

May 24, 2018
WEB SITE <http://macedontown.net>

The Regular Meeting of the Town Board of the Town of Macedon held May 24, 2018 at the Town Complex, 32 Main Street, in the Town of Macedon was called to order by Supervisor Sandy Pagano at 7:30 p.m.

Pledge of Allegiance.

Upon Roll Call, the following members of the Board were

Present:

Councilperson	Paul Kenyon
Councilperson	David McEwen
Councilperson	David Maul
Councilperson	Bruce Babcock
Supervisor	Sandy Pagano

Absent:

Also Present:

Attorney	David Fulvio
Chief of Police	John Colella
Highway Superintendent	Christopher Countryman
Town Clerk	Karrie Bowers

RESOLUTION NO. 129 (2018) APPROVAL OF MINUTES

RESOLVED the Board approves the minutes from the May 10, 2018 (regular meeting)
MOTION BY KENYON, SECONDED BY BABCOCK
ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 130 (2018) ENVIROTECH AGREEMENT

RESOLVED the Town Board gives the Supervisor authorization to sign the 2018 Envirotech agreement for Gravino Park at a cost of \$292.50 to be expensed from A7110.400.
MOTION BY KENYON, SECONDED BY BABCOCK
ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 131 (2018) STATE SNOW & ICE AGREEMENT

RESOLVED the Town Board approves the State Snow & Ice Agreement, Contract No. D009827 to be extended to June 30, 2019 and authorizes the Supervisor to sign said agreement.
MOTION BY KENYON, SECONDED BY BABCOCK
ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 132 (2018) PERSONNEL – MILLER

RESOLVED the Town Board appoints Nicole Miller to the position of Assistant Camp Director at a rate of \$14.75/hr effective May 28, 2018.
MOTION BY KENYON, SECONDED BY MCEWEN
ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 133 (2018) MACEDON RECREATION SUMMER TENNIS CAMP ASSISTANT AD

RESOLVED the Town Clerk is authorized to advertise for the summer position of Macedon Recreation Tennis Camp Assistant.

MOTION BY MAUL, SECONDED BY KENYON

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 134 (2018) COURT SECURITY OFFICER AD

RESOLVED the Town Clerk is authorized to advertise for a Part-Time Police Officer / Court Security Officer.

MOTION BY KENYON, SECONDED BY MAUL

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 135 (2018) WESTERN REGIONAL WASTEWATER TREATMENT SYSTEM IMPROVEMENTS PROJECT

BE IT RESOLVED, the Town Board hereby authorizes the Town Supervisor to execute the Memorandum of Understanding Regarding the Wayne County Water and Sewer Authority Western Regional Wastewater Treatment System Improvements Project.

MOTION BY KENYON, SECONDED BY MCEWEN

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

WAYNE COUNTY MUTUAL AID PLAN AGREEMENT – TABLED for the June 14, 2018 Board Meeting

WHEREAS, the Governing Body of the Town of Macedon has reviewed the Wayne County Mutual Aid Plan agreement dated February 2018; and

WHEREAS, this Governing Body, at a meeting held on May 24, 2018 voted in a manner by its by-laws to become participants in this plan which sets forth the manner in which EMS Mutual Aid will operate in Wayne County now, to become participants in this Mutual Aid Plan now,

THEREFORE BE IT FURTHER RESOLVED, that the Town of Macedon Supervisor is authorized to sign this resolution authorizing that the Town of Macedon Ambulance be participants in the Wayne County Medical Mutual Aid Plan, and

BE IT FURTHER RESOLVED, that this resolution be filed with the Wayne County Emergency Medical Services Coordinator.

- **Presentation by Casey Mastro – Street Lighting**

RESOLUTION NO. 136 (2018) LEGAL NOTICE - TOWN OF MACEDON - NOTICE OF PUBLIC HEARING

LOCAL LAW TO OPT OUT OF NEW YORK STATE REAL PROPERTY TAX LAW §487 TAX EXEMPTION FOR CERTAIN MICRO-HYDROELECTRIC ENERGY SYSTEMS, FUEL CELL ELECTRIC GENERATING SYSTEMS, MICRO-COMBINED HEAT AND POWER GENERATING EQUIPMENT SYSTEMS, AND ELECTRIC ENERGY STORAGE EQUIPMENT OR ELECTRIC ENERGY STORAGE SYSTEMS

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Macedon on the 14th day of June, 2018 at 7:40 p.m. in the at the Macedon Town Hall, 32 West Main Street, Macedon, New York to hear and consider comments from the public in regard to:

Local Law No. 1-2018 Eliminates the New York State Real Property Tax Law §487 tax exemption for micro-hydroelectric

energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, and electric energy storage equipment or electric energy storage systems constructed in the Town of Macedon after effective date of local law.

Copies of the entire proposed Local Law No. 1-2018 are available for review at the Town Clerk's Office during regular business hours.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF MACEDON
Karrie Bowers, Town Clerk
Dated: May 24, 2018

LOCAL LAW NO. 1 OF 2018 - LOCAL LAW TO OPT OUT OF NEW YORK STATE REAL PROPERTY TAX - LAW §487 TAX EXEMPTION FOR CERTAIN MICRO-HYDROELECTRIC ENERGY SYSTEMS, FUEL CELL ELECTRIC GENERATING SYSTEMS, MICRO-COMBINED HEAT AND POWER GENERATING EQUIPMENT SYSTEMS, AND ELECTRIC ENERGY STORAGE EQUIPMENT OR ELECTRIC ENERGY STORAGE SYSTEMS

Be it enacted by the Town Board of the Town of Macedon as follows:

Section 1.

Effective January 1, 2018, Real Property Tax Law §487 provides a real property tax exemption for certain micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, and electric energy storage equipment or electric energy storage systems, defined therein as follows:

"Micro-hydroelectric energy system" means an arrangement or combination of micro-hydroelectric energy equipment designed to provide electrical energy by the use of flowing water. It does not include pipes, controls, insulation or other equipment which are part of the normal heating, cooling, or insulation system of a building. It does not include insulated glazing or insulation to the extent that such materials exceed the energy efficiency standards established by law.

"Micro-hydroelectric energy equipment" means any energy storage device, penstock, turbine, generator and other materials, hardware and equipment necessary to the process by which the flow of stream or river water or water from other water bodies is (i) converted into electrical energy; (ii) protected from unnecessary dissipation; and (iii) distributed. It does not include pipes, controls, insulation or other equipment which are part of the normal heating, cooling, or insulation system of a building. It does not include insulated glazing or insulation to the extent that such materials exceed the energy efficiency standards established by law.

"Fuel cell electric generating system" means an arrangement or combination of equipment designed to produce electrical energy through reaction of chemicals, including but not limited to hydrogen, oxygen, methane and natural gas.

"Fuel cell electric generating equipment" means a solid oxide, molten carbonate, proton exchange membrane or phosphoric acid fuel cell with a combined rated capacity of not more than two thousand kilowatts. It does not include insulated glazing or insulation to the extent that such materials exceed the energy efficiency standards established by law.

"Micro-combined heat and power generating equipment system" means an arrangement or combination of equipment designed to produce electrical energy and heat for a residential customer on such customer's premises.

“Micro-combined heat and power generating equipment” means an integrated, cogenerating building heating and electrical power generation system, owned, leased or operated by a residential customer, located at such customer’s premises, operating on any fuel and of any applicable engine, fuel cell or other technology with a rated capacity of at least one kilowatt and not more than ten kilowatts electric and any thermal output that has a design total fuel use efficiency in the production of heat and electricity of not less than eighty percent, and annually produces at least two thousand kilowatt hours of useful energy in the form of electricity that may work in combination with supplemental or parallel conventional heating systems, that is manufactured, installed and operated in accordance with applicable government and industry standards, that is connected to the electric system and operated in conjunction with an electric corporation’s transmission and distribution facilities. It does not include pipes, controls, insulation or other equipment which are part of the normal heating, cooling, or insulation system of a building. It does not include insulated glazing or insulation to the extent that such materials exceed the energy efficiency standards established by law.

“Electric energy storage equipment” means a set of technologies capable of storing electric energy and releasing that energy as electric power at a later time. Electric energy storage technologies may store energy as potential, kinetic, chemical or thermal energy, that can be released as electric power and include, but are not limited to, various types of batteries, flywheels, electrochemical capacitors, compressed air storage and thermal storage devices.

“Electric energy storage system” means an arrangement or combination of equipment designed to store electrical energy in electric energy storage equipment and release electric power at a later time.

Section 2.

No exemption under New York State Real Property Tax Law §487 shall be applicable within the Town of Macedon with respect to any micro-hydroelectric energy system, fuel cell electric generating system, micro-combined heat and power generating equipment system, or electric energy storage equipment or electric energy storage system constructed subsequent to which began construction subsequent to the effective date of such local law.

Section 3.

A copy of this local law shall be filed with the New York State Commissioner of Taxation and Finance and with the President of the New York State Energy Research and Development Authority, as required under New York State Real Property Tax Law §487(8)(a).

Section 4.

This local law shall go into effect immediately upon filing with the Secretary of State.

MOTION BY KENYON, SECONDED BY MCEWEN

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

ABSTRACT NO. 10 (General)	REGULAR BILLS
2018 # 861-927	\$89,506.26
2018# TA 47	<u>\$ 3928.11</u>
Total	\$93,434.37

RESOLUTION NO. 137 (2018) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited.

MOTION BY KENYON, SECONDED BY MCEWEN

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

RESOLUTION NO. 138 (2018) EXECUTIVE SESSION

RESOLVED the Board enters Executive Session at 10:06 p.m. to discuss contracts

MOTION BY MCEWEN, SECONDED BY KENYON

ROLL CALL VOTE: MCEWEN AYE, MAUL AYE, KENYON AYE, BABCOCK AYE, PAGANO AYE,
MOTION CARRIED

MOTION BY BABCOCK, SECONDED BY MCEWEN THE MEETING BE ADJOURNED AT 10:48 PM.

Karrie M. Bowers

Karrie M. Bowers
Macedon Town Clerk