



**TOWN OF BRISTOL
REGULAR MEETING
APRIL 12, 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, ZBA Chairman Marty Snyder, Planning Board Chairwoman Karen Ellmore, Also, in attendance:

Mr. & Mrs. Stanley Colwell, Mrs. Janet Green, Mrs. Joanne Rogers, Mrs. Jennifer VanHouten, Ms. Susan Kraft, Mrs. Donna Beretta, Mr. James Keough, Mr. AJ Magnan.

Public Hearings called to Order at 7:00 PM by Supervisor Green Jr., followed by a statement concerning Executive Orders from the Governor's office: *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.*

Public Hearing for Local Law #2 of 2021 Bristol Code.

Supervisor Green, Jr. opened the LL#2 Public Hearing and discussed the importance of the process of codification of town code and the continued need to ensure transparency of Bristol's code, with General Code 360 providing a high degree of public online access. Councilman Hart recognized the efforts of the code office and town boards in completing the codification of town laws, ordinances and regulations. Councilman Parsons commented on the importance of transparency of town code. Hearing no further request to question, comment or be heard, Supr. Green closed the public hearing at 7:03 PM for LL#2 Bristol Code.

Public Hearing for Local Law #1 of 2021 Solar Energy Code.

Supervisor Green, Jr. opened the LL#1 Solar Energy Code Public Hearing and asked for questions and comments from those present by Zoom and in person. Mr. and Mrs. Coldwell asked questions regarding the building code of solar installations. Mr. Kenyon discussed the Uniform Building Code, and State Law regarding Large Scale Solar installations would override any local laws passed. Planning Board Chairperson Ellmore discussed the need to remember LL#2 is a living document that will require future changes as needs come to light. Chairwoman Ellmore discussed the process for individual review of each solar project on a case-by-case bases that allows for specific requirements that may be more generally stated by LL#2. Discussion of the vegetation requirements for obstructing view of solar installations as outlined in the LL#2. Mrs. Colwell expressed the Local Law did not adequately address visual barrier requirements, or screen of shrubbery definition or shrubbery maintenance expectations of large-scale solar owners. Mr. Kenyon discussed enforcement of screen of shrubbery vegetation maintenance would be carried out by the Code Officer. Also, Mr. Kenyon discussed Large Scale Solar projects require a Special Use Permit, with all the associated analysis and detailed review the special use permitting process requires. Discussion concerning definitions of ridge lines. Mr. Kenyon discussed definition and interpretations (of ridge lines) are the prerogative of the Zoning Board of Appeals.

Mrs. VanHouten read a statement in support of large-scale solar projects for the Bristol community.

Supervisor Green, Jr. discussed there are no applications for large-scale solar projects in the Town currently.

Councilman Hart discussed the need for clarity regarding visual vegetation barrier of large-scale solar installations.

Hearing no further request to question, comment or be heard, Supr. Green closed the public hearing at 7:54 PM for LL#1 Solar Energy Code.

Regular Town Board Meeting

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: Supervisor Green opened the floor at 7:55 PM and hearing no request to speak, closed the floor.

- I. A motion was made by Councilwoman Bolonda to accept the March 8, 2021 board minutes, seconded by Councilman Stresing and motion carried.
- II. Audit of the bills, budget transfer, Monthly Report of Supervisor:

Abstract 4

General:	Vouchers 67-93	\$	17,932.64
Highway:	Vouchers 1064-1085	\$	56,204.56

Supervisor’s Report: Budget Transfer Resolution:

Resolution Budget Transfers April 14, 2021

WHEREAS, The Town Board of the Town of Bristol approves budget transfers as of April 14, 2021, and

TOWN OF BRISTOL			
2020 RETROACTIVE YEAR END BUDGET MODIFICATIONS			
GENERAL:		FROM	TO
ACCOUNT #	LINE ITEM	DEBIT	CREDIT
A1270	BULK WATER	\$ 570.20	
A5132.430	WATER		\$ 570.20
A8020.120	PB SECRETARY	\$ 519.59	
A8010.140	ZBA SECRETARY		\$ 519.59
TOTAL GENERAL		\$ 1,089.79	\$ 1,089.79

Resolution put forth by Councilman Parsons, seconded by Councilwoman Bolonda. The question of the adoption of the foregoing was duly put to a roll call vote, performed by Bristol Town Clerk, which resulted as follows:

Voting:	Councilman Hart	Yes
	Councilman Parsons	Yes
	Councilwoman Bolonda	Yes
	Councilman Stresing	Yes
	Supervisor Green, Jr.	Yes

Resolution was adopted, April 14, 2021.

Motion to pay the bills and accept the Supervisor’s report by Councilman Stresing and seconded by Councilwoman Bolonda and carried.

III. Monthly Reports

A. **Highway:** Superintendent Ron Wilson presented his report APRIL 2021 as follows:

- 1) The 4 /11 Rainstorm came across and we had damage on Dugway, Kear, Day, Vincent Hill and Jenks Roads. Water washed debris from everywhere plugging culverts causing the water to flow over the roads. 42 in culvert washed out at Kear And Ketchum rd. washed and undermined the blacktop. We are hoping the water will slowed down in the next couple days to replace the culvert with a 48 in pipe. The rest was mostly washed-out gravel. The towns of Canandaigua, South Bristol and Richmond helped us today with the repairs.

- 2) Truck 7 AUCTION: truck was sent down the road to an outfit in Binghamton. We got \$46,100 for the truck.
- 3) Two weeks ago, Stetson rd. had a culvert starting to give way with a small hole in the middle of the road. We replaced the culvert. Last week we changed out the remaining 3 old steel culverts that remained.
- 4) Esty rd. intersection at Baptist Hill is a plowing nightmare. Very hard to plow with a ten-wheeler. We are checking with MRB Group to get a quote on the best way to rebuild the intersection and have all drainage and slopes to work when it comes time to pave the road.
- 5) New Boom mower numbers were sent to the board for review. all are on government bid the three tractors that we quoted were a apples-to-apples comparison. the Massy is the tractor we liked and came in at a lower price than the John Deere and Case.
- 6) As for the Chips money for 2021. It's not official yet but we should be getting the full amount we got last year.
- 7) All the materials for South Hill gravel lift are ready to get put down when I can set a date with the Town of Conesus to bring over the jersey spreader.

-Respectfully submitted Ronald Wilson

Board discussion concerning auction of truck 7, final current bid is \$46,100. at Auction International.

Supervisor Green commended the highway department on their cooperative efforts with S. Bristol, Canandaigua, and Richmond HW dept.'s in repairing town roads and culverts after the hard spring rainstorms.

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

Planning Board Meeting and ZBA Meeting

PB & ZBA-Met on March 16, 2021 to discuss the Battery Storage Law for possible adoption by the Town of Bristol. They reviewed the laws written by Mount Morris and the Town of Burns New York and compared them with model law provided by NYSERDA. The observation was made that very little detail had been included for Small Scale Battery Storage and have reached out to NYDOS and GFLRPC to see if there was a proposed streamlined for small scale battery storage similar to the Unified Permit for Small Scale Solar. They will work on this again in May at their next joint meeting.

Planning Board met on April 5 to review a minor subdivision application and approved after minor corrections were made to the Right to Farm Law.

General Code-

- **Next Step:** Ecode360/BR4013 is now live and waiting for the approval of the Town Board to make it available to our Residents through a link on the Town Webpage; with the public hearing and approval or denial by the Town Board tonight.

Webpage- iC9 Design is now ready for me as Webmaster to start transferring information from the old webpage to the new one. Once that is complete Ian Casperson and I will do the final fluffing prior to making it live and replacing our current webpage.

Ordinance Committee-I am asking that the Town Board create the New Ordinance Committee and appoint Marty Snyder, Patti Giordano, Justin Steinbach, Chris Jensen and Sandra Riker to be members of that Committee. We will still need a member from the Town Board and someone from the Agricultural Community and a Business representative.

Code Office-

New permits: 8

Closed: 4

Inspections 2

Violations:

Ongoing:
Monthly permit Valuation Summary: for March \$239,545.09
Respectfully submitted,

Sandra Riker

Planning Board, ZBA Secretary &
Code Office Assistant

Board discussion concerning Ordinance Committee. Councilman Parsons offered to assist in reaching out to the Bristol business community to solicit volunteers for the new Ordinance Committee. Councilman Parsons agreed to join the Committee as a representative of the Town Board and farming community.

**C. Parks/Special Committee. Park Commissioner's Report; Tom Stevens.
Update on the park grant; Grant is still in effect until 12/21/2021**

Bristol Fun Day on June 13, 2021-Canceled for 2021

New Business

The Bristol Share Market officially opens April 17, 2021. I am asking farmer's market vendors if they want to sell their produce on Saturday and or Sunday at the Share Market. One, maybe two vendors per weekend. A donation of 10% of sales is suggested.

Honeoye boy scout Ben Battle is interested in doing an Eagle project in the park.

Eric Kotlik has volunteered to help with the dead ash tree problem.

Gene Melenbacher has again volunteered to do some painting and fix up work in the park. He has already painted the floor and trim at the share market. Gene and I will be working on restoring the names on the veterans' bricks at the memorial in the park.

The bathrooms and pavilion are not yet open but I think we can open them soon, perhaps before May 1st. *This week.*

Nate Jones from Bloomfield Youth Soccer wants permission to use the baseball field area for youth soccer on Monday and Tuesday evenings from June 14 to July 27.

Would the fire department be interested in a chicken barbeque drive thru and a Harmony Circle pie sale drive thru in the park around the time of Bristol Fun Day and perhaps a book sale at the library?

I will be leading a guided hike in Patriot Park on April 17, beginning at 9AM. Meet at the Levi Corser parking lot and don't be late. The hike will take about one and a half hours. It maybe muddy and wet so wear appropriate shoes or boots. Hopefully we will see some wildflowers, birds and ducks. Mostly we will be enjoying the beauty of our park and showing you the trails.

Park Commissioner
-Tom Stevens

Councilman Hart asked the plan to pave the track. Commissioner Stevens said he will be paving the track this summer.

D. Town Clerk Report. Mrs. Maczynski presented her report.
Total disbursements were \$2,202.60 for March 2021. Tax collection of the Town/County taxes is complete. Total collection was \$2,283,675.12. Uncollected \$117,824.02. 96% collected.
Late payment penalty collected: \$2,804.50. and is retained by the Town.

Motion by Councilman Parsons to accept as a block the all-monthly reports, seconded by Councilman Hart and motion carried.

IV. Old Business

A. RESOLUTION to Enact: Local Law #1 of 2021 Solar Energy Code.

**TOWN OF BRISTOL
RESOLUTION
TO ENACT LOCAL LAW NO. 1 -2021
SOLAR ENERGY CODE**

WHEREAS a public hearing was held the 12th day of April, 2021 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 -2021, entitled A LOCAL LAW TO RESTATE AND SUPERSEDE Local Law No. 2 of 2019, Solar Energy Code, regarding solar energy regulations for the Town of Bristol, New York; and

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 -2021 be enacted as follows:

(copy of local law attached)

Resolution put forth by Councilwoman Bolonda, seconded by Councilman 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:	Councilman Hart	Yes
	Councilman Parsons	Yes
	Councilwoman Bolonda	Yes
	Councilman Stresing	Yes
	Supervisor Green	Yes

Resolution was adopted, April 12th, 2021.

KAREN MACZYNSKI
TOWN CLERK

B. RESOLUTION to Enact: Local Law #2 of 2021 Bristol Code.

**TOWN OF BRISTOL
RESOLUTION
TO ENACT LOCAL LAW NO. 2 -2021
CODE OF THE TOWN OF BRISTOL**

WHEREAS a public hearing was held the 12th day of April, 2021 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. 2 -2021, entitled A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF THE TOWN OF BRISTOL INTO A MUNICIPAL CODE TO BE DESIGNATED THE “CODE OF THE TOWN OF BRISTOL”; and

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. 2 -2021 be enacted as follows:

(copy of local law attached)

Resolution put forth by Councilman Hart, seconded by Councilman Parsons.

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:	Councilman Hart	YES
	Councilman Parsons	YES
	Councilwoman Bolonda	YES
	Councilman Stresing	YES
	Supervisor Green	YES

Resolution was adopted, April 12th, 2021.

KAREN MACZYNSKI
TOWN CLERK

V. **New Business**

A. **Boom Mower**

Board discussion of need to replace old boom mower/tractor and use some of the money from recent auction of Truck 7 for down payment. Councilman Stresing asked what the Town's road side mowing obligation was to the county. Discussion concerning frequency of roadside mowing; ideally two rounds to maintain edges in order to keep vegetation growth under control. Councilman Parsons stated highway law outlines mowing requirements and obligations. Discussion of visibility of deer and road side maintenance.

Motion by Councilman Hart, seconded by Councilwoman Bolonda, to purchase for \$129,996. with a down payment and 4-year BAN, one new boom mower & tractor; Massey Ferguson 5711D tractor with Diamond boom mower, per state bid and declare the current boom mower/tractor (John Deere) surplus and send to Auctions International for auction, motion carried with one opposed; Councilman Stresing.

VI. **Round Table**

Board discussion of the *American Rescue Plan*; Federal aid for state, county and local government.

VII. **Executive Session**

Motion to enter executive session at 9:10 PM to discuss background check of individuals associated with employment by Councilman Parsons and seconded by Councilman Stresing and carried.

Motion to exit executive session at 9:15 PM by Councilwoman Bolonda and seconded by Councilman Stresing and carried.

Ms. Grace Smith Applicant to Bristol Vol. Fire Dept.

Town of Bristol Volunteer Fire Dept. membership application by Ms. Grace Smith of 5550 Co. Rd. 33. Motion by Supervisor Green, Jr. to accept Ms. Grace Smith for membership in the Bristol Volunteer Fire Dept. and seconded by Councilman Hart and carried, no opposed.

VIII. **Motion to Adjourn** by Councilman Hart and seconded by Councilwoman Bolonda and carried 9:20 PM.

Respectfully submitted

Karen Maczynski
Town Clerk