

**Town of Murray Board Meeting**

October 11, 2016

Present: Supervisor John Morriss, Councilpersons Ed Bower, Kathy Case and Lloyd Christ, Town Clerk Cindy Oliver, Attorney Jeff Martin, Assessor Lynn Wood, Code Enforcement Officer Ron Vendetti, John Kenney, Neil Valentine, Richard Downey, David Piedmonte, Mark Porter, Stan Kemp, Joe Sidonio, Tamara Leach, David Leach, Frank Long Absent: Councilman Paul Hendel

Pledge to the flag.

**Public Hearings**

Proposed Local Law No. 3 of 2016 – *Regulating the Stopping, Standing and Parking of Motor Vehicles on Lynch Road in the Town of Murray*

AND

Proposed Local Law No. 4 of 2016 – *Repealing Local Law No. 1 of 2007 Regulating the Outside Storage of Unlicensed Vehicles in the Town of Murray*

Local Law No. 3 of 2006 prohibits parking on the north side of Lynch Road from Route 237 heading west to just past the school property. Town Code Enforcement is authorized to issue appearance tickets returnable to Murray Town Court to any person in violation.

Local Law No. 4 repeals Local Law No. 1 of 2007 that regulated the outside storage of unlicensed vehicles in the Town of Murray. As the outside storage of unlicensed vehicles is now covered by Section 302.8 of the 2015 International Property Maintenance Code, the 2007 local law will be repealed if Local Law No. 4 of 2016 is adopted.

Public Hearings closed at 7:08 p.m.

**Town Board Meeting**

Motion by Christ, Seconded by Case approving the September meeting minutes as submitted. Motion Carried

**Privilege of the Floor**

John Kenney of the Murray Holley Historical Society asked the Town Board what they required from the historical society in order for them to receive funding towards expenses from the Town of Murray. He informed the Board of the monthly expenses and the cost of maintenance and repairs. Supervisor Morriss informed him that Dan Mawn said he would be present at the August Town Board meeting as that was when we began our budget process.

Supervisor Morriss informed Mr. Kenney that although Dan never came to our meeting the Board put \$1,000 into the budget for the Historical Society. In the past the Town had agreed to pay one-third of the utilities if the bills were provided to us. Sometimes we received them, other times we did not. Utility costs should be given to the Town in August. Mr. Kenney thanked the Board for their contribution.

### Assessor

Lynn Wood reported last month that there were 13 land sales in the last month. That figure is now up to 16. There has been a mixed reaction in regards to the change for the STAR exemption. People that are new home owners or new to the area have to start all over again. Lynn spoke of problems with people either not receiving their basic STAR checks or receiving the incorrect amount.

### Code Enforcement Officer

Ron provided pictures of 'Welcome to the Town of Murray' signs. He spoke to Bill Downey and he is working on a quote to fix them. Ron thinks hiring someone else to start from scratch will be too costly. Discussion of using vinyl sleeves for the posts. All in agreement that repairing what is there is the best option. Jeff Martin offered to donate the plastic post coverings he previously purchased but never used.

Ron provided the Board with pictures of A&M Automotive and Murray Superette in regards to where no parking signs should be. He also showed pictures taken last week at A&M showing that parking is still a problem.

Ron provided Jeff Martin with a service agreement from T.Y. Lin International for them to conduct the inspection of A&M Automotive. There have been complaints that they think Ron is being unfair regarding inspections and the time they chose for their inspection is when Ron will be away on vacation. Ron has the money in his contractual to take care of the T.Y. Lin bill. Motion by Bower, Seconded by Christ authorizing Supervisor Morriss to sign the agreement with T.Y. Lin International on the condition that Jeff reads and approves it. Motion Carried

### Old Business

Ed will not be available for the work meeting that was scheduled to discuss water on October 26<sup>th</sup>. It was suggested to keep the meeting scheduled for other town business if needed.

Mark Porter from Monroe Ambulance was present. He said everything has been going smoothly and response times are where they should be.

Motion by Bower, Seconded by Christ that the following resolution be adopted:

WHEREAS, Town of Murray Local Law No. 3 of 2016, entitled "A Local Law Regulating the Stopping, Standing and Parking of Motor Vehicles on Lynch Road in the Town of Murray" was introduced on September 13, 2016; and

WHEREAS, such local law having been in its final form upon the desks or tables of the members of the Town Board at least seven (7) calendar days prior to its final passage, and a public hearing on said local law having duly noticed and held on October 11, 2016 at 7:00 PM, it is

RESOLVED, that Local Law No. 3 of 2016 of the Town of Murray be and the same hereby is adopted in all respects and in the same form as introduced; and it is further

RESOLVED, that Heath & Martin, Attorneys for the Town of Murray, are hereby directed to forward the local law to NYS Department of State for filing."

Upon being put to a vote, the following voted in favor of adoption of the resolution: Supervisor John Morriss, Councilpersons Edwin Bower, Kathleen Case and Lloyd Christ.

The following voted against adoption of the resolution: none

The following was absent from the meeting: Councilperson Paul Hendel

The resolution was thereupon declared duly adopted.

Motion by Christ, Seconded by Case that the following resolution be adopted:

WHEREAS, Town of Murray Local Law No. 4 of 2016, entitled "A Local Law Repealing Local Law No. 1 of 2007 Regulating the Outside Storage of Unlicensed Motor Vehicles in the Town of Murray" was introduced on September 13, 2016; and

WHEREAS, such local law having been in its final form upon the desks or tables of the members of the Town Board at least seven (7) calendar days prior to its final passage, and a public hearing on said local law having been duly noticed and held on October 11, 2016 at 7:00 PM, it is

RESOLVED, that Local Law No. 4 of 2016 of the Town of Murray be and the same hereby is adopted in all respects and in the same form as introduced; and it is further

RESOLVED, that Heath & Martin, Attorneys for the Town of Murray, are hereby directed to forward the local law to NYS Department of State for filing.”

Upon being put to a vote, the following voted in favor of adoption of the resolution: Supervisor John Morriss, Councilpersons Edwin Bower, Kathleen Case and Lloyd Christ.

The following voted against adoption of the resolution: none

The following was absent from the meeting: Councilperson Paul Hendel

The resolution was thereupon declared duly adopted.

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

WHEREAS the Town Board has concluded its review of the tentative budget, it is

RESOLVED, that the Town Board of the Town of Murray hereby approves the tentative budget and so adopted, now becomes the Town of Murray preliminary budget for the year 2017.

Upon being put to a vote, the following voted in favor of adoption of the resolution: Supervisor John Morriss, Councilpersons Edwin Bower, Kathleen Case and Lloyd Christ.

The following voted against adoption the resolution: none

The following was absent from the meeting: Councilperson Paul Hendel

The resolution was thereupon declared duly adopted.

The public hearing on the preliminary budget will be held before the November 8<sup>th</sup> Board meeting at 7:00 p.m. Cindy will put the required notice in the Batavia Daily News.

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

“RESOLVED, that proposed Town of Murray Local Law No. 5 of 2016 entitled “Town of Murray Property Maintenance Law” be and the same hereby is introduced, and a public hearing shall be held on November 15, 2016 at 7:00 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 following voted in favor of adoption of the resolution: Supervisor John Morriss, Councilpersons Edwin Bower, Kathleen Case and Lloyd Christ.

The following voted against adoption of the resolution: none

The following was absent from the meeting: Councilperson Paul Hendel

The public hearing for proposed Local Law No. 5 of 2016 will be held on November 15<sup>th</sup> at 7:00 p.m.

Motion by Bower, Seconded by Case that no parking signs be placed on the north side of Lynch Road from the 237 intersection west to the culvert  
Motion Carried

**Town Clerk:**

Receipts for September totaled \$3,002.66 with \$737.90 going into the general fund.

The bank change from Key Bank to Five-Star Bank is just about complete. We are waiting for a package from Five-Star to Supervisor Morriss so he can set up his internet banking and authorize an internet banking account for Cindy and a ‘view only’ for Shelby at EFPR Associates. The remote check reader should be installed on Friday so the Town Clerk’s office can deposit checks remotely. Supervisor Morriss thanked Cindy for the work put into the bank changeover.

**Highway and Water Superintendent:**

Ed Morgan submitted the following written report:

- NYS Dept. of Labor was here and toured the building and policy. They will be sending report on issues they have found.

- The Hwy. Dept. plans to pave part of the rear parking lot this month.
- Water Dept. repaired a water leak on Route 387.
- There have been two more water service hook-ups this month.
- Water Dept. has been out flushing dead end water mains.
- Water Dept. has read all water meters, including hydrant meters.
- Still working with Iroquois Job Corps to paint some of our fire hydrants at no cost; we will be supplying the material to do the job.
- Hwy. Dept. did the shoulders on Hindsburg Road
- Hwy. Dept. has done property maintenance on lawns requested by Code Enforcement Officer.

### **Public Comments:**

Joe Sidonio asked the Board to consider thinking about the Town's water policies in the best interest of public safety. Mr. Sidonio brought up last month's conversation regarding a fire hose connected to a hydrant. Also brought up being cited/fined for e-coli. A violation is pending for failure to protect public drinking water. Supervisor Morriss stated that there was a work meeting to discuss water policies on the 26<sup>th</sup> that had to be cancelled but it will be rescheduled.

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

General Fund	Claims 272 - 298	\$12,723.80
Highway Fund	Claims 129 - 138	\$40,111.23
Water District No. 1	Claim 22	\$427.95
Water District No. 2	Claims 34 - 37	\$6,423.04
Water District No. 3	Claim 29	\$610.00
Water District No. 4	NONE	0.00
Water District No. 5	Claim 12	\$250.00
Water District No. 6	Claims 50 - 53	\$800.51
Water District No. 7	NONE	0.00
Water District No. 8	Claim 16	\$78.55
Water District No. 9	NONE	0.00
Water District No. 10	Claim 23	\$2.59
Water District No. 11	Claims 53 - 57	\$4,831.32
Water District No. 12	NONE	0.00
Water District No. 13	NONE	0.00
Water District No. 14	NONE	0.00
Water District No. 15	Claim 14	\$500.00
Water District No. 20	Claim 7	\$150.00

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

Meeting adjourned at 8:21 p.m.

Respectfully Submitted,

Cynthia Oliver