**Regular Monthly Meeting**

**Caledonia Town Board**

**September 10, 2020**

The Regular Monthly Meeting of the Town Board of the Town of Caledonia was held September 10, 2020 at 7:00 P.M., at the Town Hall, 3109 Main Street, Caledonia, NY.

Supervisor Pangrazio called the meeting or order and led in the Pledge of Allegiance and asked for a moment of silence in remembrance of September 11, 2001.

**PRESENT:** Supervisor Daniel Pangrazio

Councilwoman Pam Rychlicki

Councilman Mark Rothrock

Councilman Todd Bickford

Town Clerk Laurie Sattora

**ABSENT:** Councilman Tim Anderson

**OTHERS:** Dwight Kanyuck Attorney.

**APPROVAL OF MINUTES**

**RESOLUTION 99-2020**

**AUGUST 13, 2020 MINUTES**

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Bickford Nay- 0 Absent-Anderson

RESOLVED, that the minutes of August 13, 2020 be approved as presented.

**OPEN FORUM**

No one requested to speak**.**

**ANNOUNCEMENTS/COMMUNICATIONS**

Supervisor Pangrazio reviewed the following announcements and communications with the Board:

* A copy of the NYMIR 2019 Annual Report.
* Letter from resident with concerns about the recycling center.
* Reminder that the Tentative Budget meeting will be held on September 28, 2020 at 5:30 P.M.

**DEPARTMENTS/COMMITTEES**

**PETER SKIVINGTON/DWIGHT KANYUCK – TOWN ATTORNEY**

Attorney Peter Skivington was not able to attend so Attorney Dwight Kanyuck was present. Attorney Dwight Kanyuck updated the Board that the Horseshoe Solar Application that was filed with the Department of Public Service and had been rejected due to deficiencies in the application.

**7:15 P.M. – OPEN PUBLIC HEARING LOCAL LAW NO. 2 FOR 2020-TAX CAP OVERRIDE**

Supervisor Pangrazio declared the Public Hearing open at 7:15 P.M. for Proposed Local Law No. 2 For 2020 and asked for comments or questions from the Board and those in attendance.

Town Clerk Laurie Sattora read the Notice of Hearing for the record. Supervisor Pangrazio asked if anyone would like to speak at this time. No one present had any questions or comments and the Board had no comments at this time.

**SUPERVISOR PANGRAZIO-TAX CAP OVERRIDE**

Supervisor Pangrazio gave a brief overview of the Local Law. Due to the decline in Revenue and increased costs because of the COVID-19, Supervisor Pangrazio and the Board felt that it was in the best interests of the Town to pass this Local Law. This Local Law is to override the limit on the amount of real property taxes that may be levied by the Town of Caledonia, County of Livingston pursuant to General Municipal Law §3-c, and to allow the Town of Caledonia, County of Livingston to adopt a Town Budget for the fiscal year 2021 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

**TOM PERKINS – CODE ENFORCEMENT OFFICER**

Code Enforcement Officer Tom Perkins was unable to attend the meeting this evening. Supervisor Pangrazio updated the Board on some new builds in the Town. Tom also has been working with the Livingston 4 Solar representatives on correcting the outstanding deficiencies with the project.

**COUNCILWOMAN PAM RYCHLICKI – PLANNING BOARD LIASON**

Councilwoman Pam Rychlicki was unable to attend the August PB Meeting.

**SUPERVISOR PANGRAZIO – BUILDINGS AND GROUNDS**

Supervisor Pangrazio updated the Board that no work on the building will be done this fall and will be pushed out until 2021 due to possible budget cuts from the State.

**SUPERVISOR PANGRAZIO -HIGHWAY DEPARTMENT**

Highway Superintendent Mark Schroeder was unable to attend tonight’s meeting so Supervisor Pangrazio updated the Board on the following activities that the Highway Department has been working on for the month:

Jobs For September:

* Helped the Village pave.
* Recycled tires to Seneca Meadows.
* Blacktop crossover pipes and driveway aprons.
* Sand Hill Road pipe ditch.
* Tree work on the dirt end of Feeley Road.

Jobs Completed:

* Completed maintenance on equipment.
* Mowed roadsides.
* Worked with the Town of Geneseo paving Country Club Road.
* Took down dead ash trees on McEwen Road near the Town of LeRoy line.
* Trimmed brush and trees near road signs.
* Graded the dirt roads for Callan Farms.

**LAURIE SATTORA – TOWN CLERK**

Town Clerk Laurie Sattora presented the Monthly Town Clerk’s Report to the Board for the month of August 2020.

**Town of Caledonia Town Clerk's Monthly Report August 01, 2020 - August 31, 2020**

Amount paid to: Town Supervisor -Local Shares Remitted $3,793.85

Amount paid to: NYS Ag. & Markets Animal Population Control Fund $63.00

Amount paid to: NYS Environmental Conservation $3,461.65

Amount paid to: State Health Dept. For Marriage Licenses $67.50

Total State, County & Local Revenues: $7,386.00

Total Non-Local Revenues: $3,592.15

**RESOLUTION 100-2020**

**ACCEPT TOWN CLERK’S MONTHLY REPORT**

On motion of Councilwoman Rychlicki seconded by Councilman Bickford the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Nay- 0 Absent-Anderson

RESOLVED, that the monthly Town Clerk’s Report be approved as presented.

**OLD BUSINESS**

**COUNCILWOMAN RYCHLICKI – CEMETERY**

Councilwoman Rychlicki updated the Board that due to COVID-19 the cemetery work on the stones will be looked at and reevaluated next year for fixing.

**NEW BUSINESS**

**2021 BUDGET DISCUSSSION**

Supervisor Pangrazio and the Board discussed the Budget for 2021 and all the challenges with costs rising and revenues down.

**RESOLUTION 101-2020**

**REAPPOINTMENT OF RUSS BARBER – BOARD OF ASSESSMENT REVIEW WITH TERM ENDING SEPTEMBER 30, 2025.**

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was

ADOPTED – Aye – Pangrazio, Rothrock, Rychlicki, Bickford, Anderson, Nay-0 Absent – 0

RESOLVED, that Russ Barber be reappointed to the Board of Assessment Review Board with the term ending September 30, 2025.

**RESOLUTION 102– 2020**

**APPROVAL OF PILOT PAYMENT TO AVON CENTRAL SCHOOL DISTRICT -LIVINGSTON 4 SOLAR PILOT AGREEMENT**

On motion of Councilman Bickford seconded by Councilwoman Rychlicki the following resolution was

ADOPTED – AYE-Pangrazio, Rothrock, Rychlicki, Bickford Nay -0 Absent – Anderson

RESOLVED, that Supervisor Pangrazio is authorized to pay Avon Central School District $6500.00 from the agreed upon Pilot Agreement with Livingston 4 Solar.

**CLOSE PUBLIC HEARING 7:45 P.M. – LOCAL LAW No. 2 FOR 2020**

Supervisor Pangrazio asked if the Board had any comments or questions on the proposed Local Law to override the tax cap.

No one had any questions or concerns, so Supervisor Pangrazio closed the public hearing on Local Law No. 2 For 2020.

**RESOLUTION 103-2020**

**ADOPTION OF LOCAL LAW No 2 FOR 2020 – TAX CAP OVERRIDE**

On motion of Councilman Bickford seconded by Councilman Rothrock the following resolution was

ADOPTED – Aye – Pangrazio, Rothrock, Rychlicki, Bickford, Nay-0 Absent – Anderson

RESOLVED, whereas at a meeting held on August 13, 2020 a proposed Local Law was introduced. A Local Law to override the tax levy limit established in General Municipal Law §3-c**.** After holding a public hearing on September 10, 2020 as required by Town Law and having complied with the requirement of notice and publication to consider such Local Law, the Town Board of the Town of Caledonia did adopt such Local Law as **LOCAL LAW No. 2 FOR 2020**.

**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 Caledonia, County of Livingston pursuant to General Municipal Law §3-c,and to allow the Town of Caledonia, County of Livingston to adopt a Town Budget for the fiscal year 2021 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

The Town of Caledonia is concerned about uncertainties in the existing Tax Cap Law, including how uncertain expenditures mandated by law and uncertain expenditures and revenues controlled by the County and State interact with the Tax Cap. The Town Board is obligated to prepare a responsible budget, which meets the Town’s mandated obligations and provides beneficial services, while minimizing the tax burden on the citizens of Caledonia.

**SECTION 2: AUTHORITY.** This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §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 percent (60%) of the Town Board.

**SECTION 3: TAX LEVY LIMIT OVERRIDE**. The Town Board of the Town of Caledonia, County of Livingston is hereby authorized to adopt a budget for the fiscal year 2021 that requires a real property tax levy in excess of the limit that is specified in General Municipal Law §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 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.

Copies of this Local Law are available at the Caledonia Town Office, 3109 Main Street, Caledonia, New York during normal business hours.

**REVIEW OF SUPERVISORS REPORT**

All Board Members have received via e-mail prior to the board meeting copies of the Monthly Supervisor’s Report which includes up to date Trial Balances and Budget to Actual revenues and expenditures and trial balances. All Board Members signed off on all the reports.

**AUDIT OF ABSTRACT OF PAID VOUCHERS AND TRIAL BALANCES**

The Board audited the Abstract of paid Vouchers and trial balances.

**RESOLUTION 104-2020**

**PAYMENT OF BILLS**

On motion of Councilman Rothrock seconded by Councilman Bickford the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock , Bickford Nay- 0 Absent-Anderson

RESOLVED, that the bills be paid in the following amounts:

|  |  |
| --- | --- |
| GENERAL FUND A – Voucher #’s 239-244, 246-255, 257-265 | $ 12,735.15 |
| GENERAL FUND B – Voucher # 245, 256 | $ 699.85 |
| HIGHWAY FUND DB – Voucher #’s 97-107 | $ 11,170.63 |
| GRAND TOTALS | $ 24,605.63 |

Motion to adjourn was made by Councilwoman Rychlicki seconded by Councilman Bickford and carried by all, the board meeting was adjourned.

Respectfully Submitted,

Laurie Sattora

Town Clerk