**MINUTES**

Minutes of the Public Hearing- Special Town Board Meeting commencing at 3:00 PM; located in the upstairs meeting room 14-16 Mill St. Sodus, NY 14551 on September 30, 2021.

All meetings are open to the public.

 Present: Scott Johnson, Supervisor

David LeRoy, Councilperson/Deputy Supervisor

Don Ross, Councilperson

Chris Tertinek, Councilperson

Cathy Willmott, Councilperson

 Recording Secretary: Lori Diver, Sodus Town Clerk-RMC

Absent: N/A

Others Present: Bree Crandell, Confidential Supervisor Clerk

 Joe Pasquale, T/Sodus Resident

 Nathan Mack, Assessor

 Craig Schwartz, Code Enforcement Officer

 Casey Carpenter, Times of Wayne County

**Roll Call:**

Supervisor Johnson, Councilperson LeRoy, Councilperson Ross, Councilperson Tertinek,

Councilperson Willmott all were present.

Town Supervisor Scott Johnson called the meeting to order commencing at 3:00 PM.

**Public Hearing 3:00 PM Local Law No. 3-2021:**

Supervisor Johnson opened the public hearing at 3:00 PM and asked Town Clerk Lori Diver to read the legal notice below:

**LEGAL NOTICE**

**TOWN OF SODUS**

**NOTICE OF PUBLIC HEARING**

**LOCAL LAW No 3-2021**

Lori Diver read the Public Hearing legal notice as follows:

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Sodus on the Thursday September 30th, 2021 at 3:00 p.m. in the upstairs meeting room in the Sodus Town Hall, 14-16 Mill St. Sodus, New York to hear and consider comments from the public in regard to Local Law No. 3 of 2021 which provides as follows:

Local Law No. 3 – 2021 A local law to override the tax levy limit established in General Municipal Law 3-c

Copies of the entire Local Law No. 3 -2021 are available for review at the Town Clerk’s office during regular business hours.

BY ORDER OF THE TOWN BOARD

TOWN OF SODUS

Lori K. Diver

Sodus Town Clerk, RMC

Dated: September 16, 2021

Supervisor Johnson asked for public comments hearing none; Councilperson Cathy Willmott motioned to close the public hearing at 3:02 PM was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott, aye. Motion carried.

**RESOLUTION**

**LOCAL LAW 3-2021**

**(05 9-2021)**

Supervisor Scott Johnson presented the following resolution for its adoption, and

TOWN OF SODUS

**LOCAL LAW**

**TAX CAP OVERRIDE FOR 2022 BUDGET**

Local Law Filing New York State Department of State

41 State Street, Albany, NY 12231

Town of Sodus

County of Wayne

Local Law No. 3 of the year 2021

**A Local Law to override the tax levy limit established in General Municipal Law** § **3-c**

Be it enacted by the Town Board of the Town of Sodus, in the County of Wayne, as follows:

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 Sodus, County of Wayne pursuant to General Municipal Law

§ 3-c, and to allow the Town of Sodus, 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 2022 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 Sodus 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 the 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 Town citizens.

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.

Local Law Filing New York State Department of State

 41 State Street, Albany, NY 12231

SECTION 3: TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Sodus, County of Wayne is hereby authorized to adopt a budget for the fiscal year 2022 that requires a real property tax levy in excess of the linnet 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.

Councilperson Chris Tertinek motioned adopt this resolution into Local Law 3-2021 was seconded by Councilperson David Don Ross. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott, aye. Resolution Adopted.

Town Clerk Lori Diver presented the Sodus Town Board with the 2022 Tentative Budget.

Assessor Nathan Mack presented his budget to the Town Board and asked for an increase in Chandra’s Sloan’s hourly wage.

Code Enforcement Officer Craig Schwartz presented his budget to the Town Board and asked for an increase pay in Chandra Sloan’s hourly wage.

Craig also presented to the Board a General Code Proposal to update the Town of Sodus Code Book. He informed the Board there is a grant that the Town can apply for to get reimbursed for what we spend to do the update. The total proposal is $10,000.00.

**RESOLUTION**

**BOARD OF ASSESSMENT REVIEW APPOINTMENT- INGERSOLL**

**(06 09-2021)**

Supervisor Scott Johnson offered the following resolution for its adoption,

**WHEREAS**, the Town of Sodus has an opening for a Board of Assessment Review Member, and

**RESOLVED**, the Sodus Town Board chooses to appoint Dan Ingersoll to the Board of Assessment Review, and

**NOW THEREFORE BE IT RESOLVED**, the term will begin October 1, 2021 and end September 30, 2023 to fulfill Bud Bristol’s position, and

Councilperson David LeRoy motioned to appoint Dan Ingersoll to the Board of Assessment Review was seconded by Councilperson Don Ross. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; LeRoy, aye; Ross, aye; Tertinek, aye; and Willmott, aye. Resolution Adopted.

Town Clerk Lori Diver gave an update regarding the Town of Sodus switching from Verizon to Spectrum phones. They hopefully will be installed in November 2021.

Discussion was held on budget workshop dates. The first date is October 6, 2021 at 3:00 PM in the Sodus Town Court Room. The next date will be at our Regular Town Board Meeting. Other dates will follow.

Lori Diver Sodus Town Clerk discussed the Hazard Mitigation Grant notification of Harriman Park Dock notification.

Councilperson Chris Tertinek motioned to adjourn the meeting was seconded by Councilperson Cathy Willmott. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott, aye. Motion carried.

Meeting adjourned at 3.45 PM

Recording Secretary,

Lori K. Diver

Sodus Town Clerk, RMC