

Town of Murray Regular Board Meeting Minutes Tuesday, April 11, 2006

Present: Deputy Supervisor/Councilman Henry Wagner, Councilmen Lloyd Christ, Ed Bower and John Morriss, Highway Superintendent Ed Morgan, Assessor Chairman Lynn Wood, Assessor Nick Quaranto, Zoning Officer Lynda Woolston, Attorney Jeff Martin, Highway Clerk Karen Clark, Town Clerk Cindy Oliver, Residents Patricia and John Weber, Donna Persia, Gary Persia, Rocco Gervasi, Arnold White, David Piedmonte, Donald Howard, Mike Konukseuer, Travis Tyran, Khris Konlon, Richard Downey, George Karpenko

Meeting called to order at 7:30 p.m. by Deputy Supervisor Wagner.

Pledge to the flag

MOTION by Bower, SECOND by Christ to approve March 14th Public Hearing and Board meeting minutes and March 15th Informational Meeting minutes CARRIED

Public Forum

Bill Herring and David Paul were both on the agenda to speak, but neither one are present.

Patricia Weber of 2780 Hindsburg Road spoke to the Board about the need for water on Hindsburg Road. She gave the board a petition for water with 11 signatures on it and stated there is a possibility she will get 4 or 5 more signatures. Ms. Weber spoke of the physical need for water and also how often residents in her area have to replace appliances due to the poor quality of water. Ed Morgan told her that the petition is the first step of the process. Ed said they would look at the footage of the area and many other things and will try to come up with a rough cost estimate. That information will be put in the files along with the petitions. He also stated that there are 3 possible water districts ahead of the Hindsburg Road area. Mrs. Weber also stated that she would get an individual letter from each family to have on file with the Town.

Assessor – Lynn Wood reported that they are preparing for the tentative roll. Lynn gave some information regarding where tax dollars are allocated excluding New York City. Figures for the year 2004 are as follows: school districts receive 60.8% of all tax dollars collected (14.18 billion dollars) the counties receive 18.1% of all tax dollars collected (4.22 billion dollars) towns receive 7.4% (1.72 billion dollars) city and villages receive 7.2% (1.62 billion dollars) and special districts receive 6.5% (1.52 billion dollars) for a total of 23.31 billion dollars.

Code Enforcement/Zoning – Dan and Lynda have been sending letters and visiting residents on the weekends regarding clean up. They have put the people in the town with bigger problems like the junk yard on Carton Road on a 30 day program. These residents have been told what the process is going to be and most of them are receptive to working with Dan and Lynda. Once the 30 days are over, residents that have taken no action will be getting a court appearance ticket.

Mr. Gelb, owner of the County Line Mobile Home Park has been very cooperative. He included Dan and Lynda's letter to the park residents with his monthly letter. He questioned if a building permit was needed for handicap ramps. Lynda said a permit was necessary, but she would waive the fee as it is something that is needed. Mr. Gelb also asked if tenants were cooperating. If they are not, he is willing to evict them. Lynda was supplied with a tenant list and the number of people in each mobile home. She has permission to photograph everything.

George Karpenko was sentenced to 15 days in jail for his junkyard violation. Judge Spada waived the fine as he would like to see the money put into his clean up effort. Mr.

Karpenko has 45 days to make further significant progress on the clean up. If not, he will be issued another appearance ticket. George understands what is expected.

David Paul arrived during the Code Enforcement/Zoning report.

David Paul spoke regarding ideas that haven't been followed up on; contacting the Village of Holley and asking them if they'd like to give up the village and reduce the taxes. Councilman Wagner said he is sure the Village would not be receptive to that. Mr. Paul spoke of attracting people to move into the Town. His suggestions were doing something along the canal and turning the village garage into a restaurant. Jeff Martin said as far as doing away with the village; it has to be initiated by a petition signed by village residents. That is nothing that this board would have any jurisdiction to do. Councilman Morriss and Mr. Martin both stated that they are not interested in dissolving the village and said he should not be critical of the board for a comment maybe being made 2 or 3 years ago when the Town Board has no ability or authority whatsoever to initiate the process. Discussion held regarding renovating the old high school. There is a viable organization very much interested in it. There have been difficulties with the village-end of it. Councilman Morriss told Mr. Paul that questions regarding this building should be taken to the village because it is in the village and they are the ones that have to handle it. Mr. Paul suggested combining resources and having a combined Town/Village building. Councilman Morriss stated that this has already been put to a vote and it's been turned down. Discussion regarding tourism in the area. Mr. Paul said the comprehensive plan needs to be updated. Jeff Martin said plan or changes that the Planning Board wants to make need to be approved by the Town Board and then they need to be approved by the County Planning Board. It is a process that is very involved and time consuming. Councilman Wagner stated that getting industry into the Town to create more jobs and more tax base is not something that happens over night.

Correspondence

- Proposal from Gray CPA Firm
- Invitation from the Historical Society to their annual dinner
- Letter from the State Comptrollers Office indicating that during their check of our books there was nothing indicating that the Town is in need of their future services.
- Workshop Friday, May 19th at the Burgundy Basin Inn for Town Officers. David Piedmonte said he would like to attend.
- Minutes of the County Planning Board Meeting

Old Business

County Planning recommended approval of Local Law No. 1 of 2006. MOTION by Morriss, SECOND by Bower to adopt Local Law No. 1 of 2006 *Town of Murray Moratorium on Wind Energy Deriving Towers and Transmission Facilities Law*

MOTION CARRIED Ayes 4 Christ, Bower, Morriss, Wagner
 Nays 0
 Absent Lehning

Matt Welch has been working on his Eagle project at the Clark-Hatch cemetery. They've spent about 95 hours cleaning it up and about 10 hours with a tractor with a grater blade. Ed has been working on the fence. Once that is together, the fence will go up, hopefully by Memorial Day. Matt has collected \$100.00 from the Holley Rotary and \$100.00 from the Elks Club in Brockport that is to be used for this project. Deputy Supervisor Wagner publicly thanked Roy Kenyon for his donation of top soil for the project. Cindy will send a letter thanking Mr. Kenyon as he was not present.

New Business

MOTION by Christ, SECOND by Morriss approving the Duties Statement/Job Description of Zoning Enforcement Officer – Part-time CARRIED

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MOTION by Morriss, SECOND by Christ authorizing Justice Court to submit application for a NYS Court Assistance Program Grant CARRIED
-resolution on file in Town Clerk's office

At the beginning of the year, Judge Passarell and Judge Spada informed Supervisor Lehning that the Justice Court books are available for inspection. Deputy Supervisor Wagner appointed Councilman Christ and Bower as the audit committee for the Justice Court accounts.

MOTION by Christ, SECOND by Bower accepting the proposal from Gray CPA for an audit in May or June. CARRIED

MOTION by Morriss, SECOND by Bower that all future Town Newsletters be sent out as an insert in the Suburban News CARRIED

Councilman Morriss stated that the newsletter will be sent out quarterly and asked that each department have their information to him by April 28th.

Assessor Nick Quaranto asked that the Board increase the amount employees are reimbursed for mileage. Presently employees receive 30¢/mile. Nick informed the Board that the state is currently paying its employees 40.5¢/mile. Deputy Supervisor Wagner said we will bring this up when Supervisor Lehning is back at the May Board Meeting.

Attorney Jeff Martin – The Small Cities Application for Water District No. 12 was submitted last week. Shortly we'll start working on District No. 13. Ed Morgan explained the areas that will be included in District 13. (sections of Fancher Rd., W. Kendall Rd., E. Transit Church Rd, Creek Rd.) We will be applying to Rural Development for grant money for this district.

Donna Persia is going to ask the Town to adopt a Local Law that would give some tax relief to residents with limited incomes. Donna and her brother Gary are both disabled and are not old enough to receive Social Security but are receiving Social Security/Disability which is their sole income. Section 459C of the Real Property Tax Law allows the Town, if they are inclined to do so, to adopt a local law that would give individuals who are on disability and on a limited income relief from taxes. The maximum exemption is 50% of assessment. This would have to be done by local law. If this was considered, the Town would have to decide at what level to start the exemption and at what point do you want it to phase out. There is no way to know how many people would qualify. It shouldn't be many as the criteria are quite extensive. The Town will have until March 1st of next year to put the local law in place. We will talk again about this next month when the full board is present.

Town Clerk – Cindy Oliver reported receipts for March totaled \$670.12. Revenues for the General Fund were \$484.12.

Mary Ann Spychalski wanted Cindy to inform the Board that Senator Maziarz called her and told her he would do everything he could to help get the grant funding for Water District 12 approved. Assemblyman Hawley also sent them a copy of the letter he sent to the office that awards the grants.

Cindy has been in touch with Terry McCarthy, the Holley High School principal and two of the art teachers regarding a Town of Murray logo project. Students wishing to participate are to design a town logo. I've asked that the finished designs be back to me by mid-May. The Board can then decide on a design. There will be a gift certificate and a write up in the paper for the winner.

Cindy and Karen are working on getting a Town website started. The best quote they've gotten so far is \$500.00. This is to build the website with as many links as we'd like and to maintain and make changes for a year. During that year, we would be taught to make our own changes. Supervisor Lehning said he would commit to at least half of the \$500.00 from his contractual with the balance coming out of central printing.

Cindy will be at the NYS Town Clerk Association conference in Saratoga April 23rd-26th. Sally will be taking care of things in the Town Clerk's office while she's away.

Highway Superintendent – Ed received a letter from Senator Maziarz informing him that the '06-'07 CHIPS (Consolidated Highway Improvement Program) allocated an extra 20 million dollars to this years budget. This is a result of Highway Superintendent's Association going to Albany.

The County Boom Mower is in. Every town that contributed is going to have the mower for 2 weeks of the year. Murray's weeks are July 10th and September 18th. If anyone knows of any area that Ed may not have on his list, please let him know. The county will be supplying an operator and the town will have to compensate the 80 hours somehow back to the county.

The Chairman of the County Legislators notified Ed that the NYS Office of Homeland Security has advised the county that an Implementation Strategy for all of New York's first responder agencies (including fire, law enforcement, emergency medical, public works, public health, etc.) has been created. This needs to be implemented by September 30, 2006. They need a recommendation from the Board to be a point of contact person for each public entity to work with Paul Wagner. Mr. Wagner has been appointed as Director.

MOTION by Wagner, SECOND by Christ appointing Ed Morgan as the NIMS point-of-contact for our jurisdiction. CARRIED

MOTION by Christ, SECOND by Morriss authorizing Town of Murray Highway Department to purchase construction items off the Orleans County Bid from May 1, 2006 through May 1, 2007. CARRIED

The shingles on the salt shed are deteriorating. The shingles are 13 years old and they were 25-year shingles. Stockham's told Ed he has to deal directly with IKO. This needs to be fixed before next winter. Ed will see if IKO will take care of it.

Highway employees are supplied with uniforms as part of their employee benefit package. Ed and his employees are dissatisfied with the company. The contract expires June 6, 2006. Ed suggested give them a dollar amount per year for them to supply their own clothes. Presently the Town allows \$200.00 per employee towards winter clothing/safety shoes. In addition to that, the Town is spending \$520.52 per year per employee and that is not including repairs made to uniforms. Last month the company charged \$10.00 to replace a button. Discussion held regarding dollar amount, saving the town money and not spending it on a service no one is happy with. After discussion, Board approved a \$500 flat fee per employee per year to cover winter clothing, safety shoes and work clothing.

MOTION by Bower, SECOND by Morris that Board enters into executive session.

CARRIED

MOTION by Morriss, SECOND by Bower that meeting be reconvened at 9:35 p.m.
CARRIED

MOTION by Christ, SECOND by Bower approving the Supervisor's Financial Report and that the following bills be approved and paid as follows: CARRIED

Highway Fund, Claims 132 through 149	totaling	\$ 6,029.01
General Fund, Claims 113 through 149	totaling	24,189.30
Water District No. 1, Claims 17 through 19	totaling	471.35
Water District No. 2, Claims 21 through 25	totaling	3,932.53
Water District No. 3, Claims 18 through 23	totaling	1,907.42
Water District No. 4, Claims 12 through 14	totaling	151.18
Water District No. 5, Claims 13 through 14	totaling	47.78

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Water District No. 6, Claims 15 through 21	totaling	2,514.08
Water District No. 7, Claims 12 through 14	totaling	223.33
Water District No. 8, Claims 11 through 13	totaling	148.62
Water District No. 9, Claims 10 through 12	totaling	53.08
Water District No. 10, Claims 18, through 22	totaling	387.45
Water District No. 11, Claims 23 through 27	totaling	2,728.31

Councilman Bower asked when the Town last did a dog enumeration. Discussion held regarding the town doing a dog enumeration. Cindy will find out if there are any forms the town will need to proceed.

MOTION by Christ, SECOND by Morriss that meeting be adjourned until May 9th at 7:30 p.m.

Cynthia Oliver