



**TOWN OF BRISTOL
REGULAR MEETING**
October 10, 2023 6:30 PM

PRESENT: Supervisor Robert A. Green, Jr., Council Members; Ms. Patti Giordano, Mr. Chris Hart, Town Clerk Karen Maczynski, Highway Superintendent Ron Wilson, Mr. William Kenyon, Town Attorney, Mr. AJ Magnan, ZBA board. (**Absent:** Council Members Ms. Lauren Bolonda, and Mr. Fred Stresing.)
Also, Present via zoom Ms. Nancy Napurski.

Meeting called to Order at 6:30 PM, by Supervisor Green, Jr., followed by Pledge of Allegiance to the US Flag.

Privilege of the Floor

Supervisor Green, Jr. opened the Floor at 6:35 PM. Hearing no request to speak, Supervisor Green closed the floor.

Public Hearing for LL 2 of 2023 Tax Cap Override for the 2024 Budget.

Supervisor Green opened the public hearing at 6:36 pm. Supervisor Green introduced the local law and invited discussion. Supervisor Green discussed the need for the law was a precaution even though the tentative 2024 budget has not exceeded the tax cap. Mr. Kenyon discussed the NYS Comptroller's audit control process has 5 years to impose a budget determination that could impact the 2% tax cap budget calculation. Hearing no further requests to speak, the Supervisor closed the public hearing at 6:37 pm.

I. Minutes: A motion was made by Council Member Giordano to accept the corrected Sept 11, 2023, minutes with the correction: *Mr. Blazak choose to close the conversation once the process was discussed to change the local law*, seconded by Council Member Hart, and carried.

II. Audit of the bills & Monthly Report of Supervisor. Motion to pay the bills and accept the Supervisor's monthly report by Council Member Hart and seconded by Council Member Giordano and carried.

Abstract #10

A Fund (General)	\$	27,465.43
DA Fund (Highway)	\$	124,754.74
HH Capital Projects (Egypt)	\$	5,822.50

III. Monthly Reports

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

- 1) South Hill Rd is paved, shoulders on and striped. We do have a couple of blacktop driveways to match up from the new road to resident's blacktop driveways. Also, RGE is moving a pole back so we can move the ditch back at the southwest corner of South Hill and Co Rd 32 to align the ditch to keep the water from undermining the pavement.
- 2) The Five 700 band radios were installed by Castner Communications last week in the new grader, new excavator, loader and the two mowing tractors.
- 3) All the towns around us have been working together paving, oil and stoning and putting on shoulders. Bristol's roads are complete.
- 4) The bucket 'thumb' is now in for the new CAT excavator and will be installed by CAT with no charge to the town.
- 5) The old grader has not been put on auction yet. This coming week we will get the grader and attachments cleaned up and ready for photo's for *Auctions International* to begin the auction.

- 6) The 10-wheeler truck on order is at Tracy Equipment in Syracuse. After they are done, the truck will go to Viking to have the body and plow equipment installed.
- 7) The roadside mowing is still ongoing. Starting 2nd round of the county roads.
- 8) Due to Morgan employee problems at the transfer station the locks have been changed on the gate and new keys were made for our employees and one key for the town hall.
- 9) *Green Renewable*: brush pile contract sent to the Town supervisor. \$5,000 to grind, town will supply the fuel the machine and load out the wood chips.
- 10) I will be out of town from 10/11 to 10/20. My deputy will be in charge. I will have my phone and computer with me to do the payroll on Monday and check email.
- 11) Quote submitted for the new ten-wheel plow truck with a Mack chassis and Viking stainless steel body with directional plow.
-Ron Wilson, HW Superintendent

Board discussion concerning the proposed new truck cost. The proposed truck would replace the 2014 International truck #9. Mr. Wilson stated the lead time to obtain a new truck is 2 to 2.5 years, or 2025. The information he provided listed a purchase price of \$336,208.10 from Conway Beam Truck Group, inc., 6260 E. Molley Rd E. Syracuse, NY 13057. The pricing structure used the Onondaga Co. Heavy Truck Class 8 Statewide Contract # 10914: Mack 2025 Chassis, Viking stainless body and directional plow. Supervisor Green said the board would review the need for this truck and resume discussion at the next meeting of the board.

B. Code Office, Planning and Zoning Report Oct. 10, 2023

Code office:

Sept. permits: 4 New
 1 Completions
 12 Inspections.

The Ordinance Committee will hold a public input and informational meeting on October 19th at 6:30pm to discuss the proposed ADU local law.

C. Park Commissioner's Report. No report for October.

D. Town Clerk Report.

Town Clerk Karen Maczynski presented her report. Total disbursements for the Town Clerks office were \$3,661.40 for September 2023.

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

IV. Old Business

A. Transfer Station Attendant.

Supervisor Green discussed the need to have a transfer station attendant and Council Members Hart and Giordano agreed.

B. Cap Override Local Law 2 of 2023.

WHEREAS, it appears to be in the best interests of the Town of Bristol that it consider adoption of Local Law #2 of 2023, 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 10, 2023; 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 2024 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 Giordano,

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 #2 of 2023, effective.

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

Supervisor Robert A. Green, Jr.	Yes
Council Member Chris Hart	Yes
Council Member Fred Stresing	absent
Council Member Lauren Bolonda	absent
Council Member Patricia Giordano	Yes

The Resolution was thereupon deemed duly adopted on October 10, 2023.

Town of Bristol

Local Law No. 2 of the year 2023.

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 2024 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 2024 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.

C. Egypt Road and Ganyard Hill Road Project

Superintendent Wilson discussed the test dig of the steep slope on Egypt Rd. As a result of the poor composition of the slope (containing rotting trees and such), MRB has added gabion cages filled with stone that will be incorporated into the slope for retention. MRB has updated the project drawings to reflect this change. Mr. Wilson is scheduling a project and drawing review meeting with MRB Group, (date to be determined). Mr. Wilson said he is looking at completing the Ganyard Hill Rd portion of the project over the winter and so as to complete the grant reimbursement process before starting the Egypt Rd portion of the project.

V. **New Business**

A. **Budget Workshop** Saturday, October 14, 2023 at 8:30 am at the Town Hall.

B. **Water District**

Mr. Kenyon discussed the agreement that has been put forth by the Municipal Water Authority of City of Canandaigua, this agreement is between the municipalities who purchase water from the City. The Town of Bristol is not part of this proposed agreement. Mr. Kenyon discussed his exchange with the Town of Canandaigua attorney, Mr. Chris Nadler, esq. Mr. Kenyon is working on the Bristol-Canandaigua Intermunicipal Water district agreement with Mr. Nadler. Mr. Kenyon stated that he did not have a proposed agreement from Canandaigua to present to Bristol Town Board, due to the Canandaigua Town Board not being in agreement concerning proposed content.

C. **Brush Pile at Transfer Station – Grinding Proposal.**

DA 5140.400 \$5000.

Motion by Council Member Giordano to approve the contract with Green Renewable Energy inc. for \$5,000. to grind the transfer station brush pile, with Green Renewable Energy providing grinder, excavator & operator and removal of all processed materials, also, Town of Bristol will provide assistance with town loader & operator to load trucks, and Town of Bristol will provide fuel for all equipment, seconded by Council Member Hart and carried.

VI. **Round Table**

Supervisor Green discussed the donation solicitation he received from the **Honeoye Area Seniors Group**, (Exempt Organization Certificate Number 148524, issued Aug. 21, 1975). Bristol senior residents are served by this organization and Supervisor Green felt the organization was worthy of support. Motion by Council Member Giordano and seconded by Council Member Hart to approve a donation to the Honeoye Area Seniors Group in the amount of \$250 and carried.

VII. **Executive Session 105 Section F and Section E**

7:40 PM, Motion by Council Member Hart to enter executive session to discuss personnel and collective bargaining issues, seconded by Council Member Giordano and carried.

Motion by Council Member Hart to exit the executive session at 7:46 PM, seconded by Council Member Giordano and carried.

VIII. **BVFD Membership**

Motion by Council Member Hart to approve membership in the Bristol Volunteer Fire Department, for Ms. Amanda Joseph, 3420 Hopkins Rd, Canandaigua, NY 14424, seconded by Council Member Giordano and carried.

IX. **Motion to Adjourn** by Council Member Giordano and seconded by Council Member Hart and carried at 7:49 PM.

Respectfully submitted,

Karen Maczynski
Town Clerk