

September 26, 2024  
 WEB SITE <http://macedontown.net>

The Town of Macedon held the Board meeting on September 26, 2024, at the Town Complex, 32 Main Street, Macedon, NY, and was called to order by Supervisor Kim V. Leonard at 6:30 p.m.

Pledge of Allegiance.

Upon Roll Call, the following members of the Board were

Present:

Councilperson	Bruce Babcock
Councilperson	William Hammond
Councilperson	David Maul
Councilperson	David McEwen
Supervisor	Kim V. Leonard

Absent

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Also, Present:

Director of EMS	Paul Harkness
Police Chief	Adam Husk
Police Officer	William Murray
Town Clerk	Karrie Bowers

**RESOLUTION NO. 189 (2024) EXECUTIVE SESSION**

RESOLVED The Board enters Executive Session at 6:30 p.m. to discuss personnel/contracts

MOTION BY HAMMOND, SECONDED BY MCEWEN

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

Declare out of executive at 7:01 pm

**7:10 PM PUBLIC HEARING - A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C**

**RESOLUTION NO. 190 (2024) WAIVE OF READING OF THE LEGAL NOTICE**

RESOLVED the Board waives the reading of the legal notice published in the September 22, 2024 issue of the Times.

MOTION BY BABCOCK, SECONDED BY HAMMOND

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

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

**RESOLUTION NO. 191 (2024) THE PUBLIC HEARING IS CLOSED**

RESOLVED that the Public Hearing be closed at 7:15 p.m.

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

**RESOLUTION NO. 192 (2024) 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 2025 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 2025 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 BABCOCK

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

**RESOLUTION NO. 193 (2024) EMPIRE NATURAL GAS CORP. AGREEMENT**

RESOLVED the Supervisor be authorized to sign the Nonresidential Firm Gas Sales & Purchase Agreement with Empire Natural Gas Corp. Contract No. WTOM-240820085001 to include the Highway Barn, Town Hall, and Library

MOTION BY HAMMOND, SECONDED BY BABCOCK

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

**RESOLUTION NO. 194 (2024) WEST STREET APARTMENTS EXPANSION OF NON-CONFORMING USE SET PUBLIC HEARING**

BE IT RESOLVED a public hearing will be held by the Town Board of the Town of Macedon, Wayne County, New York at 32 Main Street, Macedon, on October 10, 2024, at 7:10 pm for the purpose of hearing public comment on the application by West Mac Apartments, LLC to construct 15 Townhomes at 2 West Street in the Town of Macedon, and

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

MOTION BY HAMMOND, SECONDED BY BABCOCK

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

**RESOLUTION NO. 195 (2024) MACEDON MARINA SPECIAL USE PERMIT MULTI-FAMILY DEVELOPMENT SET PUBLIC HEARING**

BE IT RESOLVED a public hearing will be held by the Town Board of the Town of Macedon, Wayne County, New York at 32 Main Street, Macedon, on October 10, 2024, at 7:30 pm for the purpose of hearing public comment on the application by EML Real Estate Development, LLC to construct a Multi-Family Development at 1125 Marina Parkway in the Town of Macedon, and

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

MOTION BY HAMMOND, SECONDED BY MCEWEN

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

**RESOLUTION NO. 196 (2024) AGOR COLLISION SPECIAL USE PERMIT MOTOR VEHICLE REPAIR SHOP SET PUBLIC HEARING**

BE IT RESOLVED a public hearing will be held by the Town Board of the Town of Macedon, Wayne County, New York at 32 Main Street, Macedon, on October 10, 2024, at 7:40 pm for the purpose of hearing public comment on the application by Agor Collision to operate a motor vehicle repair shop (specifically a collision shop) at 672 Frey Road in the Town of Macedon, and

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

MOTION BY BABCOCK, SECONDED BY HAMMOND

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

**RESOLUTION NO. 197 (2024) LANTEK SECURITY & AUTOMATION CO.**

RESOLVED the Town Board authorizes the Supervisor to sign the Lantek proposal dated July 26, 2024, a proposal for Paxton Net2 (4) Door Access Controls for the Public Safety Building not to exceed \$15,117.00 to be expensed from CD3120.200 LE Tech Grant for Police.

MOTION BY MAUL, SECONDED BY MCEWEN

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

**RESOLUTION NO. 198 (2024) INCREASE OF ASSESSOR HOURS**

RESOLVED effective 9/1/24, the Town Assessor's hours will be increased to full-time (32.5) at a rate of \$65,000.

MOTION BY MAUL, SECONDED BY BABCOCK

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

**RESOLUTION NO. 199 (2024) WILLIAMSON LAW BOOK ANNUAL ACCOUNTING & BUDGET PREPARATION SOFTWARE SUPPORT CONTRACT**

RESOLVED the Town Board authorizes the Supervisor to sign the Williamson Law Book Annual Payroll Software Support Contract from 10/1/24-9/30/25 in the amount of \$2,169.00 to be expensed from 1320.400.

MOTION BY HAMMOND, SECONDED BY MCEWEN

ROLL CALL VOTE: BABCOCK AYE, HAMMOND \_\_\_\_, MAUL \_\_\_\_, MCEWEN \_\_\_\_, LEONARD \_\_\_\_, MOTION CARRIED

**RESOLUTION NO. 200 (2024) INTERMUNICIPAL AGREEMENT**

BE IT RESOLVED the Town Board hereby is authorized to execute the First Amendment and Addendum to the Intermunicipal Agreement between the towns of Walworth and Macedon relative to the Gananda Sewer District area.

MOTION BY MAUL, SECONDED BY BABCOCK

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

**RESOLUTION NO. 201 (2024) BUDGET WORKSHOP**

RESOLVED the Town Board schedules the 2023 Budget Workshop to be held on October 8, 2024, from 5:00 pm to 9:00 pm and October 12, 2024, at 10:00 am at 32 Main Street, Macedon

MOTION BY BABCOCK, SECONDED BY HAMMOND

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

The Town Board and Town Clerk congratulated Chief Husk and presented a certificate of Achievement to Chief Husk. The Town Clerk then administrated the Oath of Office for the newly appointed Chief of Police Adam Husk.

**RESOLUTION NO. 202 (2024) APPROVAL OF MINUTES**

RESOLVED the Board approves the September 12, 2024 (regular) meeting minutes

MOTION BY , SECONDED BY \_\_\_\_\_

ROLL CALL VOTE: BABCOCK AYE, HAMMOND \_\_\_\_, MAUL \_\_\_\_, MCEWEN \_\_\_\_, LEONARD \_\_\_\_, MOTION CARRIED

- Presentation of AVS upgrade – Jason Rentschler

**Roundtable:**

LIBRARY – there is a new youth assistant at the library.

POLICE - Officer Murray spoke about how the Purple Painted Festival ran smoothly. Officer Murray stated that Jensen Farms will hold a Trunk or Treat on October 26<sup>th</sup> from 6 pm – until all candy is gone. Officer Murray also noted that if any residents go on vacation or for any reason, the police department will conduct a security dark house check.

TOWN CLERK—The E-Waste Event for October will be on October 21 and 22, 2024, from 6:30 a.m. to 4:00 p.m. at the Town Highway barns. A description of what will be accepted is on the Town Website. The address for the highway barns is 2067 O’Neil Rd.

SUPERVISOR – the Gananda School District will have a homecoming bonfire on October 24<sup>th</sup> from 5-7 pm. The Palmac School District will be holding its homecoming on October 4<sup>th</sup>.

MOTION BY BABCOCK, SECONDED BY MCEWEN, THE MEETING BE ADJOURNED AT 8:46 PM.

*Karrie Bowers*

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Town Clerk, RMO