

SPECIAL BYRON TOWN BOARD BUDGET MEETING

October 21, 2020

The Byron Town Board Meeting was called to order by Supervisor Yasses at 7:00 p.m. with the following people present:

Supervisor.....	Peter Yasses
Councilmen.....	Sue Fuller
	Josh Kent
	Eric Zuber
	Jeff Thompson
Highway Superintendent.....	David Leaton
Town Clerk.....	Debra Buck-Leaton
Public:	
Jack Redick	
James Northup	

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Supervisor Yasses.

**LEGAL NOTICE
SPECIAL MEETING
OF THE BYRON TOWN BOARD**

The Byron Town Board will hold a Special Meeting on Wednesday, October 21, 2020 at 7:00 p.m. at the Byron Town Hall, 7028 Rte. 237, Byron, New York to review the 2021 budget. The meeting will be held via ZOOM video conference for the public, which link can be found on the Town of Byron website at www.byronny.com prior to the meeting.

*By Order of the Byron Town Board
Debra M. Buck-Leaton
Byron Town Clerk*

PUBLIC HEARING – 2021 BUDGET:

A **motion** was made by Councilman Kent to approve the 2021 Preliminary Budget, and to set the Public Hearing on the 2021 Preliminary Budget for November 4, 2020 at 7:00 p.m. via Zoom video conferencing for the public. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

TAX CAP OVERRIDE:

**Local Law No. 2 of 2020
Town of Byron
County of Genesee**

A Local Law to override the tax levy limit established in General Municipal Law 3-c

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 Byron pursuant to General Municipal Law §3-c, and to allow the Town of Byron to adopt a budget 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 Limit Override

The Town Board of the Town of Byron, County of Genesee, is hereby authorized to adopt a budget for the fiscal year 2021 that requires a real property tax levy in excess of the amount otherwise proscribed 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.

RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW NO. 2 OF 2020 AND TO SCHEDULE A PUBLIC HEARING

RESOLUTION #96:

Councilman Kent offered the following resolution and moved for its adoption:

WHEREAS, the Town Board of the Town of Byron, New York desires to consider adopting legislation to override the limit on the amount of real property taxes that may be levied by the Town of Byron pursuant to General Municipal Law Section 3-c, and to allow the Town of Byron to adopt a town budget for fiscal year 2021 that requires a real property tax levy in excess of the tax levy limit, also known as Town of Byron Local Law No. 2 of 2020.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Byron, New York that proposed Local Law No. 2 of 2020 entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law Section 3-c”, which proposed Local Law is now in its final form as appears by a copy thereof hereto attached, be and the same hereby is introduced for adoption; and

BE IT FURTHER RESOLVED that said proposed Local Law be laid upon the desks of the members of this Town Board on this date and remain there and a copy thereof be kept on file in the office of the Town Clerk

until November 4, 2020, and that a Public Hearing be held before this Town Board on the 4th day of November, 2020, at 7:00 p.m. via Zoom at the Byron Town Hall, 7028 Rte. 237, Byron, New York, on the advisability of enacting said proposed Local Law; and

BE IT FURTHER RESOLVED that a copy of said proposed Local Law be mailed to each member of the Town Board not in attendance at this meeting in a postpaid, properly addressed and securely closed envelope in a post box within the Town of Byron, New York not less than ten (10) calendar days, exclusive of Sunday, prior to the date of said Public Hearing;

BE IT FURTHER RESOLVED that the Town Clerk shall cause notice of said Public Hearing to be published once in the Batavia Daily News at least five (5) days prior to the date of said Public Hearing, which notice shall contain the time and place of said hearing, the title and purpose thereof, as well as a statement that a copy of said proposed Local Law is on file in the Town Clerk's Office.

Councilman Zuber seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

PUBLIC COMMENTS:

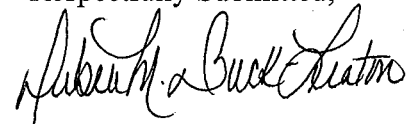
None

ADJOURN:

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 7:15 p.m. The motion was seconded by Councilman Kent and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Respectfully Submitted,



Debra M. Buck-Leaton
Byron Town Clerk