

**MINUTES OF TOWN BOARD MEETING OF OCTOBER 26, 2020
HELD AT THE TOWN HALL, 8529 MAIN ST., CAMPBELL, NEW YORK**

PRESENT: Town Board Members: Jeffrey Horton John R. Tschantre; Glenn Vogel, Terry E. Wheat and James F. Drumm; **Town Clerk:** Michelle L. Seeley; and **Highway Supt:** Thomas A. Austin. **Bookkeeper: Wendy Oman**

ABSENT:

GUESTS: Linda Baird, Joe Seeley, Wayne Crozier, Natalie Drumm.

Call To Order/Pledge /Roll Call/ Prior Minutes.

Mr. Horton called the Public Hearing meeting to order at 7 p.m. at the meeting room of the Campbell Town Hall and led the pledge of allegiance. The Clerk took roll call: All Board Members Present. The minutes of October 5, 2020 were noted. Will be voted on in November Meeting.

2021 Preliminary Budget Public Hearing

The Public Hearing on the proposed Preliminary 2021 budget opened for public comment at 7:02 PM.

Wendy Oman discussed the changes made to the Preliminary budget: \$1,200 was moved into the Flood Erosion expense line with a corresponding revenue from Sales Tax. Contacted James Neary from AMR and the 1.5% increase over 5 years is acceptable. The Town received \$111,898.04 for third quarter Sales Tax. CPE computer quotes were in line with the 2021 budgeted amounts. Revenue is on track with-in \$10,000 of budget, the 3rd quarter Hakes C&D Host agreement fees have been received. There were no changes made to the final budget numbers.

Although the tax cap override is not needed (less than 1% increase for 2021) the Town does this as a precautionary step due to other items that factor into the calculation of the tax levy on the 2021 tax bills. The 2021 projected budgeted Real Property Tax figure verses the 2020 budgeted Real Property Tax figure is an increase of .97%.

Linda Baird asked about the raises for the employees of the Town noting the 4% increase across the board with some raises reaching 10-12% each year.

Mr. Horton explained that with the increase in minimum wages the raise was necessary to keep up. Terry Wheat then noted that Campbell has the lowest paid Board and employees in the county. Supervisor Horton stated When the Governor raises the minimum wage by \$.70 per hour the town must raise the wages for its staff to keep its workers on a level playing field or they will fall behind the poverty line.

To the question of the Town Supervisors raise, it was noted that Mr. Horton was not in the room while the rest of the Board determined the increase. With the water extension project the Supervisor and Deputy Supervisor are doing increasingly more work with roughly 200 emails between September and October needing attention.

Linda Baird mentioned that the Planning Board should be a paid board, and that they meet monthly. There is a lot of research that goes into the position. Supervisor Horton stated that he had heard that the Planning Board could not be paid legally due to them being an impartial board. He stated that he will check with Mr. Buck the town Lawyer about the legality of paying the Planning Board.

The Public Hearing was closed at 7:21 PM.

Tax Cap Override Local Law No. 1 of 2020.

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Supervisor Horton read the proposed Local Law #1 of 2020:

Proposed LL#1 of 2020 (Verbiage)

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 Campbell, County of Steuben pursuant to General Municipal Law§ 3-c, and. to allow the Town of Campbell, County of Steuben 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 2021 that requires a real property tax levy in excess of ' the' "tax levy limit" as defined by General Municipal Law-§ 3-c.

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 vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Override

The Town Board of the Town of Campbell, County of Steuben is hereby authorized to adopt a budget for the fiscal year 2021 that requires a real property tax levy in excess of the limit specified in General Municipal Law, 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, individual, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its application to the, person, individual, firm or corporation, or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.

Section 5.

This Local Law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION #10-2019 was offered by Terry Wheat and seconded by James Drumm as follows:

WHEREAS, at the Town Board meeting held October 5, 2020 the Town Clerk was directed to set a public hearing on the tentative Local Law #1 of 2020 as a local law to override the tax levy limit established in General Municipal Law Section 3-c, October 26, 2020 at 7:00 p.m. to hear all interested parties on a proposed local law entitled "Tax Cap Override Law",

WHEREAS, a Notice of Public Hearing was duly advertised in The Leader on October 19, 2020 and notice was duly posted on the sign board in the Town Hall; and

WHEREAS, said public hearing was duly held on October 26, 2020 at 7:00 p.m., with no public comment offered;

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts said Local Law No. 1 of the Year 2020 entitled "Tax Cap Override Law", a copy of which is attached hereto and made a part of this resolution, and

BE IT FURTHER RESOLVED, that the Town Clerk be and she hereby is directed to file same as Local Law #1 of 2020, to enter said Local Law in the minutes of this

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meeting and in the Local Law Book of the Town, and to give due notice of the adoption of said local law to the Secretary of State of New York.

Adopted by Roll Call vote: Horton-Aye; Drumm-Aye; Wheat-Aye; Tschantre-Aye
Vogel-Aye

Water 1 Extension Bids

Bids Received from Moody's for the water 1 extension project were discussed, Resolution #11-2020 by Terry Wheat and seconded by James Drumm to accept the bid for \$27,700 with the base well set at 126 feet and \$56 per foot thereafter was Resolved in a 5-0 roll call vote.

RESOLVED, that the communication from the Hunt Engineers, Architects, Land Surveyors & Landscape Architect, DPC regarding the award of a contract to Moody Supply Services, LLC for the completion of the Town of Campbell Test Well be received and placed on file; and be it further

RESOLVED, the Town Board of the Town of Campbell, New York hereby accepts the bid of and awards the contract to Moody Water Supply Serves, LLC. as recommended by Town Supervisor Jeffrey Horton and Town Consulting Engineer, Hunt Engineers, Architects, Land Surveyors & Landscape Architect, DPC, with the bid in the amount of \$27,700.00 with a unit price of \$56/ft. for depths greater than 125 ft. included in the base bid; said bidder being the lowest bidder meeting bid specifications; and be it further

RESOLVED, that the Town Supervisor be and is hereby authorized to sign such documents as necessary to effect this award.

Adopted by vote: Ayes-5; Nays-0.

Water 1 is at 75 feet and water 2 is at 82 feet. The Highway will help with the drill cuttings if needed.

Executive Session.

On motion of Terry Wheat seconded by John Tschantre, the following motion was made: that this Board move into executive session to discuss items concerning possible litigation. Time 7:36 PM. Adopted by roll call Vote: Ayes- 5; Nays-0.

Close Executive Session.

On motion of Terry Wheat, and seconded by Glenn Vogel, that the executive session be closed and that this Board return to regular meeting. Time 8:12 PM. Adopted by vote: Ayes-5; Nays-0.

Adjournment.

There being no further business before the Board, the meeting was, upon motion by James Drumm and seconded by Glenn Vogel, adjourned at 8:13 p.m.

Respectfully submitted,

MICHELLE L. SEELEY

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Campbell Town Clerk

DATED: November 6, 2020.

ATTACHMENTS:

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