

December 12, 2019
WEB SITE <http://macedontown.net>

The Regular Meeting of the Town Board of the Town of Macedon held December 12, 2019 at the Town Complex, 32 Main Street, in the Town of Macedon and 59275 Overseas Highway, Marathon, FL 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	David McEwen
Councilperson	David Maul
Councilperson	Bruce Babcock
Supervisor	Sandy Pagano

Absent:

Councilperson	Paul Kenyon
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Also Present:

Attorney	Anthony Villani
Chief of Police	John Colella
Director of EMS	Paul Harkness
Highway Superintendent	Christopher Countryman
Town Clerk	Karrie Bowers
Town Engineer	Scott Allen

Pledge – Cub Scouts – Pack 166

RESOLUTION NO. 247 (2019) APPROVAL OF MINUTES

RESOLVED the Board approves the minutes from the November 14, 2019 (regular meeting)

MOTION BY BABCOCK, SECONDED BY PAGANO

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

Reports:

Police Report
EMS Report
Town Clerk October Report

RESOLUTION NO. 248 (2019) APPROVAL OF REPORTS

RESOLVED the Board approves the reports as submitted

MOTION BY MAUL, SECONDED BY BABCOCK

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

Presentation from 3 + 1 Mr. Tyler Frame and Mr. Garrett Macdonald

*Abundant Solar presented site changes to the Board

*Delaware Solar spoke to the Board regarding the Solar project on Frey Rd.

Correspondence –

Ltr from Mr. Lee Larkin regarding the Frey Road Solar Projects

RESOLUTION NO. 249 (2019) ORGANIZATIONAL MEETING SET

RESOLVED the Town Board set the Organizational Meeting for January 2, 2020 at 5:30pm at the Town Hall.

MOTION BY BABCOCK, SECONDED BY MAUL

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

RESOLUTION NO. 250 (2019) RESIGNATION – BEST

BE IT RESOLVED the Town Board accepts the resignation from Cory Best, part-time paramedic effective November 29, 2019.

MOTION BY BABCOCK, SECONDED BY PAGANO

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

RESOLUTION NO. 251 (2019) HUMANE SOCIETY OF WAYNE COUNTY CONTRACT

RESOLVED the Town Board authorizes the Supervisor to sign the Wayne County Humane Society Contract effective 1/1/20-12/31/21.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 252 (2019) INCREASE CHIPS ACCOUNT DA5112.200

RESOLVED the Town Board to authorize the increase to CHIPS (Consolidated Local Street and Highway Improvement Program) Account DA5112.200 from the 2019 appointment amount of \$158,504.48 to \$179,568.43 with cumulative rollover balance of \$21,063.95 from 2018.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 253 (2019) HIGHWAY EQUIPMENT PURCHASE – 2020 JOHN DEERE 6110M CAB TRACTOR

RESOLVED the Town Board authorizes the Highway Superintendent, Christopher Countryman, to purchase a 2020 John Deere 6110M Cab Tractor per the NYS OGS Ag Tractor and Implements contract PC67140. The cost is \$132,678.28 with a 5-year lease of \$28,531.57 annually as approved in the 2020 Town Budget. The equipment purchase will be paid from account SD9785.600 for principal and account SD9785.700 for interest.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 254 (2019) SPECIAL USE PERMIT RENEWALS – 2020

RESOLVED upon the recommendation of the Town Engineer that the following Special Use Permits are renewed for the Calendar year 2020 and will expire December 31, 2020 and that all prior conditions will be met as required in 2019:

A. E. Y. Enterprises – 1607 Commons Parkway
A & P Auto Parts – 2384 Creek Road
AT&T – 2285 Walworth Road
Abundant Solar Power – 644 Route 31
Alpco – 846 Macedon Center Road (Route 31F)
CRH/Stillwater Nursery – 1095 Quaker Road
Cafalone, Brian – 1214 Victor Road
Capital Telecom – 2640 West Walworth Road
Crown Atlantic – 1820 Macedon Center Road
Graf, Mark – 2075 Macedon Center Road
JT's Drive-In Car Shop – 688 Frey Road
Lakeview Health Services – 1950 Route 31
Macedon Landscaping – 1711 Wayneport Road
Morrison Excavating – 740 Quaker Road
Morrison, Roger – 2062 Magog Road
Pal-Mac Service Center – 1910 Route 31
Prime Development – 1241 Route 31
Pulcini, Walter – 2461 Quaker Road
Ricci & Sons Auto Repair & Towing – 665 Route 31F
Rochester Aero Modeling Society – 2529 Macedon Center Road
SBA – 1382 Wilson Road
True North Tractor – 2168-2179 Canandaigua Road
Twilight on the Erie – 1100 Marina Parkway
VanHout, Gerald – 1508 Alderman Road
Wayne County Chapter of NYSARC, Inc. – 927 Victor Road

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 255 (2019) MINING PERMIT RENEWALS – 2020

RESOLVED the Board approves the following Mining Permits subject to any and all requirements deemed necessary by the Town Engineer and shall expire December 31, 2020.

AEY – Daansen Road
Dendis Sand & Gravel – Macedon Center & Daansen Roads
Eastern Sand & Gravel – Walworth Road
McPherson, Donald – Route 350
Pulcini, Walter – Quaker Road
Smith, Gregory – Walworth Road

MOTION BY BABCOCK, SECONDED BY PAGANO

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

RESOLUTION NO. 256 (2019) SURPLUS VEHICLE – 2005 CHEVY TAHOE

BE IT RESOLVED that the Town Board authorizes the Town Clerk to accept sealed bids at the Town Clerks office until 9:00am on December 20, 2019 which will be awarded to the highest bidder. The Town of Macedon has the right to reject any and all bids. The Town Board authorizes the Town Clerk to advertise in the legal paper the Times.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 257 (2019) WILLIAMSON LAW BOOK ANNUAL ACCOUNTING & BUDGET PREPARATION SOFTWARE

RESOLVED the Town Board authorizes the Supervisor to sign the Williamson Law Book annual support contract for Accounting & Budget software from 12/1/19-11/20/20 to be expensed from A1320.400 in the amount of \$2,953.

MOTION BY BABCOCK, SECONDED BY MAUL

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

RESOLUTION NO. 258 (2019) 2020 ANNUAL QUAKER ROAD LANDFILL MONITORING CONTRACT

RESOLVED the Town Supervisor is authorized to sign the contract with CHA, proposal number X60126-P1 dated November 26, 2019, to provide annual environmental monitoring and reporting for the Town Landfill on Quaker Road for an amount not to exceed \$8,000.00 to be expensed from A1440.401

MOTION BY BABCOCK, SECONDED BY MCEWEN

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

RESOLUTION NO. 259 (2019) 2020 ANNUAL GIS SERVICES CONTRACT

RESOLVED the Town Supervisor is authorized to sign the contract with NOVARA GeoSolutions, proposal number X59155 dated November 6, 2019, to provide annual GIS system hosting, maintenance and upgrades services for an amount not to exceed \$10,000.00 to be expensed from A8010.402

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 260 (2019) 2020 ANNUAL MS4 SERVICES CONTRACT

RESOLVED the Town Supervisor is authorized to sign the contract with BME Engineering, proposal number 2530 dated October 2, 2019, to provide annual MS4 Storm Water program compliance services for an amount not to exceed \$18,500.00 to be expensed from A8010.401

MOTION BY MAUL, SECONDED BY MCEWEN

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

RESOLUTION NO. 261 (2019) ERIE STREET CEMETERY MASTERPLAN CONTRACT

RESOLVED the Town Supervisor is authorized to sign the contract with EDR, proposal dated December 3, 2019 to provide cemetery planning and design services relative to the Erie Street Cemetery for an amount not to exceed \$7,500.00 to be expensed from A8810.401

MOTION BY MAUL, SECONDED BY PAGANO

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

RESOLUTION NO. 262 (2019) TOWN HALL SECURITY SYSTEM UPGRADE CONTRACT

RESOLVED the Town Supervisor is authorized to sign the contract with Lantek Security, proposal number 5018 dated September 6, 2019 to camera and security system upgrades including three new interior cameras and a new court security hallway monitor at the Town Hall for an amount not to exceed \$2,900.00 to be expensed from A1620.404

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 263 (2019) TOWN HALL DATA CLOSET RACK UPGRADE CONTRACT

RESOLVED the Town Supervisor is authorized to sign the contract with Lantek Security, proposal number 5017 dated September 6, 2019, to provide upgrades to the data closet rack for an amount not to exceed \$2,400.00 to be expensed from A1620.404

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 264 (2019) RECREATION MANAGEMENT SOFTWARE

RESOLVED the Board authorizes the Supervisor to sign the MyRec.com Recreation Management Software agreement for online registration and credit card processing to be expensed from A7020.400 and not to exceed \$3,000.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 265 (2019) LEGAL NOTICE OF PUBLIC HEARING SCHEDULED – LOCAL LAW NO. 8 OF 2019

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Macedon on the 23rd day of December, 2019 at 5:05 p.m. at 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. 8 of 2019:

Local Law No. 8 of 2019	Requires that all local laws, ordinances, rules and regulations of the former Village of Macedon, which were in effect on March 31, 2017, the date of Village dissolution, and remain in effect in accordance with General Municipal Law §789 and Local Law No. 1 of 2019, shall continue to be in effect and enforced by the Town within the limits of the former Village, until the Town Board adopts, amends, or repeals the same, or March 31, 2020, whichever occurs first.
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Copies of the entire proposed Local Law No. 8 of 2019 are available for review at the Town Clerk's Office during regular business hours.

MOTION BY MAUL, SECONDED BY PAGANO

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

RESOLUTION NO. 266 (2019) LEGAL NOTICE OF PUBLIC HEARING SCHEDULED– LOCAL LAW NO. 9 OF 2019

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Macedon on the 23rd day of December, 2019 at 5:10 p.m. at 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. 9 of 2019:

Local Law No. 9 of 2019	Sets forth the criteria for apportioning the costs of indebtedness associated with the Hamlet of Macedon Water District.
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Copies of the entire proposed Local Law No. 9 of 2019 are available for review at the Town Clerk's Office during regular business hours.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 267 (2019) LEGAL NOTICE PUBLIC HEARING SCHEDULED - LOCAL LAW NO. 10 OF 2019

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Macedon on the 23rd day of December, 2019 at 5:15 p.m. at 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. 10 of 2019:

Local Law No. 10 of 2019

Authorizes the collection of a quarterly capital charge from sewer users added after the adoption of the special assessment rolls for Macedon Consolidated Sewer District No. 1 and the Hamlet of Macedon Sewer District.

Copies of the entire proposed Local Law No. 10 of 2019 are available for review at the Town Clerk's Office during regular business hours.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 268 (2019) STONEWALL DIESEL SPECIAL USE PERMIT REFERRAL TO PLANNING BOARD

RESOLVED the Town Board refer the Special Use Permit application from Stonewall Diesel, LLC to operate an auto repair business in a GC General Commercial District at 311 NYS Route 31 to the Planning Board and County Planning Board.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 269 (2019) STONEWALL DIESEL SPECIAL USE PERMIT PUBLIC HEARING SCHEDULED

RESOLVED the Town Board schedules a Public Hearing on January 9, 2020 at 7:45 p.m. to hear public comment regarding the application for a Special Use Permit by Stonewall Diesel, LLC to operate an auto repair business in a GC General Commercial District at 311 NYS Route 31.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 270 (2019) GM FINANCIAL – CHEVY COLORADO

RESOLVED the Town Board authorizes the Town Attorney to give a legality of the Colorado lease to GM Financial.

MOTION BY MAUL, SECONDED BY BABCOCK

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

RESOLUTION NO. 271 (2019) EXECUTIVE SESSION

RESOLVED the Board enters Executive Session at 9:42 p.m. to discuss personnel

MOTION BY PAGANO, SECONDED BY MAUL

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

Declared out of executive at 10:37 pm

ABSTRACT NO. 28	
2019 #2120-2223	\$ 94,152.98
2019 TA#130-136	\$ 7,006.13
2019 #2224-2333	\$132,242.78
2019 TA#137-141	<u>\$ 1,507.90</u>
Total	\$234,909.79

RESOLUTION NO. 272 (2019) PAYMENT OF CLAIMS

RESOLVED the bills be paid as audited

MOTION BY BABCOCK, SECONDED BY MCEWEN

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

MOTION BY MAUL, SECONDED BY BABCOCK, THE MEETING BE ADJOURNED AT 10:38 PM.

Karrie Bowers, Macedon Town Clerk