

Town Board Special Meeting
Town of Hornellsville
Town Hall - 4 Park Ave, Arkport
Monday, November 20, 2023 5:30 PM

Present: Dan Broughton, Supervisor
Robert Mauro, Councilman
David Oakes, Councilman
Trisha Yanni, Councilman
Recording Secretary: Shannon Smith, Deputy Clerk
Others Present: Debra Castle-Harvey, Bookkeeper

CALL TO ORDER

The Special Meeting was called to order at 5:29 p.m. by Dan Broughton, Supervisor.

BUSINESS

The purpose of this Special Meeting is to discuss overriding the tax levy limit for fiscal year 2024 via Local Law #2-2023 and to adopt the Budget for 2024. No public was present at the Public Hearing.

LOCAL LAW

Local Law 2-2023
Override the Tax Levy Limit for Fiscal Year 2024

SECTION 1. Authority.

This Local Law is enacted pursuant to subdivision 5 of N.Y. General Municipal Law §3-c (the “Property Tax Cap Law”), 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 2. Purpose.

The purpose of this local law is to permit the Town Board to override the tax levy limit on the amount of property taxes that may be levied by the Town of Hornellsville pursuant to the Property Tax Cap Law, and to allow the Town to adopt a budget for Fiscal Year 2024 that requires a real property tax levy in excess of the “tax levy limit” as defined by the Property Tax Cap Law. Such override is necessary and in the best interests of the Town.

SECTION 3. Tax Levy Limit Override.

The Town of Hornellsville Town Board is hereby authorized to override the Tax Levy Limit established pursuant to N.Y. General Municipal Law §3-c, for Fiscal Year 2024, and to adopt a budget for Fiscal Year 2024 that requires a real property tax levy in excess of the amount otherwise prescribed in N.Y. General Municipal Law §3-c.

SECTION 4. Severability.

If any clause, sentence, paragraph, section or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged 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 said clause, sentence, paragraph, section 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 order or judgment shall be rendered.

Section 5. Effective Date.

This local law shall take effect immediately upon its filing with the Secretary of State as provided in §27 of the N.Y. Municipal Home Rule.

Motion was made by Mauro, seconded by Oakes to adopt Local Law 2-2023.

Roll Call: Broughton, Mauro, Oakes and Yanni; all ayes. Carried.

BUDGET

Motion was mad by Oakes, seconded by Mauro to approve the budget for fiscal year 2024.

Roll Call: Broughton, Mauro, Oakes and Yanni; all ayes. Carried.

PUBLIC – None present

ADJOURNMENT

With no further business, on a motion made by Mauro, seconded by Oakes, the meeting was adjourned at 5:30 p.m.

Roll Call: Broughton, Mauro, Oakes and Yanni; all ayes. Carried.

Respectfully Submitted,

Shannon Smith
Town Clerk
December 12, 2023