

August 9, 2018
WEB SITE <http://macedontown.net>

The Regular Meeting of the Town Board of the Town of Macedon held August 9, 2018 at the Town Complex, 32 Main Street, in the Town of Macedon was called to order by Supervisor Sandy Pagano at 7:30 p.m.

Pledge of Allegiance.

Upon Roll Call, the following members of the Board were

Present:

Councilperson	David Maul
Councilperson	David McEwen
Councilperson	Paul Kenyon
Supervisor	Sandy Pagano

Absent:

Councilperson	Bruce Babcock
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Also Present:

Attorney	David Fulvio
Highway Superintendent	Christopher Countryman
Town Clerk	Karrie Bowers
Town Engineer	Scott Allen

RESOLUTION NO. 187 (2018) APPROVAL OF MINUTES

RESOLVED the Board approves the minutes from the July 26, 2018 (regular meeting)
MOTION BY KENYON, SECONDED BY MCEWEN
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

Reports:

- *July Police Report
- *July TC Report
- *2nd Qtr Library Report

RESOLUTION NO. 188 (2018) APPROVAL OF REPORTS

RESOLVED the board approves the reports as submitted.
MOTION BY MAUL, SECONDED BY KENYON
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 189 (2018) PERSONNEL – POLICE OFFICER – VERKEY

BE IT RESOLVED that Adam Verkey be appointed to the position of Police Officer, Full-Time, at the contractual job rate with an effective date of September 4, 2018. This appointment is subject to a probationary period of 12 months.
MOTION BY MAUL, SECONDED BY KENYON
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 190 (2018) RESIGNATION – ASSESSING/ASSESSING REVIEW BOARD CLERK

RESOLVED the Board accepts the resignation of Paula Datthyn, Assessing/Assessing Review Clerk effective August 24, 2018.
MOTION BY KENYON, SECONDED BY
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

7:45 PROPOSED LOCAL LAW NO. 2 (2018) – A LOCAL LAW TO OVERRIDE OF TAX LEVY LIMIT ESTABLISHED IN THE GENERAL MUNICIPAL LAW 3-C

RESOLUTION NO. 191 (2018) READING OF LEGAL NOTICE WAIVED

RESOLVED the Town Board waive reading of the legal notice published in the July 29, 2018 issue of the Times.
MOTION BY KENYON, SECONDED BY MAUL
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

All persons desiring to be heard, having heard none, the public hearing was closed

RESOLUTION NO. 192 (2018) PUBLIC HEARING CLOSED

RESOLVED the Public Hearing be closed at 7:48 pm.
MOTION BY MAUL, SECONDED BY KENYON
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 193 (2018) LOCAL LAW NO. 2 (2018) A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C

RESOLVED the Town Board adopts Local Law No. 2 (2018) as follows:

A local law to override the tax levy limit established in General Municipal Law 3-c

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Macedon, County of Wayne pursuant to General Municipal Law § 3-c, and to allow the Town of Macedon, County of Wayne to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2013 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Macedon, County of Wayne is hereby authorized to adopt a budget for the fiscal year 2013 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

MOTION BY KENYON, SECONDED BY MAUL
ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 194 (2018) EXECUTIVE SESSION

RESOLVED the Board enters Executive Session at 8:21 p.m. to discuss

MOTION BY MCEWEN, SECONDED BY KENYON

ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 195 (2018) OPEN SESSION

RESOLVED the Board returns to open session at 9:59

MOTION BY MAUL, SECONDED BY KENYON

ROLL CALL VOTE: MCEWEN AYE, MAUL ABSTAIN, KENYON AYE, BABCOCK ABSENT, PAGANO AYE,
MOTION CARRIED

ABSTRACT NO. 15 (General)	REGULAR BILLS
2018 # 1322-1424	\$225,867.18
2018 # 64-68	<u>\$2825.21</u>
TOTAL	\$228,692.39

RESOLUTION NO. 196 (2018) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited

MOTION BY KENYON, SECONDED BY MAUL

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK ABSENT, PAGANO AYE, MOTION
CARRIED

MOTION BY MAUL, SECONDED BY KENYON THE MEETING BE ADJOURNED AT 10:00 PM.

Karrie M. Bowers

Karrie M. Bowers, Town Clerk