

SPECIAL TOWN BOARD MEETING  
OCTOBER 2, 2018

Resolution # 170- 173

Officers Present:

Supervisor Albrigo  
Councilor Donovan  
Councilor Kelley  
Councilor Krawczyk  
Councilor LaFex  
Councilor Valenti  
Councilor Weber

Others Present:

Thomas Cerio, Town Attorney  
David Herkala, Town Attorney

Town Clerk: Joseph Ranieri  
Call to Order: 630PM  
Pledge of Allegiance & Prayer

Public Hearing: Local Law 6 – 2018 – Overriding the Tax Levy Limit for 2019.  
Supervisor Albrigo, on motion from Councilor Valenti, seconded by Councilor Weber, and approved, opened the public hearing at 632PM. David Herkala, Town Attorney, gave an overview of the resolution. Michael Kempisty, State Fair Blvd, spoke on the matter. With no one else wishing to be heard, the Supervisor, on motion from Councilor Valenti, seconded by Councilor Kelley, and adopted, closed the hearing at 641PM.

Resolution # 170

Authorization from Town Board to Adopt Local Law 6 – 2018

Motion: Councilor Weber Second: Councilor LaFex

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED IN NEW YORK GENERAL MUNICIPAL LAW §3 - C IN AND FOR THE TOWN OF GEDDES**

Be it enacted by the Town of Geddes Town Board as follows:

#### 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 Geddes pursuant to General Municipal Law § 3-c, and to allow the Town of Geddes to adopt a budget for the fiscal year beginning January 1, 2019, and ending December 31, 2019, 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 of Geddes Town Board to override the tax levy limit by the adoption of a local law approved by vote of at least 60% of the total voting power of the Town of Geddes Town Board.

#### Section 3

Tax Levy Limit Override: The Town Board of the Town of Geddes, County of Onondaga is hereby authorized to adopt a budget for the fiscal year 2019 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal 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, firm or corporation or circumstance shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm, or corporation or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

#### Section 5

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

A Roll Call Vote was taken: Councilor Krawczyk, Donovan, Valenti, Weber, Kelley, LaFex and Supervisor Albrigo voted yes.    Ayes        -        7        Nays    -        0        Carried

The Resolution was thereupon declared and passed.

