

**Town of Murray Board Meeting**

February 28, 2022

Present: Supervisor Joseph Sidonio, Councilmen Randall Bower, Lloyd Christ and Paul Hendel, Town Clerk Cindy Oliver, Highway and Water Superintendent Dirk Lammes, Code Enforcement Officer Mylynda Kuba, Scott Underwood, Louise Passarell, Dave Knapp, Art Knab, David Paul, Gerry Rightmyer, Mike Christopher, Amy Machamer, Amelia Sidonio, students from Participation in Government class

Absent: Councilman Michael Mele

Moment of silence and pledge to the flag.

Standing Committee Reports

Councilman Hendel stated that the Youth Commission is reaching out to youth and adults to have more involved in spring activities, particularly baseball.

Councilman Bower informed all that he has been in contact with the fire chief and commissioners to try to get an ambulance from FEMA based in our area, perhaps at the fire hall in Hulberton. The west side of the county is taken care of but the east side is lacking.

Motion by Christ, Seconded by Bower approving the minutes of the January 24, 2022 Town Board meeting as submitted        Motion Carried

Motion by Hendel, Seconded by Bower approving the minutes of the February 2<sup>nd</sup> work meeting as submitted    Motion Carried

Supervisor Comments

Supervisor Sidonio recited §3-11B from the Town Law Manual regarding supervisor's votes and that it carries the same weight as a town board member. He also spoke of a 1990 opinion of the Attorney General's office stating that a town board may not, through the establishment of rules of procedure, eliminate or curtail the power of the supervisor to introduce, second or vote on motions.

The Route 237 canal bridge will be closing on Monday, April 11<sup>th</sup> for repair. Hopefully it will be reopened by Memorial Day.

Town Clerk

Receipts for January totaled \$1,740.88 with \$1,652.16 going into the general fund. Cindy gave the board a tax collection bank register summary showing a total \$3,246,012.51 in taxes collected as of today. Disbursements to the supervisor totaled \$1,418,044.51 and disbursements to the county treasurer totaled \$1,807,940.00. \$822,218.40 remain uncollected but we have two more months of collection remaining.

Highway and Water

With all the snow we have had there has been quite a bit of overtime. We are within about 50 ton of our state bid limit for salt. Prices and fuel surcharges have increased. Equipment-wise the department is doing good.

Three hydrants had to be shut down for leaks and a leak on Ridge Road, between Creek and W. Kendall was repaired.

Councilman Hendel spoke of an anonymous correspondence received from a resident complimenting one of our highway workers for keeping the winter roads in great shape. Councilman Hendel commended the entire highway department for doing a great job on our roads.

#### Code Enforcement

A written report was submitted to the board: two building permits issued, one site plan review (Teacher Geek), eight fire inspections completed, two building inspections, one certificate of occupancy issued and one certificate of compliance issued.

Vacancies on the planning and zoning boards have been advertised in the local Pennysaver and on our website.

The County Legislature passed a resolution amending the County Planning Board by-laws to broaden the option of training to include online or remote sessions rather than only in person. The county has made available twelve sessions on their department website. This would be a great option for our planning and zoning board members to access required training.

Mylynda is working on an updated fee schedule. When completed, she will get it to the board for review.

The Town Board is in agreement to let Kevin Dann shadow Mylynda to help him with experience. He is currently going through codes training and has two courses left.

Town Board approved the purchase of a code enforcement jacket, code enforcement badge and updates to the office computer.

#### New Business

All have reviewed the 2020 audit report. All monies are accounted for. A few recommendations were made but it was a good report.

#### RESOLUTION NO. 2022-013

At a regular meeting of the Murray Town Board held on February 28, 2022, Councilman Randall Bower moved adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

RESOLVED, that the Town Board of the Town of Murray hereby appoints Mylynda Kuba to the Town of Murray Agricultural Advisory Board.

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

Motion by Christ, Seconded by Hendel accepting the resignation of Chad Fabry from the Town Planning Board  
Motion Carried

Old Business

Renewable energy moratoriums were briefly discussed. Councilman Hendel handed out a list of Erie County's clean energy webinars that are taking place in March. These webinars are free and anyone wishing to should sign up. He is doing it and will bring back to the board what he learns.

Brief discussion on PILOT payments. Councilman Hendel said that the EDA will help negotiate PILOT payments but the municipality has to request it.

RESOLUTION NO. 2022-014

At a meeting of the Murray Town Board duly held on February 28, 2022, Councilman Randall Bower moved adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

RESOLVED, that the paragraph regarding overtime in Section 6, Page 3 of the 2022 employee benefits policy be amended from

*Overtime is paid to hourly, non-exempt employees at one and one-half times the base rate for all hours **actually** worked over forty (40) during a workweek. Time paid but not worked, including vacation, sick, or personal time does **not** count towards hours worked. Employees are expected to work all scheduled hours, including necessary overtime. All overtime must be authorized in advance by your immediate supervisor, by removing the words **actually** and **not** to read:*

*Overtime is paid to hourly, non-exempt employees at one and one-half times the base rate for all hours worked over forty (40) during a workweek. Time paid but not worked, including vacation, sick, or personal time does count towards hours worked. Employees are expected to work all scheduled hours, including necessary overtime. All overtime must be authorized in advance by your immediate supervisor,*

BE IT FURTHER RESOLVED that this change is effective immediately.

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

Public Comments

David Paul asked why Colucci Drive is still being plowed if it is a private road way. Tax payer dollars are being used for this. Supervisor Sidonio told Mr. Paul the board will discuss this matter and have a response for him next month.

Motion by Hendel, Seconded by Bower accepting the supervisor's financial report  
Motion Carried

Approval of bills will be put on Wednesday's work meeting agenda.

Motion by Christ, Seconded by Bower that the meeting be adjourned at 7:47 p.m.

Motion Carried

Respectfully Submitted,

Cynthia L. Oliver