

Town of Murray Board Meeting

June 9, 2009

Present: Supervisor Henry Lehning, Councilmen Henry Wagner, Lloyd Christ, John Morriss, Town Clerk Cindy Oliver, Attorney Jeff Martin, Highway and Water Superintendent Ed Morgan, Assessor Lynn Wood, Nick Quaranto, Zoning Officer Lynda Woolston, Code Enforcer & Building Inspector Ron Vendetti, Richard Downey, Allysia VanderVen, Nikkie Butler, Katie Eberlin, Dave Spychalski, Kyle Steadman, Josh Moore, Andy Hollingshead, Wesley Tipton, Leanne Shay, Kelly Pretsch, Deedra Blosenhauer, Rob Porter, Christina VanOrden, Karlee Green, Nick Spencer, George Karpenko, James Manno

Absent: Councilman Ed Bower

Pledge to flag

Motion by Wagner, Seconded by Christ approving the May 2009 public hearing and board meeting minutes. Motion Carried

Assessor

Lynn reported on the office activities. They are preparing for the 2010 update.

They have been looking at properties, checking for improvements that are not on record and structure condition. On several occasions changes or improvements did not have building permits.

Sales are coming in slowly, but most have been over assessment.

Hand out that Lynn distributed regarding NYS asking for consolidation and any means for cutting taxes, although the state just passed a group of exemptions which will favor a few property tax payers. The bottom line is that this only raises taxes for the others that cannot take advantage of these exemptions.

Supervisor

Brief discussion regarding the scheduled 2010 reassessment project.

Zoning/Code Enforcement

Working on property maintenance violations, tall grass, unlicensed automobiles, paint on houses. We have only issued 15 permits so far this year which is way down from last year. James Manno was very upset and questioned the status of review of A&M Automotives and the

amount of cars allowed on site. Ron explained that he still needed to check other repair shops and would do so this week.

Correspondence

- Genesee-Orleans regional Arts Council – ‘Go Art’ notice of available funding
- Flexcare Employee Benefits Consultants – health benefit plan options for groups with under 50 employees

Old Business

Supervisor Lehning received a quote for our Town audit from Bonadio Group for \$10,000 or \$2,500-\$3,000 for water audit only. He also is in receipt of quote from Freed, Maxick & Battaglia for \$6,000 or \$3,000 for water audit only. After brief discussion, Town Board decided to hire Freed, Maxick & Battaglia for our audit at a cost of \$6,000.

Motion by Wagner, Seconded by Christ to hire Freed, Maxick & Battaglia to complete the Town audit at a cost of \$6,000.

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

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

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

Motion by Morriss, Seconded by Christ that the Town of Murray acknowledges and supports the reassessment project for the year 2010.

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

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

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

New Business

Cook’s Lock & Key were out to look at the front door of the Town Hall. It has been difficult to unlock, not closing completely, and is must be slammed in order for the lock to catch. To replace the door with a cheaper one, the cost is around \$700. If we’d like to replace it with the same type of heavy-duty door as we have now, the cost will be around \$1,000. Town Board decided the Town Hall should be secured with a heavy-duty door. Motion by Morriss, Seconded by Wagner

approving purchase of door and installation from Cooks Lock & Key for around \$1,000. Motion Carried

Attorney

Jeff reported on the Freisland Article 7 proceeding. He will be meeting in Rochester with the attorney for the Town of Clarkson and Freisland's attorney concerning a possible settlement of the tax certiorari proceeding. There was a status conference with Judge Bannister last week and she encouraged the parties to get together to discuss a settlement. The next appearance in Court will be at the end of July.

Jeff closed on our financing for the purchase of the 2009 Mack truck. We borrowed \$100,000 on a statutory installment bond at 5% interest over a term of three years.

The new zoning ordinance took effect on May 25, 2009, with an abstract published in The Batavia Daily News.

Following Mr. Manno's comments earlier in the meeting, Jeff informed the Town Board that he did not understand why Mr. Manno was so upset as there are no enforcement proceedings pending at the present time. We had discussed making a change to the zoning ordinance to increase the number of vehicles permitted per service bay, but if Mr. Manno expects us to tailor any zoning amendment in such a way to allow all of the vehicles presently on site to remain there, he is mistaken. Under the terms of his existing permit, he is allowed 25 vehicles and he has 105 on site.

With regard to the Freisland Article 7 proceeding, Jeff informed the Board that Anna Berklew appeared with her complaint form for 2009 at 8:05 p.m. on grievance day and we refused to accept the petition because it was not timely. The BAR hours were 10:00 a.m. to 12:00 p.m. and 6:00 p.m. to 8:00 p.m., and the meeting was already adjourned and a quorum was no longer present.

Town Clerk

Receipts for May totaled \$1,385.44 with \$331.40 going into the general fund.

Cindy informed all that our newly adopted Zoning Ordinance and District map is now on the Town of Murray's website.

Highway and Water Superintendent

Ed is looking into doing a GSI Water System Survey through New York Rural Water. He will report on this later.

A major water leak has been fixed in the hamlet of Fancher. Three house services were corroded which caused a substantial leak.

Water District No. 15 – We are still working on trying to get increased grant money.

Information from highway school; over the next three years, we need to budget more money for street signs as we have to meet federal standards by 2011.

Ed received a letter from NYS DOT advising the Town not to mow state roadsides with the expectation of getting reimbursed as the State has no money budgeted for this.

Motion by Christ, Seconded by Morriss that the Highway Department mows all state roadsides as has been done in the past whether the Town receives compensation or not.

Plans on NOVA-CHIP; Lynch Road, between Route 31 and Hulberton Road at the end of the month. Capital project; East Transit Church Road, between Transit Road and Route 387 will be in-place recycled this month also.

Motion by Christ, Seconded by Wagner approving the Supervisor’s Financial Report and that the following bills be paid:

Motion Carried

General Fund	Claims 161-198	Total	\$35,325.91
Highway Fund	Claims 125-146	Total	\$22,252.50
Water District No. 1	Claims 14-18	Total	\$ 833.91
Water District No. 2	Claims 26-31	Total	\$ 8,892.69
Water District No. 3	Claims 21-25	Total	\$ 1,230.94
Water District No. 4	Claims 9-11	Total	\$ 105.38
Water District No. 5	Claims 9-11	Total	\$ 95.25
Water District No. 6	Claims 26-32	Total	\$ 6,679.17
Water District No. 7	Claims 12-14	Total	\$ 207.53
Water District No. 8	Claims 11-13	Total	\$ 155.12
Water District No. 9	Claim 8	Total	\$ 75.00
Water District No. 10	Claims 18-21	Total	\$ 413.37
Water District No. 11	Claims 35-42	Total	\$ 1,084.62

Water District No. 12	Claims 8-10	Total	\$	105.38
Water District No. 13	Claims 13-16	Total	\$	897.38

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

Next meeting takes place on July 14th at 7:00 p.m.

Respectfully Submitted,

Cynthia L. Oliver