ends that need to be worked through and it will be complete. The next project should be the Comprehensive Plan. With campaign season upon us, our ordinance states campaign signs can go up 30 days before the election. Ron went over the difference between having a sign in your car while driving and leaving your car parked for hours in one place and coming back to move it.

New Business:

Motion by Hendel, Seconded by Christ to adopt the following resolution:

RESOLVED, that Supervisor John Morriss is authorized to sign the Animal Control Contract between the County of Orleans and the Town of Murray.

Upon being put to a vote, the vote was as follows:

Ayes	4	Morriss, Christ, Hendel, Miller
Nays	0	
Absent	1	Bower

The resolution was thereupon declared adopted.

The Town’s contract amount is \$3,782.00 which is the same as last year.

Motion by Christ, Seconded by Miller to adopt the following resolution:

WHEREAS, at the present time, the financial climate is such that taxpayers, particularly senior citizens on fixed incomes, often have difficulty paying their real estate taxes on a timely basis; and

WHEREAS, Section 928-a of the Real Property Tax Law authorizes a town tax collecting officer to accept partial payments for or on account of taxes, special ad valorem levies or special assessments and to apply such payments on account, provided that the town board has passed a resolution authorizing such partial payments; and

WHEREAS, the town clerks of all ten towns in Orleans County, who also serve as tax collectors for their respective towns, concur that it is in the best interests of their taxpayers to have the ability to make partial tax payments if they so choose; and

WHEREAS, the Town Board of the Town of Murray hereby determines that it is in the best interests of the Town’s taxpayers for the Town to accept such partial payments, on certain terms and conditions;

NOW, THEREFORE, IT IS

RESOLVED, the Town Board of the Town of Murray hereby authorizes the Murray Town Clerk, as the tax collecting officer for the Town, to accept from any taxpayer at any time partial payments for or on account of taxes, special ad valorem levies or special assessments and to apply such payments on the account, on the following terms and conditions:

1. County/Town property taxes, special ad valorem levies and special assessments may be paid in partial payments during the Town’s tax

collection period (January 1 through April 30) of the then-current year. No partial payment will be accepted by the Town after April 30<sup>th</sup>.

2. There shall be no limit on the number of partial payments that a taxpayer may make on a tax bill for a particular tax map parcel; however, any partial payment must be at least two hundred dollars (\$200.00). If the balance due on a tax bill is less than two hundred dollars (\$200.00) after crediting all partial payments previously made for that tax map parcel, the unpaid balance must be paid in full. Partial payments on tax bills with balances less than two hundred dollars (\$200.00) will not be accepted.
3. In its discretion, the Town may require that a service charge not to exceed ten dollars (\$10.00) be paid with each partial payment. Any such service charge shall be retained by the Town.
4. After any partial payment hereby authorized has been paid and credited, interest and penalties shall be charged against the unpaid balance only.
5. The Town’s acceptance of partial payments shall be deemed to affect any liens and powers of any municipal corporation conferred in any general or special act, but such rights and powers shall remain in full force and effect to enforce collection of the unpaid balance of such tax or tax liens together with interest, penalties and other lawful charges.
6. If a taxpayer requests to make a partial payment that satisfies the terms and conditions herein set forth, the Town Clerk shall not have the ability to refuse to accept such payment.
7. Nothing herein contained shall be construed to authorize the Town Clerk to accept partial payment after the expiration of his or her warrant, or at any other time that he or she is not authorized to accept tax payments, nor shall the ability of the Town Clerk to accept partial payments of taxes authorized under any other general or special law be limited.
8. The Town Clerk shall file certified copies of this resolution with the Commissioner of the State Office of Real Property Services and the Director of Orleans County Real Property Tax Service within thirty (30) days of adoption.

After being put to a vote, the vote was as follows:

Ayes	4	Christ, Hendel, Miller, Morriss
Nays	0	
Absent:	1	Bower

The resolution was therefore declared adopted.

Motion by Hendel, Seconded by Miller to adopt the following resolution:

CERTIFIED RESOLUTION OF SUPPORT – a6505/s4630 – Relates to prohibiting the collocation of certain children’s facilities with adult facilities in Erie County

WHEREAS: The Western New York Children’s Psychiatric Center opened in West Seneca in 1970. The center takes seriously emotionally disturbed children between the ages of 4 to 18 years old from 19 Western New York counties. The 19 different counties in New York State include: Allegany, Cattaraugus, Cayuga, Chautauqua, Chemung, Erie, Genesee, Herkimer, Livingston, Monroe, Niagara, Ontario, Orange, Orleans, Oswego, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, Wyoming and Yates and

WHEREAS: Despite the significant volume of these 19 counties the Western New York Children’s Psychiatric Center has the lowest 30 day and 90 day reinstatement or re-institutionalization rate of any facility in New York State. The cost of long term hospitalization and institutionalization are drastically reduced and eliminated when the readmission rates are low; and

WHEREAS: Governor Cuomo in his 2017 Budget proposed that the West Seneca Children’s Psychiatric Center be moved to Buffalo Psychiatric Center, an adult facility and campus. Moving these children into an adult setting would not be therapeutically beneficial and may in fact be detrimental to the psyches of many of these children; and

WHEREAS: The medicinal and therapeutic benefits of treating and counseling children with mental illnesses in both rural and school settings have been documented in many medical journals and academic papers. The Governor’s proposal to place these children in a lock down facility with adults runs counter to science, logic and common sense; and

WHEREAS: The New York State Assembly and Senate unanimously passed A6505 / S4630 which prohibit the collocation of certain children’s facilities with adult facilities in Erie County; and

WHEREAS: Governor Cuomo needs to sign this bill and save WNY Children’s Psychiatric Center in West Seneca.

NOW, THEREFORE BE IT RESOLVED: The Town of Murray legislative body supports the passage of the above bills in the New York State Legislature and also strongly encourages Governor Cuomo to immediately sign this necessary legislation into law.

Upon being put to a vote, the vote was as follows:

Ayes	4	Morriss, Christ, Hendel, Miller
Nays	0	
Absent	1	Bower

The resolution was thereupon declared adopted.

Attorney:

Jeff received from the Dept. of State, the receipt for filing Local Laws No. 2 and 3. These Local Laws became effective upon filing.

The Zoning Board of Appeals met on July 18<sup>th</sup> to consider two area variances on the Grabar property on North Main St. Rd. The parcel is being subdivided from a larger parcel and is lacking 30 feet of road frontage and the house is lacking 2.3 feet of setback. Both area variances were granted.

Town Clerk:

July receipts totaled \$953.00 with \$795.70 going into the General Fund.

Public Comments:

Dave Piedmonte asked if anything has been done with the new equipment concerning water loss. He also asked if anyone on the Town Planning Board is involved in agriculture as that is a requirement. Mr. Piedmonte also questioned income from taxes paying down water bonds and interest payments.

Mike Curtis spoke of his neighbor’s driveway culvert (on a State Road) that has collapsed and asked what the Town is doing to help rectify the situation.

Motion by Christ, Seconded by Miller approving the Supervisor’s financial report and that the following bills be paid: Motion Carried

General Fund	Claims 215-252	\$54,130.03
Highway Fund	Claims 91-98	\$7,477.73
Water District No. 1	Claims 15-16	\$421.48
Water District No. 2	Claims 24-25	\$376.23
Water District No. 3	Claim 11	\$221.48
Water District No. 4	Claim 10	\$72.15
Water District No. 5	Claim 9	\$32.01
Water District No. 6	Claims 35-39	\$2,765.24
Water District No. 7	Claim 12	\$221.48
Water District No. 8	Claim 10	\$160.07

Water District No. 9	Claims 8-9	\$60.76
Water District No. 10	Claims 16-17	\$74.74
Water District No. 11	Claims 39-42	\$568.98
Water District No. 12	Claim 8	\$56.15
Water District No. 13	Claim 9	\$69.52
Water District No. 14	Claim 9	\$21.26
Water District No. 15	Claim 13	\$130.93
Water District No. 20	Claim 5	\$80.04

Motion by Christ, Seconded by Miller to adjourn the meeting. Motion  
Carried

So adjourned at 7:37 p.m.

Respectfully Submitted,

Cynthia Oliver