

**Murray Town Board Meeting and Public Hearings**  
November 21, 2022

Present: Supervisor Joseph Sidonio, Councilmen Randall Bower, Lloyd Christ and Michael Mele, Town Clerk Cindy Oliver, Highway and Water Superintendent Dirk Lammes, Mark Porter, Dave Knapp, Donna Smith, Elaine Berg, Gerry Rightmyer, Legislator John Fitzak, Stacey Keon, Tom Rivers, Amy Machamer

Motion by Mele, Seconded by Bower to open the public hearings at 7:02 p.m.  
Motion Carried

**Public Hearing – Proposed Local Law No. 1 of 2022 – Increasing the Maximum Income Eligibility Level for Senior Citizen Tax Exemption Under Section 467 of the Real Property Tax Law**

No comments from those present.

**Public Hearing – Proposed Local Law No. 2 of 2022 – Increasing the Income Eligibility Level for a Partial Exemption from Real Property Taxes to Persons with Disabilities and Limited Incomes Under Section 459-c of the Real Property Tax Law**

No comments from those present.

Motion by Mele, Seconded by Bower to close the public hearings at 7:07 p.m.  
Motion Carried

**Town Board Meeting**

Motion by Christ, Seconded by Mele to open the regular Town Board meeting at 7:07 p.m.  
Motion Carried

Motion by Mele, Seconded by Bower to amend the meeting agenda, adding under New Business: *Resolution to Correct the 2023 Fire District Budget Amount* Motion Carried

Motion by Bower, Seconded by Christ approving the minutes of the October Town Board meeting as submitted Motion Carried

Motion by Bower, Seconded by Mele approving the minutes of the November 2<sup>nd</sup> work meeting as submitted Motion Carried

Town Clerk

Receipts for October totaled \$1,585.00 with \$1,009.41 going into the general fund.

Highway and Water Superintendent

Nothing of any significance to report. The first snow went smoothly this weekend and the department is well prepared.

Code Enforcement Officer

Written report submitted. Six building permits were issued, one variance application was received, nineteen building inspections were completed, one certificate of occupancy and five certificates of compliance were issued. The department issued two violations and one complaint was received.

Mylynda attended multiple training sessions last month and has also been doing inspections and overall department duties. She is asking the Board to consider hosting a training session early next year for local planning and zoning board members. We can invite members from Clarendon and the Village to view the videos that are available on the County Planning Board website. This could be done on a Saturday morning for the four-hour required training.

There were no appeals to the Zoning Board and no agenda items for the Planning Board. Workshops continue and the board is looking into additional information they may consider for the Solar Energy Systems Law.

November 30<sup>th</sup> is the county budget public hearing. They are still muddling through with the ambulance negotiations and waiting to see what happens with other towns.

Town Attorney

Paul Kenneally informed the Board that amending the fire district budget amount is fine as the correct amount was already subject to the fire district's public hearing.

New Business

RESOLUTION NO. 2022-047

At a regular meeting of the Murray Town Board held on November 21, 2022 Councilman Michael Mele moved the adoption of the following resolution; Councilman Randall Bower seconded the motion:

BE IT RESOLVED, that the Town Board of the Town of Murray hereby accepts the resignation of Gerald Rightmyer from the Town of Murray Zoning Board of Appeals effective November 21, 2022.

Upon being put to a vote, the resolution was thereupon adopted.

RESOLUTION NO. 2022-048

At a regular meeting of the Murray Town Board held on November 21, 2022 Councilman Lloyd Christ moved the adoption of the following resolution; Councilman Michael Mele seconded the motion:

WHEREAS, the Town Board of the Town of Murray currently has a vacancy left by Paul Hendel upon his resignation on October 17, 2022; and

BE IT RESOLVED, that Gerald Rightmyer is hereby appointed to the Murray Town Board. The appointment will begin today, November 21, 2022 and will end December 31, 2023.

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

Ayes	Bower, Christ, Mele, Sidonio
Nays	0

The resolution was thereupon adopted.

RESOLUTION 2022-049

At a regular meeting of the Murray Town Board held on November 21, 2022 Councilman Randall Bower moved the adoption of the following resolution; Councilman Michael Mele seconded the motion:

BE IT RESOLVED, that the Town Board of the Town of Murray hereby authorizes Supervisor Joseph Sidonio to sign the renewal agreement with Municipal Solutions, Inc. dated December 2, 2022.

Upon being put to a vote, the resolution was unanimously adopted.

RESOLUTION 2022-050

RESOLUTION BY THE MURRAY TOWN BOARD RE:  
CONDITIONAL APPROVAL OF CONTRACT  
FOR AMBULANCE SERVICES

At a regular meeting of the Murray Town Board held on November 21, 2022, Councilman Lloyd Christ moved the adoption of the following resolution; Councilman Michael Mele seconded the motion:

WHEREAS, the Towns of Albion, Barre, Gaines, Carlton, Kendall, Murray and Clarendon are all in need of ambulance services, and

WHEREAS, the aforesaid Towns have engaged in negotiations and dialogue with Monroe Medi-Trans, Inc. d/b/a/ Monroe Ambulance (hereinafter referred to as Monroe) resulting in a proposed Contract/Agreement, and

WHEREAS, the Town of Murray believes that the best interests of the health, safety and welfare of Murray Town residents would be best served by entering into the proposed Contract/Agreement, and

WHEREAS, the proposed Contract/Agreement is a Type II action not subject to review under the State Environmental Quality Review Act, 6 NYCRR §617.5(c)(42).

NOW, THEREFORE BE IT RESOLVED,

Section 1. The Murray Town Board does hereby approve the proposed Contract/Agreement with Monroe.

Section 2. The Murray Town Board does authorize Murray Town Supervisor Joseph Sidonio to execute the proposed Contract/Agreement.

Section 3. The above-described authorization and approval is conditioned upon similar authorization and approvals by all Towns listed herein above as well as Monroe.

Section 4. This Resolution shall take effect immediately.

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

Ayes	5	Bower, Christ, Mele, Rightmyer, Sidonio
Nays	0	

The resolution was thereupon unanimously adopted.

Supervisor Sidonio thanked Councilman Bower for leading the charge and attending the ambulance meetings. His experience really benefited the Town. This will be funded through the American Rescue funds for 2023 and possibly 2024.

#### RESOLUTION 2022-051

At a regular meeting of the Murray Town Board held on November 21, 2022, Councilman Michael Mele moved the adoption of the following resolution; Councilman Gerald Rightmyer seconded the motion:

WHEREAS, Local Law No. 1 of the Year 2022 entitled “A Local Law Increasing the Income Eligibility Level for the Senior Citizen Tax Exemption Under Section 467 of the Real Property Tax Law” was hereunto on the 9<sup>th</sup> day of November, 2022 introduced and such Local Law having been in its final form upon the desks or tables of the members of the Town Board at least seven (7) calendar days prior to its final passage, and a Public Hearing on said Local Law having been duly called and held on November 21, 2022 at 7:00 p.m. at the Murray Town Hall in said Town, it is

RESOLVED, that said Local Law No. 1 of the Year 2022 of the Town of Murray be and the same hereby is adopted in all respects and in the same form as introduced; and it is further

RESOLVED, that Cynthia Oliver, Town Clerk of the Town of Murray is hereby directed to forward the appropriate copies of such Local Law to those individuals and/or agencies entitled to receive the same for filing.

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

Ayes	5	Bower, Christ, Mele, Rightmyer, Sidonio
Nays	0	

The resolution was thereupon unanimously adopted.

RESOLUTION NO. 2022-052

At a meeting of the Murray Town Board held on November 21, 2022, Councilman Lloyd Christ moved the adoption of the following resolution; Councilman Randall Bower seconded the motion:

WHEREAS, Local Law No. 2 of 2022 entitled “A Local Law Increasing the Income Eligibility for a Partial Exemption from Real Property Taxes to Persons with Disabilities and Limited Incomes Under Section 459-c of the Real Property Tax Law” was hereunto on the 9<sup>th</sup> day of November, 2022 introduced and such Local Law having been in its final form upon the desks or tables of the members of the Town Board at least seven (7) calendar days prior to its final passage, and a Public Hearing on said Local Law having been duly called and held on November 21, 2022 at 7:00 p.m. at the Murray Town Hall in said Town, it is

RESOLVED, that said Local Law No. 2 of the Year 2022 of the Town of Murray be and the same hereby is adopted in all respects and in the same form as introduced; and it is further

RESOLVED, that Cynthia Oliver, Town Clerk of the Town of Murray is hereby directed to forward the appropriate copies of such Local Law to those individuals and/or agencies entitled to receive the same for filing.

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

Ayes	5	Bower, Christ, Mele, Rightmyer, Sidonio
Nays	0	

The resolution was thereupon unanimously adopted.

RESOLUTION NO. 2022-053

At a meeting of the Murray Town Board held on November 21, 2022, Councilman Randall Bower moved the adoption of the following resolution; Councilman Michael Mele seconded the motion:

“**RESOLVED**, that the proposed Town of Murray Local Law No. 3 of 2022 entitled “19 NYCRR Part 1203 Uniform Code and the Energy Code: Minimum Standards for Administration and Enforcement” be and the same hereby is introduced, and a public hearing shall be held on December 19, 2022 at 7:00 P.M. to consider the adoption of such local law; and it is further

**RESOLVED**, that Cynthia Oliver, Town Clerk of the Town of Murray, shall attend to publishing a legal notice in *The Batavia Daily News* at least five (5) days in advance of such public hearing.”

Upon being put to a vote, the resolution was thereupon adopted.

RESOLUTION NO. 2022-054

At a meeting of the Murray Town Board held on November 21, 2022, Councilman Gerald Rightmyer moved the adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

BE IT RESOLVED that the Murray Joint Fire District, having held a Public Hearing on its proposed 2023 budget amount of \$400,685.07 on October 18, 2022, and there being no objection at that time, that amount shall be listed on the Fire District line item in the revised 2023 Town of Murray budget, replacing the \$372,597.07 amount mistakenly included originally.

Upon being put to a vote, the resolution was unanimously adopted.

Public Comments:

Donna Smith questioned the price comparisons for the ambulance contract.

David Paul does not agree that the budget was adopted as the taxpayers didn’t get to review it since it was not posted on the website. He also suggested there be a place on website where residents can comment or ask questions.

Motion by Christ, Seconded by Bower approving the supervisor’s financial report and approving payment of the following bills: Motion Carried

General Fund	\$33,253.79
Highway Fund	\$25,832.14
Water District No. 1	\$560.18
Water District No. 2	\$4,245.17
Water District No. 3	\$1,950.50

Water District No. 4	\$512.71
Water District No. 5	\$337.33
Water District No. 6	\$3,070.83
Water District No. 7	\$2,331.84
Water District No. 8	\$1,289.45
Water District No. 9	\$601.46
Water District No. 10	\$772.58
Water District No. 11	\$4,527.58
Water District No. 12	\$469.70
Water District No. 13	\$958.89
Water District No. 14	\$597.00
Water District No. 15	\$1,386.96
Water District No. 16	\$351.53
Water District No. 20	\$887.71
Street Light District 1	\$233.13
Street Light District 2	\$384.12
Street Light District 3	\$133.42

Motion by Bower, Seconded by Rightmyer that the meeting be adjourned at 7:23 p.m.  
Motion Carried

Respectfully Submitted,

Cynthia L. Oliver