

Town of Murray Board Meeting

June 15, 2010

Present: Supervisor John Morriss, Councilwoman Kathy Case, Councilmen Ed Bower, Lloyd Christ and Paul Hendel, Town Clerk Cindy Oliver, Highway and Water Superintendent Ed Morgan, Code Enforcer Ron Vendetti, Attorney Jeff Martin, Assessor Lynn Wood, Nick Quaranto, Charles Marriott, Richard Downey, Joe Sidonio, Amy Rosier, Kathy Britt, Stanley Kemp, George Karpenko

Pledge to the flag.

Motion by Christ, Seconded by Case accepting the May 2010 board meeting minutes as submitted. Motion Carried

Written report from the Holley Fire Department was submitted. No report from Fancher Hulberton Murray Fire Co.

Charles Marriott spoke of his concerns regarding his son George's vegetable stand and the summons that has been issued to him.

Assessor: Board of review met on May 25th. Six property owners were originally scheduled but 17 ended up coming in. 13 property owners received reductions based on their documentation. All records are finalized and have been turned in. Final Roll will be available July 1st. A NYS requirement which began last year is that Assessors provide school districts and local governments with a list of exemptions and the totals for use during budget preparations. Figures are as follows: Holley School District total assessed value is \$179,208,402 and 40.34% (\$72,284,156) of that figure is exempt; Kendall School District total assessed value of \$30,619,038 and 26.29% (\$8,049,696) of that figure is exempt; Albion School District total assessed value of \$5,489,412 and 30.79% (\$1,689,994) of that figure is exempt.

Code Enforcement: Bids for lawn mowing services for properties that have been abandoned and/or left in disrepair were reviewed. Northside Landscaping had the lowest bid submitted with a rate of \$33/hour. The next lowest is John Kingdollar at a rate of \$35/hour. A rate per property is difficult as every lawn is different and may need more time to complete. As we move through the season we do not know which properties are going to need mowing. Right now there 15 properties that need mowing. Notices have been sent to the property owners giving them five days to repair the condition of the lawn. If they do not do so, Ron will contact the contractor. Motion by Christ, Seconded by Bower authorizing Ron Vendetti to hire Northside Landscaping to maintain unmowed properties in the Town of Murray

and if Northside Landscaping is not available Ron can hire John Kingdollar as he submitted the second lowest bid. Motion Carried
Ron has spoken to the two lowest bidders and explained to them that their response time is going to be a big factor in whether we keep them.

The buyers of the DePalma property are in receipt of the asbestos survey and Ron is satisfied that they are moving forward. They have not closed yet but he is no longer asking the town to take action.

Ron stated that the Duncan property across from the Fancher Post Office has been cleaned up, sided and the barn has been taken down.

Discussion regarding the Wishing Well property clean up and the items that can be taken out of the quote such as topsoil and seed, to lower the cost. Councilman Christ believes this can be done much cheaper. Ron informed him that anyone can submit a proposal as long as they are working under the correct/legal guidelines.

Old Business

Diane Morris from the Internal Revenue Service wanted to take a look at some of the Town's 2008 payroll records such as 1099's among other forms. Everything was mailed to her and Supervisor Morriss and Cindy had a conference call with her on Monday. This was just a compliance check to ensure that things were being done properly. With the exception of a sole proprietor being listed on the top line of the 1099 form and the DBA on the second line, the Town is doing everything correctly.

New Business

Supervisor Morriss received notification that there is not funding at this time for proposed water district no. 15. Stu Brown suggested we stay on the list and not pull our application. The money will be there eventually. Discussion of what the process entails such as authorizing Stu to submit a revised application as the loan amounts will change. Once we identify the service area, petitions will be prepared, etc. Come petition time, we will have exact facts and figures, informational meetings will be held. Motion by Hendel, Seconded by Bower authorizing Stu Brown to submit a revised application to Rural Development with Paul Chatfield providing the necessary maps for the water district.

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

Ayes	4	Morriss, Case, Christ, Bower
Nays	0	
Absent	0	
Abstain	1	Hendel

Motion was thereupon adopted

Motion by Bower, Seconded by Christ that the Town of Murray approves the request of Rochester Eye and Tissue Bank to sell raffle tickets in the Town of Murray for the August 28, 2010 golf tournament, and authorizing Supervisor Morriss to sign Form BJ-GC-RCF (Raffle Consent Form) on behalf of the Town of Murray

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

Ayes	5	Morriss, Case, Christ, Bower, Hendel
Nays	0	
Absent	0	

Resolution was thereupon adopted

As a result of changing our phone and internet service to Time Warner the Town received a \$250 gift card made out to the Highway Dept. as that is the department listed on our monthly bill. Motion by Christ, Seconded by Hendel accepting the Time Warner gift card, allowing the Highway Dept. to use the gift card for expenses in that department and that the Highway Dept keep clear documentation on items purchased with this gift card.

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

Ayes	5	Morriss, Case, Christ, Bower, Hendel
Nays	0	
Absent	0	

Motion was thereupon adopted

Board members signed approval on the work calendars that were submitted by employees as required by the New York State Retirement system.

A work meeting was scheduled for Tuesday, June 29th at 6:00 p.m. at the Town Hall. Cindy will put notice in the Batavia Daily and on the sign board announcing this. This is a work meeting and there will be no public comment at this meeting but the community is welcome to attend.

Attorney: Jeff received a call in the fall from Pat Ezrow regarding complaints about Oasis Trucking. These complaints included operating at all hours of the night, bright lights and noise. They operate from a building owned by Paul Marshall on Ridge Road. At that time, Jeff sent a letter to Paul Marshall and Paul forwarded the letter to the renters. Things got better at that point, but now it is getting disruptive again. Jeff told Ms. Ezrow that he will forward her complaints to Lynda. The company has been there for about a year. Ron thinks we have the right to limit their times of operation.

There is still no date set for oral arguments on the Richardson appeal. The Town of Clarendon is going through the same type of thing with Mr. Richardson challenging the authority of the judges, etc.

Jeff has had no word regarding the working dog policy in Justice Courts.

Discussion regarding water to IDA Park and to Murray residents being supplied water by the village. The Town will supply the whole IDA Park with water and bill the village at our cost. The village will be responsible to bill, collect and maintain. Ed Morgan stated we need to also protect the Murray residents outside the village that are being supplied water by the village and have a guarantee that they will continue to be supplied. We need to have a formal contract and be specific with these stipulations. We need to protect Murray residents.

Town Clerk: May receipts totaled \$594.00 with \$262.66 going into the General Fund. Cindy informed the Board that as of January 1, 2011 the state will be eliminating the statewide dog licensing database and will be delegating authority for dog licensing to each municipality. There are many details to be worked out and the Orleans County Town Clerk's Association is in the beginning stages doing so. Cindy will keep the Town Board informed when there is new information to share.

Highway and Water Superintendent: Although Ed received notice from the state that they do not have the money to reimburse the town if we mow the state roadsides, the state has been mowing them themselves.

Councilwoman Case asked Ed the status of the Route 31 bridge project. Ed stated that as of this date, the state is on schedule for September completion.

Public Comments:

David Paul spoke of his concerns regarding some of the zoning laws that are not being enforced. He gave examples of the fruit/vegetable stands and Red Rock Ponds having illegal sheds. Why do some residents have to obey the zoning laws but not others?

Joe Sidonio suggested the Assessor's office put the exemption figures/information Lynn gave during his report in the paper for all residents to see. Mr. Sidonio thanked the Town for their participation in the Murray Holley June Fest. The fireworks display was great and it was nice to bring the community together.

Motion by Bower, Seconded by Christ establishing the standard work days for elected and appointed officials, and to report these days worked to the NYS and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body

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

Ayes 5 Morriss, Case, Christ, Bower, Hendel
 Nays 0
 Absent 0

Resolution was thereupon declared adopted

Motion by Christ, Seconded by Hendel approving the Supervisor's Financial Report and that the following bills are approved and paid:

Motion Carried

General Fund	Claims 164-200	\$18,717.54
Highway Fund	Claims 123-139	\$14,843.18
Water District No. 1	Claims 16-19	\$2,530.38
Water District No. 2	Claims 25-30	\$6,470.52
Water District No. 3	Claims 22-26	\$4,456.55
Water District No. 4	Claims 11-12	\$56.15
Water District No. 5	Claims 10-11	\$37.44
Water District No. 6	Claims 29-34	\$3,352.43
Water District No. 7	Claims 12-13	\$262.04
Water District No. 8	Claims 15-16	\$158.47
Water District No. 9	NONE	\$0.00
Water District No. 10	Claims 17-19	\$368.16
Water District No. 11	Claims 32-38	\$761.77
Water District No. 12	Claims 10-11	\$56.15
Water District No. 13	Claims 12-13	\$56.15
Water District No. 14	NONE	\$0.00
Water District No. 15	NONE	\$0.00
Water District No. 20	NONE	\$0.00

Motion by Bower, Seconded by Case that meeting be adjourned

Motion Carried

So adjourned at 8:40 p.m.
 Respectfully Submitted,

Cynthia L. Oliver