



**TOWN OF BRISTOL
REGULAR MEETING
BRISTOL TOWN BOARD
SEPTEMBER 13, 2021 7:00 PM**

PRESENT: Board Members: David Parsons, Frederick Stresing, Christopher Hart, Highway Superintendent Ronald Wilson, Town Clerk Karen Maczynski, Zoning Sec. Mrs. Sandra Riker, Park Commissioner Tom Stevens, Attorney William Kenyon (by phone).

Absent: Supervisor Robert Green, Jr., and Board Member: Lauren Bolonda

Also, in attendance: Mr. AJ Magnan, Ms. Susan Kraft, Ms. Kimberly Bocarovic and Mr. Devin Schoenwetter.

PUBLIC HEARING for Local Law #3 of 2021; Override of Tax Levy Limit.

Councilperson Parsons opened the public hearing at 7:00 PM and the Town Clerk read the legal notice. Councilperson Parsons invited comments from the public and board. Mr. Devin Schoenwetter and Ms. Kimberly Bocarovic, of 7068 Co. Rd 2, asked for information on the purpose of the public hearing. The Town Clerk read the proposed law (3-2021). Councilperson Hart discussed the purpose of the law as insurance, to prevent fines imposed by the NYS Comptrollers Office if the Town should exceed the tax cap in 2022. Hearing no further questions or comments Councilperson Parsons closed the hearing at 7:16 PM.

Town Board Meeting called to Order at 7:17 PM, by Councilperson Parsons, followed by Pledge of Allegiance to the US flag and the following statement: *We ask that anyone that is not fully vaccination (Covid-19) to please wear a mask during the Board meeting. Anyone exhibiting COVID symptoms, regardless of vaccination status, refrain from attending. You can join us via Zoom. Thank you.*

Privilege of the Floor: Councilperson Parsons opened the floor at 7:10 PM. Mr. Schoenwetter asked if there were any pending solar farms in the town. Mrs. Riker stated the Code Office does not have any applications for solar farms permits at this time. Councilperson Hart thanked Mr. Stevens for the great improvements at the park including the recent paving of the track. Councilperson Parsons closed the privilege of the floor at 7:17 PM.

- I. Minutes: A motion was made by Councilperson Stresing to accept the Aug 9, 2021 board minutes, seconded by Councilperson Hart and motion carried.
- II. Audit of the bills, Monthly Report of Supervisor:

Abstract 9:	General: A Fund	\$ 24,870.19
	Highway: DA Fund	\$ 24,832.52

Motion to pay the bills by Councilperson Hart and seconded by Councilperson Stresing and carried. Supervisor's report delayed until Oct board meeting.

III. Monthly Reports

A. Highway: Superintendent Ron Wilson presented his report as follows:
HIGHWAY SEPTEMBER REPORT

- 1) We have been making many small repairs around town that were caused by the rains we have had. Grading, ditching, resetting concrete block and pipe repairs.
- 2) Mowing is ongoing it has been great having the new boom mower. We have been able to cut back brush that has been needed to be cut for some time. All town roads have been done starting on second round on the county roads as per contract.

- 3) We have been working with the neighboring towns and the county on their paving and oil and stoning.
- 4) At the end of the month the Town of Conesus Highway is going to try to come to put down the lift of gravel on South Hill. That has been pushed back a few weeks into the end of September.
- 5) Suitkote is coming on the 20th to do our wedging with the paver weather permitting.
- 6) Road striping is running slow with the new company should be soon.

NEW BUSINESS

- 8) ORDER FORD TRUCK BY 11/12/21 ORDER BANK CLOSING FOR 2022 YEAR 3 30 WEEKS OUT.
- 9) ORDER new 10 wheeled truck with all season dump body and plow.

-Respectfully submitted Ronald Wilson

Board discussion concerning new Ford (car1) pickup truck and 10 wheeled trucks. Super. Wilson discussed he is reviewing alternative manufactures for the 10-wheeler and will report to the board at the October meeting with pricing information.

Motion by Councilman Hart to order the F-350(car1) from VanBortel Ford, 71 Marsh Rd, East Roch. Per quote#32629, not to exceed; \$40,000.00, seconded by Councilperson Stresing and carried, no opposed.

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

Report for August 6, 2021

Planning Board Meeting and ZBA Meeting

Chairwoman Ellmore and Chairman Snyder met on August 2nd to finalize the Draft BESS Law in order to share with Attorney Kenyon, the Town Board and the Code Officer for their comments. If further work is needed the Boards will meet again to get the document ready to move onto to the next step in the process. The Boards did not meet in August.

General Code-360 hits for the month of August. Top 3 concerned building code & zoning.

Webpage- iC9 Design transfer in progress.

Ordinance Committee-Their first meeting will be on August 17th as a noontime Zoom meeting. The Committee will meet again on Sept 21st. Topics: short rental, RV permit regulations, accessory dwelling unit (ADU) to facilitate aging in place via a special use permit.

New permits: 3

Completion: 8

Inspections 17

Violations: are ongoing with pending litigation for 7294 Baptist Hill Road

Monthly permit Valuation Summary: August \$38,000.

Respectfully submitted,

Sandra Riker

Planning Board, ZBA Secretary &
Code Office Assistant

C. Parks/Special Committee. Park Commissioner's Report

Update on the park grant.

Grant is still in effect until 12/21/2021. I will be asking for an extension of one year.

Rehab and surface treatment of park track and parking lots.

Richmond Fire Department will be making a payment to the Town of Bristol to cover cost of damage done to the track on August 28, 2021. On August 30 the highway department made the repairs to the track. We were going to be repairing the track surface so did not include that in the damage.

On Sept 2 Ontario County paving crew and the TOB did the track and parking lot blacktop repair.

We were over budget by \$2,095.36. The equipment was too heavy for the track and because we were paving, we were able to repair the damage as we went along. It did however use more blacktop.

I made the decision to pave the remaining track instead of oil and stoning. Oil and stone would have damaged the track with the heavy equipment, and we would not be able to repair as we went along.

On September 9 Ontario County paving crew and the TOB crew paved the remaining track. We spent \$9,819.09 on an additional 143.68 Ton. Cost to oil and stone the parking lots should be \$8,221.53.

Total for project is now \$29,095.96 or \$2,237.96 Over budget. We have the funds to cover the cost. Per the Grant Agreement we will request reimbursement of \$19,598. That amount will be rolled into the park reserve account to continue the grant work on the tennis courts.

	6F (tons)	cost per ton	Total		Budget	\$ 26,858.00
9/2/2021	161.77	68.34	\$ 11,055.36		Over	\$ 2,237.96
9/8/2021	143.68	68.34	\$ 9,819.09		Total	\$29,095.96
RS2-P	Gallons	Per Gallon	Total			
9/9/2021	2600	\$2.26	\$5,876.00			
	Chipper		\$ 1,750.00			
3/8 stone	35.03	\$ 17.00	\$ 595.51			
Total			\$ 29,095.96			

Vestal will be oil and stoning the parking lots only on September 16th. Next year we will need to seal the track.

The Bristol Share Market has made \$445.25 this year.

*Park Commissioner
-Tom Stevens*

Board discussion concerning the walking track. Town Board complimented Mr. Stevens on handling the paving project and repairs for recent damage to the track. Motion by Councilperson Hart to accept payment of \$500 from the Richmond Fire Dept. for damage sustained to the park walking track by the firetruck driving on the track, seconded by Councilperson Stresing and carried. Board discussion regarding making a barrier or sign in the middle of the track where parking lots connect to the track, to ensure clarity that vehicles on the track are prohibited.

D. Town Clerk Report. Mrs. Maczynski presented her report. Total disbursements were \$2424.71 for August 2021. Hunting licenses are on sale at the Town Clerk's office.

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

IV. Old Business

A. Resolution for Local Law #3 of 2021, Tax Cap override.

RESOLUTION

At a meeting of the Town Board of the Town of Bristol,
Ontario County, State of New York,
Bristol Town Hall on the
13th day of September 2021.

WHEREAS, it appears to be in the best interests of the Town of Bristol that it consider adoption of Local Law #3 of 2021, 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 September 13, 2021; 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 2022 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 Councilperson Hart, seconded by Councilperson Parsons, 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 #3 of 2021, effective. The question of adoption of the foregoing Resolution was put to a roll call voter as follows:

Supervisor Robert A. Green, Jr.	absent
Councilperson Chris Hart	Yes
Councilperson Fred Stresing	Yes
Councilperson David Parsons	Yes
Councilperson Lauren Bolonda	absent

The Resolution was thereupon deemed duly adopted on September 13, 2021.

Karen Maczynski, Town Clerk

LOCAL LAW #3 OF 2021, TAX CAP OVERRIDE FOR 2022

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underling to indicate new matter.

Town of Bristol

Local Law No. 3 of the year 2021.

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 2022 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 2022 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.

V. New Business

A. Troy & Banks energy audit. Tabled until Oct Board meeting.

B. Reappointment of Ms. Mary Jane Stoltz to the BAR

Motion by Councilperson Fred Stresing to reappoint Ms. Mary Jane Stolz, 5025 Ganyard Hill Rd, Canandaigua, NY 14424, to the Town of Bristol Board of Assessment Review for a term of 5 years beginning 10.01.2021 and ending 09.31.2026, seconded by Councilperson Parsons and motion carried, no opposed.

C. Board approval of Sup. Ron Wilson attending Fall Highway Conference.

Motion by Councilman Parsons to approve expenses of Mr. Wilson attending the HW Fall conference, seconded by Councilperson Hart and carried.

D. Board meeting Date for Oct. 11, 2021 is moved to Oct. 12, 2021 due to the Holiday.

VI. Motion to Adjourn by Councilperson Hart and seconded by Councilperson Parsons and carried at 8:17 PM.

Respectfully submitted

Karen Maczynski
Town Clerk