

Town of Murray Board Meeting Minutes

September 16, 2008

Present: Supervisor Henry Lehning, Councilmen Henry Wagner, Ed Bower and John Morriss, Code Enforcement/Building Inspector Ron Vendetti, Zoning Officer Lynda Woolston, Assessor Lynn Wood, Nick Quaranto, Attorney Jeff Martin, Town Clerk Cindy Oliver, Highway and Water Supt. Ed Morgan, Sandy Shaw, Richard Downey, Joseph Sidonio, Charles Marriott, Alex Salamaca, George Karpenko, Stanley Kemp
Absent: Councilman Lloyd Christ

Pledge to the flag.

Motion by Wagner, Seconded by Bower to approve the August Board meeting minutes as submitted. Motion Carried

Sandy Shaw of the Holley Community Free Library updated all on the plans for the new addition to the library. Ms. Shaw presented the layout which included another bathroom and multi-purpose/meeting room. The multi-purpose room can be used for meetings by any group that is in need of a meeting area. Ms. Shaw is hoping the renovations will be done by mid-January.

Alexander Salamaca of 2900 Kendall Road handed Councilmen packets which included print outs from the Department of State website of training requirements for Code Enforcement Officials. Mr. Salamaca stated that Ron Vendetti's name does not appear on the list of certified Code Enforcers who have the required training. Mr. Salamaca also spoke of the Town Building not being in code. He thinks it is unfair to ask residents to get their properties in code when the Town Building is not in code. It is not handicap accessible and there are also no sprinklers. Since residents have voted against building a new Town Hall, he thinks the Town should remodel the present Town Hall and get it up to code.

Assessor – Lynn Wood reported on the Assessor's activities for last month. Sales are very slow and there are many foreclosures. Joe Sidonio questioned the impact to the Town's equalization rate from foreclosures. Lynn said they do affect it.

Supervisor – The audit report is completed and we should have the report next month. Supervisor Lehning met with the Accountants and the preliminary budget will be ready by the end of September. Attorneys from the Association of Towns will be present at the

Supervisors/Legislators meeting on the 23rd. They will be discussing the State's push for consolidation. Orleans County has been having sessions regarding consolidation. The bottom line is if it will save the towns money.

David Paul entered the meeting.

Code Enforcement – Lynda and Ron reported on Code/Zoning activities. Much more information is needed from Wayne Moyer in order to proceed with his junkyard application. Ron stated that the bond requirement in our local law appears to be impossible for any junkyard to meet. Lynda and Ron are moving forward with their plans for their department. They are meeting at least once a week to touch base on things that have already been done and what needs to be done. There has been only one resident who has failed to comply with their requests to get their properties up to code. This will be a court issue. Ron spoke about the BAS proposal. BAS will install the program before the end of the year for \$1,000 down payment with another \$1,000 payment in January 2009. The balance of the program will be due in January 2010. Ron offered to buy a computer himself. Highway & Water Superintendent asked Ron and Lynda to inform residents that they must have their house numbers clearly visible on their houses. Brief discussion regarding this. House numbers on mailboxes helps but according to code, they need to be displayed on the house or in front of the house.

Correspondence

USDA Rural Development, Water District No. 13 extension, legal ads have been published.

New Business – Discussion regarding revisions to the Town's zoning laws. Tom Martin of Martin Environmental Consulting said he could begin immediately but will not bill us until 2009 once the funds have been budgeted. Tom has made contact with both Lynda and Ron and they will be giving him input along with the Planning Board. Motion by Bower, Seconded by Wagner to move forward with the revision of the Town of Murray Zoning Laws in accordance with the proposal sent to us by Martin Environmental Consulting. Motion Carried

The Village is willing to pay for half of the Code Enforcement software. This is a property-based program that allows you to track all properties. BAS was the lowest quote that Ron received. Motion by Wagner, Seconded by Morriss to purchase the BAS Integrated Property System in conjunction with the Village of Holley for a total of \$4,850

with \$1,000 to be paid in 2008, \$1,000 in January 2009 and the remaining balance to be paid in January 2010. Motion Carried

For our next audit in July 2009, we will need to put a value on each waterline. This will improve the audits to follow. Motion by Morriss, Seconded by Bower to sign and approve the 2007 audit report
Motion Carried

Grey CPA will forward the report to all government agencies we deal with certifying that our financial records are intact.

Town Clerk – August receipts totaled \$3,175.48, revenues for the General Fund were \$570.00. Dog census letters should be mailed out sometime next week. The BAS Tax Collection commitment needs to be signed tonight. The Town will need to pay \$1,265 in 2008 and the balance of \$1,265 in January 2009.

Highway and Water Superintendent – Ed would like inform residents that the Town was denied the grant for proposed water district no. 15. What are the Board's intentions; will we be pursuing a grant from Rural Development? Supervisor Lehning stated we will get more information from Stu Brown before we make a final decision regarding Rural Development.

Ed is in receipt of letter from NYS DOT in regards to the Village of Holley requesting a school speed limit on Lynch Road. As this is a Town Road, the Town has to fill out a TE9 form requesting the speed limit change. Motion by Wagner, Seconded by Bower authorizing Highway Superintendent to fill out TE9 form requesting a school speed limit on Lynch Road. Motion Carried

Ed was notified by NYS DOT that the Town is entitled to put a 35 mph speed limit sign on Groth Rd where we previously requested.

We are now locked in with Hometowne Energy for propane at \$2.299 per gallon until May 1, 2009.

Motion by Wagner, Seconded by Bower accepting the resignation of Linda Brooks as Bookkeeper to the Supervisor Motion Carried

Motion by Morriss, Seconded by Wagner appointing Louise Zona as Account Clerk/Typist to the Highway Superintendent Motion Carried

Since Ed had the salt shed filled before September 1st, we were able to buy it at last year's prices and saved about \$8.00 per ton.

Attorney – Discussion of application of Todd Campbell of Togemco Stone. Mr. Campbell would like to move forward with the permit to mine the quarry. He has applied for a mining permit with the DEC but that is a two-month process. He would like to get started right away. Jeff was in receipt of a letter from one of the architects stating the need for this stone. Mr. Campbell is asking the Town to allow him to remove the loose stone, remove it from site and have it tested. If it is something the city of Rochester can use, they can begin the renovations to City Hall. What is needed is the Medina Sandstone, which is a superior product compared to what they have now which is Brownstone. The Brownstone is deteriorating. After much discussion, it was decided that until the proper permits are in place, nothing can be done. Jeff will notify Mr. Campbell.

Jeff sent the revised intermunicipal water agreement to the Town of Kendall. The Town of Murray will read the master meter, send a bill to the Town of Kendall and they will send us a payment monthly. The Town of Murray will send bills to the residents quarterly. Kendall will be responsible for collecting resident water payments. Kendall can charge whatever water rate they want. Ed stated that we should be sending them a bill for administration for reading and billing. We will also be taking the monthly water sample and the bill for the samples will be sent to Kendall. Motion by Wagner, Seconded by Morriss authorizing Supervisor Lehning to execute the intermunicipal agreement with the Town of Kendall for the sale of surplus water, and that an administrative fee of \$6.00 per meter per quarter will be charged to Kendall for Murray's services.

Motion Carried (Resolution on file in Town Clerk's office)

When the Town retained Heath & Martin Attorneys to provide legal services in connection with the establishment and construction of water district no. 13, this agreement was in the form required by Rural Development and provided for the payment of \$23,400 in three equal installments of \$7,800. The first invoice from Heath & Martin for the first installment included \$116.00 in recording fees. As a result of including these recording fees, Heath & Martin have been paid \$116 more than the amount budgeted for legal services. Rural Development requested that the parties enter into a revised legal services agreement in the amount of \$23,516, payable in installments of \$7,916, \$7,800 and \$7,800 respectfully. Motion by Bower, Seconded by Morriss that the Town enter into a revised legal services agreement with Heath & Martin in the amount of \$23,516.

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

Ayes 4 Wagner, Bower, Morriss, Lehning

Nays 0
Absent 1 Christ

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

Discussion of the financing of water district no. 12. When the district was originally formed, it was small cities money and the Town is responsible for the local share. A year ago we borrowed \$115,000 on a BAN and it matured last Friday. Because it is such a small amount that is being borrowed, most institutions do not want to loan that amount over a term long enough where it is acceptable to the residents of the water district. As we have a surplus of funds in this water district, the Town could make a big principle reduction and we received financing for 13 years. We will be paying this over 13 years at the same debt service and it is saving the people a large amount of money in the long run.

Supervisor Lehning discussed having volunteers from the Board to conduct the Justice Court audit for 2008. The Comptroller has provided us with a check list to go through when conducting the audit.

Councilman Morriss stated he would like submissions for the Town newsletter to Cindy or himself by October 20th. All will be reminded of this at the October meeting.

Councilman Morriss received an invitation from Young Explosives to attend their year end gala. The Village may be interested in holding a combined yearly festival with the Town of Murray. If a representative signs a non-binding agreement for the following year, 10% more fireworks will be added to your display at no extra cost. The bi-centennial celebration chairman is encouraged to attend this event and can sign a non-binding agreement.

Supervisor Lehning informed Alex Salamaca that the Board will review the material he brought to them and will have an answer for him next month.

Motion by Morriss, Seconded by Wagner to accept the supervisor’s financial report and that the following bills be approved and paid:
Motion Carried

General Fund	Claims 303-342	Total \$ 11,040.34
Highway Fund	Claims 200-223	Total \$100,659.82
Water District No. 1	Claims 34-37	Total \$ 540.18

Water District No. 2	Claims 46-51	Total \$	5,013.12
Water District No. 3	Claims 46-52	Total \$	3,041.10
Water District No. 4	Claims 27-29, 52	Total \$	2,850.11
Water District No. 5	Claims 28-30, 53	Total \$	1,200.37
Water District No. 6	Claims 56-62	Total \$	7,604.44
Water District No. 7	Claims 26-29, 63	Total \$	6,870.76
Water District No. 8	Claims 27-29, 54	Total \$	6,236.69
Water District No. 9	Claims 27-29, 64	Total \$	2,575.58
Water District No. 10	Claims 49-54	Total \$	405.39
Water District No. 11	Claims 70-77, 54,55, 65	Total \$	15,814.86
Water District No. 12	Claims 30-78	Total \$	1,116.26
Water District No. 13	Claims 31-33, 53	Total \$	727.49

Motion by Morriss, Seconded by Bower that meeting be adjourned.
Motion Carried

Meeting adjourned at 8:53 p.m. until October 14th at 7:00 p.m.

Respectfully Submitted,

Cynthia Oliver – Town Clerk