

Town of Murray Board Meeting Minutes

October 13, 2015

Present: Supervisor John Morriss, Councilwoman Kathy Case, Councilmen Ed Bower and Lloyd Christ, Town Clerk Cindy Oliver, Highway and Water Superintendent Ed Morgan, Attorney Jeff Martin, Assessor Lynn Wood, Code Enforcement and Zoning Officer Ron Vendetti, Legislator Ken DeRoller, Stan Kemp, Bob Taylor, Joe Sidonio, Beverly Whiteman, Richard Downey
Absent: Councilman Paul Hendel

Pledge to the flag.

The following corrections were made to the draft meeting minutes that were submitted to the Town Board: *Councilman Ed Bower was absent for the September 3rd work meeting and in the September 28th work meeting minutes the word can was written in error and should read **cab** and chassis.*

Motion by Christ, Seconded by Case approving the minutes of the September 1st, 3rd, and 28th as corrected Motion Carried

Legislator DeRoller informed all that he continues to work on getting all of the canal navigational lights in working order. He will be putting pressure the DOT light group and the canal corp.

Brief discussion regarding e-waste and the three designated drop-off points in the county. Legislator DeRoller thanked the Town of Murray and Ed Morgan for stepping up and signing up as a drop-off point.

Assessor Lynn Wood updated the Board on the work being done in the assessor's office. There have been quite a few calls within the last couple of weeks with inquiries on building lots.

Code Enforcement/Zoning Officer Ron Vendetti updated all on two new houses that have been completed on Transit Road and W. Kendall Road. There has recently been much more interest in building lots compared to any other time that he can remember.

Discussion regarding the parking issues previously discussed. Of the places that were originally identified, George Berg is the only person who has been able to totally stem the parking of vehicles on the right of way. Ron has pictures of the places where these violations continue to take place. All but one of the business owners have tried to rectify the situation and the occurrences may have lessened but the problem still exists. Ron would like

*****DRAFT*****

to move forward with this issue. He is willing to start action against the owner of the antique barn on Ridge Road as he has done nothing to correct the situation. Other issues such as property maintenance are moving along. Two barns that were in dilapidated condition have been removed, four others have been repaired. One owner requested more time.

The property owner on Center Road with a barn who was going to sell wood has not sold any wood on this property. Ron would like to move forward with changing the Right to Farm Law.

Old Business

Regarding the *hard surface* definition, all are in agreement to make all of the changes to the zoning ordinance along with *hard surface* definition and once finished send them all to County Planning at one time.

Discussion regarding the contract between the Town of Murray and the Historical Society. Now that the contract has been signed by Historical Society President, Daniel Mawn, the Town commits to paying them \$500/year. Per the contract, the Historical Society are to supply the town with utility bills and proof of payment. Upon receipt of these records, the Town will reimburse them for 1/3 of the total paid or \$500, whichever is less.

Per the Office of Court Administration, the Town's most recent Justice Court audit that was completed is sufficient for 2015 but they would like a copy of the Town's audit check list used sent to them.

Discussion regarding the 2016 tentative budget. All Board members are in agreement that no changes need to be made at this time. Motion by Bower, Seconded by Christ declaring this the 2016 preliminary budget Motion Carried

New Business

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

RESOLVED, that the Town of Murray enter into an agreement with the County of Orleans for a term of one year, commencing September 16, 2015 and terminating on September 15, 2016, providing for the Town to maintain an electronic waste collection site on behalf of the County of Orleans at the Town's office complex at 3840 Fancher Road in the Town of Murray, on the terms and conditions set forth in the agreement; and it is further

RESOLVED, that Supervisor Morriss is hereby authorized to execute the agreement on behalf of the Town.

*****DRAFT*****

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

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

The resolution was thereupon considered adopted

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

RESOLVED, that the proposed Town of Murray Local Law No. 1 of the Year 2015 entitled "A Local Law to Override the Tax Levy Limit Established in General Municipal Law Section 3-c" be and the same hereby is introduced, and a public hearing shall be held on October 27, 2015 at 6:30 PM to consider the adoption of such local law; and it is further

RESOLVED, that Heath & Martin, Attorneys for the Town of Murray, shall attend to publishing a legal notice in *The Batavia Daily News* at least five (5) days in advance of such public hearing.

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

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

The resolution was thereupon considered adopted

Public hearings on the 2016 Town budget, zoning map amendment and adopting local law no. 1 of 2015 will be held on Tuesday, October 27th beginning at 6:30 p.m.

Attorney Jeff Martin will prepare the joint youth recreation agreement between Murray, Clarendon, the Village of Holley and the school. Jeff will prepare it on the same basis and the same funding level as we have in the past. The agreement will be approved by all prior to the end of the year and Jeff will have the draft for the Board at our November meeting.

Town Clerk September receipts totaled \$3,270.80, the general fund received \$1,404.48.

Cindy attended a NYS Town Clerk's Association regional meeting last week in Seneca Falls. The topic was electronic filing of death certificates. The state representatives didn't get into specifics but just basically told us when to be expecting the training and changeover to begin.

Highway and Water Superintendent Ed Morgan updated all regarding the issue of bridge snow removal. The state legal counsel has determined that the State DOT is not responsible for the bridges and their approaches. The Town's funding will be lowered by

*****DRAFT*****

\$2,762.39. Also State DOT will be lowering our lump sum figure by about \$10,000 as they said based on their figures, the Town made a profit last year. Ed has also received notification that the State has lowered the weight limit of the Bennetts Corners Road bridge from eight tons to four tons. With this new limit, the small white truck can't even go over it. Ed asked the Board to think about this as the State DOT's position is that they are responsible for the structure of the bridges only. We have four bridges that will now be over the weight limit, even with the small truck.

Ed went over the details of the 'boil water' issue. Ed was notified that one water sample from one individual facility tested positive for bacteria. 560 notices were hand delivered, a notice was placed on the Town website and on the Orleans Hub website. Ed took daily samples and it was concluded that it was not the water in that water district, the bacteria came from the facility where the sample was taken. This is the first time in 26 years that this has happened and it has brought up the question of the most efficient way to notify our customers in this type of emergency situation. Ed will bring this up at the Superintendent's conference to see what other towns do in this situation.

Regarding the ambulance contract, Monroe Ambulance was informed that the Town has sent a letter of termination to HVA.

Public Comments

Stan Kemp thinks that if the Historical Society has had the contract and didn't bother to sign it until now, that the Town should not pay for prior years. He also asked if the Town had done anything to make people aware that we are now an electronics recycling drop-off. Supervisor Morriss informed him that the county put an ad in the Pennysaver, the notice is on the Town signboard and is on the Town of Murray website, on the home page and the Town Clerk's page.

Bob Taylor questioned Ed Morgan regarding the flushing of water lines. Do the lines where the water dead-ends get flushed somehow also? Ed Morgan stated that every dead end has a hydrant allowing them to flush those ends. All dead ends are flushed at nighttime. Mr. Taylor asked what the standard is that the Town is expecting on maintenance of local barns. He said that unless the barn is in eminent danger of collapsing, the Code Enforcement Officer has no jurisdiction of a farm barn. Mr. Taylor stated that he was given two options; make the bar water-tight or tear it down. Ron Vendetti corrected him, stating he said 'weather tight'. These options are, in Mr. Taylor's opinion, unreasonable. Supervisor Morriss told him the Board, Jeff and Ron will take a look at this issue.

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

General Fund	Claims 257-298	\$9,304.67
Highway Fund	Claims 203-220	\$67,410.45
Water District No. 1	Claims 23-24	\$269.63
Water District No. 2	Claims 36-39	\$5,987.83

*****DRAFT*****

Water District No. 3	Claims 29-31	\$4,285.85
Water District No. 4	Claims 14-15	\$991.08
Water District No. 5	Claims 14-16	\$547.17
Water District No. 6	Claims 46-53	\$3,751.98
Water District No. 7	Claims 16-18	\$4,214.86
Water District No. 8	Claims 16-17	\$2,310.78
Water District No. 9	Claims 13-16	\$1,680.78
Water District No. 10	Claims 27-31	\$1,297.73
Water District No. 11	Claims 52-60	\$9,755.76
Water District No. 12	Claims 12-13	\$623.97
Water District No. 13	Claims 12-14	\$2,243.27
Water District No. 14	Claim 5	\$232.11
Water District No. 15	Claims 13-16	\$3,704.09
Water District No. 20	Claim 4	\$1,396.10

Motion by Christ, Seconded by Bower to adjourn the meeting

Motion Carried

Meeting adjourned at 8:34 p.m.

Respectfully Submitted,
