

Town of Orangeville
Board Meeting
3529 Route 20 A, Warsaw, New York 14569
November 9, 2023

The Town Board of Orangeville met to hold the monthly Board Meeting, and to audit the town accounts and transact other such business as is necessary at this time.

Present were Town Board Members:

| | |
|--|------------|
| <input checked="" type="checkbox"/> Susan May | Supervisor |
| <input checked="" type="checkbox"/> Hans Boxler, Jr. | Councilman |
| <input checked="" type="checkbox"/> Andrew Flint | Councilman |
| <input checked="" type="checkbox"/> James Herman | Councilman |
| <input checked="" type="checkbox"/> Joseph Ahl | Councilman |

Others Present:

☒ Rosann A. Lowder, RMC-Town Clerk
☒ Tess Phillips, Deputy Town Clerk
☒ Lisa Perez, Bookkeeper
☒ Wade Roggow, Highway Superintendent
☐ Thomas Suto, Zoning Officer

Guests:

| Name | Town of Residence | Name | Town of Residence |
|--------------|-------------------|------|-------------------|
| Cindy Corral | Orangeville | | |
| | | | |
| | | | |

Supervisor May called the meeting to order at 7:00 p.m. at the town hall located at 3529 Rt. 20A, Warsaw, New York.

Supervisor May opened with the Pledge of Allegiance; all were thanked for attending the meeting. There were no questions or comments from the audience.

Supervisor May requested a motion to approve the minutes from October 12, 2023. On a motion by Mr. Ahl, seconded by Mr. Boxler to approve the October minutes with the corrections. Ayes [3] ☒ May ☒ Boxler ☐ Flint ☐ Herman ☒ Ahl. Noes [0] Carried

Supervisors May requested a motion to approve the Supervisors Report. A motion was made by Mr. Boxler, seconded by Mr. Herman to approve the Supervisors Report. Ayes [4] ☒ May ☒ Boxler ☐ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to open the Public Hearing on the 2% tax override at 7:15pm. On a motion by Mr. Flint, seconded by Mr. Herman to open the Public Hearing. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Zoning Officer Report: There was no activity this month.

Highway Superintendent Report: Mr. Roggow discussed that they have 2 wings on, working on service to the cold storage building. (parts / labor – approximately \$3,750.00). Would like to have a motion to put up signs on Wilder and Popular Tree Road, and the other end of Popular Tree Road near Wethersfield - “road closed”. On motion by Mr. Flint, seconded by Mr. Herman to place signs up December 1. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Spoke to Derrick, to hire a temporary position, we have to cover cost of insurance, etc. We would have to create a temporary position and complete all paper work. Will check with Mr. DiMatteo’s office and will get all information required before moving forward.

Supervisor May requested a motion to open the Public Hearing on the 2024 Budget. On a motion by Mr. Ahl, seconded by Mr. Herman to open the Public Hearing at 7:30pm. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to void on abstract 10, voucher #167 and change to the abstract 10 handed out. On a motion by Mr. Boxler, seconded by Mr. Herman to approve the changes. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to close the Public Hearing on the 2% tax cap override. On a motion by Mr. Herman, seconded by Mr. Ahl to close the Public Hearing on this matter. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a resolution; **TO ADOPT 2% TAX CAP LOCAL LAW**

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, Chapter 97 of the Laws of 2011 – “The Property Tax Cap” add a new section 3-c. to the General Municipal Law that provides that the amount of

real property taxes that may be levied by or on behalf of any local government shall not exceed two percent (2%); and

WHEREAS, in order to adopt a budget that requires a tax levy that is greater than the tax levy limit for the coming fiscal year, only if the Town Board first enacts, by a vote of sixty percent (60%) of the total voting power, a local law to override such limit for such coming fiscal year only; and

WHEREAS, a Notice of Public Hearing was duly published in the Town's official newspaper and said public hearing was held on November 9, 2023, at which time all parties in attendance were provided an opportunity to speak or provided written comment in favor of or in opposition to the proposed local law; and

WHEREAS, that the Town Board of the Town of Orangeville feels it is in the best interests of the Town of Orangeville to adopt said law.

NOW ON MOTION OF Mr. James Herman, which has been duly seconded by Mr. Joseph Ahl, therefore, be it

RESOLVED, that the Town Board of the Town of Orangeville feels it is in the best interests of the Town of Orangeville to adopt Local Law No. 1 of 2023 entitled, "Override the Tax Levy Limit Established in General Municipal Law §3-c." and be it

FURTHER RESOLVED, that the Town Clerk be and she hereby is directed to enter the adoption of said local law in the minutes of this meeting and give due notice of the adoption of said local law to the Secretary of the State of New York. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to close the public hearing on the preliminary budget. On a motion by Mr. Flint, seconded by Mr. Herman to close the Public Hearing. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to approve the preliminary budget to the final budget. On a motion by Mr. Flint, seconded by Mr. Boxler to approve the 2024 budget. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Town Clerk Report: The Town's total revenue for the month of October 2023 was \$288.00, \$189.00 for dog licenses, \$40.00 for marriage license, \$59.00 for DEC. We disbursed \$105.00 to Wyoming County, \$36.00 to Ag and Markets for dogs, \$55.75 to DEC, \$22.50 to NYSDOH and \$78.75 to the General Account.

Supervisor May requested to go into a brief Executive Session at 7:40pm, for policy review. On a motion by Mr. Flint, seconded by Mr. Herman to go in to

Executive Session. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to return from Executive Sessions. On a motion by Mr. Flint, seconded by Mr. Herman, to return from Executive Session at 7:55pm. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to approve the town of Orangeville Reconciliation Policy. On a motion by Mr. Ahl, seconded by Mr. Boxler to approve the new policy. Ayes [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to approve the 2023 Highway Fund Bills: Abstract #11 Vouchers #172 through #187 totaling \$44,394.57. A motion was made by Mr. Flint, seconded by Mr. Ahl to approve the payment of the Highway Fund bills. [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Supervisor May requested a motion to approve the 2023. General Funds bills: Abstract #11 Vouchers #220 through #243, totaling \$18,246.49. A motion was made by Mr. Boxler, seconded by Mr. Ahl to approve the payment of the General Fund bills. [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

The meeting was adjourned at 8:45pm on a motion by Mr. Ahl, seconded by Mr. Flint to adjourn. [5] ☒ May ☒ Boxler ☒ Flint ☒ Herman ☒ Ahl Noes [0] Carried

Respectfully submitted

Rosann A. Lowder, RMC

Rosann A. Lowder, Registered Municipal Clerk
Town of Orangeville