



**TOWN OF BRISTOL
REGULAR MEETING**
October 11, 2022 6:30 PM

PRESENT: Supervisor Robert A. Green, Jr., Council Members; Frederick Stresing, Christopher Hart, Lauren Bolonda, Town Clerk Karen Maczynski, Highway Superintendent Ron Wilson.

ABSENT: Council Member David Parsons.

Also, in attendance Mrs. Nancy Napurski, ZBA Member Mr. AJ Magnan, and via Zoom; Ms. Susan Kraft, Attorney Russ Kenyon, Planning Board Chairperson Karen Ellmore, Code Office Secretary Mrs. Sandra Riker.

6:30 PM Public Hearing for the Tax Cap override local law

Hearing held both in person and via Zoom hybrid process, a format in accord with Executive Orders from the Governor’s office of NYS. Meeting called to Order at 6:30pm, by Supervisor Green Jr., followed by Pledge of Allegiance to the US Flag and a statement: *Effective Thursday, February 10, 2022, (per Governor Hochul’s directive) employees and members of the public may enter Town facilities without wearing masks.*

Supervisor Green opened the public hearing at 6:30 PM and discussed the need for the local law. Attorney Kenyon discussed the consequences of not passing the override law.

Supervisor Green invited comment on the proposed law. Bristol resident, Mrs. Napurski, 4494 Kear Rd, asked the purpose of the law. Council Member Stresing discussed the tax cap law is a check on local government spending.

Hearing no additional requests to be heard, Supervisor Green closed the public hearing at 6:40 PM.

6:40 PM - Regular Meeting of the Town Board

Supervisor Green opened the regular meeting of the Town Board.

Privilege of the Floor:

Supervisor Green, Jr. opened the floor at 6:41 PM.

Mr. AJ Magnan discussed the Bristol Hills Historical Society and the wreath laying event the Society is holding at the Bristol Center Cemetery on December 17th, at noon, in conjunction with *Wreaths Across America*. See the link on the town’s website for more information on the event and how to sponsor a wreath to be placed on a Veteran’s grave.

Hearing no additional person’s asking to be heard, Supervisor Green closed privilege of the floor at 6:44PM.

- I. A motion was made by Council Member Hart to accept the Sept 2022, board minutes, seconded by Council Member Bolonda and motion carried.
- II. **Budget Transfer, Audit of the bills, Monthly Report of Supervisor:** Motion to pay the bills and accept the Supervisor’s Monthly Report by Council Member Bolonda and seconded by Council Member Hart and carried.

Abstract # 10	
A Fund	\$ 63,651.28
DA Funds	\$ 114,185.73

III. **Monthly Reports**

A. Highway Report Superintendent Ron Wilson, October 11, 2022

- 1) SOUTH HILL. Is set for this year shoulders on and road striped.

- 2) 2022 F350 was Delivered this morning.
- 3) The new Sheep's foot roller was delivered.
- 4) Grading roads getting ready for plowing.
- 5) We took delivery of the new electronic storage building at the transfer station. The county installed the pad to put it on due to our excavator was out for service.
- 6) We will be installing snow equipment on trucks this week. Snow in the forecast for next week.
- 7) Still waiting to hear on the 42 in x 150 ft culvert on Elm Tree Rd I'm waiting on a date from them. I called to get an update no call back yet.
- 8) The grader has been out for repair. Clutch went out on it and had problems with the hydraulic system. I don't like spending money on an equipment we are getting rid of, but we don't have a choice. Still have Hydraulic problem but using it as is for now.
- 9) Truck 6 is at thruway spring with a broken rear spring bracket broken and a front spring broke and the part is coming out of Texas and should be in on Wednesday.
- 10) Excavator was at American Equipment for repair. it was blowing oil out the rearend at the speed control sensor.
- 11) We installed driveway culvert on Montanye Rd.
- 12) I will be ordering Salt later this month to finish up the remaining 2022 budget money.
- 13) 2020 F350 will be going to auction in the upcoming weeks. We will doll it up to get it ready. My question to the board is should we put new tires on it? They are legal but won't make it thru the winter. Hoping to get \$35 to \$40K.

The Board discussed locking the electronic storage building at the transfer station and condition of Truck #6 and repair expenses.

Motion by Council Member Bolonda to send car1 to auction now that the new truck has been delivered, seconded by Council Member Hart and carried.

A. Planning Board & Zoning Board of Appeals and Code Office; Oct Report.

Mrs. Riker reported:

- 6 New Permits were issued.
- 9 Inspections were done.
- 3 Permits were completed

B. Park Commissioner's Report October 2022

Update on the park grant.

Grant is still in effect until 12/21/2022

A new plan needs to be developed for the future of the tennis courts.

I will be closing the Grant and looking for new funding to repair the tennis courts.

New Business

The Bristol Share Market is still getting donations of money from the new system of collecting the money. Donors are requested to put the donation for goods in an envelope and giving it to the town clerk or dropping it in the letter slot at the town hall.

I contracted with Jarosinski Brothers for crack sealing the basketball court. It was time to reseal the cracks before they continue to grow. The cost was \$275

I ordered a handicap swing for the park. It costs \$1,542

Harmony Circle would like to hire someone to repaint/re-letter the veterans' memorial bricks in the park. A donation up to \$200 is available for this project. Recommendations??

I developed a policy for use of the park tractor for the boards review. I will email the updated version soon.

Budget considerations for 2023. Transfer \$10,000 from 2022 contractual fund to the Park Improvement Fund. Budget \$10,000 for 2023 (I would like to seal the track in 2023) and \$7,500 for equipment for playground and park maintenance.

Thomas Stevens Park Commissioner

Board discussion concerning sealing the track and inclusive swing at the park.

C. Town Clerk Report. Town Clerk Karen Maczynski presented her report. Total disbursements were \$3088.90 for September 2022.

Motion by Council Member Stresing to accept as a block the all-monthly reports, seconded by Council Member Bolonda and motion carried.

IV. Old Business

A. James A. LeGrett Midland Appraisals –4470 St. Rt. 64 appraisal \$40,000. Supervisor Green discussed the magnitude of the appraisal, and his belief the amount is beyond what the town should consider for purchase of this land.

B. Pioneer Cemetery fencing – Supervisor Green secure fence company, ongoing, possible beyond the season for contractors.

V. New Business

A. Budget 2023 Public Hearing set for Nov 14th at 6:30 PM by Council Member Stresing and seconded by Council Member Hart and carried. Also, budget workshop will be held on Oct 15th at 8:30 AM.

B. LOCAL LAW #1 of 2022 TAX CAP OVERRIDE.

RESOLUTION

Local Law #1 of 2022

Tax Cap Override

At a meeting of the Town Board of the Town of Bristol,
at Town Hall, 6740 County Road 32, Canandaigua, NY,
Ontario County, State of New York, on
October 11, 2022

WHEREAS, it appears to be in the best interests of the Town of Bristol that it consider adoption of Local Law #1 of 2022, to override the limit on the amount of real property taxes that may be levied by the Town of Bristol pursuant to General Municipal Law section 3-c,

WHEREAS, such a proposed Local Law was drafted and reviewed by the Town Board, and was the subject of a public hearing by this Board on October 11, 2022; and further

RESOLVED, that the Town Board of the Town of Bristol, County of Ontario, State of NY is hereby authorized to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal law section 3-c,

NOW, THEREFORE, upon a motion by Council Member Hart, seconded by Council Member Bolonda, it is

RESOLVED THAT, this Local Law, a copy of which is appended hereto, is hereby adopted and to be effective upon filing with the State of New York; and further

RESOLVED THAT, the Town Clerk and Town Attorney are directed to take such actions as maybe necessary to make said Local Law #1 of 2022, effective.

The question of adoption of the foregoing Resolution was put to a roll call voter as follows:

Supervisor Robert A. Green, Jr.	Yes
Council Member Chris Hart	Yes
Council Member Fred Stresing	Yes
Council Member Lauren Bolonda	Yes
Council Member David Parsons	Absent

The Resolution was thereupon deemed duly adopted on October 11, 2022.

Town of Bristol

Local Law No. 1 of the year 2022.

A local law to override the tax levy limit established in General Municipal Law section 3-c.

Be it enacted by the Town Board of the

Town of Bristol 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 Bristol pursuant to General Municipal Law section 3-c and to allow the Town of Bristol to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the “tax levy limit” as defined in General Municipal Law section 3-c.

Section 2. Authority. This local law is adopted pursuant to subdivision 5 of General Municipal Law section 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 Override. The Town Board of the Town of Bristol, County of Ontario, State of New York is hereby authorized to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law section 3-c.

Section 4. Severability. In the event any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm, 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 to in its operation to the clause, sentence, paragraph, subdivision or part of this local law or in its application to the person, individual, firm, 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 adoption and filing with the Secretary of State.

VI. Round Table.

SPEED LIMIT RESOLUTIONS

Resolutions put forth by Council Member Stresing and seconded by Council Member Bolonda to request Ontario Co. Public Works initiate a request to the Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law to establish a lower maximum speed at which vehicles may proceed on Vincent Hill Road and South Hill Road. Voting as follows: Supervisor Green- yes, Council Members: Bolonda – yes, Stresing – yes, Hart – yes, (Council Member Parsons absent). Resolutions adopted.

ZBA MEMBER POSITION- Dale Frasca, 6657 Dugway Road

Motion by Supervisor Green to accept and approve Mr. Dale Frasca of 6657 Dugway Road, for membership on the Zoning Board of Appeals of Bristol, seconded by Council Member Bolonda and carried.

VII. **Executive Session - Labor relations Sec 105**

Motion by Council Member Hart to enter executive session to discuss personnel issue at 7:22 PM, seconded by Council Member Bolonda and carried. Motion by Council Member Bolonda to exit executive session at 7:26 PM and seconded by Council Member Stresing and carried.

VIII. **Bristol Volunteer Fire Department new candidates**

Motion by Council Member Stresing to approve and accept Mr. Alex Drake as a Junior Member and Mr. Jacob Meissner as an Active Restrictive Member of the Bristol Volunteer Fire Department and carried.

IX. **Motion to Adjourn** by Council Member Stresing and seconded by Council Member Hart and carried 7:27 PM.

Respectfully submitted,

Karen Maczynski
Town Clerk