

**Town of Murray Public Hearing and Town Board Meeting
Minutes**

June 10, 2008

Present: Supervisor Henry Lehning, Councilmen Henry Wagner, Lloyd Christ and John Morriss, Attorney Jeff Martin, Highway & Water Superintendent Ed Morgan, Town Clerk Cindy Oliver, Building Inspector Ron Vendetti, Assessor Lynn Wood, Nick Quaranto, Leon Randall, Todd Campbell, Tom Martin, Richard Downey, Ross Johnstone, George Karpenko, Alex Salamaca, Devin Salamaca, Hunter Salamaca

Absent: Councilman Ed Bower

Public Hearing – Town of Murray Comprehensive Plan Update

Tom Martin informed all that the County Planning Board recommended approval of the updated Town's Comprehensive Plan. They had three minor suggestions regarding overlay zones along Erie Canal and Sandy Creed, inclusion of a mission statement and differentiating corridors within the inventory of the Comprehensive Plan. These changes can easily be incorporated.

Public Hearing closed at 7:06 p.m.

Town Board Meeting

Pledge to the flag.

Motion by Wagner, Seconded by Christ that the minutes from the May 13, 2008 Town Board meeting be approved and accepted as submitted. Motion Carried

Todd Campbell of Athens, PA and owner of Togemco spoke to the Board regarding the quarry on the north side of the canal in Hulberton. Sandstone is needed for restoration projects in Buffalo, Rochester and Albany. These projects include churches, buildings, and state capital. He would like to make this available for such projects and is asking the Town to consider allowing him to re-open the quarry to extract block. This is not a crushing business and is very small. Discussion regarding the Towns Local Law that prohibits excavation and mining. Under the present law this would not be allowed. The only way for this to be a possibility would be for the Town Board to repeal the Local Law of 1993. Mr. Campbell showed the Board a map of the area and stated that this will not be a huge operation. They would only be going down

15 feet as the stone that is deeper is porous. He has no intention of strip mining. This is more surgical; going in and extracting block. The block is not cut on site. It is taken elsewhere. The Board will look at the possibilities and get back to Mr. Campbell.

Leon Randall of 16566 Ridge Rd. spoke of his prior request of having the speed limit on Ridge Rd. in the Hamlet of Murray lowered. Mr. Randall was informed that the State Department of Transportation notified the Town that they were in receipt of our requests regarding the speed limits on Ridge Road. When the state has finished their evaluation of Ridge Road they will notify the Town of their determination. Mr. Randall spoke regarding youth programs in the Town. Councilman Morriss informed him of the summer recreation program that has been in place for many years. Mr. Randall would also like to see the Town implement programs and activities for senior citizens. Many residents go to Sweden for these programs and the Town of Sweden spends a large amount of money on these programs. Supervisor Lehning understands Mr. Randall's concern but at a time when residents want lower taxes, he is asking the Town to add to our resident's tax burden. The Board will take his suggestions under advisement.

Alex Salamaca of 2900 Kendall Road stated he would like to see the Local Law on mining changed. He spoke of wanting to begin a project on his property with underground storage of wine barrels that he would like to pursue without violating the Local Law. Dirt wouldn't be sold; it would be brought somewhere else on the property. Jeff Martin explained there would be no problem if he is leaving materials from the hole on site. Councilman Christ suggested he call NYSDEC before he begins. Mr. Salamaca had questions regarding the hiring of Ron Vendetti. Councilman Morriss stated that Mr. Vendetti had a favorable recommendation from Village of Holley May John Kenney and if the Board did have any concerns, they were put to rest after Mr. Vendetti's interview.

Assessor – Lynn Wood reported that the final roll is complete with the exception of the special district charges. Grievance day was May 27th. There were a total of 13 assessment challenges and all were resolved except for Brockport Country Club. Sales continue to come in above assessed valuation. Brief discussion of equalization rates. Town of Murray's equalization rate is 97%.

Correspondence –

- Erie Canalway Preservation and Management Plan

- Orleans Co. Legislator meeting for all Supervisors and Mayors regarding shared services. A committee will be set up and Supervisor Lehning will be attending.
- Legislators/Supervisors meeting June 24th at 6:30 p.m.
- Report of the NYS Commission on Local Government Efficiency & Competitiveness.

Code Enforcement/Zoning – Ron Vendetti handed out copies of some of the Town’s Local Laws; He spoke of the need for consistency of permit requirements. Discussion regarding permits for fences and agricultural buildings. There has been inconsistency in the past and he would like these things corrected. Brief discussion of Ron’s job title. Ron has been through the Town and has noted many violations that need to be addressed. He has also been through County Line Mobile Home Park and there are significant issues that need to be addressed there as well. The Board authorized Ron to purchase some used file cabinets so he can begin building property files. Supervisor Lehning was approached by a resident who was upset that he had to pay a fee for a re-roof. Ron stated that he does not see the purpose of issuing re-roof permits when it is not inspected when completed. Councilman Christ stated that these inconsistencies need to be corrected.

Old Business – Discussion of the Town of Murray sponsor signs. Ed Morgan stated that he was told they would be completed within two to three weeks.

New Business - Motion by Christ, Seconded by Morriss that in accordance with the NYS Environmental Quality Review (SEQR) regulations, the Town Board announces its intent to serve as lead agency for the environmental review of the Water District No. 13 Extended Area 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 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)

Attorney Jeff Martin – Jeff reported on Water District No. 13 Extended Area. Rex Horton got the required signatures and it was filed with the Town Clerk on June 2nd. Motion by Wagner, Seconded by

Christ adopting the Order Scheduling a Public Hearing on the Proposed Extension and Consolidation of Water District No. 13.

Motion Carried

Town Clerk – Cindy reported May receipts totaled \$1,925.88, General Fund received \$1,372.31. The new computer for license sales is running and it is on the same wireless account as the other departments. The phone line that was being used for sales has been disconnected. Since last meeting, the Assessor’s office has also been added to the Road Runner wireless account. We will now be receiving only one Time Warner bill each month. Cindy is in the process of putting together a letter/questionnaire that will be mailed to each resident regarding dog licenses. This will be the first phase of the town wide dog census.

Highway & Water Superintendent – All of Water District No. 11 extension is complete except for seeding which Kevin Diehl will be doing. UAP is donating the seed.

Jeff Martin received the proposed contract from Town of Kendall attorney for the Kendall water project. The pipe is going into the ground, they are doing it themselves and it seems to be going fine.

Ed spoke about looking into replacing the 1987 truck. Price should be around \$175,000. Ed will bring more information to the Board at next meeting.

Motion by Christ, Seconded by Wagner authorizing Highway Superintendent to sign the adjustment of cost increase to the original snow and ice contract. Motion Carried

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

Motion Carried

General Fund	Claims 182-217	Total \$ 16,329.23
Highway Fund	Claims 129-130	Total \$ 10,768.79
Water District No. 1	Claims 23-26	Total \$ 431.03
Water District No. 2	Claims 30-34	Total \$ 234.71
Water District No. 3	Claims 30-34	Total \$ 2,459.15
Water District No. 4	Claims 18-21	Total \$ 97.74
Water District No. 5	Claims 18-21	Total \$ 37.69
Water District No. 6	Claims 38-43	Total \$ 252.60
Water District No. 7	Claims 18-20	Total \$ 153.33

Water District No. 8	Claims 19-21	Total \$	101.93
Water District No. 9	Claims 19-21	Total \$	37.69
Water District No. 10	Claims 32-37	Total \$	362.07
Water District No. 11	Claims 44-54	Total \$	2,275.57
Water District No. 12	Claims 19-22	Total \$	50.54
Water District No. 13	Claims 23-26	Total \$	303.24

The meeting was recessed at 9:14 p.m. until June 26th at 7:00 p.m.

Town of Murray Public Hearing and Reconvened Town Board Meeting Minutes

June 26, 2008 7:00 p.m.

Present: Supervisor Henry Lehning, Councilmen Henry Wagner, Lloyd Christ and John Morriss, Building Inspector Ron Vendetti, Highway & Water Superintendent Ed Morgan, Attorney Jeff Martin, Town Clerk Cindy Oliver, residents who signed the sign-in sheet Susan Blomenberg, Rex Horton, Mary Ann Salisbury, Michael J. Eldred
Absent: Councilman Ed Bower

Public Hearing – Proposed Extension and Consolidation of Water District No. 13

Attorney Jeff Martin discussed the project and where the water line would extend. He explained how the cost per parcel will be reduced as we'd be picking up an additional ten parcels. The grant will be reduced which will decrease the amount of the loan. The purpose of the public hearing is to get resident input. Jeff thanked Rex Horton for bringing the petitions through the district and getting the required signatures. Those present asked questions and details of the project were discussed; the contractor responsibility, homeowner responsibility for hook-up, billing, water charge, bond repayment amount and estimated time of construction.

Public Hearing closed at 7:25 p.m.

Reconvened Town Board Meeting

Meeting reconvened at 7:28 p.m.

Motion by Morriss, Seconded by Christ adopting resolution approving the extension and consolidation of Water District No. 13 subject to permissive referendum.

After 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 (Resolution and petition on file in Town Clerk’s office)

Motion by Wagner, Seconded by Morriss authorizing Town Supervisor Henry Lehning to sign Intermunicipal Agreement between Orleans County Soil and Water Conservation District and the Town of Murray regarding countywide shared services. Motion Carried

Discussion of health insurance; Excellus versus Preferred Care and policy charges for each. Supervisor Lehning went over the differences in policies. There will be more discussion of this at next board meeting.

Motion by Morriss, Seconded by Wagner that Ronald Vendetti, the appointed Building Inspector be appointed Code Enforcement Officer for the Town of Murray for the purpose of enforcing Town of Murray Local Law No. 5 of 2006, entitled *A Local Law Providing for the Administration and Enforcement of the NYS Uniform Fire Prevention and Building Code* and that he is authorized to issue appearance tickets returnable in the Town of Murray Justice Court.

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)

Discussion of Todd Campbell’s request regarding the sandstone quarry. Repealing the Local Law of 1993 would be a two or three month process. The Town has a letter from an architect stating the need for sandstone. Mr. Campbell is asking for some sort of exemption from the Town Board for six months allowing him to get the sandstone out. All were in agreement for Jeff to prepare something allowing this.

Ron Vendetti discussed the need for Code Enforcement to move forward and get on the right track. Discussion of pool permits, alarms and inspections.

Ed Morgan spoke about the intermunicipal agreement with the Town of Kendall for Kendall Water District No. 6. A few objections were discussed and need to be ironed out.

Motion by Morriss, Seconded by Christ authorizing the purchase of a new 10-wheeler plow truck off state bid to be delivered after January 1, 2009. Motion Carried

Motion by Christ, Seconded by Wagner authorizing full-time elected employees to be eligible for the employee benefits package. Motion Carried

Motion by Wagner, Seconded by Christ that the meeting be adjourned.

Meeting adjourned at 8:37 p.m.

Respectfully Submitted,

Cynthia Oliver