

Murray Town Board Public Hearing and Board Meeting

October 9, 2018

Present: Supervisor Robert Miller, Councilmen Lloyd Christ, Paul Hendel, Michael Mele and Neil Valentine, Town Clerk Cindy Oliver, Attorney Jeffrey Martin, Assessor Lynn Wood, Louise Passarell, Code Enforcement Officer Ron Vendetti, Joe Sidonio, Beth Miller, Richard Downey, Dirk Lammes, Elaine Berg, Charlie Felice, Art Knab

Public Hearing – Local Law No. 3 of 2018 *A Local Law to Override the Tax Levy Limit Established in the General Municipal Law Section 3-c*

As in past years, New York State has limited the amount of increase that a town can adopt to 2% or the rate of inflation, whichever is less. This local law needs to be in place in the event that the town exceeds the limit. This is just a precautionary measure and as things stand presently, we do not anticipate exceeding it. If we stay below the 2% it will be null and void.

Joe Sidonio asked what the penalty is if the Town were to exceed the 2% increase limit. Attorney Jeff Martin stated that if the Town stays under the limit then taxpayers get a refund check.

No other questions or comments from those present.

Public Hearing closed.

Regular Town Board Meeting

Motion by Christ, Seconded by Hendel to adopt Local Law No. 3 of 2018, A Local Law to Override the Tax Levy Limit Established in the General Municipal Law Section 3-c Motion Carried

Assessor:

The office has been busy working on the update for 2019. Louise is currently working on the Village. It is a long process as every property has to be looked at. March 1st is taxable status day and all numbers must be in at that time. Tax changes will not be seen until the school tax bills come out. Regarding the Diaz properties; some of these properties are nearly at full value and some are still in progress.

Code Enforcement/Zoning Officer:

Ron spoke about possible changes to the zoning law such as the sign definition. Parking on the side of the road was discussed and Ron stated that it can lead to accidents or someone getting hit. In light of this, he thinks the

parking issue should be addressed. Regarding political signs; there are specific days they can go up, specific days they need to come down and they must be kept out of the right of way.

New Business:

Motion by Mele, Seconded by Christ approving Water District No. 3, Ext. 1 Pay Application for \$22,084.65 to Pilon Construction Co., Inc. Motion Carried

The date for the next budget work meeting is October 30th at 7:00 p.m. Cindy will put the legal notice in the paper.

The public hearing for the 2019 budget and water district assessment roll will be held before the November board meeting.

Attorney:

JPR Service met with the Planning Board last week regarding putting up a 40 x 60 foot building on the north side of his property for his trailer sales. The environmental review was completed and the site plan was approved. John will now apply for a building permit.

The property owners of Hulberton Road are receptive to the easement needed by the Town in order to maintain the cemetery but they would like the Town to reposition the pasture fence. If this is done, they would have no objection if the Town wanted to put gravel there to make access to the cemetery easier. Jeff has a copy of the survey map. The easement stays in place even if the property is sold.

Town Clerk:

Receipts for September totaled \$2,347 with \$786.81 going into the general fund.

Water Department:

Louise explained the water pressure and loss to some households during the construction of the new water district extension. More people were without water than anticipated. Pilon was supposed to notify the residents in advance, which didn't happen correctly. Repairs to yards will be done when construction is totally completed.

Public Comments:

Art Knab stated that Pilon did not sweep the road from the front of his house up to Route 104. Rocks were left in the road. Councilman Hendel said that is not acceptable. Supervisor Miller will contact Scott, who is overseeing the project to let him know.

Joe Sidonio asked why there is disparity in the overhead charges to the residences based upon which water district they are in. He would also like to get to the bottom of the water expenses exceeding revenues. Supervisor Miller stated that this past year there have been a significant number of water breaks that surely contributed to this. Supervisor Miller, Ed Morgan and Joe can get together to discuss this when time allows.

Regarding parking, Mr. Sidonio asked if the Town or Code Enforcement was going to have a conversation with the funeral home, or the Fancher Hulberton Murray fire hall as these are places are sometimes have parking on the road. They should be treated like everyone else. St. Rocco's Festival is another example with cars being parked on both sides of the road.

Mr. Sidonio also discussed signs and asked the Board to keep in mind the constitutionality of the laws you're putting on the books. There is a 2015 case warning municipalities that they cannot enforce the 30 day limit regarding political signs as they are a freedom of speech.

The comprehensive plan was also discussed. Mr. Sidonio believes there should be a committee formed to help put changes to the plan together. Supervisor Miller said he will bring that up with the Planning Board. Councilman Hendel believes that a comprehensive plan could be put together with the towns of Murray, Kendall and Clarendon.

Amy Machamer stated she would like to serve on the comprehensive plan committee if one is formed. This is an important as it can powerfully shape what you want your community to be.

Ms. Machamer also discussed the parking situation on Sunday. This is not a regular occurrence and they have worked very hard to stop roadside parking and has been successful most of the time. They have established additional parking which is used by their customers. Once in a while, there will be a customer that parks on the side of the road and Amy makes serious effort to encourage these customers to use their additional parking area. This is an educational process for their customers. Once they are made aware of the additional parking, they will park there the next time they visit. The parking situation is constantly improving. Ron stated that Amy has done an excellent job regarding parking for events at Hurd Orchards. And although there were cars on the side of the road on Sunday, the situation is much improved.

Dirk Lammes stated that he thinks too much attention is being focused on parking at certain businesses. There is only so much you can do and you cannot expect businesses to have the time to monitor every car.

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

General Fund	Claims 283-328	\$65,940.01
Highway Fund	Claims 128-139	\$6,952.29
Water District No. 1	Claims 19-21	\$412.50
Water District No. 2	Claims 28-31	\$171.41
Water District No. 3	Claims 20-21	\$3,649.00
Water District No. 4	Claims 12-13	\$1,493.78
Water District No. 5	Claims 13-14	\$1,128.47
Water District No. 6	Claims 48-51	\$8,622.52
Water District No. 7	Claim 18	\$7,359.86
Water District No. 8	Claim 12	\$3,588.62
Water District No. 9	Claim 12	\$1,522.65
Water District No. 10	Claims 26-28	\$2,427.95
Water District No. 11	Claims 45-48	\$7,076.51
Water District No. 12	Claim 14	\$1,572.09
Water District No. 13	Claim 14	\$4,162.89
Water District No. 14	NONE	\$0.00
Water District No. 15	Claims 21-22	\$3,507.53
Water District No. 20	Claim 3	\$150.00
Water District No. 3, Ext. 1	Claims 2-3	\$8,548.40

Motion by Valentine, Seconded by Hendel adopting NY States' model sexual harassment policy and the sexual harassment complaint form Motion Carried

Motion by Christ, Seconded by Mele to adjourn the meeting at 8:54 p.m.
Motion Carried

So adjourned.

Respectfully submitted,

Cynthia L. Oliver