

October 22, 2020
WEB SITE <http://macedontown.net>

The Regular Meeting of the Town Board is being held remotely in accordance with Executive Order 202.15 issued on June 2, 2020 by the Governor. The Town of Macedon held the Board meeting on October 22, 2020 at the Town Complex, 32 Main Street, in the Town of Macedon and via Zoom was called to order by Supervisor Kim Leonard 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	Richard Roets
Supervisor	Kim Leonard

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. 213 (2020) APPROVAL OF MINUTES

RESOLVED the Board approves the minutes from the October 8, 2020 (regular meeting)
MOTION BY ROETS, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

Reports:

September Town Clerk Report

RESOLUTION NO. 214 (2020) APPROVAL OF REPORTS

RESOLVED the Board approves the report as submitted
MOTION BY MAUL, SECONDED BY ROETS
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 215 (2020) WILLIAMSON LAW BOOK ANNUAL SOFTWARE SUPPORT CONTRACT

RESOLVED the Town Board authorizes the Supervisor to sign the Williamson Law Book Payroll Software Support Contract from 10/1/20-9/30/21 in the amount of \$1,972 to be expensed from 1320.400.
MOTION BY MAUL, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 216 (2020) WAYNE COUNTY SNOW & ICE 2021 AGREEMENT

RESOLVED The Town Board authorizes the Supervisor to sign the Wayne County Snow & Ice 2021 Agreement for the term January 1, 2021 thru December 31, 2021 pending Attorney approval.
MOTION BY MAUL, SECONDED BY ROETS
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 217 (2020) GRAVINO PARK GRANT

WHEREAS, the Town was awarded monies via a SAM Grant through DASNY for improvements to Gravino Park restroom facilities; and

WHEREAS, the grant requests the Town to supply a match of funds or in-kind services; now, therefore, be it

RESOLVED that the Town Board approves the in-kind expenditure of labor in the amount of \$15,000 to complete the restroom renovations; and further

RESOLVED that a copy of this resolution be forwarded to the Dorm Authority of the State of New York, and the Town Clerk

MOTION BY MCEWEN, SECONDED BY ROETS
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 218 (2020) PUBLIC HEARING SET – OVERRIDE OF TAX LEVY LIMIT

RESOLVED the Town Board schedule a public hearing on November 5, 2020, at 7:55 p.m. to hear public comment on proposed Local Law No. 5 (2020) entitled a Local Law to Override the Tax Levy Limit established in General Municipal Law §3-c, and

BE IT FURTHER RESOLVED the Town Board authorizes the Town Clerk to publish and advertise this public hearing as prescribed by the law

MOTION BY ROETS, SECONDED BY MAUL

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

RESOLUTION NO. 219 (2020) ANNUAL PRELIMINARY BUDGET SCHEDULED

RESOLVED that the preliminary budget hearing will be held on November 5, 2020 at 8:10 p.m. The Town Clerk is authorized to advertise in the legal paper the Times.

MOTION BY MAUL, SECONDED BY MCEWEN

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

7:40 PM – MACEDON CENTER VOLUNTEER FIREMAN’S ASSOCIATION, INC.

RESOLUTION NO. 220 (2020) READING OF THE LEGAL NOTICE WAIVED

RESOLVED that reading of the legal notice published in the October 11, 2020 issue of the Times be waived.

MOTION BY ROETS, SECONDED BY MCEWEN

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

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

RESOLUTION NO. 221 (2020) PUBLIC HEARING CLOSED

RESOLVED that the Public Hearing be closed at 7:43 p.m.

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 222 (2020) MACEDON CENTER VOLUNTEER FIREMAN’S ASSOCIATION, INC. CONTRACT – HAMLET APPROVED

RESOLVED that the Board approves the fire protection agreement with Macedon Fire Protection District for the period of January 1, 2021 through December 31, 2021 in the amount of \$36,060 from account SF4 3410.400.

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 223 (2020) MACEDON CENTER VOLUNTEER FIREMAN’S ASSOCIATION, INC. CONTRACT – NORTH APPROVED

RESOLVED that the Board approves the fire protection agreement with Macedon Fire Protection District for the period of January 1, 2021 through December 31, 2021 in the amount of \$23,881 from account SF2 3410.403.

MOTION BY MCEWEN, SECONDED BY ROETS

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

RESOLUTION NO. 224 (2020) MACEDON CENTER VOLUNTEER FIREMAN’S ASSOCIATION, INC. CONTRACT - SOUTH APPROVED

RESOLVED that the Board approves the fire protection agreement with Macedon Fire Protection District for the period of January 1, 2021 through December 31, 2021 in the amount of \$216,269 from account SF1 3410.400.

MOTION BY MAUL, SECONDED BY MCEWEN

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

7:50 PUBLIC HEARING – SOUTH MACEDON FIRE & RESCUE, INC

RESOLUTION NO. 225 (2020) READING OF THE LEGAL NOTICE WAIVED

RESOLVED that reading of the legal notice published in the October 11, 2020 issue of the Times be waived.

MOTION BY ROETS, SECONDED BY MCEWEN

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

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

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RESOLUTION NO. 226 (2020) PUBLIC HEARING CLOSED

RESOLVED that the Public Hearing be closed at 7:52 p.m.
MOTION BY MAUL, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 227 (2020) SOUTH MACEDON FIRE & RESCUE, INC. – HAMLET APPROVED

RESOLVED that the Board approves the fire protection agreement with South Macedon Fire & Rescue, Inc. for the period of January 1, 2021 through December 31, 2021 in the amount of \$36,060 from account SF4 3410.401.
MOTION BY MAUL, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 228 (2020) SOUTH MACEDON FIRE & RESCUE, INC. – SOUTH APPROVED

RESOLVED that the Board approves the fire protection agreement with South Macedon Fire & Rescue, Inc. for the period of January 1, 2021 through December 31, 2021 in the amount of \$221,500 from account SF2 3410.404.
MOTION BY MCEWEN, SECONDED BY ROETS
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 229 (2020) SOUTH MACEDON FIRE & RESCUE, INC. – NORTH APPROVED

RESOLVED that the Board approves the fire protection agreement with South Macedon Fire & Rescue, Inc. for the period of January 1, 2021 through December 31, 2021 in the amount of \$23,881 from account SF1 3410.401.
MOTION BY ROETS, SECONDED BY MAUL
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 230 (2020) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited
MOTION BY ROETS, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

ABSTRACT NO. 22 (2020)

2020 #1574-1670	\$139,727.35
2020 TA#99-106	\$ 1,200.00
Total	\$140,927.35

8:00 PM PUBLIC HEARING – FARMINGTON VOLUNTEER FIRE ASSOCIATION CONTRACT

RESOLUTION NO. 231 (2020) READING OF THE LEGAL NOTICE WAIVED

RESOLVED that reading of the legal notice published in the October 11, 2020 issue of the Times be waived.
MOTION BY MAUL, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

Supervisor Leonard asked if Farmington would be interested in going back to a two contract as the Town of Macedon would like to keep all the fire contracts consistent and at which time the President stated that the fire department board would like to keep a one-year contract.

All persons desiring to be heard, having heard, the public hearing was closed.

RESOLUTION NO. 232 (2020) PUBLIC HEARING CLOSED

RESOLVED that the Public Hearing be closed at 8:04 p.m.
MOTION BY ROETS, SECONDED BY MCEWEN
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 233 (2020) FARMINGTON VOLUNTEER FIRE ASSOCIATION CONTRACT APPROVED

RESOLVED that the Town Board approves the fire protection agreement with the Farmington Fire Association in the amount of \$43,500 for 2021.
MOTION BY MCEWEN, SECONDED BY ROETS
ROLL CALL VOTE: MAUL AYE, MCEWEN AYE, BABCOCK ABSENT, ROETS AYE, LEONARD AYE,
MOTION CARRIED

RESOLUTION NO. 234 (2020) MACEDON CONSOLIDATED SEWER DISTRICT NO. 1 - SS1

WHEREAS, the Town Board, on behalf of Macedon Consolidated Sewer District No. 1, and the Hamlet of Macedon Sewer District, entered into an intermunicipal agreement with the Wayne County Water and Sewer Authority ("WCWSA"), the Town of Marion, and the Village of Palmyra, dated December 1, 2018 ("IMA") and amended on April 1, 2020 to include the Town of Walworth and Gananda Sewer District No. 1, setting forth the parties' respective rights and obligations pertaining to the future construction of a regional wastewater treatment plant, sewer mains, pump stations, and additional improvements connected thereto ("Regional Plant"); and

WHEREAS, the IMA requires that the WCWSA design, finance, procure, construct and operate the Regional Plant and the participating municipalities each pay their respective *pro rata* share of such costs, as defined therein; and

WHEREAS, for 2021, the collection of revenue in the amount of \$148,320 will be necessary for Macedon Consolidated Sewer District No. 1 to finance (1) the district's contractual obligation to the WCWSA in the amount of \$112,921.32 for its share of the expenses associated with the Regional Plant project, and (2) reserve funds in the amount of \$35,398.68, for future repairs or improvements to the sewer collection systems located within the district; and

WHEREAS, the Town desires to collect said revenue by a special assessment levied in the Macedon Consolidated Sewer District No. 1, in lieu of a quarterly charge; and

WHEREAS, said special assessment will be imposed on a benefits basis, to be determined based upon the number of equivalent dwelling units ("EDUs") assigned to each tax parcel, as defined and determined in accordance with Macedon Town Code §235-190 (Local Law No. 7 of 2019); and

WHEREAS, the Town has determined that there are presently 618 EDUs in Macedon Consolidated Sewer District No. 1; and

WHEREAS, in accordance with Town Law §202-a, the proposed special assessment roll for Macedon Consolidated Sewer District No. 1, setting forth the anticipated special assessment to be levied upon each lot or parcel of land located therein, was created and placed on file with the Town Clerk and is available for public inspection; now therefore

BE IT RESOLVED, the Town Board shall hold a Public Hearing on November 5, 2020 at 7:40 p.m. for the purpose of hearing public comment regarding the special assessment roll for Macedon Consolidated Sewer District No. 1; and

BE IT FURTHER RESOLVED, the Town Clerk shall advertise said public hearing in accordance with Town Law §§ 202-a and 239.

BY ORDER OF THE TOWN BOARD
TOWN OF MACEDON

Karrie Bowers, Town Clerk

Dated:

MOTION BY MAUL, SECONDED BY MCEWEN

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

RESOLUTION NO. 235 (2020) THE HAMLET OF MACEDON SEWER DISTRICT

WHEREAS, the Town Board, on behalf of Macedon Consolidated Sewer District No. 1, and the Hamlet of Macedon Sewer District, entered into an intermunicipal agreement with the Wayne County Water and Sewer Authority ("WCWSA"), the Town of Marion, and the Village of Palmyra, dated December 1, 2018 ("IMA") and amended on April 1, 2020 to include the Town of Walworth and Gananda Sewer District No. 1, setting forth the parties' respective rights and obligations pertaining to the future construction of a regional wastewater treatment plant, sewer mains, pump stations, and additional improvements connected thereto ("Regional Plant"); and

WHEREAS, the IMA requires that the WCWSA design, finance, procure, construct and operate the Regional Plant and the participating municipalities each pay their respective *pro rata* share of such costs, as defined therein; and

WHEREAS, for 2021, the collection of revenue in the amount of \$194,400 will be necessary for the Hamlet of Macedon Sewer District to finance (1) the district's contractual obligation to the WCWSA in the amount of \$136,006.68 for its share of the expenses associated with the Regional Plant project, and (2) reserve funds in the amount of \$58,393.32, for future repairs or improvements to the sewer collection systems located within the district; and

WHEREAS, the Town desires to collect said revenue by a special assessment levied in the Hamlet of Macedon Sewer District, in lieu of a quarterly charge; and

WHEREAS, said special assessment will be imposed on a benefits basis, to be determined based upon the number of equivalent dwelling units ("EDUs") assigned to each tax parcel, as defined and determined in accordance with Macedon Town Code §235-190 (Local Law No. 7 of 2019); and

WHEREAS, the Town has determined that there are presently 810 EDUs in the Hamlet of Macedon Sewer District; and

WHEREAS, in accordance with Town Law §202-a, the proposed special assessment roll for the Hamlet of Macedon Sewer District, setting forth the anticipated special assessment to be levied upon each lot or parcel of land located therein, was created and placed on file with the Town Clerk and is available for public inspection; now therefore

BE IT RESOLVED, the Town Board shall hold a Public Hearing on November 5, 2020 at 7:45 p.m. for the purpose of hearing public comment regarding the special assessment roll for the Hamlet of Macedon Sewer District; and

BE IT FURTHER RESOLVED, the Town Clerk shall advertise said public hearing in accordance with Town Law §§ 202-a and 239.

BY ORDER OF THE TOWN BOARD

TOWN OF MACEDON

Karrie Bowers, Town Clerk

Dated: October 22, 2020

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 236 (2020) GANANDA SEWER DISTRICT NO. 1

WHEREAS, the Town Board, on behalf of Macedon Consolidated Sewer District No. 1, and the Hamlet of Macedon Sewer District, entered into an intermunicipal agreement with the Wayne County Water and Sewer Authority ("WCWSA"), the Town of Marion, and the Village of Palmyra, dated December 1, 2018 ("IMA") and amended on April 1, 2020 to include the Town of Walworth and Gananda Sewer District No. 1, setting forth the parties' respective rights and obligations pertaining to the future construction of a regional wastewater treatment plant, sewer mains, pump stations, and additional improvements connected thereto ("Regional Plant"); and

WHEREAS, the IMA requires that the WCWSA design, finance, procure, construct and operate the Regional Plant and the participating municipalities each pay their respective *pro rata* share of such costs, as defined therein; and

WHEREAS, for 2021, the collection of revenue in the amount of \$260,160 will be necessary for Gananda Sewer District No. 1 to finance (1) the district's contractual obligation to the WCWSA in the amount of \$197,052 for its share of the expenses associated with the Regional Plant project, and (2) reserve funds in the amount of \$63,108, for future repairs or improvements to the sewer collection systems located within the district; and

WHEREAS, the Town desires to collect said revenue by a special assessment levied in the Gananda Sewer District No. 1, in lieu of a quarterly charge; and

WHEREAS, said special assessment will be imposed on a benefits basis, to be determined based upon the number of equivalent dwelling units ("EDUs") assigned to each tax parcel, as defined and determined in accordance with Local Law No. 4 of 2020; and

WHEREAS, the Town has determined that there are presently 1084 EDUs in Gananda Sewer District No. 1; and

WHEREAS, in accordance with Town Law §202-a, the proposed special assessment roll for Gananda Sewer District No. 1, setting forth the anticipated special assessment to be levied upon each lot or parcel of land located therein, was created and placed on file with the Town Clerk and is available for public inspection; now therefore

BE IT RESOLVED, the Town Board shall hold a Public Hearing on November 5, 2020 at 7:50 p.m. for the purpose of hearing public comment regarding the special assessment roll for Gananda Sewer District No. 1; and

BE IT FURTHER RESOLVED, the Town Clerk shall advertise said public hearing in accordance with Town Law §§ 202-a and 239.

BY ORDER OF THE TOWN BOARD

TOWN OF MACEDON

Karrie Bowers, Town Clerk

Dated: October 20, 2020

MOTION BY MAUL, SECONDED BY ROETS

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

Roundtable:

- Highway Superintendent Christopher Countryman spoke about the E-Waste event that was held on October 19 & 20 and stated that it was a very successful collection with 25 pallets collected.
- Councilman Maul asked if the Board had a date that the Court would be moving to the new Court building. At this time there is not a date stated Supervisor Leonard.

RESOLUTION NO. 237 (2020) EXECUTIVE SESSION

RESOLVED the Board enters Executive Session at 8:34 p.m. to discuss contracts.

MOTION BY ROETS, SECONDED BY MCEWEN

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

Declared out of executive at 9:12pm

MOTION BY ROETS, SECONDED BY MCEWEN, THE MEETING BE ADJOURNED AT 9:13PM.

Karrie Bowers

Karrie Bowers, Town Clerk RMC