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**Town of Murray Board Meeting**

November 20, 2023

Present: Supervisor Joseph Sidonio, Councilmen Randall Bower, Lloyd Christ, Michael Christopher and Gerald Rightmyer, Town Clerk Cindy Oliver, Highway and Water Superintendent Dirk Lammes, Water Billing Clerk Alexis Penna, Legislator John Fitzak, Andrew Johnston, Sarah Campbell, David Piedmonte, Elaine Berg, Donna Smith, Stacey Keon, Mark Scarborough, Dave Knapp, Michelle Gallo, Richard Gallo, William Moroz, Eric Fredendall, Doug Piedimonte, Amelia Sidonio, Art Knab, Amy Machamer, Tom Rivers

Moment of silence and pledge to the flag.

Motion by Bower, Seconded by Christopher approving the minutes of the October 16<sup>th</sup> work meeting as submitted Motion Carried

Motion by Christ, Seconded by Rightmyer approving the minutes of the regular October 16<sup>th</sup> Town Board meeting as submitted Motion Carried

Motion by Christ, Seconded by Rightmyer approving the minutes of the November 1<sup>st</sup> public hearing and work meeting as submitted Motion Carried

Town Clerk

October receipts totaled \$1,206.80 with \$695.50 going into the general fund.

Cindy informed the Board that representatives from Sun King came in to discuss the electronic recycling and the need for a secure place where electronics can be dropped off. The electronics need to be stored in a secure place that is not accessible to the public. Dirk and Cindy will contact them to determine exactly what is needed.

Highway and Water

On December 4<sup>th</sup> plow trucks within the county will be driven from Murray to Medina to bring awareness that the plows are out and the dos and don'ts for regular vehicles when plows are out.

The department is ready for the snow season.

The water department fixed a watermain break on Hulberton Road on Saturday.

Markers that were missing on hydrants were replaced with new markers.

Dirk has been inspecting the water line being installed by Sam and Sons.

Supervisor asked Dirk about scrap metal and has the department been bringing metal to the scrap yard. The revenue of scrap metal needs to be recorded. Dirk said he had planned to turn it in at the end of the year as the amounts were minimal. He will turn in the funds along with receipts from the scrap yard.

Code Enforcement/Planning/Zoning

Written report submitted:

Building permits: 4

- Generator
- 24' x 32' pole barn
- 12' x 24' covered porch
- Wood stove

Sub-divisions: 1

- Sam and Sons – 15631 Lynch Rd.

Variance Applications: 1

- Continuation of hearing. Area variance for pole barn 16817 Ridge Rd.

Building Inspections: 15

Certificates of Occupancy: 2

- Generator (2)

Chad held two training opportunities for the Zoning and Planning Board members on November 9<sup>th</sup> and November 16<sup>th</sup> at the Town Hall.

Zoning:

16817 Ridge Road – area variance: the continuation of the meeting was held on Monday, November 6<sup>th</sup>. Area variance for a pole barn to be built closer to the side property than our code allows. Area variance was approved for 12' x 14' respectfully.

Term expiring: Eric Collyer 12/31/23

Planning:

Lynn Vendetti has resigned from the Planning Board effective 11/16/23.

December 5<sup>th</sup> Planning Board meeting will be for a sub-division of the Sam & Son's property.

Term expiring: Dorothy Morgan 12/31/23

County Legislator

Legislator Fitzak informed all that the county has a code blue when the temperature or wind-chill reaches 32 degrees. Anyone homeless or needing a place to stay in the cold weather can contact the Sheriff's Department and let them know they need a place to stay for the night. This is at Christ Church in Albion on the corner of Main and Platt Street.

Brief discussion about the meeting with the engineers regarding the water line projects. There has been no reply since Dirk sent the estimates. Bennetts Corner Road will be complicated project

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due to the lines that are already in place. They recommended a new water district instead of adding on. The petition process was also discussed. When the engineers get in contact with Dirk, we will have more information to provide.

Brief discussion regarding the meeting with NYClass. They have a triple A rating, interest is compounded daily, not monthly. No restrictions with pulling funds out. Phase one is our Town recognizing the entity. Phase two will be completing a cashflow analysis.

Supervisor reminded all that with the vacancy on the Planning Board, keep in mind that per Town Law Section 271, one member of the Planning Board must be involved in agriculture full-time.

Zoning Board of Appeals has a vacancy as well. An advertisement will be submitted for both boards. Eric Collyer would like to be present when interviews take place.

Motion by Christopher, Seconded by Bower authorizing the Town to send out a request for meeting room ceiling issues proposal led by Chad Fabry. Motion Carried

New Business

RESOLUTION 2023-047

At a meeting of the Murray Town Board, duly held on November 20, 2023, Councilman Randall Bower moved adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

RESOLVED, that the Town Board of the Town of Murray hereby authorizes the Town Supervisor to sign the Mengel, Metzger & Barr (MMB & Co.) Audit Engagement letter for the audit of the Town’s financial statements for the 2023 fiscal year.

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

RESOLUTION 2023-048

RESOLUTION FOR CONDITIONAL APPROVAL  
OF CONTRACT FOR AMBULANCE SERVICES

At a regular meeting of the Murray Town Board, duly held on November 20, 2023, Councilman Gerald Rightmyer moved adoption of the following resolution; Councilman Randall Bower seconded the motion:

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

WHEREAS the aforesaid municipalities have engaged in negotiations and dialogue with Monroe Medi-Trans, Co. d/b/a Monroe Ambulance (hereinafter referred to as Monroe) resulting in a proposed written contract/agreement, and

WHEREAS the Town of Murry 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 contract/agreement with Monroe Ambulance.

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 approval by all municipalities listed hereinabove as well as Monroe Ambulance.

Section 4. This Resolution shall take effect immediately.

VOTED BY ROLL CALL AND RECORD:

Councilman Bower	Aye
Councilman Christ	Aye
Councilman Christopher	Aye
Councilman Rightmyer	Aye
Supervisor Sidonio	Aye

The resolution was thereupon unanimously adopted.

RESOLUTION 2023-049

MUNICIPAL COOPERATION RESOLUTION

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o (Section 119-o) empowers municipal corporations (Defined in Article 5-G, Section 119-n to include school districts, boards of cooperative educational services, counties, cities, towns and villages, and districts) to enter into, amend, cancel, and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers, and duties on a cooperative or contract basis;

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WHEREAS, the Town of Murray wishes to invest portions of its available investment funds in cooperation with other corporations and/or districts pursuant to the NYCLASS Municipal Cooperation Agreement Amended and Restated as of March 28, 2019;

WHEREAS, the Town of Murray wishes to satisfy the safety and liquidity needs of their funds;

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

That Joseph Sidonio, Supervisor of the Town of Murray is hereby authorized to participate in the NYCLASS program under the terms of the NYCLASS Municipal Cooperation Agreement as Restated as of March 28, 2019, fund registration subject to board approval.

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

#### RESOLUTION 2023-050

At a meeting of the Town Board of the Town of Murray, duly held on November 20, 2023, Councilman Lloyd Christ moved adoption of the following resolution; Councilman Michael Christopher seconded the motion:

RESOLVED, that the Town Board of the Town of Murray hereby reappoints George Herring to the Board of Assessment Review to a term beginning October 1, 2023 and ending September 30, 2028.

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

#### RESOLUTION 2023-051

At a regular scheduled meeting of the Town Board of the Town of Murray held on November 20, 2023, Councilman Michael Christopher moved adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

RESOLVED, that the Town Board of the Town of Murray hereby accepts the resignation of David Knapp as the Town's representative on the Orleans County Planning Board effective December 31, 2023.

After being put to a vote, the resolution was duly adopted.

RESOLUTION 2023-052

At a regular scheduled meeting of the Town Board of the Town of Murray held on November 20, 2023, Councilman Randall Bower moved adoption of the following resolution; Councilman Gerald Rightmyer seconded the motion:

RESOLVED, that the Town Board of the Town of Murray hereby nominates David Knapp as the East at Large Representative to the Orleans County Planning Board beginning January 1, 2023.

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

RESOLUTION 2023-053

At a regular scheduled meeting of the Town Board of the Town of Murray held on November 20, 2023, Councilman Gerald Rightmyer moved adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

WHEREAS, David Knapp, the Town of Murray's representative on the Orleans County Planning Board will resign from that position effective December 31, 2023; be it

RESOLVED, that the Murray Town Board hereby nominates Scott Lang as the Town of Murray Representative on the Orleans County Planning Board to replace the vacancy left by David Knapp; and

IT IS FURTHER RESOLVED, that Mr. Lang will fulfill the term which will expire December 31, 2025.

Upon being put to a vote, the resolution was duly adopted

RESOLUTION 2023-054

At a meeting of the Town Board of the Town of Murray, duly held on November 20, 2023, Councilman Gerald Rightmyer moved adoption of the following resolution; Councilman Lloyd Christ seconded the motion:

WHEREAS, at a meeting held on May 15, 2023, resolution no. 2023-026 was adopted authorizing Dirk Lammes, Highway Superintendent to auction the white, 2003 one-ton pickup truck, VIN No. 1GBJK3U53E176809 with a reserve of \$2,000, as it is no longer needed for town use; and

BE IT RESOLVED, that resolution no. 2023-026 be rescinded in its entirety.

After being put to a vote, the resolution was thereupon adopted

RESOLUTION 2023-055

At a meeting of the Town Board of the Town of Murray held on November 20, 2023, Councilman Randall Bower moved adoption of the following resolution; Councilman Michael Christopher seconded the motion:

WHEREAS, the white, 2003 one-ton pickup truck, VIN No. 1GBJK34U53E176809 and the Snow Dog V Blade are no longer needed for Town use; be it

RESOLVED, that Dirk Lammes, Highways Superintendent of the Town of Murray is hereby authorized to auction this truck and the Snow Dog V Blade with a reserve of \$2,000.

After being put to a vote, the resolution was duly adopted.

RESOLUTION 2023-056

At a duly scheduled meeting of the Murray Town Board held on November 20, 2023, Councilman Lloyd Christ moved adoption of the following resolution; Councilman Michael Christopher seconded the motion:

BE IT RESOLVED, that the Town Board of the Town of Murray accepts the resignation of Lynn Vendetti from the Town Planning Board effective November 16, 2023.

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

Old Business

The Board is still working on how the ARPA funding will be spent.

Highway and Water Superintendent Dirk Lammes questioned why he has not yet received payment for voucher 4326 he submitted. Dirk stated that at a meeting in June, Supervisor asked for a motion for him to be given a verbal warning or a letter of censure for the breach of the ethics policy regarding Sam Lammes' invoice. Dirk then spoke to the Town Attorney who told him he needed to seek outside counsel. Dirk said he should be reimbursed his attorney fees as there was no wrong doing, therefore no verbal warning or letter of censure was given. Dirk would also like the Town Board to make available the emails to and from the Town Attorney pertaining to the situation. Supervisor said this should be discussed in executive session as it is a legal matter.

Public Comment

William Moroz of Orchard Street thanked the Town for the last four years of always having good road conditions, and keeping taxes down. He also stated that the village would like to put up a new playground near the canal/pond area. Could the Town of Murray and/or grants be sought for something like this?

Michelle Gallo of Fancher Road informed all that they own their own junk yard. She also asked our procedure is for bringing equipment to auction.

Public Comment Closed

Motion by Bower, Seconded by Christ approving the supervisor’s financial report and that the following bills be paid: Motion Carried

General Fund	\$15,956.61
Highway Fund	\$15,452.58
Water District No. 1	\$572.39
Water District No. 2	\$455.08
Water District No. 3	\$234.38
Water District No. 4	\$65.09
Water District No. 5	\$33.73
Water District No. 6	\$2,818.61
Water District No. 7	\$1,862.20
Water District No. 8	\$137.53
Water District No. 9	\$349.96
Water District No. 10	\$922.83
Water District No. 11	\$2,461.27
Water District No. 12	\$359.41
Water District No. 13	\$91.27
Water District No. 15	\$224.77
Water District No. 16	\$41.67
Water District No. 20	\$109.01
Lighting Districts	\$706.78

Motion by Bower, Seconded by Christ to adjourn the meeting at 8:03 p.m.

So, adjourned.

Respectfully Submitted,

Cynthia L. Oliver