



**TOWN OF BRISTOL
REGULAR MEETING
JANUARY 11, 2021 7:00 PM**

PRESENT: Supervisor Robert A. Green, Jr., Councilman David Parsons, Councilman Frederick Stresing, Councilman Christopher Hart, Councilwoman Lauren Bolonda, Highway Superintendent Ronald Wilson, Town Clerk Karen Maczynski, Mr. William Kenyon, Atty., Zoning Sec. Mrs. Sandra Riker.

Also, in attendance:

Mr. AJ Magnan, Mr. Michael Kraft, Mr. Marty Snyder, Ms. Karen Ellmore, Mr. & Mrs. Stanley Colwell, Mrs. Jennifer VanHouten

Supervisor Green called the regular meeting of the Town Board to order at 7:01 PM, followed by Pledge of Allegiance to the US flag. Town Board Meeting held via Zoom hybrid process; a format in accord with Executive Orders from the Governor’s office of NYS. Statement by Supervisor Green as follows: *As current events (COVID-19) have placed requirements on crowd assemblies and restrictions on social distancing, we ask for the public’s patience in meeting those requirements. The technology for such requirements presents a new technological format. We are adjusting to meeting the public needs while not placing our residents at risk.*

Privilege of the floor: Supr. Green opened the floor, there was no request to speak & floor was closed.

Correction to the minutes with apology: Mr. Magnan’s name was misspelled in the Dec 2020 minutes.

- I. A motion was made by Councilman Hart to accept the corrected Dec 2020 board minutes, seconded by Councilwoman Bolonda and motion carried.
- II. Audit of the bills, budget transfer, Monthly Report of Supervisor:
A motion was made by Councilman Parsons, seconded by Councilman Hart, to pay the bills, and carried. Supervisor’s report delayed until February.

Abstract 13

General:	Vouchers 298-315	\$	14,780.49
Highway:	Vouchers 1267-1283	\$	17,066.86

Abstract 1

General:	Vouchers 1-13	\$	53,057.50
Highway:	Vouchers 1001-1010	\$	94,286.48

III. Monthly Reports

A. **Highway:** Superintendent Ron Wilson presented his report January 11, 2021 as follows:

1. I called Bill from Green Renewable. The grinder still broke down and has been waiting for parts to get it back up and running.
2. I ordered 500 ton of salt.
3. We have Installed new gates at the transfer station. We put up 2- 16 feet gates set in 45 foot from the white line so the trucks are off the road when unlocking the gate. Old posts were left and the long one cut down to the height of the other and we will paint them yellow when it warms up to mark the ditch.
4. We have been working on shop and yard cleanup. We have surplus items that we need Board approval to get rid of; a Freightliner bumper, pickup tool box, old pickup salt spreader, old salt building tarp and a Harder spreader. The Harder sander is in pieces and is scrap, we will remove any useable parts before scrapping the sander. The other stuff I thought we could put on Auctions International when we list the 2006 freightliner.

5. Pot holes. We are starting to get potholes again. We can't grade the roads this time of year. We have been trying to fill some to make it better but a little rain and they are back. Slowly working on them.
6. New truck is being built at Tenco and should be done there on Friday and delivered back to Regional International for final prep. We could see the truck at the end of next week.
7. Last month we ask that we would like to get the board's approval to remove the trees on the east side of the driveway by the water station. Due to the size of the trees the line of site pulling out is bad when pulling out with the plow on the trucks. We ended up just taking out two trees and trimming up the rest including the trees in front of the library.

Respectfully submitted Ronald Wilson

Supervisor Green complimented the Highway Dept on the construction of the new transfer station gate. Discussion concerning items to be declared surplus and auctioned. Motion by Supervisor Green and seconded by Councilwomen Bolonda to declare Freightliner bumper, pickup tool box, old pickup salt spreader, old salt building tarp and a Harder spreader as surplus and send to auction, also declare the Harder sander as scrap and dispose, and accept Mr. Wilson's report, and motioned carried.

10 Wheeled International Truck BAN

Resolution offered by Councilman Hart to BAN, with Canandaigua National Bank & Trust, \$220,000 to pay for the 2020 International 10 wheeled Truck, with \$15,615.25 down payment (DA5130.200), seconded by Councilman Stresing with voting by roll call: Supr. Green-y, Councilman Stresing-y, Councilman Parsons-y, Councilman Hart-y, Councilwoman Bolonda-y, and motion carried. The new truck replaces a 2006 truck operated by Mr. Michael Kraft.

B. Planning Board & Zoning Board of Appeals and Code Office; Report from Mrs. Sandra Riker.

Planning, ZBA and Code Office Report January 2020

Code Office-
 New permits: 4
 Closed: 4
 Inspections 7
 Violations:
 Ongoing: Baptist Hill, 4492 State Rte. 64, and 7830 Tilton Road
 Monthly permit Valuation Summary: for December \$99,503. And year to date \$1,075,631.

Town Website

Mrs. Riker updated the board on the status of the IC9's work on updating the Town's website and making the website easy to find documents and information by residents.

Respectfully submitted,
Sandra Riker
 Planning, Zoning, and Code Office Assistant

Revision to Solar Law: Daft Comments from Town Board

Chairman Snyder and Chairwoman Ellmore, of the ZBA & PB Boards, were present to gather responses from the Town Board regarding proposed changes to Local Law 2 of 2019 Solar Energy Code, presented at the January 2021 regular Town Board meeting. The proposed changes would add specificity to the Town's requirements for solar installations.

After review of the proposed changes, Councilwoman Bolonda said she was pleased the revisions addressed residents' concerns and demonstrated zoning/planning boards were sensitive to the community. Councilman Stresing also stated he felt the concerns of the community were addressed by the changes.

Mr. Kenyon discussed the need to review the proposed changes for use of legal language in the context of law. Mrs. Riker discussed next steps in the review process at the county level; Ordinance Committee of

Ontario Co. Discussion concerning target date of completion of update: April 1st 2021 and timing of public hearing, following the review at the county, as well as a final review by Mr. Kenyon. Public hearing will require a 5-day notice to the public.

c. Parks/Special Committee. Park Commissioner's Report January, 2020

Update on the park grant.

Grant is still in effect until 12/21/2021 - Goal for 2021 is to repave and upgrade the track at Levi Corser Park. Approximate cost \$22-24,000

Goals/Wishlist for Town of Bristol Parks for 2021

- 1) Pave track and parking lots
- 2) Address the emerald ash borer dead ash trees. The ash trees become brittle, break and fall, and could pose a hazard to the park and hikers.
- 3) Monitor the gypsy moth infestation which may cause additional tree loss.
- 4) Have guided hikes on April 17, May 8, August 14, Oct 16.
- 5) Bristol Fun Day on June 13, 2021
- 6) 5K fun run on July 17, to benefit the park improvement fund. Have only Bristol community groups set up information/donation/ refreshment booths during the event. Fire Dept, Library, Church, Harmony Circle, Historical Society, Town of Bristol. It will not be a big fundraiser and limited to 50 participants. If health restrictions do not allow the event it can be moved to Sept. 18.
- 7) Look into establishing a permanent right of way across the front of 6823-33 County Road 32 to connect Levi Corser and Patriot Parks, and to formally establish a drainage easement for the same property that crosses the Coddling Conservation Area to the center gully. The drainage easement has been in existence since the building of the home in the late seventies but has not been recorded in the deed.

- **Thomas Stevens Park Commissioner**

Discussion concerning drainage easement

D. Town Clerk Report. Mrs. Maczynski presented her report.

Total disbursements were \$3316. for the month of Jan 2020. Tax collection of the Town/County taxes is well underway. Residents are doing their duty as expected.

Exemption Resolution as mandated by the Governors executive order:

**RESOLUTION
TOWN OF BRISTOL
January 11, 2021**

**ADOPTS PROVISIONS OF EXECUTIVE ORDER 202.83 SUSPENDING THE
REQUIREMENTS OF RENEWAL APPLICATIONS AS A CONDITION TO GRANTING
EXEMPTIONS UNDER SECTIONS 459-C AND 467 OF
THE REAL PROPERTY TAX LAW**

Councilman Parsons offered the following resolution, which was seconded by Councilman Hart;

WHEREAS, the Governor of the State of New York by Executive Order No. 202 dated March 7, 2020, declared a state disaster emergency for the entire State of New York; and

WHEREAS, both travel-related and community contact transmission of COVID-19 have been documented in New York State and are expected to continue; and

WHEREAS, pursuant to Section 29-a of Article 2-B of the Executive Law, New York State Governor Andrew Cuomo did issue Executive Order 202.83 dated December 18, 2020, 2020, which authorized, by local option, the governing body, to adopt the provisions of that Executive Order 202.83, which temporarily suspends or modifies, subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law. The COVID-19 Emergency Eviction and Foreclosure Prevention Act of 2020

(Chapter 381 of the Laws of 2020) was signed into law by Governor Cuomo on December 28 mandating the provisions.

NOW THEREFORE BE IT RESOLVED, that pursuant to Executive Order 202.83 issued by New York State Governor Andrew Cuomo and Chapter 381 of the Laws of 2020, the Town Board of the Town of **BRISTOL** hereby authorizes the Assessor to request an application where he or she has reason to believe that the applicant may have changed his or her primary residence, added an additional owner to the deed, transferred the property to a new owner, or died, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Assessor; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

Supervisor Green, Jr. - Y
Council Member Parsons - Y
Council Member Stresing - Y
Council Member Hart -Y
Council Member Bolonda -Y

I, Karen Maczynski, Town Clerk, of the Town of Bristol, Ontario County, New York, do hereby certify the preceding resolution was duly adopted, at a regular/organizational Town Board meeting of the Town of Bristol held on January 11, 2021 and will be included in the minutes of said meeting.

Karen Maczynski, Bristol Town Clerk

Motion by Councilman Hart to accept the monthly reports, seconded by Councilwoman Bolonda and carried.

IV. Old Business

A. Annual review of books-Justice Court and Town Books scheduled for January 29th, 2021.

V. New Business

A. Annual review of books-Justice Court and Town Books scheduled for January 29th, 2021.

B. Policy for consideration by TB: **TOB Paid Sick leave Policy in light of Covid-19 or similar pandemic.**

Board discussion concerning Ontario County policy...

.... link to the State's website for information on this type of leave (you will find reference to Public Employers under "Large Employers") <https://paidfamilyleave.ny.gov/if-you-are-quarantined-yourself>. For reference as to how the County handles this, often times an employee will indicate they have symptoms and are going for testing. Simply being out sick and getting testing does not qualify for the paid sick leave. If the test is positive, we will go back and capture the days of symptoms and testing and include it in the 14 calendar days that we will then pay them. If the test is negative, they use their own leave time or take it unpaid.

MOTION: Supervisor Green put offered the following motion, seconded by Councilman Parsons; TOB Paid Sick leave Policy in light of Covid-19 or similar pandemic; The Town of Bristol will pay sick leave as required by NYS such that local governments MUST provide if the employee is under an actual order of quarantine/isolation issued by the local Public Health Dept; therefore a recommendation to quarantine by a doctor does not qualify for this paid leave and if

employee has such an order; the Town will provide 14 calendar days of leave to them, paid by the Town; if the test is positive, the Town will go back and capture the days of symptoms and testing and include it in the 14 calendar days and the employee will be paid, but if the test is negative, the employee will use their own leave time or take it unpaid, and motion carried.

VI. **Round Table** – Upcoming E-WASTE collection day 06-05-2021.

VII. **Motion to Adjourn** by Councilman Hart and seconded by Councilwoman Bolonda and carried 8:08 PM.

Respectfully submitted

Karen Maczynski
Town Clerk

DRAFT