

## TOWN OF POMPEY BOARD MINUTES

The Town Board of the Town of Pompey held a Special Meeting on October 13, 2014. In attendance: Supervisor Carole Marsh; Councilors Carl Dennis, Greg Herlihy and Victor LaFrenz; Highway Superintendent Tom Purcell; Budget Officer Tom Chartrand and Town Clerk Ann Christmas.

Absent: Councilor Craig Smithgall

Supervisor Marsh called the meeting to order at 6 p.m.

R-146-14 Made by Dennis, seconded by Herlihy to open the Public Hearing on the adoption of Local Law No. 1 of 2014 at 6 p.m. to override the tax levy limit established in NY General Municipal Law § 3-c. All in favor. Motion carried.

No one spoke in favor or against said proposed law.

R-147-14 Made by Dennis, seconded by LaFrenz to close the Public Hearing on the adoption of Local Law No. 1 of 2014 at 6:02 p.m. All in favor. Motion carried.

R-148-14 Made by Dennis, seconded by Herlihy to adopt Local Law No. 1 of 2014 at 6:04 p.m. All in favor. Motion carried.

R-149-14 Made by Dennis, seconded by Herlihy to adjourn at 6:05 p.m. All in favor. Motion carried.

Respectfully submitted,

Ann Christmas  
Pompey Town Clerk

## Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of Pompey

Local Law No. 1 of the year 2014.

A local law to override the tax levy limit established in N.Y. General Municipal Law § 3-c.  
(Insert Title)

Be it enacted by the Town Board of the  
Town of Pompey 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 Pompey, County of Onondaga pursuant to General Municipal Law § 3-c, and to allow the Town of Pompey, County of Onondaga to adopt a town budget for (a) town purposes including but not limited to town highway purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2013 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 five (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 Pompey, County of Onondaga is hereby authorized to adopt a budget for the fiscal year 2015 that requires a real property tax levy in excess of the limit specified 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.** This Local Law is effective upon filing with the Secretary of State.

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2014 of the Town of Pompey was duly passed by the Town Board on October 13, 2014, in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in Paragraph 1, above.



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Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: October 13, 2014

**(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)**