At the Regular Meeting and Public Hearings of the Town of Eaton Council, held on October 13 2021 at the Town of Eaton Offices, 35 Cedar Street, Morrisville, New York there were present:

Cliff Moses, Supervisor Joe Wicks, Councilman, Jeff Golley, Councilman Dave Verne, Councilman Larry Phillips, Highway Superintendent Debra Clark, Town Clerk

Also Present: Attorney for the Town Jim Stokes and Resident Paula Highers and Molly Dunton Rep for renewable resources.

The Meeting opened at 6:00 with the Pledge of Allegiance.

**MINUTES**: Councilman Wicks moved to accept the September minutes as submitted. Second by Councilman Golley. All ayes. Motion carried.

## **PUBLIC HEARING:**

At 6:05, Supervisor Moses recessed the Regular Meeting and opened Public Hearing # 1 titled **TAX CAP OVER-RIDE**. With no one present from the Public Supervisor Moses closed the Public Hearing and opened Public Hearing #2 Cannabis Consumption establishments. Supervisor Moses closed Public Hearing and opened Public Hearing #3 titled Moratorium on Wind/Solar projects. Supervisor Moses closed Public and resumed the Regular Meeting.

## **HIGHWAY REPORT**:

Superintendent Phillips shared a letter from Callanan Industries on the probable increase of 10 to 15 % next year.

## SUPERVISOR REPORT:

Review and discussion of the 2021 Budget

#### **NEW BUSINESS:**

 Councilman Golley moved to accept LOCAL LAW 2-2021 authorizing a property tax levy in excess of the limit established in General Municipal Law 3-c for the 2021 fiscal year. (on file with Town Clerk) Second by Councilman Wicks. Roll Call as follows. C-Wicks aye, C-Golley aye, C-Verne aye, Supervisor Moses aye. All ayes. Motion carried. (on file with Town Clerk)

# 2. Councilman Golley moved to accept **RESOLUTION** OF 2021 Adoption of Local Law 3 of 2021 Opting Out of hosting on-site Cannabis Consumption Establishments

Be it enacted by	the <u> </u>	own Board	of the
<del>County</del> <del>City</del>			
-	of	Eaton	as follows:
Town			
<b>City</b>			

## Section 1. Legislative Intent

It is the intent of this local law to opt the Town of Eaton out of hosting on-site cannabis consumption establishments within its boundaries.

## Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131, which expressly authorizes towns to opt-out of allowing on-site cannabis consumption establishments to locate and operate within their boundaries.

# Section 3. Local On-Site Cannabis Consumption Opt-Out

The Town Board of the Town of Eaton, County of Madison, hereby opts-out of licensing and establishing onsite cannabis consumption establishments within its boundaries.

# Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, 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. Pursuant to Cannabis Law § 131, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law. Second by Councilman Golley. Roll Call as follows:

C-Verne aye, C-Wicks aye, C-Golley aye, Supervisor Moses aye. Motion carried.

# Councilman Verne moved a RESOLUTION ADOPTING A LOCAL LAW ESTABLISHING AN INTERIM MORATORIUM ON COMMERCIAL WIND ENERGY FACILITIES AND GROUND SOLAR ENERGY FACILITIES WITHIN THE TOWN OF EATON

Second by Councilman Wicks. Roll Call as follows: C-Wicks aye, C-Golley aye, C-Verne aye, Supervisor Moses aye. Motion carried. (on file with Town Clerk)

Motion by Councilman Wicks to request the Federal Government to combine Storms Fred and Henri into one FEMA event. Second by Councilman Golley. All ayes. Motion carried.

Councilman Verne made a motion to move the 2021 **Tentative Budget to Preliminary** and advertise for a Public Hearing at the November Meeting. Second by Councilman Golley. All ayes. Motion carried. (6:05 for advertisement)

# PAY THE BILLS: ABSTRACT 10-2021

Vouchers numbered A-107-118 \$ 4,397.67; B-48-49 \$ 114.58; SL10 \$ 366.87 Vouchers numbered DA 30-37 \$ 58,264.05 DB 49- \$ 1807.93

Councilman Wicks moved to accept and pay the bills, second by Councilman Verne. All ayes. Motion carried.

With no further business to present to the Board, Councilman Golley moved adjourn the meeting. Second by Councilman Wicks. All ayes. Motion carried. Meeting adjourned at 6:44.