

Town of Murray Board Meeting
March 9, 2010

Present: Supervisor John Morriss, Councilpersons Ed Bower, Lloyd Christ, Kathy Case and Paul Hendel, Town Clerk Cindy Oliver, Attorney Jeff Martin, Assessor Lynn Wood, Nick Quaranto, Legislator Ken Rush, Legislator David Callard, Code Enforcer Ron Vendetti, Town Justice Ted Spada, Joe Sidonio, George Karpenko, Sandy Shaw, Amy Rosier, Richard Downey, Mr. and Mrs. Coots
Absent: Highway Superintendent Ed Morgan

Meeting called to order by Supervisor Morriss at 7:00 p.m.

Pledge to the flag.

Motion by Christ, Seconded by Case approving the February minutes as submitted Motion Carried

Legislator Rush: Discussed the closing of state parks, namely the Marine Park at Point Breeze. Legislator Rush went to Letchworth and spoke to the regional manager regarding the concerns of our county. The annual fishing contest is held in April and hopefully something can be worked out in order for the event to still take place.

Legislator Callard: Informed all of the change in leadership. Legislator Callard is now Chairman and Legislator Bower is Vice-Chairman as he is also the most experienced legislator. Legislator Callard published a state of the County message in the Lake Country Pennysaver. Some of the goals that the message focused on were the Marina, economic growth and development to provide jobs and sales tax and shared services.

Code Enforcement/Building Inspector: Ron discussed the change of cost for the debris removal of the wishing well property because air monitoring was not included in the original bid. The bid has been withdrawn. We will have to put another request out for both air monitoring and debris removal.

Discussion regarding the status of the DePalma property. Ron has been working with the estate for well over a year now. Although there is talk of a purchase offer, the issues still remain with the property, regardless of who owns it. Ron asked the board to accept his recommendation that the property be demolished. Discussion of the cost. Attorney Kathy Bogan said her client has just received the

proposal but there is a stumbling block pertaining to the asbestos. Samples have been taken but they have not been analyzed as no one has come forward with the \$5,000 to have this done. The board understands Ron’s frustration as this has been over a year in the works. Motion by Hendel to move forward with the public hearing in April. Discussion regarding scheduling a hearing for April. If a purchase agreement and concrete status on the asbestos survey is provided to the board as proof that this is moving forward we can cancel the hearing. Assessor Lynn Wood stated that the parcels are listed as commercial, but it is in a residential-agricultural district. Attorney Jeff Martin informed the Coots that there are only certain things that will be permitted on that property by special permit. He suggested that the Coots make sure that whatever they want to do will be allowed in that area. Any grandfathering of a commercial use would not be allowed as it has been many years. A motion is on the floor to proceed with the public hearing. For lack of a second, the motion to proceed dies. The board can raise the motion again next month.

Old Business:

Motion by Case, Seconded by Bower to appoint the following individuals to the Town Planning Board:

David Paul – term to expire 12/31/2010

Joseph Sidonio – term to expire 12/31/2011

Current planning board member Charles Felice as Chairman

and also appointing the following individuals to the Zoning Board of Appeals:

Richard Cary – term to expire 12/31/2010

Terrance Fitzgerald – term to expire 12/31/2011

Dorothy Morgan – alternate

Current Zoning Board of Appeals member Richard Collyer as Chairman

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

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

Resolution was thereupon adopted

Councilman Hendel informed all that David Piedmonte does want to continue on the Planning Board. He told David that he has until May 1st to complete his training. His seat on the Planning Board will be held until that time.

New Business:

Councilman Morriss will let Scott Godfrey of RelCom know that the Town has chosen not go ahead with their service agreement.

Discussion of Time Warner telephone rates and all were given a copy of the proposed contract; \$281/month; a \$40/month savings. Motion by Christ, Seconded by Case that Supervisor Morriss sign the phone service contract, changing over the Town's telephone service to Time Warner

Motion Carried

Discussion regarding the school capital improvement project. Holley Central School sent Supervisor Morriss the paperwork which he went through with Jeff. There would have to be an environmental review on the land they are proposing to purchase and the school would be lead agency. This will be put on the ballot in May. Councilman Hendel asked will the property come off of the Town tax roll if the project is approved. Yes, if the project is approved, it will come off of the roll.

The county will be submitting a grant to study examining the cost and service impacts of providing water services on a countywide basis. This is no financial commitment on the town's part, as a resolution is stating that we are just supporting the study. Motion by Bower, Seconded by Hendel adopting the following resolution:

RESOLUTION AUTHORIZING THE TOWN OF MURRAY TO SERVE AS CO-APPLICANT ON THE ORLEANS COUNTY GRANT SUBMISSION TO THE NEW YORK STATE DEPARTMENT OF STATE LOCAL GOVERNMENT EFFICIENCY PROGRAM TO FUND A STUDY EXAMINING COST AND SERVICE IMPACTS OF PROVIDING WATER SERVICES ON A COUNTYWIDE BASIS.

WHEREAS, the New York Department of State Local Government Efficiency Program offers grant funding to local jurisdictions to study the cost savings and service impacts of sharing government services across jurisdictions; and

WHEREAS, the Town of Murray is dedicated to providing high quality government service delivery to local residents in a cost effective manner; and

WHEREAS, Orleans County and the Towns and Villages therein have an interest in examining potential cost savings and service impacts to taxpayers that may result from a County-wide approach to the provision of water services; and

WHEREAS, certain Towns and Villages within Orleans County have expressed an interest in a County-wide approach to the provision of water services; and

WHEREAS, Orleans County desires to submit a grant application to the Local Government Efficiency grant program in the amount of \$35,000, proceeds of which would be used to engage and expert and independent evaluation of the cost impacts of sharing water services; and

WHEREAS, the outcome of the study will be used to inform local leaders and residents about cost and service implications of water service delivery options available to the community;

NOW THEREFOR BE IT RESOLVED, by the Town of Murray Town Board as governing body of the Town of Murray does hereby support an application, as Co-Applicant to the County of Orleans, for funds from the New York State Local Government Efficiency Grant Program for the 2009-2010 Program Year for the purposes of conducting a study of the service and cost implications of sharing water services, and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the Local Government Efficiency Grant Program by no later than March 31, 2010 and that the Town Clerk shall provide a certified copy of this resolution to the Camoin Associates, the County's grant writing consultant, by no later than March 26, 2010.

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

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

Resolution was thereupon adopted

Joe Sidonio and Amy Rosier were present and asked about the Town of Murray residents that are hooked up to village water. As Monroe Water Authority will be taking over the Village of Holley water system, they are hoping this will not disrupt their water service. Amy Rosier asked the board to think of the eight residents that don't want their water taken away. The board said they would take care of this issue if and when it arises.

Discussion about a county-wide cable contract with Time Warner. If each town in the county joined as one, and negotiated as one large group we could possibly get cable to more residences. The committee is asking for ideas or suggestions. E-mail or contact Supervisor Morriss and he will forward them to the committee.

Discussion of proposed water district number 15. This is a district that will require controller's approval as the cost will be over the threshold. Jeff would like to know in advance what the controller is expecting. We do not know at this point if this will be a new water district or a water district improvement. Jeff explained to Joe Sidonio where the proposed district would go. Joe stated that he would like to discuss the water districts before they are formed and that the residents should have a say. He would like the public involved. Jeff Martin explained that the Town always has informational meetings with a presentation and explanation of all that is involved. The last time we tried to get funding for this district, we lopped off a good part of Hurd Road as the board was on notice that he and his family did not want to be included. The town tries to accommodate residents who really don't want water but if they are on a continuous run, we can't stop where people don't want it and then carry on later down the road. It makes our water system look more attractive if we can loop and connect. Joe asked why the town is trying for a third time, when most people in the Hurd Road area do not want it and why the water line cannot go where he needs it instead of where he doesn't need it. Joe's concerns will be brought to Water Superintendent Ed Morgan and Stu Brown.

Attorney Jeff Martin: Items Jeff needed to report on have already been discussed.

Town Clerk: Receipts for March totaled \$377 with the local share of \$120 going into the general fund.

Michael and Joseph McKain, owners of Red Oak Golf Range notified the Town Clerk's office that they are renewing the seasonal liquor license for the golf range effective April 1, 2010 through October 31, 2010.

Highway and Water Superintendent: As Ed Morgan is in Albany, a written report was submitted.

While plowing during the snow storm two weeks ago, one of the snowplows was bent and twisted. The truck was making a right hand turn from Hulberton Road onto Canal Road when the nose of the plow caught the curb and twisted not only the mold board portion, but the main frame as well. Tenco had one in stock and the truck was back plowing the next day. Ed contacted our insurance company and the plow is covered on our policy. In talking with Albion Agency, all four main plows are listed, but only at \$5,000 each. The last time the

policy was reviewed was in 2005 when we bought the last new truck. At that time, the replacement cost of this part was \$4,950. Today, the replacement cost is \$8,000. Ed will make an appointment to meet with Chris Haines, along with any board member that would like to attend, to review and update our policy in the near future.

Verizon has been contacted and has removed the long distance service to the meter pit on South Fancher Rd. They are also reviewing our request for tax exemption on four of our accounts. These changes should be reflected on our next bills.

Councilman Christ questioned if Ed was going to have to go into the Highway budget to make up the \$3,000 difference for the cost of the plow. In light of this, we will have to review our policy and make some adjustments.

Motion by Christ, Seconded by Case approving the supervisor's financial report and approving the payment of the following bills:

General Fund	Claims 61-96	Total \$20,440.85
Highway Fund	Claims 49-68	Total \$41,172.75
Water District No. 1	Claims 6-8	Total \$ 904.36
Water District No. 2	Claims 10-14	Total \$ 300.16
Water District No. 3	Claims 6-9	Total \$ 3,429.44
Water District No. 4	Claims 4-5	Total \$ 29.76
Water District No. 5	Claims 4-5	Total \$ 19.84
Water District No. 6	Claims 8-14	Total \$ 3,935.40
Water District No. 7	Claims 4-5	Total \$ 109.12
Water District No. 8	Claims 6-7	Total \$ 69.44
Water District No. 9	Claims 2	Total \$ 4.44
Water District No. 10	Claims 7-10	Total \$ 324.21
Water District No. 11	Claims 11-16	Total \$ 637.91
Water District No. 12	Claims 4-5	Total \$ 29.76
Water District No. 13	Claims 5-7	Total \$ 1,229.76

Motion by Bower, Seconded by Hendel to adjourn the meeting
Motion Carried

So adjourned at 9:10 p.m.

Respectfully Submitted,

Cynthia L. Oliver