

January 26, 2023  
WEB SITE <http://macedontown.net>

The Town Board's Regular 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 January 26, 2023, at the Town Complex, 32 Main Street, Macedon NY, and 35115 Danny Drive, Zephyrhills, FL 33541 was called to order by Supervisor, Kim V. Leonard at 6:00 pm

Pledge of Allegiance.

Upon Roll Call, the following members of the Board were

Present:

|               |                |
|---------------|----------------|
| Councilperson | Bruce Babcock  |
| Councilperson | David Maul     |
| Councilperson | David McEwen   |
| Councilperson | Richard Roets  |
| Supervisor    | Kim V. Leonard |

Absent

Also Present:

|                        |                        |
|------------------------|------------------------|
| Assessor               | Dennine Leeson         |
| Director of EMS        | Paul Harkness          |
| Police Sergeant        | Brigette Goodfriend    |
| Highway Superintendent | Christopher Countryman |
| Town Clerk             | Karrie Bowers          |
| Town Engineer          | Scott Allen            |

**RESOLUTION NO. 46 (2023) EXECUTIVE SESSION**

RESOLVED the Board enters Executive Session at 6:00 p.m. to discuss personnel/contracts  
MOTION BY ROETS, SECONDED BY BABCOCK  
ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE,  
MOTION CARRIED

Declared out of executive at 7:00pm

**RESOLUTION NO. 47 (2023) TROLLEY STOP SQUARE SIGNAGE**

RESOLVED the Town Board authorizes the Supervisor to sign the Pannier Quote: E00004538 in the amount of \$ 2,245.00 which includes all expenses including set-up fees and Freight for Signage for History Panels to be expensed from CD1 Trolley Stop Square Grant Expense Account.  
MOTION BY ROETS, SECONDED BY MAUL

- Historian Linda Braun spoke regarding the sign for the new Trolley Stop Square. The Historian received two quotes but was not able to get a third quote for the signage. The Pannier quote would include all the setup for the sign. The Supervisor explained why we are not calling the Trolley Stop Square a park. If we called it a park we would have to have park equipment which the square will not have any equipment.

MOTION BY ROETS, SECONDED BY MAUL

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

- The Chief for South Macedon Fire & Rescue 433 calls for the year and gave a brief overview of the department.

**7:15 PARTIAL TAX EXEMPTION FOR REAL PROPERTY OF SENIOR CITIZENS – PUBLIC HEARING**

The public hearing is now open for public comment

The Town Assessor passed out a new scale that she would like the Board to go over and pass for the Partial Tax Exemption for Senior Citizens at the January 12, 2023 meeting.

The public hearing remains open from January 12, 2023.

**RESOLUTION NO. 48 (2023) THE PUBLIC HEARING IS CLOSED**

RESOLVED that the Public Hearing be closed at 7:20 p.m.  
MOTION BY ROETS, SECONDED BY MAUL  
ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE  
MOTION CARRIED

**RESOLUTION NO. 49 (2023) PARTIAL TAX EXEMPTION FOR REAL PROPERTY OF SENIOR CITIZENS**

WHEREAS, New York State Real Property Tax Law § 467 authorizes the Town, following a public hearing, to adopt a local law, ordinance, or resolution, providing that real property owned by one or more persons, each of whom is sixty-five years of age or over, or real property owned by husband and wife or by siblings, one of whom is sixty-five years of age or over, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under Real Property Tax Law § 459-c, shall be exempt from taxation by any municipal corporation in which located to the extent of fifty per centum of the assessed valuation thereof (the "Senior Citizens Exemption"); and

WHEREAS, Real Property Tax Law § 467 further provides that the Town Board may amend any local law, ordinance, or resolution setting forth the Senior Citizens Exemption so as to increase the maximum income eligibility level to the extent provided in the schedule set forth therein; and

WHEREAS, Macedon Town Code § 260-3 codifies Local Law 2-1996, whereby the Town Board adopted the Senior Citizens Exemption as prescribed in Real Property Tax Law § 467 and authorized the Town Board to adopt resolutions setting forth the terms and conditions of the exemption, including eligible income levels, as prescribed by statute; and

WHEREAS, on January 12, 2023, the Town Board held a public hearing to receive public comment on a proposed income eligibility schedule for the application of the Senior Citizen Exemption; and

WHEREAS, the proposed income eligibility schedule is consistent with the schedule authorized by Real Property Tax Law § 467; and now therefore,

BE IT RESOLVED, the Town Board hereby adopts the following income eligibility schedule for the application of the Senior Citizen Exemption pursuant to Real Property Tax Law § 467:

| PERCENTAGE OF ASSESSED VALUATION EXEMPT | MINIMUM INCOME | MAXIMUM INCOME |
|---|----------------|----------------|
| 50                                      | 0.00           | 28,999.00      |
| 45                                      | 28,999.01      | 29,998.99      |
| 40                                      | 29,999.00      | 30,998.99      |
| 35                                      | 30,999.00      | 31,998.88      |
| 30                                      | 31,999.00      | 32,898.99      |
| 25                                      | 32,899.00      | 33,798.99      |
| 20                                      | 33,799.00      | 34,698.99      |
| 15                                      | 34,699.00      | 35,598.99      |
| 10                                      | 35,599.00      | 36,498.99      |
| 5                                       | 36,499.00      | 37,398.99      |

BE IT FURTHER RESOLVED, this resolution shall be effective immediately.

BY ORDER OF THE TOWN BOARD  
TOWN OF MACEDON  
Karrie Bowers, Town Clerk

Dated: January 12, 2023

MOTION BY MAUL, SECONDED BY ROETS

ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE

MOTION CARRIED

**RESOLUTION NO. 50 (2023) RESIGNATION – MONACHINO**

RESOLVED the Board accepts the resignation of Paul Monachino, Deputy Town Clerk effective February 10, 2023.

MOTION BY ROETS, SECONDED BY MAUL

ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE

MOTION CARRIED

**RESOLUTION NO. 51 (2023) PERSONNEL – KEUKELAAR**

RESOLVED the Town Clerk is authorized to appoint Jean Keukelaar as Deputy Town Clerk effective February 6, 2023 at a rate of \$34,067/yr. and

BE IT RESOLVED that the Clerk will work 20 hours/week in the town Clerk's office, and the balance of the 32.5-hour week assigned at the discretion of the supervisor.

MOTION BY MAUL, SECONDED BY ROETS

ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE

MOTION CARRIED

**RESOLUTION NO. 52, 2023) 2020 VERMEER MINI ARTICULATED LOADER**

RESOLVED the Town Board authorizes Parks/HEO, Myke Bueg, to purchase, lease to own, from Vermeer All Roads – quoted dated January 16, 2023, Reference Number R-00013967, a 2020 Vermeer ATX720 Articulated Loader/Bucket at a cost of \$55,864.13 over a 5-year period to be coded to Parks Account #A7110.200, and be it further

RESOLVED the Supervisor is authorized to sign said Lease and falls under Sourcewell for NYS Contract bidding Requirements.

MOTION BY ROETS, SECONDED BY BABCOCK

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

**RESOLUTION NO. 53 (2023) 2023 SCAG CHEETAH II ZERO-TURN MOWER**

RESOLVED the Town Board to authorize Parks/HEO, Myke Bueg to purchase a 2023 SCAG Cheetah II Zero Turn Mower – Model SCZII61V-38FXEFI with a 61” Deck Kawasaki – serial number S8200735 from Great Lakes Equipment for \$12,740.22 from Quote dated 1/6/23, Invoice number 1623 to be coded to Parks account A7110.200, and be it further

RESOLVED the Supervisor is authorized to sign the said estimate and falls under Sourcewell for NYS Contract Bidding Requirements.

MOTION BY BABCOCK, SECONDED BY ROETS

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

**RESOLUTION NO. 54 (2023) OAKRIDGE GLEN LETTER OF CREDIT REDUCTION #1**

RESOLVED that the Town Board approves the Letter of Credit Reduction #1 for Oakridge Glen, dated 1/17/2023, and authorizes the Town Engineer to sign the release paperwork.

MOTION BY MAUL, SECONDED BY ROETS

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

**RESOLUTION NO. 55 (2023) EPG PROJECT NO. 108655 NYS EFC ENGINEERING GRANT**

RESOLVED the Town Board authorizes the Supervisor to sign the NYS EFC Engineering Grant as presented from the NYS-EFC Engineering Grant program approved on March 10, 2022, Resolution No. 78 (2022).

MOTION BY MAUL, SECONDED BY BABCOCK

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

**7:30 PM VOLUNTEER FIREFIGHTERS/AMBULANCE WORKERS EXEMPTION – PUBLIC HEARING**

**RESOLUTION NO. 56 (2023) READING OF THE LEGAL NOTICE WAIVED**

RESOLVED that reading of the legal notice published in the January 15, 2023 issue of the Times be waived.

MOTION BY ROETS, SECONDED BY BABCOCK

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

The Town Assessor explained in more detail how this exemption would work.

The public hearing is now open for public comment, hearing no public comment the public hearing was closed.

**RESOLUTION NO. 57 (2023) THE PUBLIC HEARING IS CLOSED**

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

MOTION BY BABCOCK, SECONDED BY ROETS

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

**RESOLUTION NO. 58 (2023) VOLUNTEER FIREFIGHTERS/AMBULANCE WORKERS EXEMPTION**

WHEREAS, on December 9, 2022, the Governor signed into law Senate Bill 9131, amending New York State Real Property Tax Law § 466-a to authorize the governing body of any city, village, town, school district, fire district or county, following a public hearing, to adopt a local law, ordinance, or resolution, providing that real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in any county shall be exempt from taxation to the extent of up to ten percent of the assessed value of such property for city, village, town, part town, special district, school district, fire district or county purposes, exclusive of special assessments; and now therefore,

BE IT RESOLVED, the Town Board hereby adopts the following the Volunteer Firefighters / Ambulance Workers Exemption permitted by Real Property Tax Law §466-a; and

BE IT FURTHER RESOLVED, such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service residing in the Town unless:

- (a) the applicant resides in the Town which is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;
- (b) the property is the primary residence of the applicant;
- (c) the property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant’s residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and
- (d) the applicant has been certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or voluntary ambulance service as an enrolled member of such incorporated volunteer fire company, fire department, or voluntary ambulance service, as determined by the Town Board; provided, however, that such each applicant have a minimum two years of service prior to the time of application.

BE IT FURTHER RESOLVED, any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the exemption for the remainder of his or her life as long as his or her primary residence is located within the Town; and

BE IT FURTHER RESOLVED, application for such exemption shall be filed with the Town Assessor on or before the taxable status date on a form as prescribed by the Commissioner of Taxation; and

BE IT FURTHER RESOLVED, this resolution shall be effective immediately.

BY ORDER OF THE TOWN BOARD

TOWN OF MACEDON

Karrie Bowers, Town Clerk

Dated: January 26, 2023

MOTION BY BABCOCK, SECONDED BY ROETS

ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE

MOTION CARRIED

**ABSTRACT NO. 2 (202)**

|                |                       |
|----------------|-----------------------|
| 2023 #42 - 118 | \$1,161,882.61        |
| 2023 TA #4 - 8 | \$ 16,815.99          |
| Total          | <u>\$1,178,698.60</u> |

**RESOLUTION NO. 59 (2023) PAYMENT OF CLAIMS**

RESOLVED the bills be paid as audited

MOTION BY ROETS, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN ABSTAIN, ROETS AYE, LEONARD AYE

MOTION CARRIED

Roundtable:

- AMBULANCE – Supervisor Leonard asked for more detail regarding the North Eastern Ambulance contract and if it is in the 2023 budget of \$35,000 in the .200 and not sure if it is a lease or purchase or the details of this contract. Paul explained that it is a lease-purchase of the ambulance like the last one that was purchased. That it is a contract/proposal to get on a waiting list for an ambulance without the contract signed they will not consider making an ambulance for us and that is at least 6 months out. Supervisor Leonard asks that this does not bind us to the contract. On the second line, it says upon completion of the official contract signed by the Town. Paul Harkness stated that it puts us on the list. Councilman Maul stated that it seems odd that we would have to sign the contract and did our Town Attorney receive the contract. Paul Harkness stated that we must sign this contract to be put on the list. It is a contract to purchase an ambulance. The Board stated that they want the Town Attorney to review the contract. The Board asked for a current review of the ambulances and would you tell the board about this vehicle? Paul Harkness stated that this would be structured the same as the ambulances that we currently have now. We would be replacing the 2014 ambulance. These ambulances are both in service now.

**NORTH EASTERN AMBULANCE CONTRACT**

RESOLVED the Board authorizes the Supervisor to sign the North Eastern Rescue Vehicle contract in the amount of \$155,500 upon attorney approval.

MOTION BY ROETS, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, MAUL AYE, MCEWEN AYE, ROETS AYE, LEONARD AYE

MOTION CARRIED

- ASSESSOR – Just wanted to remind everyone that Purple Postcards will be going in the mail no later than 3/1.
- BUILDING & ZONING – The new Mexican Restaurant is open. We have our request for qualifications on the street for the Master Planning Committee the proposals will be due back by February 23<sup>rd</sup> and it is listed on the NYS Contract Reporter and on the Town Website. We have renovations at the building next to the carwash on Brixton which will be an Eye Care Center. Hooligans have started renovations on the building across from the car wash. Caliber Collision

will be out to bid and will be starting in the Spring. Oakridge is underway with water and sewer. The old village hall is underway making the building ADA accessible.

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- HIGHWAY – 27 Trips so far this winter season. The tree removal on Waterford is done and the highway department had removed 67 trees. The highway will be planting new trees this coming spring.
- HISTORIAN – just a reminder about the birthday celebration at the Library Community Room this Saturday, January 28<sup>th</sup>.
- TOWN BOARD – Councilman Babcock stated that there is a new library Board President Deborah Napolitano. The Library Board will be reporting to the Board quarterly starting in March.

**RESOLUTION NO. 60 (2023) EXECUTIVE SESSION**

RESOLVED the Board enters Executive Session at 8:35 p.m. to discuss personnel/contracts

MOTION BY BABCOCK, SECONDED BY ROETS

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

MOTION BY ROETS, SECONDED BY BABCOCK, THE MEETING BE ADJOURNED AT 9:25 PM.

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Karrie Bowers, Macedon Town Clerk, RMC