

TOWN OF LLOYD TOWN BOARD

REGULAR MEETING AGENDA

FEBRUARY 15, 2023

7:00 PM – Open meeting and Pledge of Allegiance

Open Public Hearing Local law B-2023 A local law to amend the code of the Town of Lloyd Chapter 92 by Rescinding Article V “Exemption for volunteer Fire Fighters & Ambulance Workers” and replace same with a new Article V entitled “Exemption for Volunteer Fire Fighters”

Public Hearing PRRD Application Villages in Hudson Valley 01.18.2023

MOTION to close Public Hearing on PRRD Application Villages in the Hudson Valley

1. REPORTS – Town Board Liaisons

A. Town Board Liaisons

Audit – January 1 – June 30, 2022: Councilmembers Auchmoody and Mazzetti

July 1 - December 31, 2022: Councilmembers Fraino and Guerriero

Beautification – Councilmember Auchmoody

Building Department – Supervisor

ECC (Environmental Conservation Committee – Councilmember Guerriero

Highland Fire District/ Ambulance – Councilmember Fraino

Highland Central School District – Councilmember Mazzetti

Highland Landing Park – Councilmember Auchmoody

Lights – Councilmember Fraino

Planning Board – Councilmember Auchmoody

Police – Supervisor

Hudson Valley Rail Trail – Councilmember Auchmoody

Zoning Board of Appeals – Councilmember Guerriero

2. OLD BUSINESS

A.

B.

3. NEW BUSINESS

A.

4. PRIVILEGE OF THE FLOOR

5. MOTIONS AND RESOLUTIONS

- A. MOTION** to approve the minutes January 18, 2023 and February 1, 2023 Town Board minutes.
- B. RESOLUTION** to authorize the payment of vouchers as audited by the Audit Committee.
- C. RESOLUTION** to authorize the Supervisor to sign the Transient Merchant license for Hudson Valley Guides, LLC to conduct Kayak tours and lessons out of Highland Landing Park and Berean Park.
- D. RESOLUTION** to hire Troy McEwen as PT Dispatcher effective of 02/16/2023 at a salary of \$19.20/hour at the recommendation of Police Chief James Janso.
- E. RESOLUTION** to hire William T. Deis as PT Dispatcher effective of 02/16/2023 at a salary of \$19.20/hour at the recommendation of Police Chief James Janso.
- F. RESOLUTION** to hire Joshua D. Tucker as Full Time Police Officer effective of 02/16/2023 at a salary of \$78,016 at the recommendation of Police Chief James Janso.
- G. MOTION** to appoint the following committee:
Lloyd Community Development Corporation

Sean Murphy for a term of January 1, 2022 – December 31, 2025
Jennifer Alnwick for a term of January 1 2023 – December 31, 2025
Mark Elia for a term of January 1 2023 – December 31, 2025
Charles Glasner for a term of January 1, 2022 – December 31 2025
Nicki Anzivena for a term of January 1 2023 – December 31 2025
Margaret O’Halloran for a term of January 1 2023 – December 31, 2025

Officer: Chair: Supervisor Dave Plavchak
Counsel: Sean Murphy
Treasurer: Kendra Minard
Deputy Secretary: Margaret O’Halloran

- H. RESOLUTION** to authorize the supervisor to sign the Fireworks contract with July 4Ever Fireworks, Inc. for the Town of Lloyd’s July 1st Fourth of July display in the amount of \$10,000.00.
- I. RESOLUTION** to hire Douglas M. Freeman, as MEO, at the hourly rate of \$25.01, effective 2/27/23, pending satisfactory completion of a DOT physical, which is budget supported and at the recommendation of Richard Klotz Highway Superintendent.

February 15, 2023

J. RESOLUTION to purchase a 2023 International CV515 cab & chassis with Tenco plow and body dump truck through piggy-backing the Onondaga County Government Contract #ONGOV106-19, at a total cost of \$134,483.00 utilizing our unexpended/revenue funds effective immediately.

K. RESOLUTION to designate \$120,000 of Highway Revenue funds for the 2023 Permanent Road Improvement Project of Reservoir Road and it's assignment to Budget Line 5112.43.

MOTION to Close Public Hearing on Local Law 2-2023 Fire Fighters Exemption.

L. RESOLUTION TO ENACT LOCAL LAW NO. 2- 2023

At a meeting of the Town Board, Town of Lloyd, held at the Town Hall, 12 Church Street, Highland, New York, on the 15th day of February, 2023, at 7:00 p.m

WHEREAS, proposed Local Law No. 2-2023, A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LLOYD CHAPTER 92 BY RESCINDING ARTICLE V “EXEMPTION FOR VOLUNTEER FIRE FIGHTERS & AMBULANCE WORKERS” AND REPLACE SAME WITH A NEW ARTICLE V ENTITLED

“EXEMPTION FOR VOLUNTEER FIRE FIGHTERS”, was introduced at a meeting of the Town Board held on the 1st day of February, 2023, at 4:00 p.m.; and,

WHEREAS, a public hearing has been held thereon on the 15th day of February, 2023, at 7:00 p.m., at which time all interested persons were given an opportunity to be heard thereon; and,

WHEREAS, the within local law is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act.

NOW, THEREFORE, be it resolved by the Town Board of the Town of Lloyd, that Local Law No. 2-2023 be enacted as in the form attached hereto as Schedule “A” as fully as set forth herein, being A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LLOYD CHAPTER 92 BY RESCINDING ARTICLE V “EXEMPTION FOR VOLUNTEER FIRE FIGHTERS & AMBULANCE WORKERS” AND REPLACE SAME WITH A NEW ARTICLE V ENTITLED “EXEMPTION FOR VOLUNTEER FIRE FIGHTERS”.

M. RESOLUTION

At a meeting of the Town Board, Town of Lloyd, held at the Town Hall, 12 Church Street, Highland, New York, on the 15st day of February, 2023 at 7:00 PM.

WHEREAS, the Town intends to expand the existing parking lot at Tony Williams Field, located on the south side of South Riverside Road, within the Town, for the purpose of adding additional parking spaces between the existing parking lot and South Riverside Road; and

WHEREAS, the Town has received a proposal for engineering-related services from Hudson Land Design, Civil & Environmental Engineering Consultants, which will include the preparation of a plan set that will include grading, erosion control and

February 15, 2023

sediment control with construction details for the proposed parking lot improvements for an estimated cost of \$4,200.00, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Town wishes to approve said agreement and authorize the Supervisor to enter into said proposal on behalf of the municipality.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS, the proposal for engineering-related services for the Tony Williams Park parking lot expansion between the Town and Hudson Land Design annexed hereto as Exhibit "A" be and the same is hereby approved and David Plavchak, the Town Supervisor, is authorized to sign said proposal on behalf of the Town.

LOCAL LAW B - 2023

A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LLOYD CHAPTER 92 BY RESCINDING ARTICLE V "EXEMPTION FOR VOLUNTEER FIRE FIGHTERS & AMBULANCE WORKERS" AND REPLACE SAME WITH A NEW ARTICLE V ENTITLED "EXEMPTION FOR VOLUNTEER FIRE FIGHTERS".

Section 1

The Code of the Town of Lloyd, Chapter 92, entitled "Taxation", be and the same is hereby amended by deleting Article V, "Exemption for Volunteer Fire Fighters and Ambulance Workers" and replacing same with a new Article V, "Exemption for Volunteer Firefighters":

"Article V.

§ 92-12 Purpose.

This Local Law is enacted for the purpose of providing a partial tax exemption upon certain real property based upon the owner's membership in the Highland Fire Department or Clintondale Fire Department volunteer organizations, as permitted by Section 466-a of New York's Real Property Tax Law.

§ 92-13 Legislative Intent.

The purpose of this article is to provide a partial exemption from taxation imposed by the Town of Lloyd upon certain real property situated within the Town of Lloyd owned by persons who voluntarily serve as members of the Highland Fire

Department or Clintondale Fire Department under the parameters set forth herein, pursuant to the authority vested in the Town by § 466-a of the Real Property Tax Law of the State of New York.

§ 92-14 Partial Exemption Granted.

A. Real property owned by an enrolled volunteer member of the Highland Fire Department or Clintondale Fire Department, or such enrolled member and spouse, residing within the Town of Lloyd shall be exempt from taxation to the extent of ten percent (10%) of the assessed value of such property for Town purposes, exclusive of special assessments.

B. Such exemption shall not be granted to an enrolled member of the Highland Fire Department or Clintondale Fire Department unless:

1. The applicant resides within the Town of Lloyd; and
2. The property is the primary residence of the applicant; and
3. The property is 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; and
4. The applicant has been certified by the authority having jurisdiction for the Highland Fire Department or Clintondale Fire Department as an active member of said Department having served a minimum of two (2) consecutive years of service. The Chief of the Department, or his/her designee, shall determine eligibility for the exemption established hereunder utilizing the official service records of each applicant.

§ 92-15 Lifetime Partial Exemption Eligibility.

Any enrolled member of the Highland Fire Department or Clintondale Fire Department who accrues more than twenty (20) years of active service and is so certified by the said Fire District and said certification is provided to the Town of Lloyd Assessor, shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Town of Lloyd.

§ 92-16 Line of Duty Death Partial Exemption Eligibility.

Un-remarried spouses of volunteer firefighters killed in the line of duty shall be entitled to continue the partial exemption granted hereunder provided, however, that:

1. Such un-remarried spouse is certified by the Town of Lloyd as an un-remarried spouse of an enrolled member of the Highland Fire Department or Clintondale Fire Department who was killed in the line of duty; and
2. such deceased volunteer had been an enrolled member for at least five (5) years; and
3. such deceased volunteer had been receiving the exemption prior to his or her death.

§ 92-17 Deceased Member Partial Exemption Eligibility.

Un-remarried spouses of deceased volunteer firefighters shall be entitled to continue the partial exemption granted hereunder provided, however, that:

1. Such un-remarried spouse is certified by the Town of Lloyd as an un-remarried spouse of an enrolled member of the Highland Fire Department or Clintondale Fire Department who is deceased; and
2. such deceased volunteer had been an enrolled member for at least twenty years; and
3. such deceased volunteer and un-remarried spouse had been receiving the exemption prior to his or her death.

§ 92-18 Application Procedure.

A volunteer firefighter worker must annually, on or before the applicable taxable status date, file an application for such property tax exemption with the assessor responsible for preparing the assessment roll for the Town of Lloyd, on a form as prescribed by the New York State Commissioner of Taxation and Finance. “

Section 2. Severability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application

February 15, 2023

directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of Town of Lloyd hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4. Authority

This Local Law is enacted pursuant to the Municipal Home Rule Law and Real Property

Tax Law §466-a. This Local Law shall supersede the provisions of Town Law to the extent it is inconsistent with the same, and to the extent permitted by the New York State Constitution, the Municipal Home Rule Law, or any other applicable statute.

Section 5. Effective Date

This law shall become effective upon filing with the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.