

Town of Murray Public Hearings November 8, 2006

Present: Supervisor Henry Lehning, Councilmen Ed Bower, John Morriss, Lloyd Christ, Henry Wagner, Highway & Water Superintendent Ed Morgan, Building Inspector Dan Strong, Zoning Officer Lynda Woolston, Highway & Water Billing Clerk Karen Clark, Attorney Jeff Martin, Town Clerk Cindy Oliver, George Karpenko, Tony Manno

Public Hearing – Proposed Local Law No. 5 of the year 2006 – Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code

There are some amendments to the State Code that become effective January 1, 2007 so if the Town wants to continue enforcing it locally, we needed to make some amendments to our local law. This is to be consistent with the amendments to the executive law. The revised text has been on file in the Town Clerk's office and a notice of this public hearing has been published in the newspaper. If adopted, it will take effect January 1, 2007 and it would repeal Local Law No. 4 of 1987 which is when the Town originally elected to enforce the State Fire Prevention and Building Code locally. Dan Strong spoke about some of these revisions. No questions or comments.

Public Hearing closed at 7:05 p.m.

Public Hearing – Preliminary Budget

The preliminary budget was adopted on October 11th. Since then, a few minor adjustments needed to be made. Supervisor Lehning and Town Board went over these adjustments. No questions or comments from anyone present.

Public Hearing closed at 7:10 p.m.

Town of Murray Regular Board Meeting November 8, 2006

Present: Supervisor Henry Lehning, Councilmen Ed Bower, John Morriss, Lloyd Christ, Henry Wagner, Highway & Water Superintendent Ed Morgan, Building Inspector Dan Strong, Zoning Officer Lynda Woolston, Highway & Water Billing Clerk Karen Clark, Attorney Jeff Martin, Town Clerk Cindy Oliver, George Karpenko, Tony Manno

Pledge to the flag.

MOTION by Wagner, SECOND by Bower to approve the minutes of the October 3rd meeting as submitted CARRIED

MOTION by Morriss, SECOND by Christ to approve the minutes of the October 10th public hearing and board meeting as submitted CARRIED

Zoning Officer – Lynda Woolston reported that she has been bringing people into court for abandoned vehicles under the State Law. She is researching the fine 'window' for minimum/maximum fines for these violations. Lynda inquired about an old local law in the Town. Jeff Martin informed her that there is a zoning ordinance that was adopted in the 1960's regarding abandoned/unregistered vehicles. It is a difficult process to try and enforce that particular ordinance. The State Law on abandoned/unregistered vehicles is much easier to enforce. Lynda will continue issuing appearance tickets under the state law.

Lynda has been working with Sue Machamer regarding the burnt barn on Hurd Road. The County has closed their investigation. Mrs. Machamer is looking for historic preservation money to get the barn replaced. She agreed to clean it up but asked that we give her until after Christmas to get it started. Councilman Morriss thinks it needs to be

cleaned up now as it has been over a year since the fire. Supervisor Lehning said it is a busy time of year for their business. After discussion, it was decided that the charred remains should be removed now and if there is a foundation that can stay. Lynda said Mrs. Machamer has been very cooperative and she will let her know.

Lynda talked to the board regarding the Karpenko clean-up. Lynda reminded the Board that the fence on Mr. Karpenko's property will not be going back up as he will not be applying for a junkyard permit. While the property has definitely improved, he needs to continue to make progress with the clean-up. Councilman Christ informed Mr. Karpenko that he also needs to clean up around the house, especially between the house and canal. Mr. Karpenko said he would do so.

Dan Strong reported issuing six permits; re-roofs, wood stove and pole-barn.

Correspondence

- minutes from the County Planning Board meeting
- Chamber of Commerce annual masquerade ball announcement
- check from the Office of Real Property for \$1,585.
- annual training for Planning and Zoning Board members on November 17th in Mt. Morris. Joe Sidonio will be attending and offered a ride to anyone who would like to attend.

Old Business

Jeff Martin reviewed the Water District No. 12 engineering contract. Discussion regarding Chatfield's liability limit. There should be no limit. Jeff's recommendation is to strike that from the contract. He will call Paul Chatfield and inform him that this needs to be changed. Frank Spiotta, Sr. is interested in being the resident inspector for Water District No. 12. Ed Morgan suggested that Jeff write a contract and treat him as a subcontractor.

New Business

MOTION by Morriss, SECOND by Christ to adopt the preliminary budget with changes presented at the public hearing as the 2007 final budget for the Town of Murray.
CARRIED

Holley School district is trying to get some grant money to build a new bus garage. This building could also include the storage of highway equipment. Discussion regarding this. All are in agreement for the school district to move forward with a feasibility study.

As the chairs in the Town Hall are in bad shape Supervisor Lehning would like to start replacing some of them. These chairs were obtained in the 1980's and were second hand at the time. We could start by replacing the chairs around the table. All are in agreement that new ones need to be purchased. Well-made chairs are needed that will last. Jeff said he would call Jeff Garlock from Medina and get some prices. Supervisor Lehning will also check prices from different companies.

Discussion regarding the support of Educational Channel 12. The Town has been supporting this since the franchise agreement with Time Warner. Last year they received \$999 from the Town. MOTION by Christ, SECOND by Morriss authorizing Supervisor Lehning to sign the Edu-Cable Communications Corporation agreement. CARRIED

Attorney Jeff Martin – Jeff reported that both special permits for Kevin Diehl and Dave Gutske were approved and resolutions have been filed. Kevin plans to get under way with the RV Park in the fall and Dave wants to start his building after he closes.

MOTION by Bower, SECOND by Morriss adopting Local Law No. 5 of 2006 – *providing for the administration and enforcement of the NYS Uniform Fire Prevention and Building Code* CARRIED
Resolution on file in Town Clerk's office

Jeff needs five minutes for executive session at the end of the meeting regarding pending litigations.

Town Clerk – Cindy reported total receipts for the month of October were \$1,012.72. Revenues for the general fund were \$311.36.

On December 1st Cindy will be attending a Local Records Management Grant Application workshop in Batavia. The workshop is to review the application guidelines/instructions and to learn how to write a strong grant proposal. She has our NYS Archives representative Jim Tammaro coming to the Town Hall on November 21st to check the records upstairs. Hopefully this will help her be better prepared in knowing what to request when she submits the grant proposal.

Highway & Water Superintendent – Ed informed all that the FEMA clean up should be done within the next couple of days. He will be applying to FEMA for reimbursement for equipment and over-time hours only.

Ed reported that the 1000-watt generators are not big enough to run the meter pits when the power goes out. The fire department will give us \$500 a piece for three of them. This will generate \$1,500 revenue and he would like to purchase two two-thousand watt generators for approximately \$1,800.

MOTION by Christ, SECOND by Wagner declaring old Lincoln generators as surplus as they are no longer needed for Town purposes CARRIED

MOTION by Wagner, SECOND by Bower approving the sale of three 1000-watt generators CARRIED

MOTION by Bower, SECOND by Morriss approving the purchase of two 2000-watt Honda generators CARRIED

Ed would like to appoint Gordon Sprague as Deputy Superintendent.

MOTION by Christ, SECOND by Morriss appointing Gordon Sprague Deputy Highway Superintendent CARRIED

MOTION by Wagner, SECOND by Christ approving Supervisor's financial report and that the following bills be approved and paid:

Highway Fund	Claims 308 – 327	Total	\$16,065.18
General Fund	Claims 359 – 417	Total	\$20,583.33
Water District No. 1	Claims 49 - 53	Total	\$ 525.36
Water District No. 2	Claims 60 - 65	Total	\$ 1,536.96
Water District No. 3	Claims 57 - 61	Total	\$ 192.55
Water District No. 4	Claims 42 - 46	Total	\$ 1,155.06
Water District No. 5	Claims 40 - 44	Total	\$ 529.62
Water District No. 6	Claims 59 - 65	Total	\$ 1,550.07
Water District No. 7	Claims 46 - 51	Total	\$ 3,668.78
Water District No. 8	Claims 45 - 49	Total	\$ 3,127.53
Water District No. 9	Claims 43 - 47	Total	\$ 1,216.83
Water District No. 10	Claims 67 - 73	Total	\$ 317.01
Water District No. 11	Claims 69 - 79	Total	\$ 9,208.88

MOTION by Christ, SECOND by Wagner to enter into executive session
CARRIED

Board entered into executive session at 8:07 p.m.

MOTION by Wagner, SECOND by Christ for Board to return to regular board meeting
CARRIED

Board returned to regular board meeting at 8:15 p.m.

Town of Murray
November 8, 2006

Public Hearings/Regular Board Meeting

The next regular board meeting will be held on December 12th. The last meeting for the year is tentatively set for December 19th at 4:00 p.m.

MOTION by Christ, SECOND by Wagner that meeting be adjourned until December 12th at 7:00 p.m.

Meeting adjourned at 8:20 p.m.

Respectfully Submitted,

Cynthia L. Oliver