

August 13, 2026  
WEBSITE [www.macedontown.gov](http://www.macedontown.gov)

The Town of Macedon held a regularly scheduled Town Board meeting on August 13, 2026, at the Town Complex, 32 Main St, Macedon, NY 14502. The meeting is also made available for public participation on Zoom. The meeting was called to order by Supervisor Kim V. Leonard at 5:30 pm.

Upon Roll Call, the following members of the Board were

Present:

|               |                |
|---------------|----------------|
| Councilperson | Bruce Babcock  |
| Councilperson | Dianne Dorfner |
| Councilperson | Jeremy LaMarti |
| Councilperson | David Maul     |
| Supervisor    | Kim V. Leonard |

Absent

Also, Present:

|                        |                        |
|------------------------|------------------------|
| Attorney               | David Fulvio           |
| Chief of Police        | Adam Husk              |
| Director of EMS        | Paul Harkness          |
| Highway Superintendent | Christopher Countryman |
| Town Clerk             | Karrie Bowers          |
| Town Engineer          | Scott Allen            |

**RESOLUTION NO. 165 (2026) EXECUTIVE SESSION**

RESOLVED the Board enters into executive session at 5:30 PM to discuss personnel/litigation.

MOTION BY DORFNER, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

Declared out of executive session at 7:00 PM

**RESOLUTION NO. 166 (2026) APPROVAL OF MINUTES**

RESOLVED the Board accepts the minutes from the July 9, 2026 (regular) meeting.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**REPORTS**

- Town Clerk June & July Reports
- Assessor Report
- Macedon Police July Report
- June Ambulance Report

**RESOLUTION NO. 167 (2026) APPROVAL OF REPORTS**

RESOLVED the Board approves the reports submitted

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

\*Macedon Recreation Report

**RESOLUTION NO. 168 (2026) SCHEDULE PUBLIC HEARING LL#1-2026 FLOOD DAMAGE PREVENTION**

RESOLVED the Town Board schedules a public hearing for September 10, 2026, at 7:10 pm prevailing time at the Macedon Town Hall for the purpose of obtaining public comment on the proposed Local Law #1 – 2026 Flood Damage Prevention, and

BE IT RESOLVED the Town Board authorizes the Town Clerk to publish in the legal paper, The Times, the notice of said hearing.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 169 (2026) LWRP (LOCAL WATERFRONT REVITALIZATION PROGRAM) PROFESSIONAL SERVICES AGREEMENT**

RESOLVED, the Town Board authorizes the Macedon Town Supervisor to sign the Professional Planning Services Agreement with LaBella for LWRP, Local Waterfront Revitalization Program, for a total of \$ 88,740.00; details per the 7/13/2026 Agreement, with the account code to be established by Patty Conklin, Accountant.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 170 (2026) QUAKER ROAD NYSDOT CUL-DE-SAC DESIGN APPROVAL**

WHEREAS, the CSX Railroad Grade Crossing on Quaker Road has been permanently closed due to safety considerations by NYSDOT,

AND WHEREAS, the NYSDOT will be installing permanent cul-de-sac turnarounds at the ends of the road terminations on the Town Roads,

AND WHEREAS, the NYSDOT provided updated design plans for Town review on 8/7/26, NYSDOT Project Identification Number (PIN #) 4933.97,

AND WHEREAS, the Town Engineer and Town Highway Superintendent have reviewed the revised plans and have recommended acceptance of the final design,

RESOLVED, the Town Board authorizes the Town Supervisor to sign the final design plan package as submitted by NYSDOT on 8/7/26.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 171 (2026) NEW YORK STATE DOT 2025/2026 MUNICIPAL SUPPLEMENTAL AGREEMENT ADJUSTMENT FOR CONTRACT NO. D014844**

WHEREAS the Town of Macedon is under contract with the New York State Department of Transportation to provide snow and ice control on specified State roads within the Town, and

WHEREAS due to the severity of the winter during 2025/2026, the NYS DOT requests that the Municipal Snow & Ice Agreement Estimated Expenditure be revised to reflect these changes, and

WHEREAS the NYSDOT Municipal Snow & Ice Program Agreement Adjustment/Calculation Worksheet for Index Lump Sum Agreements for the 2025/2026 Snow & Ice Season shows a revised estimate of \$252,444.83, an increase of \$35,647.39 from the original base season estimate of \$216,797.44 from the current agreement, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Macedon execute the NYSDOT Municipal Snow & Ice Program Agreement Adjustment/Calculation Worksheet for Index Lump Sum Agreements for the 2025/2026 Snow & Ice Season with an increase of \$35,647.39.

MOTION BY DORFNER, SECONDED BY LAMARTI

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 172 (2026) 2026 CHEVY SILVERADO 1500**

RESOLVED, the Town Board authorizes the Supervisor to sign the lease contract dated 8/5/26 with VanBortel Chevrolet for a 2026 Chevy Silverado; the total amount for the lease is \$14,487.84 over 36 months to be expensed from A9788.612. This was approved for the 2026 budget year.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI ABSTAIN, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 173 (2026) WAYNE FINGER LAKES BOCES COOPERATIVE ELECTRICITY SUPPLY BID WFL 2027-12**

WHEREAS, the Town of Macedon of New York State desires to participate in a Cooperative Bidding Program conducted by the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties from year to year or, until this Resolution is rescinded, for the purchase and supply of electricity. And...

WHEREAS, The Town of Macedon of New York State is desirous of participating with The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties in the joint bid of the commodities and/or services mentioned below as authorized by General Municipal Law, Section 119-o... And...

WHEREAS, The Town of Macedon of New York State has appointed The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties as representative to assume the responsibility for drafting of specifications, advertising for bids, accepting and opening bids, tabulating bids, reporting the results to the Town of Macedon of New York State and making recommendations thereon...

THEREFORE...

BE IT RESOLVED, That the Town of Macedon of New York State and The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties hereby accept the appointment of The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters related above... And...

BE IT FURTHER RESOLVED, That the Town of Macedon of New York State authorizes the above-mentioned Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters regarding the entering into a contract for the purchase of the below-mentioned commodities and/or services... And...

BE IT FURTHER RESOLVED, That the Town of Macedon of New York State agrees to assume its equitable share of the costs incurred as a result of the cooperative bidding... And...

NOW, THEREFORE, BE IT RESOLVED, That The Town Supervisor on behalf of the Town of Macedon of New York State hereby is authorized to participate in cooperative bidding conducted by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties for supply of electricity and if requested to furnish The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties an estimated minimum number of units that will be purchased by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties. The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties is hereby authorized to award cooperative bids to the bidder deemed to be the lowest responsive

and responsible meeting the bid specifications and otherwise complying with Article 5-A of the General Municipal Law of the State of New York relating to public bids and contracts.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 174 (2026) MAINTENANCE OF THE BULLIS COLLECTION AGREEMENT**

WHEREAS, a Maintenance of the Bullis Collection and direct/indirect costs to be incurred for the "Bullis Room was requested by the Macedon Public Library Board of Trustees, and

WHEREAS, the Town Board has reviewed and submitted revisions to the original agreement as presented by the Library Board of Trustees, be it therefore

RESOLVED, the Town Board authorizes the Supervisor to sign the **Maintenance of the Bullis Collection Agreement as revised below and to present said agreement to the Macedon Library Board of Trustees.**

1. Macedon Public Library will monitor the A/C, heat, and humidity of the Bullis room and notify the Town of Macedon of any issues. Since the library leases the building at no charge from the Town of Macedon and is the recipient of annual interest earned on the principal amount of \$ 320,016.64 (paid directly to the MPL from the RACF) per the approval of an investment agreement at the 7/9/2026 Town Board meeting, any repairs, improvements, or replacement of the systems necessary to ensure proper control to preserve the Bullis Books in the Bullis Room located in the MPL, will NOT be the responsibility of the Town of Macedon. The Nettie Bullis Estate (P. Rubery), RACF Foundation or the Principal Amount of \$ 320,016.64 invested with RACF, via the Town of Macedon are available options to cover any costs incurred specifically for the "Bullis Room/Bullis Books".
2. The Macedon Public Library will keep the Bullis room locked. MPL will allow admittance to the Bullis room upon request. The MPL staff will have access to a room key and have a sign-in sheet as a record of who has entered the room and when. MPL will not allow backpacks, carryalls, etc., to enter the room. This will allow free use of the room and continue to protect it by locking it when not in use. After the Bullis room is accessed by a patron, the library staff will inspect the room to see that things are in order and file books appropriately.
3. The Macedon Public Library will maintain normal maintenance of these books in the same manner as the rest of the library. The MPL will not hire additional staff to work with the collection (current library staff will maintain it). If a book is found damaged, it will be put aside with any other damaged books that are currently marked "Damaged books. Do Not Touch", which are in a separate case. If the damaged book is known to have a value over \$500, it will be sent out for repairs and paid for by Bullis interest. The Town of Macedon will clean the Bullis room as it does the rest of the library. The Bullis collection books have been placed in individual dust jackets that protect the pages, and do not require additional cleaning. MPL will leave the collection as is. If necessary, MPL reserves the right to cull books and artifacts that were not part of the original Bullis estate. These items would be offered to the Macedon Historical Society first.

MOTION BY DORFNER, SECONDED BY LAMARTI

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 175 (2026) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2026/2027 – REALTY INCOME PROPERTIES 9, LLC (CVS)**

WHEREAS, Realty Income Properties 9, LLC has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2026/2027 in Wayne County Supreme Court under index number CV09493`; and

WHEREAS, the litigation costs of these challenges can be more than the Town can anticipate and afford, and the effects of such litigation extend additionally to the school and County tax base; the County of Wayne has adopted a policy of municipal participation in the costs and expense of such litigation by resolution 524-17, dated October 17, 2017; and

WHEREAS, the Town of Macedon attorney has advised the Town Board that this litigation meets the requirement of municipal participation in that the real property in question has an assessed value in excess of \$1,000,000 and the petitioner is desirous of either a change in assessment of ten (10) percent or a change of at least \$100,000 less than the assessed value, to wit: assessment of \$2. 500, 000 is sought to be reduced to an assessed value of \$811,688; and

WHEREAS, the Town of Macedon desires to qualify this litigation for Wayne County and Palmyra-Macedon School District participation to equally share the legal and appraisal costs of this litigation,

NOW, THEREFORE, BE IT RESOLVED that the Town of Macedon does hereby agree to share equally in the legal and appraisal costs of this litigation and does hereby request Wayne County and Palmyra-Macedon School District participation to share equally in the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the proceedings will involve the County Attorney and Real Property Tax Services Director as consultants regarding appraisals and/or settlement strategies and the Town Attorney is authorized to communicate pursuant to common defenses confidentiality agreements with the County of Wayne and Palmyra-Macedon School District; and

BE IT FURTHER RESOLVED that the Town of Macedon will pay its equal share of the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the Town Supervisor be and the same is hereby authorized to request participation by the County of Wayne and Palmyra-Macedon School District for equal participation in the legal and

appraisal costs of this litigation by sending a copy of the Wayne County Real Property Tax Services Director and to the Superintendent of the Palmyra-Macedon School District.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 176 (2026) RESOLUTION NO. 176 (2026) RESOLUTION SEEKING COUNTY AND SCHOOL PARTICIPATION IN ARTICLE 7 LITIGATION EXPENSES FOR THE YEAR 2026/2027 – WALMART**

WHEREAS, Wal Mart Stores Inc #US03842 has commenced a proceeding pursuant to Article 7 of the Real Property Tax Law for the year 2026/2027 in Wayne County Supreme Court under index number CV094930; and

WHEREAS, the litigation costs of these challenges can be more than the Town can anticipate and afford, and the effects of such litigation extend additionally to the school and County tax base; the County of Wayne has adopted a policy of municipal participation in the costs and expenses of such litigation by resolution 524-17, dated October 17, 2017; and

WHEREAS, the Town of Macedon attorney has advised the Town Board that this litigation meets the requirement of municipal participation in that the real property in question has an assessed value in excess of \$1,000,000 and the petitioner is desirous of either a change in assessment of ten (10) percent or a change of at least \$100,000 less than the assessed value, to wit: assessment of \$14, 250, 000 is sought to be reduced to an assessed value of \$4, 349, 026; and

WHEREAS, the Town of Macedon desires to qualify this litigation for Wayne County and Palmyra-Macedon School District participation to equally share the legal and appraisal costs of this litigation,

NOW, THEREFORE, BE IT RESOLVED that the Town of Macedon does hereby agree to share equally in the legal and appraisal costs of this litigation and does hereby request Wayne County and Palmyra-Macedon School District participation to share equally in the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the proceedings will involve the County Attorney and Real Property Tax Services Director as consultants regarding appraisals and/or settlement strategies and the Town Attorney is authorized to communicate pursuant to common defenses confidentiality agreements with the County of Wayne and Palmyra-Macedon School District; and

BE IT FURTHER RESOLVED that the Town of Macedon will pay its equal share of the legal and appraisal costs of this litigation; and

BE IT FURTHER RESOLVED that the Town Supervisor be and the same is hereby authorized to request participation by the County of Wayne and Palmyra-Macedon School District for equal participation in the legal and appraisal costs of this litigation by sending a copy of the Wayne County Real Property Tax Services Director and to the Superintendent of the Palmyra-Macedon School District.

MOTION BY BABCOCK, SECONDED BY MAUL

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI ABSTAIN, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 177 (2026) 2026-2027 SCHOOL TAX COLLECTORS**

RESOLVED that as provided in Section 37 of the Town Law of New York State, the Town Board of the Town of Macedon does hereby appoint the following individuals to collect for the 2026-27 school year.

RESOLVED that Irene Unterborn is appointed Tax Collector for the portion of the Palmyra-Macedon Central School District within the Town, and

BE IT FURTHER RESOLVED that Krystina Lizak is appointed School Tax Collector for the portion of the Penfield School District within the Town, and

BE IT FURTHER RESOLVED that Lindsay Johnsen is appointed School Tax Collector for the portion of Victor Central School District within the Town, and

BE IT FURTHER RESOLVED that Michele Verstraete is appointed School Tax Collector for the portion of Gananda School District within the Town, and

BE IT FURTHER RESOLVED that Shelly LaRocca is appointed School Tax Collector for the portion of Wayne Central School District within the Town.

MOTION BY BABCOCK, SECONDED BY LAMARTI

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 178 (2026) PERSONNEL - HIGHWAY**

RESOLVED, the Town Board authorizes the Highway Superintendent, Christopher Countryman, to hire Jacob LaPlant as a full-time Heavy Equipment Operator with a start date of September 14, 2026. This new hire will have a six-month probationary period during which he must obtain his Class B CDL. His starting rate will be \$24.00 per hour per the current union contract. This position is to fill the vacancy left by a recently retired highway employee.

MOTION BY DORFNER, SECONDED BY LAMARTI

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION NOT CARRIED

AMENDED RESOLUTION

MOTION BY LAMARTI, SECONDED BY DORFNER

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 179 (2026) PUBLIC HEARING SET – LOCAL LAW NO. 2 (2026) NYS TAX CAP OVERRIDE**

RESOLVED the NYS Tax Cap Override Local Law #2 (2026) Public Hearing will be held on Thursday, September 10, 2026, at 7:20 pm prevailing time at the Macedon Town Hall for the purpose of obtaining public comment on Local Law #2 (2026) Tax Cap to adopt for the fiscal year 2027 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3, and

BE IT FURTHER RESOLVED, the Town Board authorizes the Town Clerk to publish in the legal paper, Times, the notice of said hearing.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 180 (2026) CLERK TO THE BAR - TUSCH**

RESOLVED, the Town Board appoints Amy Tusch as the Clerk to the BAR for fiscal year 2026 at the rate of \$ 413.00 per year to be coded to A 1356.100, and be it further,

RESOLVED, the Town Board approves \$ 538.02 for additional pay for the extra hours put in for the 2026 Assessment Revaluation to be coded to A 1355.100.

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**RESOLUTION NO. 181 (2026) JCAP GRANT**

RESOLVED, the Macedon Town Board authorizes the Macedon Town Court to apply for a New York State Justice Court Assistance Program (JCAP) grant in the 2026-2027 grant cycle up to \$30,000, or the exact amount being requested.

MOTION BY MAUL, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI AYE, MAUL AYE, LEONARD AYE, MOTION CARRIED

**ABSTRACT NO. 14 (2026)**

|                 |                     |
|-----------------|---------------------|
| 2026 #1125-1221 | \$173,538.18        |
| 2026 TA#72-74   | \$ 6,932.17         |
| <b>TOTAL</b>    | <b>\$180,470.35</b> |

**ABSTRACT NO. 15 (2026)**

|                 |                     |
|-----------------|---------------------|
| 2026 #1222-1337 | \$241,439.75        |
| 2026 TA#        | \$ 1,036.00         |
| <b>TOTAL</b>    | <b>\$242,475.75</b> |

**GRAND TOTAL                    \$422,946.10**

**RESOLUTION NO. 182 (2026) PAYMENT OF CLAIMS**

RESOLVED the bills be paid as audited

MOTION BY LAMARTI, SECONDED BY BABCOCK

ROLL CALL VOTE: BABCOCK AYE, DORFNER AYE, LAMARTI ABSTAIN, MAUL AYE, LEONARD AYE, MOTION CARRIED

MOTION BY LAMARTI, SECONDED BY BABCOCK, THE MEETING BE ADJOURNED AT 8:37 PM

*Karrie Bowers*

Town Clerk, RMC