

**Town of Murray Board Meeting**

April 8, 2008

Present: Supervisor Henry Lehning, Councilmen Henry Wagner, Lloyd Christ, Ed Bower and John Morriss, Attorney Jeff Martin, Town Clerk Cindy Oliver, Highway & Water Superintendent Ed Morgan, Assessor Lynn Wood, Nick Quaranto, Code Enforcement/Zoning Officer Lynda Woolston, Legislator Kenneth Rush, Mark Taylor, Lori Rife, Kathleen Bates, George Karpenko, Paul Lauresellit, Bruce Rex

**Public Hearing – Small Cities Grant Program**

This is the second Small Cities Public Hearing. The first Small Cities Public Hearing was held on March 25<sup>th</sup>. Discussion of the Town's application for a Small Cities grant for Water District No. 15. The size of the district has been modified and reduced due to high income survey figure making a portion of the proposed district ineligible for Small Cities grant funding. Public Hearing on the proposed establishment of Water District No. 15 will be held on April 19, 2008 at 11:00 a.m. Discussion of what the grant money can be used for. Attorney Jeff Martin asked those present if there were any projects in the Town that they think should be pursued. No comments from residents present. Public Hearing closed at 7:05 p.m.

**Regular Town Board Meeting**

Pledge to the flag.

Motion by Wagner, Seconded by Bower that the minutes from the March 11, 2008 Town Board meeting be approved and accepted as submitted. Motion Carried

Meeting called to order by Supervisor Lehning at 7:06 p.m.

Supervisor Lehning informed Mark Taylor that Pasquelly's building has not yet been inspected as we do not have a building inspector at this time. Once we have a replacement, the inspection will be done.

**Assessor** – Assessor Wood reported on the preparation for the tentative roll. Discussion regarding Diaz Chemical still being on the tax roll and the assessment remaining the same. The County reimburses the Town for the taxes on this property. Lynn would like to take the assessment down in increments until it is assessed at a more reasonable figure. The property has been sitting for the last two years. Other than a vague letter from the NYS DEC, the Town has

never received a formal acknowledgement that the property has been properly cleaned. Report given on the ethics class that Lynn and Nick attended. Lynn gave Supervisor Lehning copies of hand outs from the class. Lynn attended the last Legislators/Supervisors meeting and briefed all on the meeting.

**Zoning/Code Enforcement** – Lynda Woolston gave report of building permits that were issued in March. Also reported on progress of Kevin Diehl's RV Park and Red Rocks RV Park. Many clean up letters have been sent to residents. Tony Manno, owner of A&M Automotive has started clean up and is getting rid of some of the cars on the property.

**Correspondence –**

- Invitation to Murray Holley Historical Society Annual Dinner on April 22<sup>nd</sup> at 6:30 p.m. at the American Legion.
- Notice of Legislators/Supervisors Meeting on April 22<sup>nd</sup> at 6:30 p.m. at the Village Inn.
- Orleans County Chamber of Commerce Annual Meeting and Awards Dinner on May 7<sup>th</sup> at Hickory Ridge Golf and Country Club.
- Notice of certification – Water District No. 13 from Chatfield Engineers.
- Notice of Spring Local Government Workshops at Burgundy Basin Inn on May 9<sup>th</sup>.
- Time Warner franchise tax correspondence – higher than last yr.
- County Planning Board February meeting minutes.
- Letter from Veterans of Foreign Wars regarding tax exemption.
- Annual Financial Report for the Joint Activity of Murray Youth Commission.
- NYMIR Annual Meeting notice on May 2<sup>nd</sup> in Albany and proxy.

**Old Business** – Councilman Morriss discussed the ongoing problem with National Grid not repairing street lights throughout the Town that are not working. This is a danger to residents and we should not be paying National Grid until this problem is resolved. Highway Superintendent Ed Morgan informed Board that he has notified National Grid more than once of every street light not working that he is aware of. Ed will contact them again.

Councilman Morriss distributed proposed schedule of the Town's Bicentennial Celebration on August 1<sup>st</sup> – 3<sup>rd</sup> and reported on the progress of the planning committee.

Legislator Rush gave brief report on the meetings being held regarding the County Jail. They are looking at five different locations. Spoke

about the County Nursing home. Occupancy fluctuates - usually around 120 residents.

**New Business** – Discussion regarding the Fireworks Agreement with Young Explosive Corp. for the fireworks display taking place for the Bicentennial celebration. Attorney Jeff Martin stated the agreement is favorable to the Town; plenty of liability insurance, no payment in advance, and we can cancel at the last minute. Motion by Bower, Seconded by Wagner authorizing Supervisor Henry Lehning to sign the Fireworks Agreement on behalf of the Town of Murray. Motion Carried

**Attorney Jeff Martin** – Jeff reported on Water District No. 15. After Stu Brown evaluated petitions and income surveys, about a mile had to be removed from the district as one income survey was over the limit. Each bond repayment unit will be reduced by about \$84. Bond repayment units were reduced from 89 to 81. Possibly in October the Town can apply for a Rural Development Grant for the segment that had to be eliminated. Jeff prepared a revised order that eliminates this segment from the water district boundaries. Saturday, after the Public Hearing, if there is sufficient interest, the Board can adopt the resolution establishing the district. Motion by Wagner, Seconded by Christ approving the reformation of Town of Murray Water District No. 15. After being put to a roll call vote, the vote was as follows:

Ayes	5	Wagner, Christ, Bower, Morriss, Lehning
Nays	0	
Absent	0	

Resolution was thereupon adopted (All Board Members signed Order)

David Paul entered meeting during Attorney’s report.

**Town Clerk** – April receipts totaled \$240. General Fund received \$116.33. Cindy will be attending the NYS Town Clerk Association conference in Saratoga from April 28<sup>th</sup> – 30<sup>th</sup>. Deputy Clerk Sally Shiffer will be in the office on those days. The last day of tax collection in the Town Clerk’s office is April 30<sup>th</sup>. Although the last day falls on a Wednesday, the Clerk’s office will be open for tax collection.

**Highway and Water Superintendent** – Ed Morgan reported that the first 500 ft. of Water District No. 11 extension should be started on the 2<sup>nd</sup>. Discussion of status of proposed Water District 15. Ed will send a notice to all residents within the original proposed district informing them of the re-formed district and to assure them we will pursue forming another water district that will include those homes that had to be eliminated. Discussion regarding Town of Kendall Water District

No. 6. Ed believes their wishes are to have Murray operate it for them. An agreement will have to be drawn up. There definitely needs to be in depth discussion regarding our requirements if this is to take place. Kendall Town Board needs to be aware of our expectations regarding this project. Board agreed for Ed to attend Kendall Town Board meeting on Thursday to talk about the project. Attorney Jeff Martin will want confirmation from Monroe Water Authority that the Town of Murray has their permission to proceed with this.

Motion by Wagner, Seconded by Christ that the Board enter into executive session. Carried

Motion by Christ, Seconded by Morriss for Board to return to regular session. Carried Board returned to regular session at 8:05 p.m.

Motion by Morriss, Seconded by Christ to accept the resignation of Building Inspector Daniel Strong. Motion Carried

Motion by Christ, Seconded by Wagner to accept the Supervisor's Financial Report and that the following bills be approved and paid:

General Fund	Claims 112-144	Total \$17,675.01
Highway Fund	Claims 81-101	Total \$14,639.41
Water District No. 1	Claims 15-18	Total \$ 496.04
Water District No. 2	Claims 19-23	Total \$ 958.04
Water District No. 3	Claims 18-23	Total \$ 2,322.11
Water District No. 4	Claims 12-14	Total \$ 79.72
Water District No. 5	Claims 12-14	Total \$ 59.71
Water District No. 6	Claims 23-30	Total \$ 6,338.23
Water District No. 7	Claims 12-14	Total \$ 239.83
Water District No. 8	Claims 12-15	Total \$ 176.76
Water District No. 9	Claims 12-15	Total \$ 76.77
Water District No. 10	Claims 20-25	Total \$ 746.08
Water District No. 11	Claims 27-30	Total \$ 803.05
Water District No. 12	Claims 13-15	Total \$ 79.73
Water District No. 13	Claims 16-19	Total \$ 96.71

Motion by Bower, Seconded by Wagner to recess the meeting until April 19<sup>th</sup> at 11:00 a.m.

Meeting recessed at 8:10 p.m.

## **Town of Murray Public Hearing and Reconvened Board Meeting**

April 19, 2008

Present: Supervisor Henry Lehning, Councilmen Henry Wagner, Lloyd Christ and John Morriss, Attorney Jeff Martin, Town Clerk Cindy Oliver, Highway & Water Superintendent Ed Morgan. Residents that signed sign-in sheet Chad Fabry, Stan Kemp, Scott Storr, Gail Christ, Karen Quaranto, Joe Quaranto, Jim Cowan, Paul Hartmann, Wayne Moyer, John D. Cowan, Mary B. Frank, Beverly Whiteman, Eric Specksgoor, Joanne Iachetta, Luigi Iachetta, Tom Wilkin, Beverly Wilkin, Mr. and Mrs. Lawrence Dabney, Richard Downey

### *Public Hearing – Water District No. 15*

Attorney Jeff Martin explained to those present the process of applying for a Small Cities Grant. Water District No. 15 project cost totals \$1,054,636, \$600,000 of which will be grant money and the local share the Town would be borrowing is \$454,636. The areas within the water district were discussed which totals 25,700 linear feet. We will not move forward with this project if we do not receive the grant as the cost would be prohibitive without the grant money. Residents will be billed \$322/yr. on their County & Town tax bills to pay for the cost of construction of the district. There are 81 bond repayment units and if more houses are built within the district, the bond repayment costs would drop over time and the cost per parcel would decline. Discussion of resident hook ups and specifications, granting hardships, quarterly water billing, meter pits, restoration of properties, fire hydrants, discount to farmers. Average yearly water cost is about \$200/yr. All residents within the water district pay the same amount regardless of their property size or assessment. The reason why some portions had to be eliminated was due to income surveys that were above low to moderate. Petitions, bids and time frame were discussed. District should be complete by Summer 2009. Resident Chad Fabry stated that he was not happy with the wording in the letter sent to the residents asking them to state the reasons why their water is bad and listing examples of what to say such as short life time of washers, etc. It was explained to Mr. Fabry that we were not telling him what to say, just give examples of why your water is bad. When letters are received stating that a resident's well water is bad, but listing no reasons why is not helpful when applying for grant funding. When asked who is in support of this project, two people were opposed, and all others present were in support of the project. Public Hearing closed at 12:00 p.m.

Reconvened Town Board Meeting

Board meeting reconvened at 12:07 p.m.

Motion by Morriss, Seconded by Christ that in accordance with the NYS Environmental Quality Review (SEQR) regulations, the Town Board announces its intent to serve as lead agency to conduct an environmental review of the Water District No. 15 project; that the Town accepts the Environmental Assessment form for this project, declares that the project will result in no major impact and that the Town Board issues a Negative Declaration under SEQR for this project.

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

Ayes	4	Wagner, Christ, Morriss, Lehning
Nays	0	
Absent	1	Bower

Resolution was thereupon adopted (On file in Town Clerk’s office)

Motion by Wagner, Seconded by Morriss authorizing Supervisor Lehning to sign the Small Cities Grant Application on behalf of the Town of Murray. Motion Carried

Motion by Christ, Seconded by Wagner that the Town Board commits to providing the local share of Water District 15 project cost of \$454,636 plus any overruns that may be incurred to construct the proposed improvements recommended in the preliminary engineering analysis.

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

Ayes	4	Wagner, Christ, Morriss, Lehning
Nays	0	
Absent	1	Bower

Resolution was thereupon adopted (On file in Town Clerk’s office)

Motion by Morriss, Seconded by Wagner establishing Town of Murray Water District No. 15.

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

Ayes	4	Wagner, Christ, Morriss, Lehning
Nays	0	
Absent	1	Bower

Resolution was thereupon adopted (On file in Town Clerk’s office)

Highway and Water Superintendent Ed Morgan briefed the Board on some of the issues he spoke about at the Kendall Town Board meeting.

He gave Board members a list of questions and concerns that need to be addressed in the agreement regarding Kendall water project.

Discussion regarding changing electric accounts to Spark Energy. If we change it would be a savings of about \$100/month. Motion by Wagner, Seconded by Christ authorizing Supervisor Henry Lehing to sign the agreement with Spark Energy on behalf of the Town of Murray. Motion Carried

Motion by Christ, Seconded by Wagner to adjourn. Motion Carried

So adjourned 12:35 p.m.

Respectfully Submitted,

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Cynthia L. Oliver