

March 27, 2025
WEB SITE <http://macedontown.net>

The Town Board Meeting is being held remotely by Executive Order 202.15 issued on June 2, 2020, by the Governor. The Town of Macedon held the Board meeting on March 27, 2025, at the Town Complex, 32 Main Street, Macedon NY, and 2439 Citrus Tree Rd, Clairmont, FL 34714 was called to order by Supervisor, Kim V. Leonard at 7:00 pm.

Pledge of Allegiance.

Upon Roll Call, the following members of the Board were

Present:

Councilperson	Bruce Babcock
Councilperson	Dianne Dorfner
Councilperson	David Maul
Councilperson	David McEwen
Supervisor	Kim V. Leonard

Absent

Also, Present:

Director of EMS	Paul Harkness
Police Officer	William Murray
Police Sergeant	Ross Longlove
Town Clerk	Karrie Bowers
Town Engineer	Scott Allen

RESOLUTION NO. 86 (2025) APPROVAL OF MINUTES

RESOLVED the Board approves the March 13, 2025 (regular) meeting.

MOTION BY BABCOCK, SECONDED BY MAUL

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 87 (2025) PROPOSED RENEWABLE NATURAL GAS (RNG) FACILITY LOCATED AT HIGH ACRES LANDFILL & RECYCLING CENTER SPECIAL USE PERMIT SEQRA NEGATIVE DECLARATION

WHEREAS, WM Renewable Energy, LLC (WMRE), has applied to the Town of Macedon for approval to construct a 8,000 SCFM (standard cubic feet per minute) Renewable Natural Gas (RNG) Facility adjacent to the High Acres Landfill & Recycling Center, west of Wayneport Road;

AND WHEREAS, the Proposed Action will process biogas collected from the landfill into pipeline-quality gas for injection into the nearby commercial gas transmission and distribution network, displacing fossil fuel natural gas usage (since the project will not result in an increase in offsite fuel usage);

AND WHEREAS, the Proposed Action will treat the LFG and process it in an upgrading system that will remove carbon dioxide (CO2), hydrogen sulfide (H2S), oxygen (O2) and nitrogen (N2) into a separate tail gas stream, resulting in a product gas that is considered RNG;

AND WHEREAS, the Proposed Action is expected to recover and distribute roughly 2 million MMBtu per year of RNG;

AND WHEREAS, the recovered gas is expected to serve the heating needs of over 30,000 households in New York State;

AND WHEREAS, on February 21, 2024 and in support of the Town Board’s review of the Proposed Action under the New York State Environmental Quality Review Act and its implementing regulations in 6 NYCRR Part 617 (collectively, “SEQRA”), the Applicant has submitted: (1) a cover letter and Special Use Permit Application; (2) a SEQRA Full Environmental Assessment Form (FEAF), Part 1; (3) an Agricultural Data Statement; (4) Full-size Site Plans, Floor Plans and Elevations; (5) SWPPP Insert; (6) Noise Impact Assessment; and (6) Office of Parks, Recreation, and Historic Preservation Correspondence;

AND WHEREAS, after reviewing the Application, the Town Board confirmed that the Proposed Action is an Unlisted action under SEQRA and conducted a coordinated review involving NYSDEC as an involved agency, and the Town of Perinton as an interested agency;

AND WHEREAS, the NYSDEC indicated they had no objection to the Town of Macedon Town Board being the SEQRA lead agency;

AND WHEREAS, the Proposed Action does not involve a Federal Agency;

AND WHEREAS, the Macedon Town Board declared its intent to act as lead agency for the Proposed Action on May 9, 2024;

AND WHEREAS, the Wayne County Planning Board reviewed the Proposed Action at their April 24, 2024 meeting and made a positive recommendation to the Town Board;

AND WHEREAS, the Macedon Town Planning Board reviewed the Proposed Action at their August 5, 2024 meeting and made a positive recommendation to the Town Board;

AND WHEREAS, the SEQRA regulations provide that for an Unlisted action “the lead agency making a determination of significance must: (1) consider the action as defined in sections 6 NYCRR 617.2 (b) and 617.3 (g) of [SEQRA],) (2)

review the EAF, the criteria [for determining significance contained in SEQRA] and any other supporting information to identify the relevant areas of environmental concern; (3) thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment; and, (4) set forth its determination of significance in a written form containing a reasoned elaboration and providing reference to any supporting documentation”;

AND WHEREAS, the SEQRA regulations also provide that “[t]o determine whether a proposed...Unlisted action may have a significant adverse impact on the environment, the impacts that may be reasonably expected to result from the proposed action must be compared against criteria in Section 617.7(c)(1) [of the SEQRA regulations]”;

AND WHEREAS, after reviewing the Application including Part 1 of the FEAF, the Town Engineer completed Parts 2 and 3 of the FEAF, and after reviewing the criteria for determining significance set forth under Section 617.7(c)(1) of the SEQRA regulations, the Town Board determined that the Proposed Action does not have the potential to result in any significant adverse environmental impacts;

AND WHEREAS, as required by SEQRA, the Town Board has prepared a written explanation detailing its reasons why the Proposed Action is unlikely to result in significant adverse environmental impacts and why the issuance of a Negative Declaration is appropriate.

BE IT RESOLVED, that the Town Board of the Town of Macedon, does hereby find and resolve as follows:

1. The proposed action is not located in a coastal area; and
2. The proposed action is not located in an agricultural district; and
3. The proposed action is in general conformance with the adopted town-wide Master Plan; and
4. The Town Board issues a SEQRA Negative Declaration for the proposed action, concluding that it does not have the potential to result in any significant adverse environmental impacts and that an environmental impact statement is not required; and
5. The Town Board adopts and incorporates and herein by reference the attached written Negative Declaration for the Proposed Action under SEQRA; and
6. The Town Board hereby directs the Clerk to immediately file the determination in accordance with section 6 NYCRR 617.12.

MOTION BY BABCOCK, SECONDED BY DORFNER

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 88 (2025) ARTICLE 7 – MACEDON PLAZA

WHEREAS, Macedon Plaza, LLC (“Petitioner”), has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2024/2025 in Wayne County Supreme Court under index number CV091368 and

WHEREAS, the litigation costs of these challenges can be more than the Town can anticipate and afford, and the effects of such litigation extend additionally to the school, and County tax base, the County of Wayne has adopted a policy of municipal participation in the costs and expense of such litigation by resolution 524-17, dated October 17, 2017; and

WHEREAS, the Town of Macedon attorney has advised the Town Board that this litigation meets the requirement of municipal participation in that the real property in question has an assessed value in excess of \$1,000,000 and the petitioner is desirous of either a change in assessment of ten (10) percent or a change of at least \$100,000 less than the assessed value, to wit: for parcel 611113-00-984851, the assessment of \$9,106,000 is sought to be reduced to an assessed value of \$3,035,333;

WHEREAS, the Town of Macedon desires to qualify this litigation for Wayne County and Palmyra-Macedon School District participation to equally share the legal and appraisal costs of this litigation,

NOW, THEREFORE, BE IT RESOLVED that the Town of Macedon does hereby agree to share equally in the legal and appraisal costs of this litigation and does hereby request Wayne County and Palmyra-Macedon School District participation to share equally in the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the proceedings will involve the County Attorney and Real Property Tax Services Director as consultants regarding appraisals and/or settlement strategies and the Town Attorney is authorized to communicate pursuant to common defenses confidentiality agreements with the County of Wayne and Palmyra-Macedon School District; and

BE IT FURTHER RESOLVED that the Town of Macedon will pay its equal share of the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the Town Supervisor be and the same is hereby authorized to request participation by the County of Wayne and Palmyra-Macedon School District for equal participation in the legal and appraisal costs of this litigation by sending a copy of the Wayne County Real Property Tax Services Director and to the Superintendent of the Palmyra-Macedon School District.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 89 (2025) ARTICLE 7 – EVERGREEN HILLS

WHEREAS, Evergreen Hills II Associates, L.P. and Evergreen Hill 3 Associates, L.P. (“Petitioners”), have commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2024/2025 in Wayne County Supreme Court under index number CV091363 and

WHEREAS, the litigation costs of these challenges can be more than the Town can anticipate and afford, and the effects of such litigation extend additionally to the school, and County tax base, the County of Wayne has adopted a policy of municipal participation in the costs and expense of such litigation by resolution 524-17, dated October 17, 2017; and

WHEREAS, the Town of Macedon attorney has advised the Town Board that this litigation meets the requirement of municipal participation in that the real property in question has an assessed value in excess of \$1,000,000 and the petitioner is desirous of either a change in assessment of ten (10) percent or a change of at least \$100,000 less than the assessed value, to wit: for parcel 611113-00-984851, the assessment of \$2,686,600 is sought to be reduced to an assessed value of \$1,260,000, for parcel 611113-08-936858, the assessment of \$2,487,000 is sought to be reduced to an assessed value of \$840,000;

WHEREAS, the Town of Macedon desires to qualify this litigation for Wayne County and Gananda School District participation to equally share the legal and appraisal costs of this litigation,

NOW, THEREFORE, BE IT RESOLVED that the Town of Macedon does hereby agree to share equally in the legal and appraisal costs of this litigation and does hereby request Wayne County and Gananda School District participation to share equally in the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the proceedings will involve the County Attorney and Real Property Tax Services Director as consultants regarding appraisals and/or settlement strategies and the Town Attorney is authorized to communicate pursuant to common defenses confidentiality agreements with the County of Wayne and Gananda School District; and

BE IT FURTHER RESOLVED that the Town of Macedon will pay its equal share of the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the Town Supervisor be and the same is hereby authorized to request participation by the County of Wayne and Gananda School District for equal participation in the legal and appraisal costs of this litigation by sending a copy of the Wayne County Real Property Tax Services Director and to the Superintendent of the Gananda School District

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 90 (2025) WAYNE FINGER LAKES NATURAL GAS CORP. AGREEMENT

RESOLVED the Supervisor be authorized to sign the Nonresidential Firm Gas Sales & Purchase Agreement with WFL Natural Gas Corp. Contract No. WFL 2026-19 to include the Highway Barn, Town Hall, and Library.

MOTION BY BABCOCK, SECONDED BY MAUL

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 91 (2025) WILLIAMSON LAW BOOK ANNUAL SOFTWARE SUPPORT CONTRACT

RESOLVED the Town Board authorizes the Town Clerk to sign the Williamson Law Book Town Clerk Plus Support Contract from 4-1-25 – 3-31-26 to be expensed from A1410.400 not to exceed \$1,096.

MOTION BY MAUL, SECONDED BY DORFNER

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 92 (2025) AMEND RESOLUTION NO. 72 (2025)

RESOLVED the Board amends the salary amount in Resolution No. 72 (2025) to the following. RESOLVED the Macedon Town Board authorizes the EMS Director, Paul Harkness, to hire Ellen Woods, Part-Time Paramedic at the rate of \$35.00/hr, Jessica Bongard – Part-Time EMT Basic at the rate of \$25.50/hr, Leeland Catteau – Full-Time at the rate of \$25.50/hr to be expensed from A4540.100.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 93 (2025) STRYKER SALES, LLC – AMBULANCE EQUIPMENT

WHEREAS, the Macedon Town Ambulance is in need of certain equipment in order to carryout its day-to-day operations, including, but not limited to the following:

- 3-Life Pack 35 Monitors
- 2 – Lucas Mechanical CPR Devices
- 2 – Power Pro Stretchers

WHEREAS, the Macedon Town Ambulance has obtained a sales quote (the “Quote”) from Stryker Sales, LLC dated February 25, 2025 and signed on 03.14.2025, in the amount of \$334,035.37, for the purchase of the following equipment (the “Equipment”) to be expensed from A9785.610 & A9785.710.

- 3 - Life Pack 35 Monitors and all requires monitoring equipment
- 2 - Lucas 3 Mechanical CPR Devices with supporting equipment
- 2 - Power Pro Stretchers with supporting equipment

WHEREAS, the Quote is pursuant to a contract that was previously bid and subject is subject to “piggybacking” by the Town under General Municipal Law 103; and now, therefore,

BE IT RESOLVED, the Town Board hereby authorizes the Town of Macedon Supervisor to sign the Short Form Conditional Sale Agreement for the purchase of the Equipment.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

ABSTRACT NO. 5 (2025)

2025 #401-459	\$86,201.42
2025 TA #16	\$ 100.00
TOTAL AMOUNT	\$86,301.42

RESOLUTION NO. 94 (2025) 2025 CODE COMPLIANCE SERVICE CONTRACT T.Y. LIN

RESOLVED the Town Supervisor is authorized to sign the agreement with T.Y. Lin, dated March 25, 2025, to provide NYS Building Code Compliance professional services on an as-needed basis to be expensed from A1440.400.

MOTION BY , SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 95 (2025) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited

MOTION BY DORFNER, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN ABSTAIN, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 96 (2025) JOB POSTING

RESOLVED the Macedon Town Board authorizes the Town Clerk to advertise for the position of full-time Assessor Clerk for 32.5 hours/wk and the pay range is between \$35,000 to \$39,000 to be expensed A1355.100. Information regarding skill requirements, work description, and an application can be obtained from the Town Clerk. Interested candidates can submit a completed application and their resume to Karrie Bowers, Macedon Town Clerk, by mail at 32 Main Street, Macedon, NY 14502, or email townclerk@macedontown.net. The deadline for applications is May 30, 2025.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN ABSTAIN, LEONARD AYE, MOTION CARRIED

RESOLUTION NO. 97 (2025) EXECUTIVE SESSION

RESOLVED The Board enters Executive Session at 8:27 p.m. to discuss contracts

MOTION BY DORFNER, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, MAUL AYE, MCEWEN AYE, LEONARD AYE, MOTION CARRIED

Declared out of executive at 9:26 pm.

MOTION BY DORFNER, SECONDED BY MAUL, THE MEETING BE ADJOURNED AT 9:28 PM

Karrie Bowers

Town Clerk, RMO