



**TOWN OF BRISTOL
REGULAR MEETING**

April 10, 2023 6:30 PM

PRESENT: Supervisor Robert A. Green, Jr., Council Members; Mrs. Lauren Bolonda, Mr. Frederick Stresing, Ms. Patricia Giordano, Mr. Chris Hart, and Town Clerk Karen Maczynski, Highway Superintendent Ron Wilson.

Also, in attendance Bristol residents: Mr. AJ Magnan, Mr. Rick Costa and Mr. Jim Keough, also via Zoom; Mr. Doug Kraft.

Public Hearing 6:30 PM

Public Hearing to consider the updates mandated by NYS concerning the Uniform Building Code and Fire Code, proposed Local Law 1 of 2023. The proposed law provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Energy Code) in this Town. Public Hearing opened at 6:30 PM. Council Member Hart discussed the Section **140-4 , B, 1** permits ... for tool and storage sheds, playhouses, or similar uses, provided the gross floor area does not exceed 150 square feet...instead of the 50 square feet. Hearing no further requests to speak, Supervisor Green closed the public hearing at 6:35 PM.

Meeting called to Order at 6:35 PM, 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.*

6:35 PM - Regular Meeting of the Town Board

Privilege of the Floor

Supervisor Green, Jr. opened the Floor at 6:35 PM and invited those present, and via zoom, to address the board. Hearing no requests, the floor was closed at 6:36 PM.

- I. Minutes: A motion was made by Council Member Stresing to accept the March 2023 board minutes, seconded by Council Member Bolonda and motion carried.**
- II. Budget Transfers, 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 # 4

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| AA Fund (General) | \$ 12,660.12 |
| DA Fund (Highway) | \$ 87,695.56 |

III. Monthly Reports

A. Highway Report Superintendent Ron Wilson for April 10, 2023

- 1) We started on the South Hill project. We have been working on the Co Rd 32 end ditching to get the road to the width needed. In the next weeks we will strip off the old blacktop and put on a 6 in lift of gravel.

- 2) Due to the dirt roads not freezing this winter we have a lot of potholes and berms of gravel on the sides of the roads. We are grading and cutting the shoulders trying to bring the stone back in the road and allowing the water to get off the road.
- 3) With some of the remaining ARPA money, I would like to request we buy five more radios for the highway dept. The equipment in need of radios is the new grader, loader, excavator and the two roadside mowers. Quote is with my report.
- 4) I met with Soil and Water last week. The grant is approved but not be able to start work till we have the funds approved to cover the cost till we have the reimbursement. At this point they said to get quotes on materials. Soil and Water has an account that may be able to help to reimburse the town to get started till we can get the grant money back. I will be working with MRB Group to get the proper materials needed for the job.
- 5) On the lower part of Ganyard Hill Road there is a pond with banks that are giving way and has pushed soil into the ditch. The homeowner spent \$10,000 to repair it last year and it moved again this year.
- 6) Truck 8, 2015 Mack, is going up to Mack for service, the engine light is on and the cruise is not working now since the last time it was up there. So far year to date we have had a \$10,000 mark in repairs.
- 7) I would like to get the old John Deere mower and the old broom declared surplus so I can list them at Auctions International. It's the best time to sell the mower before the mowing season.
- 8) D4 dozer needs to go to Cat for repairs. All the bushings for the blade are worn out. Also, the track drive is very worn we will get an estimate of the cost of getting that repaired later.
- 9) Plow equipment will be removed in the next couple weeks.
- 10) The new mowing tractor is done we were asked by the dealer if they could put it in the equipment show this month and deliver it after the show. The town Supervisor and I said it would be fine.
- 11) I found a small used double axel trailer for sale in Farmington I would like to buy to haul around the new sheepsfoot roller. Asking \$1500.

-Ron Wilson Highway Superintendent

Board discussion and consensus; Mr. Wilson is to obtain 3 quotes for highway equipment radios and consult with BVFD member Mr. Joe Stoltz. Also, board discussion concerning mechanics of executing the Ontario Co. Soil & Water grant to repair Egypt Road. Mr. Wilson discussed funding the initial expense (before reimbursement is obtained), with dollars supplied by Ontario Co. Soil & Water, in effect, a short-term loan. Mr. Wilson also discussed the need to stabilize the Ganyard Hill Rd ditches and use the Soil & Water grant money for this project.

B. Planning Board & Zoning Board of Appeals and Code Office.

Supervisor Green discussed the change in code personnel from the Town of Canandaigua. A meeting will be set up with the Town of Canandaigua, to determine personnel performing Code Enforcement for the Town of Bristol.

C. Park Commissioner's Report April 10, 2023

Presented by Supervisor Green.

New Business

The Bristol Share Market will be opening this week, about April 15th.

Find attached the guidelines for donations and how to pay for items if you choose to.

I will be attending a playground safety seminar in Farmington on April 12.

I am going to be holding two Saturdays for volunteers to help do SPRING CLEANING in our parks. If you like weeding, picking up sticks, or putting together some boardwalk and

hauling woodchips to the trails we need you. The first will be Saturday April 22, (earth day) and the second on Saturday April 29.

Old Business

The first Bristol Fun Day meeting was held on March 11 at 9AM at the town hall. The Fire Department will be doing the chicken barbeque, The Library will have a book sale and sell hots and Hamburg's and drinks. Harmony Circle pies, car show, music and raffles will take place. Games for the kids was discussed. An invite will go out to Canandaigua, Cheshire and Honeoye fire departments to join the parade and do any informational booths. Tent and tables and chairs have been reserved. The Tractor/Car Show is dedicated to the memory of Dave Parsons. Dave was a lifetime resident of Bristol and a big supporter of Bristol Fun Day. The next meeting is Saturday April 22, 2023, 9AM at the town Hall. Volunteer Bristol Fun Day workers may get t-shirts and 25th anniversary hats may also be ordered to sell before during or after Fun Day.

Park Goals 2023

- 1) Seal the walking track.
- 2) Install handicap swing, paint swing post and add more playground mulch.
- 3) Bristol Fun Day 25th anniversary celebration! (Suggestions appreciated)
- 4) Update and repair the veteran memorial bricks.
- 5) Add a grill to the Barend pavilion.

-Thomas Stevens Park Commissioner

D. Town Clerk Report.

Town Clerk Karen Maczynski presented her report. Total disbursements for the Town Clerks office were \$1750.25 for March 2023. Town & County 2023 Tax collection is complete. The Penalty and interested collected was \$4,185.72, with a total collection of 94% of the tax warrant(\$2,691,409.68).

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

IV. Old Business

A. National fuel – gas line break at Footer Rd – update.

Supervisor Green stated that the Town will be going to small claims court in the City of Canandaigua and were awaiting the date from the court.

V. New Business

A. Proposed Local Law 1 of 2023, Unified Code and Energy Code.

Council Member Chris Hart moved the proposed local law to the floor with following amendment: Section 140-4 , B, 1 Change: 50 square feet to 150 square feet.

RESOLUTION TO ENACT LOCAL LAW NO. 1 -2023

WHEREAS a public hearing was held the 10th day of April 2023 by the Town Board of the Town of Bristol, notice of which was given as required by the Municipal Home Rule Law, the Open Meetings Law and the Town Law of the State of New York;

WHEREAS at said public hearing the Town Board considered the enactment of proposed Local Law No. 1 -2023, entitled A LOCAL LAW TO PROVIDE FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND

BUILDING CODE (THE UNIFORM CODE) AND THE STATE ENERGY CONSERVATION CODE (THE ENERGY CODE) IN THIS TOWN;

WHEREAS all interested persons were given an opportunity to be heard with respect to the enactment of said local law;

NOW, THEREFORE, BE IT RESOLVED, that Local Law No. 1 -2023 be enacted.

Resolution put forth by Council Person Hart, seconded by Council Person Stresing. The question of the adoption of the foregoing was duly put to a roll call vote of the Town Board, performed by Bristol Town Clerk, which resulted as follows:

Voting:

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| Supervisor Green, Jr. | Yes |
| Council Person Hart | Yes |
| Council Person Giordano | Yes |
| Council Person Bolonda | Yes |
| Council Person Stresing | Yes |

Resolution was adopted, April 10th, 2023.

Local Law 1 of 2023 to be filed with the Secretary of State. A copy of the Local Law can be found on the website under the Town Code and filed with the Town Clerk's office.

B. BAN Roadside Flail Mower.

At a regular monthly meeting of the Town Board of the Town of Bristol, Ontario County, New York held at 6740 County Road 32, Canandaigua, New York, on the 10th day of April 2023, at 7:00 PM EST, the following were present: Robert A. Green, Supervisor, Board Members: Patricia E. Giordano, Christopher Hart, Lauren Bolonda and Fred Stresing.

Council Member Hart offered the following resolution who moved its adoption, seconded by Council Member Bolonda;

BOND RESOLUTION DATED APRIL 10, 2023

AUTHORIZING INDEBTEDNESS OF THE TOWN OF BRISTOL TO FINALIZE THE ACQUISITION OF A NEW MASSEY FERGUSON ROADSISDE FLAIL MOWER, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

Whereas, the Town of Bristol has duly and properly obtained quotations for the purchase of a new Massey Ferguson Roadside Flail Mower with associated accessories (the "Purpose"); and,

Whereas, the Town of Bristol has duly complied with the requirements of the State of New York with respect to the purchase of said vehicle and the financing thereof;

NOW THEREFORE, BE IT RESOLVED by the Town Board of the Town of Bristol, Ontario County, New York (Town) by a favorable vote of not less than two-thirds of all of the Members of such Board, as follows:

- I. The Town of Bristol shall undertake the acquisition of a new Massey Ferguson Roadside Flail Mower with associated accessories as previously approve by Town Board

Resolution and the Town Board further approves the issuance of indebtedness to be evidenced by general obligation serial bonds in an amount not to exceed the principal amount of \$40,000.00 and bond anticipation notes in anticipation thereof (and all renewals thereof) of the Town of Bristol are hereby authorized to be issued to finance said Purpose.

- II. The aggregate maximum total cost to the Town of Bristol for such purpose is estimated to be \$144,120.01. The plan for financing said “Purpose” is (i) to provide up to \$104,120.01 in cash available from the funds of the Town of Bristol; and (ii) \$40,000 from funds raised by the issuance of bonds and bond anticipation notes as herein authorized.
- III. It is hereby determined and declared that (a) said Purpose is one of the class of objects or purposes described in subdivision 28 of paragraph (a) of Section 11.00 of the Local Finance Law and it is declared and determined that the period of probable usefulness is five (5) years, (b) the proposed maximum maturity of said bonds authorized by this Resolution will not be in excess of five (5) years, (c) the bonds and notes herein authorized are not issued in anticipation of bonds for an assessable improvement and (d) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds. The place of payment of the bonds and the notes herein authorized shall be in the office of the town clerk of the Town of Bristol. The town clerk of the Town of Bristol shall keep the record of any bonds or notes constituting such indebtedness as required by the Local Finance Law.
- IV. The bonds and notes authorized by this Resolution shall contain the recital of validity prescribed in Section 52 of the Local Finance law and such bonds and notes shall be general obligations of the Town of Bristol and all taxable real property in the Town of Bristol is subject to the levy of *ad valorem* taxes to pay the principal of and interest on said bonds and notes without limitation as to rate or amount.
- V. It is hereby determined and declared that the Town of Bristol reasonably expects to reimburse the general fund or such other fund as may be utilized, not to exceed the maximum amount authorized herein from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the Purpose prior to the date of issuance of such obligations. This is a declaration of official intent pursuant to Treasury Regulation section 1.150-2.
- VI. The power to further authorize the sale, issuance and delivery of said bonds and notes and prescribe the terms, form and content of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to section 169.00 of the Local Finance Law and to sell and deliver bonds and notes subject to the provisions of

this resolution together with renewals thereof and the provisions of the Local Finance Law is hereby delegated to the Town Supervisor, the Town's Chief Fiscal Officer; the Town Supervisor and the Town Clerk are hereby authorized to issue, sign and attest bonds or notes issued pursuant to this resolution and are hereby authorized to affix to such bonds or notes the corporate seal of the Town of Bristol.

VII. The bonds and notes authorized by this resolution create indebtedness of the Town of Bristol for which the faith and credit of the Town will be pledged for the payment thereof. The faith and credit of the Town of Bristol are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as they may become due and payable. Such bonds and notes shall be payable from the levy of an *ad valorem* tax without limitation as to rate or amount on all taxable real property within said town sufficient to pay the principal of and interest on said bonds and notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations as they become due and payable in such year in compliance with the provisions of Article VIII Section 2 of the Constitution of the State of New York.

VIII. This resolution shall take effect immediately upon its adoption.

The question of adoption was put to a roll call vote which resulted as follows:

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| Supervisor Green, Jr. | Yes |
| Council Person Hart | Yes |
| Council Person Giordano | Yes |
| Council Person Bolonda | Yes |
| Council Person Stresing | Yes |

The Resolution was thereupon declared duly adopted.

C. DECLARATION OF SALVAGE flail roadside mower & broom

Council Member Stresing moved to declare the old flail roadside mower and broom surplus to be sent to Auctions International for sale and the proceeds to be used as budgeted in revenue line DA.2665.000, seconded by Council Person Giordano and carried unanimously.

E. 10 – WHEELER TRUCKS

Supervisor Green discussed the length of time to order and take delivery on a new 10-wheeler is now 2 to 2.5 years. Superintendent Wilson stated the oldest truck is 2013. Board discussion concerning replacement of highway equipment. Council Person Giordano inquired about the replacement plan (schedule) for highway equipment.

F. TRAILER for the Sheep's Foot Roller.

Board consensus was Superintendent Wilson should exercise discretion and purchase the used trailer if he felt it would meet the needs of the highway department.

IV. ROUND TABLE

Council Person Bolonda discussed the Annual Spring Celebration for Bristol residents held at the Fire Department, and asked if the Town could support the event for \$200. Supervisor Green moved to contribute \$200. to the Annual Spring Celebration Event for Bristol residents to be held at the BVFD, seconded by Council Person Stresing and carried unanimously.

- V. **Motion to Adjourn** by Council Member Bolonda and seconded by Council Member Hart and carried unanimously, 7:28 PM.

Respectfully submitted,

Karen Maczynski
Town Clerk