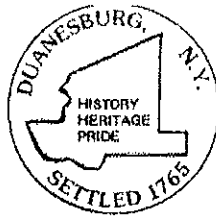


Roger Tidball, Town Supervisor
Jennifer Howe, Town Clerk
Brandy Fall, Deputy Town Clerk



John D. Ganther, Jr., Council Member
Francis R. Potter, Council Member
Jeffrey Senecal, Council Member
William Wenzel, Council Member

5853 Western Turnpike
Duanesburg, New York 12056

Town of Duanesburg

Schenectady County

P# 518-895-8920
F# 518-895-8171

Thursday, October 8, 2020

Town Board Meeting Agenda

Meeting Time: 7:00PM

Call to order
Pledge of Allegiance

Public Hearing: For the purpose of hearing all persons interested in the matter of: **The Assessment Roll for the Duanesburg/Delanson Sewer District No. 1, the Mariaville Lake Sewer District No. 2, and the Duanesburg Sewer District No. 3.**

Approval of minutes for: Town Board Meeting on Thursday September 24, 2020

Town Clerk's Report
Supervisor's Report
Payment of Claims

Committee Reports
Highway
Public Safety
Park
Sewer Districts #1, 2 & 3
IT

Business Meeting:

- 1. Motion to hold a public hearing on October 22, 2020 at 7:00 p.m. at the Town of Duanesburg Town Hall, 5853 Western Turnpike, Duanesburg, New York, to hear any person in favor of or against the Preliminary Budget.**
- 2. Motion to affirm and adopt the Assessment Roll as originally proposed and filed.**
- 3. Motion to introduce Local Law 3 of 2020 entitled "Tax Cap Override for FY 2021" and set a public hearing on the Local Law on October 22, 2020 at 7:00pm.**

Privilege of the Floor:

Comments are limited to 5 minutes per person. Be respectful. Address the entire Town Board. Individual members are not to be singled out. Speak of issues related to Town business. There will be no tolerance for personal attacks on Board Members. The board reserves the right to ask that your question be put in writing and to be submitted to the Town Clerk to then be distributed to the Town Board. Questions will be answered in a timely manner and mailed to the resident.

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TOWN BOARD
TOWN OF DUANESBURG**

PLEASE TAKE NOTICE, that the Town Board of the Town of Duanesburg, New York, has completed the assessment roll in connection with the Duanesburg/Delanson Sewer District No. 1, the Mariaville Lake Sewer District No. 2, and the Duanesburg Sewer District No. 3 and filed the same with the Town Clerk of the Town of Duanesburg.

PLEASE TAKE FURTHER NOTICE, that the Town Board of the Town of Duanesburg, New York, will meet at the Town Offices of Duanesburg, 5853 Western Turnpike, on **Thursday, October 8, 2020 at 7:00 p.m.** for the purpose of conducting a hearing to consider any objections which may be made to said assessment roll.

BY ORDER OF THE TOWN BOARD
TOWN OF DUANESBURG

Dated: September 21, 2020

**TOWN OF DUANESBURG TOWN BOARD
RESOLUTION**

October 8, 2020

WHEREAS, the Town of Duanesburg Town Supervisor, as Town Budget Officer, has received and reviewed the budget estimates for the 2021 fiscal year budget with the Town Departments; and

WHEREAS, the Town Supervisor has prepared the tentative budget from the budget estimates (the "Tentative Budget"); and

WHEREAS, the budget estimates and Tentative Budget were filed with the Town Clerk's Office; and

WHEREAS, the Town Clerk presented the Tentative Budget to the Town Board at the special meeting of the Town Board on October 5, 2020.

NOW, THEREFORE, BE IT RESOLVED, the Town Board has reviewed the Tentative Budget and approved it as the preliminary budget (the "Preliminary Budget"); and

BE IT FURTHER RESOLVED, that the Town Board directs the Town Clerk to file a copy of the Preliminary Budget with the Town Clerk's Office for review by any interested party during regular office hours; and

BE IT FURTHER RESOLVED, that pursuant to Town Law § 108, the Town Board shall meet and hold a public hearing on October 22, 2020 at 7:00 p.m. at the Town of Duanesburg Town Hall, 5853 Western Turnpike, Duanesburg, New York, to hear any person in favor of or against the Preliminary Budget as compiled or for or against any item therein contained; and

BE IT FURTHER RESOLVED, that the Town Board directs the Town Clerk to publish a notice of public hearing on the Preliminary Budget in the Schenectady Gazette and posted to the Town's website and Town signboard, all to appear once more than five (5) days before the date of public hearing.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting on October 8, 2020.

TOWN OF DUANESBURG TOWN BOARD

RESOLUTION

October 8, 2020

WHEREAS, the Assessor to the Town of Duanesburg has completed, and filed the assessment roll for the Duanesburg/Delanson Sewer District No. 1, the Mariaville Lake Sewer District No. 2, and the Duanesburg Sewer District No. 3 (the "Assessment Roll"), pursuant to Article 15 of the New York State Town Law; and

WHEREAS, the Town Board caused due notice of the completion of the Assessment Roll and of the time and place wherein the Town Board would meet and hear and consider any objections to the Assessment Roll, to be duly published according to law; and

WHEREAS, the Town Board did meet at the Town Hall, 5853 Western Turnpike, Duanesburg, New York, on the 8th day of October 2020, at the time and place specified in said notice and heard and considered all objections to the Assessment Roll.

NOW, THEREFORE, BE IT RESOLVED, that the Assessment Roll is affirmed and adopted as originally proposed and filed; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file, in the office of the Town Clerk, with the Assessment Roll, a warrant which shall be signed by the Town Supervisor and countersigned by the Town Clerk, commanding the Receiver of Taxes and Assessments to collect from the several persons named therein the sum or sums opposite their respective names and to pay the same to said supervisor.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting on October 8, 2020.

Roger Tidball, Supervisor

Jennifer Howe, Town Clerk

Present:

Absent:

Council Members:

Roger Tidball	Yea	Nay	Abstain
John Ganther	Yea	Nay	Abstain
Rick Potter	Yea	Nay	Abstain
William Wenzel	Yea	Nay	Abstain
Jeff Senecal	Yea	Nay	Abstain

RESOLUTION INTRODUCING LOCAL LAW

RESOLUTION NO. -2020

October 8, 2020

WHEREAS, the Town of Duanesburg is subject to a tax levy limitation as a result of the New York State Property Tax Cap Legislation set forth in General Municipal Law § 3-C; and

WHEREAS, General Municipal Law § 3-C(5) provides that a Town Board may 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 of the total voting power of the Town Board, a local law to override such limit for such coming fiscal year only; and

WHEREAS, Local Law No. 3 of 2019 is entitled “Tax Cap Override for FY 2021” (the “Proposed Local Law”) is hereby introduced; and

WHEREAS, adoption of the Proposed Local Law is a Type II action under SEQRA.

NOW THEREFORE BE IT RESOLVED, that each member of the Town Board has received the attached Proposed Local Law attached hereto; and

BE IT FURTHER RESOLVED, that the Town Board directs the Town Clerk to publish a notice of public hearing on the local law in the Schenectady Gazette and post to the Town’s bulletin board and website, all to appear once no later than five (5) days before the date of the public hearing which shall take place at the regular meeting of the Town of Duanesburg Town Board at the Town Offices at 5853 Western Turnpike, Duanesburg, NY 12056 on October 22, 2020 at 7:00 p.m.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting of October 8, 2020.

Roger Tidball, Supervisor

Town Clerk/Deputy Town Clerk

Present:

Absent:

Town Board Members:

Roger Tidball	Yea	Nay	Abstain
John Ganther	Yea	Nay	Abstain
Rick Potter	Yea	Nay	Abstain
William Wenzel	Yea	Nay	Abstain
Jeff Senecal	Yea	Nay	Abstain

TOWN OF DUANESBURG LOCAL LAW NO. 3 OF 2020

TAX CAP OVERRIDE FOR FY 2021

BE IT ENACTED by the Town Board of the Town of Duanesburg in the County of Schenectady as follows:

Section 1. Title of the Local Law.

This local law shall be entitled "Tax Cap Override for FY 2021."

Section 2. Authorization.

This local law is adopted pursuant to subdivision 5 of the 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 vote of sixty percent (60%) of the Town Board.

Section 3. Purpose.

The purpose of this local law is to permit the override of the limit on the amount of real property taxes that may be levied by the Town of Duanesburg, County of Schenectady, pursuant to General Municipal Law § 3-C, and to allow the Town of Duanesburg to adopt a town budget for the fiscal year 2021 ("FY 2021") that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-C.

Section 4. Tax Cap Override for FY 2020

The Town Board of the Town of Duanesburg, County of Schenectady, is hereby authorized to adopt a budget for FY 2021 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law § 3-C.

Section 5 Supersession.

Pursuant to the powers granted by the Municipal Home Rule, this Local Law supersedes all provisions of the Town of Duanesburg Town Code, in so far as such statutes are inconsistent with this Local Law and any other laws or regulations of the Town of Duanesburg are superseded to the extent necessary to give this Local Law full force and effect. All other provisions shall remain the same.

Section 6. Severability.

Each separate provision of this Local Law shall be deemed independent of all other provisions therein, and if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.

Section 7. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Municipal Home Rule Law § 27.