

# **TOWN BOARD REGULAR MEETING AGENDA**

**Monday, March 20, 2023**

(Agenda is subject to last minute adjustments/additions.)

\*\*\*\*\*NOTE: MEETING STARTS AT 4:30 P.M.\*\*\*\*\*

1. Call to order
2. Public Hearing on Local Law to amend Town Code Section 149 to update firefighter exemption provisions in accordance with recent changes in NYS law
3. Accountant Report
  - Monthly Statement of Supervisor – January 2023
  - Bank Reconciliations – Clerk, Tax Collector
4. Town Clerk Report
  - Board acceptance of 2/14/23 Regular Meeting minutes
  - Payment of bills
  - Community Events
    - Open House for Pivot Energy PSNY2 Proposed Project – March 30, 2023 from 5 to 8 pm at Heritage Hill; project website: [go.pivotenergy.net/ny-2](https://go.pivotenergy.net/ny-2)
    - Earth Day event: Saturday, April 22, 2023, 9 to noon @ Town Hall and Highway Garage
    - Pompey Hill Cemetery Clean-up: Saturday, April 22, 2023, 10 to ?? at the cemetery on Cemetery Road
5. Highway Superintendent Report
  - Authorization to engage Josall Roofing to replace highway garage roof
  - Approval of 2023 284 Agreement
6. Codes Officer Report
  - February 2023 Report
7. Attorney for Town Report

## **8. Town Supervisor's Report**

- **Old Business**
  - 2023 Swim Program update
- **New Business**
  - Board visit to site of proposed Seaboard T3 solar project
    - Yes or no?
    - When?
    - Given location, what is the ability to include the public?
  - Acceptance of 2022 AUD (Annual Financial Report Update Document)
  - Town awarded \$5000 NYSERDA grant
  - Use of federal stimulus funds for economic development
  - Draft travel policy for Town of Pompey

## **9. Public Comment (subject to limits on time for this meeting)**

- In person, through Zoom or Facebook
- Identify self by name and address

## **10. Executive Session – to discuss the following:**

- The medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation

## **11. Adjournment**

**IN THE MATTER**

**Of**

**LOCAL LAW 2023 - \_\_ AMENDING  
CHAPTER 149 OF THE TOWN CODE  
("TAXATION") TO CODIFY RECENT  
CHANGES PASSED BY THE STATE  
LEGISLATURE RELATED TO  
EXEMPTIONS FOR MEMBERS OF  
VOLUNTEER FIRE COMPANIES AND  
AMBULANCE SERVICES**

**RESOLUTION CALLING FOR  
A PUBLIC HEARING**

The **TOWN BOARD OF THE TOWN OF POMPEY**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Pompey, located at 8354 U.S. Route 20, Pompey, NY, County of Onondaga, State of New York, on the 14<sup>th</sup> day of February, 2023, at 6:30 p.m. The Meeting was also livestreamed on the video platform commonly referred to as Zoom and on the Town's Facebook page. The meeting was called to order by Deputy Supervisor, Don Saleh, and the following were present, namely:

Diana Carpenter

Councilor

Ann Christmas

Councilor

Bill Lipe

Councilor

James Loomis

Councilor

Absent: Renee Rotondo, Supervisor

The following resolution was moved, seconded and adopted:

**WHEREAS**, the Town recognizes the role of volunteer firefighters and volunteer ambulance workers in assisting and securing the safety and well-being of our communities and finds that it is in the best interest of the Town to encourage such volunteerism; and

**WHEREAS**, the Town has enacted an exemption, under Article VIII of Chapter 149 of the Town Code, on real property taxes for certain volunteer firefighters and volunteer ambulance workers pursuant to Real Property Tax Law Section 466-a

**WHEREAS**, Real Property Tax Law 466-a, as enacted by Chapter 670 of the Laws of 2022, provides that, to continue said exemption, the Town must conform the Article IV to the provisions of Section 466-a, and it is the desire of the Town Board to continue this exemption and so conform,

**WHEREAS**, the Town Board is considering Local Law 2023 - \_\_\_, to bring its Article IV into conformance, as set forth below:

**LOCAL LAW 2023 - \_\_\_, A LOCAL LAW AMENDING  
THE CODE OF THE TOWN OF POMPEY:**

**Be it enacted by the Town Board of the Town of Pompey, Onondaga County,  
New York as follows:**

Section 1. That Article IV of Chapter 149 of the Town Code is hereby amended as follows:

**§ 149-7. Definitions.**

As used in this article, the following terms shall have the meanings indicated:

**ENROLLED MEMBER**

An enrolled member of a fire/ambulance company in the Town of Pompey.

**FIRE/AMBULANCE COMPANY**

Any incorporated volunteer fire company, incorporated volunteer fire department, or incorporated volunteer ambulance service serving the Town of Pompey.

**§ 149-8      Extent of exemption.**

Pursuant to the provisions of Real Property Tax Law § 466-g, real property which is the primary residence of an enrolled member, or an enrolled member and such member's spouse, shall be entitled to an exemption from all Town real property taxes, exclusive of special assessments, to the extent of 10% of the assessed value of such property; provided, however, that such exemption shall in no event exceed \$3,000 multiplied by the latest state equalization rate for the assessing unit in which such real property is located.

An exemption of 10% of assessed value of property owned by an enrolled member as set forth below, or such enrolled member and their spouse, is hereby granted from taxation with respect to the real property taxes of the Town of Pompey as long as eligibility requirements are met.

§ 149-9      Qualifications for annual exemption and application.

Qualifications for annual exemption:

- A. — The applicant must reside in the Town of Pompey;
- B. — The property is the primary residence of the applicant;
- C. — The property must be used exclusively for residential purposes; provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence, but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this article.
- D. — The applicant has been certified by the authority having jurisdiction for the Town fire/ambulance company as an enrolled member of such fire/ambulance company for at least five years.

Such exemption shall be granted to an enrolled member of incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service provided that:

- A. The property is owned by the volunteer firefighter or volunteer ambulance worker;
- B. The property is the primary residence of the volunteer firefighter or volunteer ambulance worker;
- C. The property is used exclusively for residential purposes, or except as set forth herein;
- D. The volunteer firefighter or volunteer ambulance worker resides in the Town of Pompey and the Town of Pompey is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;

E. The volunteer firefighter or volunteer ambulance worker is certified by the authority having jurisdiction as an enrolled member of such an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service;

F. The volunteer firefighter or volunteer ambulance worker meets the minimum service requirement established by the Town of Pompey, which is hereby established as two years

G. Application: A volunteer firefighter or volunteer ambulance worker must annually, on or before the applicable taxable status date, file an application for such property tax exemption with the assessor, on a form prescribed by the New York State Commissioner of Taxation and Finance. The Town of Pompey shall maintain written guidelines, available upon request, as to the requirements of an enrolled volunteer member relating to this exemption.

H. No Diminution of benefits. An applicant who is receiving any benefits pursuant to Article 4 of the Real Property Tax Law as of the effective date of this article shall not have any of those benefits diminished because of this Article.

I. Un-remarried spouse of enrolled member killed in the line of duty. The un-remarried surviving spouse of a deceased enrolled member killed in the line of duty, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer has been an enrolled member for at least five years and had been receiving the exemption at the time of his or her death.

J. Un-remarried spouse of deceased enrolled member. The un-remarried surviving spouse of a deceased enrolled member, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an enrolled member for at least 20 years and the deceased volunteer and un-remarried spouse has been receiving the exemption at the time of his or her death.

§ 149-10 Qualifications for lifetime exemption. Grant of lifetime exemption.

Qualifications for lifetime exemption:

A. The applicant must reside in the Town;

B. The property is the primary residence of the applicant;

C. The applicant has been certified by the authority having jurisdiction for a Town fire/ambulance company as an enrolled member of such fire/ambulance company for at least 20 years;

D. The property must be used exclusively for residential purposes; provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence, but is

used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this article.

Any eligible enrolled member who accrues more than 20 years of active volunteer service (certified by the authority having jurisdiction) shall be granted the 10% exemption as authorized by this article for the remainder of his or her life as long as his or her primary residence is located in the Town of Pompey. The property must be used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for the applicant's residence, but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by the Article.

§ 149-11 Certification.

~~The Town shall adopt, by resolution, the procedure for the certifications required in this article.~~

Section 2. This law shall take effect upon filing with the New York State Department of State pursuant to Municipal Home Rule Law Section 27.

~~Strikeout~~— removed language

Underline— new language

**WHEREAS**, the Town Board desires to hear from the public on Local Law 2023-\_\_\_;

**RESOLVED**, that the Town Board of the Town of Pompey, County of Onondaga, State of New York, shall hold a Public Hearing in the matter of the adoption of the aforesaid Local Law, and that such Hearing shall be held at the Town Hall of the Town of Pompey, located at, 8354 U.S. Route 20, Manlius, NY, County of Onondaga, State of New York, on March 14th, 2023 at 6:35 p.m. and be it further

**RESOLVED**, that the Town Clerk give notice of such Public Hearing by the publication of a notice in at least one newspaper circulated in the Town, specifying the time when and the place where such Public Hearing will be held, and in general terms, describing the proposed Ordinance. Such notice shall be published once at least five (5) days prior to the Public Hearing.

I, **NICOLE REID**, Town Clerk of the Town of Pompey, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Pompey at a regular meeting of the Board duly called and held on the \_\_\_\_th day of \_\_\_\_\_ 2023; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office, and that the same is a true and correct transcript of said Resolution and of the whole thereof.

**I HEREBY CERTIFY** that all members of said Board had due notice of said meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Town of Pompey, this \_\_\_\_th day of \_\_\_\_\_, 2023.

DATED: \_\_\_\_\_, 2023  
Pompey, New York

\_\_\_\_\_  
**NICOLE REID**  
Town Clerk of the Town of Pompey  
Onondaga County, New York



# MONTHLY STATEMENT OF THE SUPERVISOR

To the TOWN BOARD of the TOWN OF POMPEY:

Pursuant to Section 119 of the Town Law, I hereby render the following detailed statement of all moneys received and disbursed by me, as Supervisor, during the month of February 2023.

		Receipts	Amount Received
General Fund			
	Property Tax		662,032.33
	Nicole E. Reid - Town Clerk		1,688.02
	NBT Bank - Interest		59.33
	NYCLASS - Interest		3,992.81
	Justice Amond - Justice Court Fines		1,001.00
	Permits		50.00
	Total		668,823.49
Highway Fund			
	Property Tax		562,369.00
	NYCLASS - Interest		1,969.81
	Total		564,338.81
Trust and Agency			
	General Fund		3,129.76
	Highway Fund		8,684.41
	Total		11,814.17
Special Districts			
	Property Tax		1,929,416.32
	NYCLASS - Interest		287.35
	Total		1,929,703.67

		Disbursements	Amount Expended
General Fund			
	General Abstract #2		1,517,360.43
	General Payroll #2		10,356.16
	General Bi-Weekly Payrolls #3 & #4		4,468.30
	Trust & Agency		3,129.76
	Total		1,535,314.65
Highway Fund			
	Highway Abstract #2		37,341.19
	Highway Payrolls #3 & #4		27,757.44
	Trust & Agency		8,684.41
	Total		73,783.04
Special Districts			
	Preserve Drainage Abstract #2		177.00
	Manilus Fire Protection District Abstract #2		901,817.00
	Delphi Falls Ambulance Abstract #2		18,142.03
	Total		920,136.03
Trust & Agency			
	US Treasury - EFTPS		9,371.55
	New York State Income Tax		1,518.21
	New York State Employees Retirement		1,229.95
	OCEBA		237.88
	NYS Teamsters Council Health & Hospital Fund		403.90
	Teamsters Local Union 317 Dues		303.00
	Total		13,064.49

Dated:

March 20, 2023

Renee Smith Rotondo, Supervisor



February 9, 2023

Town of Pompey  
8354 US Route 20  
Manlius, NY 13104

Bruce,

As per your request we have looked at the roof on your Maintenance Building and are pleased to provide you with the following proposal.

***Metal Roof Replacement on Main Building (Center Roof Area Only – approx...11,000 sq.ft.)***

- New 4" – 14 gauge steel zee channels will be shop fabricated and secured to the structural steel.
- New steel rake supports will be fabricated and installed on all perimeter edges.
- A 24 gauge double-lok MBCI metal roofing system with concealed clips will be installed. Polar white in color to match the existing.
- The metal panels will be mechanically seamed with an electric seamer to ensure a water tight seal.
- New metal flashings and trim will be fabricated installed as necessary.

*For the above work, we quote the sum off.....\$204,800*

Sincerely,

Nicholas Maselli