

August 10, 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 August 10, 2023, at the Town Complex, 32 Main Street, Macedon NY, and was called to order by Supervisor, Kim Leonard at 5:45 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:

Director of EMS	Paul Harkness
Police Chief	Fabian Rivera
Town Clerk	Karrie Bowers

RESOLUTION NO. 182 (2023) EXECUTIVE SESSION

RESOLVED The Board enters Executive Session at 5:45 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

Declare out of executive at 7:00 p.m.

RESOLUTION NO. 183 (2023) APPROVAL OF MINUTES

RESOLVED The Board approves the minutes from June 22, 2023 (regular meeting)

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 184 (2023) APPROVAL OF MINUTES

RESOLVED The Board approves the minutes from July 12, 2023 (regular meeting)

MOTION BY MCEWEN, SECONDED BY ROETS

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

Reports

July Town Clerk Report

July Police Report

RESOLUTION NO. 185 (2023) APPROVAL OF REPORTS

RESOLVED the Board approves the report as submitted

MOTION BY ROETS, SECONDED BY BABCOCK

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

❖ Moment of Silence for James Hoteling, Former Mayor of Macedon

7:10 PM PUBLIC HEARING – LOCAL LAW NO. 1 (2023)

RESOLUTION NO. 186 (2023) WAIVE OF READING OF THE LEGAL NOTICE

RESOLVED the Board waives the reading of the legal notice published in the July 2, 2023 issue of the Times.

MOTION BY MAUL, SECONDED BY ROETS

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

The public hearing is now open for public comment, having heard none, the public hearing was closed

RESOLUTION NO. 187 (2023) THE PUBLIC HEARING IS CLOSED

RESOLVED that the Public Hearing be closed at 7:13 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. 188 (2023) LOCAL LAW NO. 1 (2023) A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C:

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 Section 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 2024 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law Section 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of the General Municipal Law Section 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by a vote of sixty (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 2024 that requires a real property tax levy in excess of the limit specified in General Municipal Law Section, 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 the application 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 MAUL, SECONDED BY ROETS

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

RESOLUTION NO. 189 (2023) MACEDON POLICE CHIEF APPOINTMENT

RESOLVED the Town Board appoints Fabian Rivera as Macedon Police Chief from the "CERTIFICATION OF ELIGIBLES" Listing dated June 12, 2023, from the Wayne County Civil Service Office, and be it further.

RESOLVED the Supervisor be authorized to sign the "Certification of Eligibles".

MOTION BY MAUL, SECONDED BY ROETS

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

RESOLUTION NO. 190 (2023) MACEDON POLICE ROAD PATROL SERGEANT APPOINTMENT

RESOLVED the Town Board promotes Adam Husk to Road Patrol Sergeant from the "CERTIFICATION OF ELIGIBLES" Listing dated August 4, 2023, from the Wayne County Civil Service Office, and be it further.

RESOLVED the Supervisor be authorized to sign the "Certification of Eligibles".

MOTION BY MAUL, SECONDED BY ROETS

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

RESOLUTION NO. 191 (2023) SCHOOL TAX COLLECTORS

RESOLVED that as provided in Section 37 of the Town Law of New York State the Town Board of the Town of Macedon does hereby appoint the following individuals to collect for the 2023-24 school year.

RESOLVED that Irene Unterborn is appointed Tax Collector for the portion of the Palmyra-Macedon Central School District within the Town, and

BE IT FURTHER RESOLVED that Krystina Lizak is appointed School Tax Collector for the portion of the Penfield School District within the Town, and

BE IT FURTHER RESOLVED that Nicole Ritz is appointed School Tax Collector for the portion of Victor Central School District within the Town, and

BE IT FURTHER RESOLVED that Staci Harrison is appointed School Tax Collector for the portion of Gananda School District within the Town, and be it further

RESOLVED that Shelly LaRocca is appointed School Tax Collector for the portion of Wayne Central School District within the Town.

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 192 (2023) FIREWORKS DISPLAY PERMIT

RESOLVED the Town Board authorizes the Supervisor to sign the Young Explosives Agreement in the amount of \$3,500.00 for our Macedon Bicentennial Celebration to be held on 9/2/2023 for our 200th Birthday at 1 Canal Park, Macedon, NY 14502.

MOTION BY BABCOCK, SECONDED BY MCEWEN

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

RESOLUTION NO. 193 (2023) OAKRIDGE GLEN LETTER OF CREDIT REDUCTION #7

RESOLVED that the Town Board approves the Letter of Credit Reduction #7 for Oakridge Glen, dated 7/20/2023 in the amount of \$46,200.00, and authorizes the Town Engineer to sign the release paperwork.

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 194 (2023) RESIGNATION – HIGHWAY/BUILDINGS & GROUNDS/PARKS

RESOLVED The Board accepts the resignation of John Anderson effective August 11, 2023.

MOTION BY ROETS, SECONDED BY BABCOCK

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

RESOLUTION NO. 195 (2023) PERSONNEL – BUILDINGS & GROUNDS/PARKS

RESOLVED the Town Board authorizes the Town Clerk to advertise for a full-time open position in Buildings & Grounds/Parks and the rate of pay will be determined upon experience.

MOTION BY ROETS, SECONDED BY MCEWEN

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

RESOLUTION NO. 196 (2023) MAGUIRE AUTO GROUP LEASE AMENDMENT

Resolved the Town Board amend Resolution No.142 (2023) Lease – 2023 Chevy Silverado Contract with Maguire Auto Group FROM \$ 3,500.00 Down Payment and \$ 550.00/month down to \$ 3,500.00 Down payment and \$ 549.68/month to be charged to A 9785.607 & A 9785.707, Buildings/grounds and Parks Department.

MOTION BY MAUL, SECONDED BY ROETS

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

RESOLUTION NO. 197 (2023) TRADE-IN FLY CAR/AMBULANCE FOR 2012 FORD EXPLORER FLY CAR

RESOLVED the Town Board approves the Ambulance Director, Paul Harkness's request to trade in a 2010 Tahoe with 134,000 miles on it (originally from the Police Department) and the old ambulance stripped with 156,000 miles on it for a 2012 Ford Explorer Fly Car with 78,000 miles on it for an even exchange, no cash will be exchanged.

MOTION BY ROETS, SECONDED BY MAUL

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

RESOLUTION NO. 198 (2023) MACEDON CTR. VOL. DEPT. LUMBERJACK

RESOLVED the Town Board acknowledges the Macedon Center Volunteer Fire Dept. application to the NYS Liquor Authority to serve beer on Saturday, 9/9/2023 & Sunday, 9/10/2023, and has no objection.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 199 (2023) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2023/2024 – EVERGREEN HILLS ASSOCIATES, LP

WHEREAS, Evergreen Hills Associates, LP has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2023/2024 in Wayne County Supreme Court under index number CV089864; 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 the assessment of ten (10) percent or a change of at least \$100,000 less than the assessed value, to wit: assessment of \$2,121,800 is sought to be reduced to \$1,500,000; and

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

NOW, THEREFOR, 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 Central 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 Central 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 Central School District for equal participation in the legal and appraisal costs of this litigation by sending a copy to the Wayne County Real Property Tax Services Director and to the Superintendent of the Gananda Central School District.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 200 (2023) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2023/2024 – EVERGREEN HILLS II ASSOCIATES, LP

WHEREAS, Evergreen Hills II Associates, LP has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2023/2024 in Wayne County Supreme Court under index number CV089873; 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: assessment of \$2,162,300 is sought to be reduced to \$1,410,000; and

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

NOW, THEREFOR, 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 Central 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 Central 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 Central School District for equal participation in the legal and appraisal costs of this litigation by sending a copy to the Wayne County Real Property Tax Services Director and to the Superintendent of the Gananda Central School District.

MOTION BY MAUL, SECONDED BY ROETS

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

RESOLUTION NO. 201 (2023) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2023/2024 – EVERGREEN HILLS 3 ASSOCIATES, LP

WHEREAS, Evergreen Hills 3 Associates, LP has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2023/2024 in Wayne County Supreme Court under index number CV089874; 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: assessment of \$1,754,900 is sought to be reduced to \$940,000; and

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

NOW, THEREFOR, 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 Central 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 Central 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 Central School District for equal participation in the legal and appraisal costs of this litigation by sending a copy to the Wayne County Real Property Tax Services Director and to the Superintendent of the Gananda Central School District.

MOTION BY BABCOCK, SECONDED BY MCEWEN

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

RESOLUTION NO. 202 (2023) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2023/2024 – CVS

WHEREAS, CVS has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2023/2024 in Wayne County Supreme Court under index number CV089834; 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: assessment of \$2,500,000 is sought to be reduced to \$1,250,000; and

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, THEREFOR, 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 to the Wayne County Real Property Tax Services Director and to the Superintendent of the Palmyra-Macedon School District.

MOTION BY ROETS, SECONDED BY BABCOCK

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

RESOLUTION NO. 203 (2023) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2023/2024 – SPEEDWAY, LLC

WHEREAS, Speedway LLC has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2023/2024 in Wayne County Supreme Court under index number CV089857; 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: assessment of \$1,020,400 is sought to be reduced to \$95,918; and

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, THEREFOR, 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 to the Wayne County Real Property Tax Services Director and to the Superintendent of the Palmyra-Macedon School District.

MOTION BY BABCOCK, SECONDED BY ROETS

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

RESOLUTION NO. 204 (2023) SET PUBLIC HEARING – PARTIAL TAX EXEMPTION FOR REAL PROPERTY OF SENIOR CITIZENS

RESOLVED the Town Board schedules a public hearing for September 14, 2023, at 7:15 pm at the Macedon Town Hall for the purpose of obtaining public comment on the Local option to not deduct Taxable IRA distribution from Federal Adjusted Gross Income per Real Property Tax Law 467 for the Town of Macedon for the Partial Tax Exemption for Real Property of Senior Citizens for the Town of Macedon, and

BE IT RESOLVED the Town Board authorizes the Town Clerk to publish in the legal paper of the Times the Notice of said hearing.

MOTION BY MAUL, SECONDED BY ROETS

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

RESOLUTION NO. 205 (2023) LABELLA ASSOC., D.P.C. SURVEY SERVICES

RESOLVED the Town Board authorizes the Supervisor to sign the LaBella Assoc., D.P.C. Agreement for Survey Services Related to Gravino Park dated July 19th, 2023, for \$ 13,815.00, and be it further.

RESOLVED this cost be expensed through the A.R.P.A. account to be set up under Capital Projects.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 206 (2023) APPLICATION TO THE NYS DRI AND NY FORWARD FUNDING OPPORTUNITIES

WHEREAS, the Town of Macedon desires to apply for up to \$10,000,000 in financial assistance through the Consolidated Funding Application (CFA) portal, under the DRI, NY Forward opportunity; and

WHEREAS, the application proposes funding to assist private, public, and not-for-profit organizations with the support of transformational projects to revitalize the downtown target area.

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Macedon approves and endorses the submission of the application for the 2023 DRI/ NY Forward grant, prepared and to be submitted by the Town of Macedon.

MOTION BY MCEWEN, SECONDED BY MAUL

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

RESOLUTION NO. 207 (2023) CREATION OF A DOWNTOWN REVITALIZATION COMMITTEE

WHEREAS, the Town of Macedon desires to apply for up to \$10,000,000 in financial assistance through the Consolidated Funding Application (CFA) portal, under the DRI, NY Forward opportunity; and

WHEREAS, the application should be a collective vision of the Town as a whole.

WHEREAS, a best practice to best distribute information and collect feedback for such applications is a volunteer committee consisting of key stakeholders in the community.

WHEREAS, the following individuals have been asked and agreed to serve on such a committee:

- Michele Waeghe
- Sheryl Vega
- Greg Whitney
- Linda Braun
- Scott Allen

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Macedon approves and endorses the creation of a volunteer committee to support an application for the 2023 DRI/ NY Forward grant, prepared and to be submitted by the Town of Macedon.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 208 (2023) WATER UTILITY EASEMENT QUAKER/IMPERIAL

RESOLVED the Town Board authorizes the Supervisor to sign the WATER MAIN AND UTILITY EASEMENT QUAKER ROAD/IMPERIAL DRIVE, TOWN OF MACEDON as presented by Cassandra Rich of Barclay Damon between the Town of Macedon and Thomas A. Morrison as described in said agreement, including Schedule A - Legal Description of Permanent Water Main and Easement Area and Schedule B – Instrument Survey.

MOTION BY ROETS, SECONDED BY BABCOCK

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

RESOLUTION NO. 209 (2023) 2055 EDDY ROAD FRANK AND KERRY HALLINGS – SPECIAL USE PERMIT REFERRAL AND PUBLIC HEARING

RESOLVED the Town Board refers the Special Use Permit Application by Frank and Kerry Hallings to operate a Small Business on Eddy Road to the Town Planning Board for review and referral, and

BE IT FURTHER RESOLVED, the Town Board authorizes the Town Clerk to advertise for a Public Hearing on September 14, 2023, at 7:10 pm to hear public comment on the Application.

MOTION BY ROETS, SECONDED BY BABCOCK

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

RESOLUTION NO. 210 (2023) POLICE – TASER 10

RESOLVED the Macedon Town Board authorizes the Supervisor to sign the quote from Axon Enterprises, Inc. contract dated 7/28/23 for a total cost of \$48,114.16 for a 5-year contract to be expensed from A3120.200 contingent upon attorney approval, and

BE IT FURTHER RESOLVED the appropriate budget adjustments that are necessary will be made from A3120.100 to A3120.200.

MOTION BY ROETS, SECONDED BY MAUL

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

RESOLUTION NO. 211 (2023) POLICE – BODY CAMS

RESOLVED the Macedon Town Board authorizes the Supervisor to sign the quote from Axon Enterprises, Inc. contract dated 8/9/23 for \$34,302.81 over a five-year period to be expensed from A3120.200 contingent upon attorney approval, and

BE IT FURTHER RESOLVED the appropriate budget adjustments that are necessary will be made from A3120.100 to A3120.200.

MOTION BY ROETS, SECONDED BY MAUL

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

Round Table:

BUILDINGS/GROUNDS & PARKS

- Sunday Funday we had Cross Creek here with volunteers to help with clean-up for grounds, the old shed at the cemetery they painted. They weeded and mulched at the Public Safety Building and they planted butterfly bushes. Also, the PIG group from Pal-Mac came to earn their volunteer hours helping with mulching at the town buildings and parks.
- Would like to advertise for additional help in the Buildings/Grounds & Parks.

AMBULANCE

- Called into a surrounding town for a cardiac arrest and wanted to state the crew that was on that call was great. The family brought food to all the crews to say thank you. The family was grateful that they were there for the family member and wanted to say thank you.

ASSESSORS

- The Town of Macedon received our state aid from the 2020 reval which was in the amount of \$12,643.34. It is a little over \$3 a parcel and the funds will be in A2701 (Refund of Prior Years' Expenditures).

POLICE

- Would like to commend Sergeant Goodfriend on efforts for the project taken at the last minute regarding the tasers and bodycams contracts.
- Have been working with the Gananda School District regarding the Resource Officer and will be receiving a letter of intent for 3-5 years and will let you know the status as soon as the Board receives it.
- The Bicentennial Torch Run on August 14th will be coming through Macedon.

HISTORIAN

- Wayne County Bicentennial and Macedon Bicentennial. A marker will be coming for our founding of Macedon 1823 and the DPW will be installing that once received.

COUNCIL

- Councilman Maul stated that he will be finalizing a date for the sewer contract and it looks like it will be later in September.
- Contact Integrated Systems regarding multifactor authentication. We will be starting off with just 10 users and then when the kinks are all out, we will roll it out to all the users.
- Need to talk about weed control contracts for next year
- Need to talk about the development of a Local Law for the Special Use Law
- Capital Charges about the handling of the sums of money and what we have and also asked if this is something that could be put on the taxes. Supervisor Leonard said that we would need to talk with the Town Attorney.
- Councilman Babcock stated that the library would like to investigate getting automated doors for the bathrooms. This also brought up the discussion about renewed leasing and it sounds like the time is not over which I believe must be brought before a permissive referendum. Right now, the library is on the 4th year of the lease but it must be based on a 10-year lease. Councilman Babcock will look further into this and get back to the Board.

PUBLIC

- Is there any more talk regarding the culvert on Railroad Ave. Supervisor Leonard stated that we will not be receiving that from Canal Corp.
- A resident stated that a big thank you to the Town Ambulance and what great medics the Town has working for the department.

ABSTRACT NO. 14 (2023)

2023 #1079-1178	\$235,312.49
2023 TA#80-86	<u>\$ 22,529.85</u>
Total	\$257,842.34

ABSTRACT NO. 15 (2023)

2023 #1179-1258	\$ 69,038.37
2023 TA#87-96	<u>\$ 1,000.00</u>
Total	\$ 70,038.37

Total for Abs. 14 & 15 \$327,880.71

RESOLUTION NO. 212 (2023) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited

MOTION BY ROETS, SECONDED BY MCEWEN

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

MOTION BY BABCOCK, SECONDED BY MAUL, THE MEETING BE ADJOURNED AT 9:32 PM.

Karrie Bowers

Town Clerk, RMO