

**TOWN OF ONEONTA
TOWN BOARD
October 10, 2018**

CALL TO ORDER; ROLL CALL; PLEDGE OF ALLEGIANCE

PETITIONERS

7:00 pm PUBLIC HEARING – Establish the Oneonta Fire Protection District

7:15 pm PUBLIC HEARING – Local Law to Override the Tax Levy Limit

COMMITTEE REPORTS

Highway/Water & Sewer

Sewer/Water Delinquents

Westgate Project: Change Order #3 – Sidewalks \$5500

Payment Request #2 - \$197,799.50 (Retainage \$10,410.50)

Public Safety

Unsafe properties 238 West St; 14 Jackson Ave; 115 Valley St.

Facilities, Technology, Parks

Human Resources and Public Benefit

Tobacco-Free Policy

New Sexual Harassment Policy

Legislative

ATTORNEY

CODE ENFORCEMENT

MISCELLANEOUS

Action on the 2019 Budget

Authorize Breck Tarbell to attend Planning/Zoning School

PETITIONERS

APPROVAL OF MINUTES – October 10, 2018, November 1, 2018

BILLS/BUDGET MODIFICATIONS

ADJOURNMENT

At a Regular Meeting of the
Town Board of the Town of
Oneonta held on
November 14, 2018 at 7:00 p.m.

**In the Matter of the Adoption of Local Law
No. 5 of 2017 entitled "A Local Law Permitting
The Town of Oneonta to Override the
Tax Levy Limit as Defined Under Section 3-c
of the General Municipal Law"**

WHEREAS, General Municipal Law Section 3-c outlines the limits of a permissible tax levy; and

WHEREAS, the Town has prepared a proposed Local Law to override the tax levy limit; and

WHEREAS, the Town Board has reviewed and considered the proposed Local Law; and

WHEREAS, the Town Board adopted a resolution on November 1, 2018 scheduling a public hearing on the proposed Law for November 1, 2018; and

WHEREAS, the public hearing on the Proposed Local Law No. 2 was held on November 1, 2018 at the Town Hall; and

WHEREAS, the Town Board reviewed and considered all public comments received on the proposed Law; and

WHEREAS, the proposed Law was on file for inspection at the Town Clerk's office prior to the hearing and during the public hearing process and was also available on the Town's web site; and

NOW THEREFORE, BE IT RESOLVED that Local Law No. 2 of 2018 entitled "A Local Law Permitting the Town of Oneonta to Override the Tax Levy Limit as Defined Under Section 3-c of the General Municipal Law", is hereby adopted and the Town Clerk and Town Attorney are hereby directed to file said Local law with the Office of the Secretary of State in accordance with State Law.

Town Board Member

so moved; Town Board Member

Seconded, and the Town Board voted as follows:

Be it hereby enacted by the Town Board of the Town of Oneonta, Otsego County, New York, as follows:

SECTION I: INTENT AND PURPOSE

It is the intent of this local law to allow the Town of Oneonta to adopt a budget for the fiscal year commencing 2018 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

SECTION II: AUTHORITY

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

SECTION III: TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Oneonta, County of Otsego is hereby authorized to adopt a budget for the fiscal year 2018 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

SECTION IV: VALIDITY

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 of application 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 the Town of Oneonta hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

SECTION V: EFFECTIVE DATE

This Local Law shall take effect immediately upon the filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.