

SOUTH BRISTOL 2019 ORGANIZATIONAL MEETING

January 7, 2019

2019 ORGANIZATIONAL MEETING

The 2019 Organizational meeting of the South Bristol Town Board was called to order January 7, 2019 at 7:00pm at the South Bristol Town Hall, 6500 W Gannett Hill Road, Naples, NY 14512.

PRESENT

Daniel Marshall, Supervisor
Donna Goodwin, Councilwoman
Stephen Cowley, Councilman
Jim Strickland, Councilman
Scott Wohlschlegel, Councilman

RECORDING SECRETARY

Judy Voss, Town Clerk

OTHERS

Brian Perkins, Alan & Kristie Braun, Mark & Donna Buckley, Joe Charlton, Todd & Laura Cook, Ashley Champion, Paul Lamphier & Jim Wight, et al

I. ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. NEW BUSINESS

APPROVAL OF THE ORGANIZATIONAL RESOLUTIONS FOR 2019

On a motion made by Councilman Wohlschlegel and seconded by Councilwoman Goodwin, Resolution No. 1-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #1-2019 INVESTMENT POLICY

I.SCOPE

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

II.OBJECTIVES

The primary objectives of the local government's investment activities are, in priority order

- to conform with all applicable Federal, State and other legal requirements (legal);
- to adequately safeguard principal (safety);
- to obtain a reasonable rate of return (yield).

III.DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Town Supervisor, who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a database or records incorporating description and amounts of investment, transactions dates, and other relevant information and regulate the activities of subordinate employees.

IV.PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the Town of South Bristol to govern effectively.

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Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V.DIVERSIFICATION

It is the policy of the Town of South Bristol to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI.INTERNAL CONTROLS

It is the policy of the Town of South Bristol for all moneys collected by any officer or employee of the government to transfer those funds to the Town Supervisor within 30 days of deposit, or within the time period specified in law, whichever is shorter.

The Town Supervisor is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII.DESIGNATION OF DEPOSITORIES

The banks and trust companies authorized for the deposit of monies up to the following maximum amounts are:

<u>Depository Name</u>	<u>Office</u>
Five Star Bank	Supervisor
Community Bank	Supervisor
Canandaigua. National Bank	Supervisor

VIII.COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, §10, all deposits of the Town of South Bristol, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

By a pledge of "eligible securities" with an aggregate "market value" or provided by General Municipal Law §10, equal to the aggregate amount of deposits from the categories designated in appendix A to the policy.

IX.SAFEKEEPING & COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by (the depository and/or a third party) bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the local government to exercise its rights against the pledged securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Trust Department or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances be commingled with or become part of the backing for any other deposit or liabilities. The

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agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, §11, the Town of South Bristol authorizes the Supervisor to invest moneys not required for immediate expenditures for terms not to exceed its projected cash flow needs in the following types in investments:

- guaranteed by the United States of America; Obligations of the State of New York; Obligations issued pursuant to LFL §24.00 or 25.00 (with
 - Special time deposit accounts;
 - Certificate of deposit;
 - Obligations of the United States of America;
 - Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are approval of the State comptroller) by any municipality, school district or district corporation other than the Town of South Bristol;
 - Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general state statutes governing such entities or whose specific enabling legislation authorizes such investments.

All investment obligations shall be payable or redeemable at the option of the Town of South Bristol within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the Town of South Bristol within two years of the date of purchase.

On a motion made by Supr. Marshall and seconded by Councilman Cowley, Resolution No. 2-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #2-2019 LEGAL NEWSPAPER & INFORMATIONALS

RESOLVED, the South Bristol Town Board designates the Daily Messenger, Canandaigua, NY as the legal newspaper.

RESOLVED, the South Bristol Town Board designates www.southbristolny.org as the source for information on local government activities.

On a motion made by Councilman Strickland and seconded by Councilman Wohlschlegel, Resolution No. 3-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #3-2019 REGULAR TOWN BOARD MEETING DATES

RESOLVED, the South Bristol Town Board designates the second (2nd) Monday of each month, except for October when it will be Tuesday, Oct.15th, and November when it will be November 12th to conduct the regular Town Board meeting. The meeting time will be at 7:00 pm, at the Town Hall, Bristol Springs, NY.

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RESOLUTION #4-2019 YEAR END TOWN BOARD MEETING DATE

RESOLVED, the South Bristol Town Board designates December 28, 2019 as the date to conduct a year-end meeting. The meeting time will be 9:00 am, at the Town Hall, Bristol

On a motion made by Councilman Cowley and seconded by Councilman Strickland, Resolution No. 5-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #5-2019 MILEAGE RATE

RESOLVED, the South Bristol Town Board rate of fifty eight (.58) per mile for official town business is in keeping with the IRS 2019 Standard Mileage Rate. The Town Board may change the mileage rate at any time during the calendar year 2019 to reflect any adjustments made in the IRS Standard Mileage Rate.

On a motion made by Councilman Wohlschlegel and seconded by Councilwoman Goodwin, Resolution No. 6-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #6-2019 WAGES – BOARD OF ASSESSMENT REVIEW

RESOLVED, pursuant to the adopted budget for 2019, an hourly rate of twelve dollars per hour (\$12.00) is established for each member of the Assessment Board of Review.

RESOLVED, the above referenced wage scale is applicable to Grievance Day, necessary training and all on sight inspections in the completion of their assigned duties.

On a motion made by Supr. Marshall and seconded by Councilman Cowley, Resolution No. 7-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #7-2019 AGENDA – ABSTRACT OF VOUCHERS

RESOLVED, that the Supervisor shall within five business (5) days preceding any regular scheduled Town Board meeting, have available the agenda for all Town Board members; and be it further

RESOLVED, that the Town Clerk shall have available within five business (5) days preceding any regular scheduled Town Board meeting all vouchers and corresponding vendor invoices for review by all Town Board members.

On a motion made by Councilman Strickland and seconded by Councilman Wohlschlegel, Resolution No. 8-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #8-2019 PAYMENTS WITHOUT PRIOR AUDIT

WHEREAS, the NYS Town Law §118 provides that the Supervisor may pay certain claims and contracts which exceed one (1) year in duration, including fixed salaries, principle of interest on indebtedness, utility, postage, freight expenses, etc. before they are audited; be it

RESOLVED, the Supervisor is authorized to execute such pre-audit indebtedness as may be necessary including any and all insurance premiums and bills where interest or late charges would be incurred by the Town in the event said bills were not paid prior to the next scheduled regular town board meeting. The Town Board shall through its auditing authority have final approval of all such pre-audit claims.

RESOLVED, that all such pre-paid vouchers are to be clearly identified as such in the monthly abstract of vouchers prepared by the Town Clerk.

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On a motion made by Councilwoman Goodwin and seconded by Supr. Marshall, Resolution No. 9-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #9-2019 SUPT. OF HIGHWAY PURCHASE AUTHORIZATION

RESOLVED, the South Bristol Town Board authorizes the Highway Superintendent to make purchases not to exceed three thousand dollars, (\$3,000.00) per purchase for which provision has been made in the annual Highway budget subject to verification of availability of appropriations.

RESOLVED, the Town Board shall through its auditing authority have final approval of all pre-audit claims.

RESOLVED, that all such pre-paid vouchers are to be clearly identified as such in the monthly abstract of vouchers prepared by the Town Clerk.

On a motion made by Councilman Cowley and seconded by Councilman Strickland, Resolution No. 10-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #10-2019 APPT. ATTORNEY FOR THE TOWN

RESOLVED, the South Bristol Town Board appoints Jeffrey Graff to represent the Town as Attorney for the Town for the year 2019. Matters of Litigation shall be represented by Mary Jo Korona.

On a motion made by Councilman Wohlschlegel and seconded by Councilwoman Goodwin, Resolution No. 11-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #11-2019 APPT. DEPUTIES

RESOLVED, the South Bristol Town Board approves the following appointments for 2019:

Deputy Supervisor – Donna Goodwin
Deputy Town Clerk – Martha Meister
Deputy Highway Supt. – Richard Emmons

On a motion made by Supr. Marshall and seconded by Councilman Cowley, Resolution No. 12-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #12-2019 WAGES – HOURLY EMPLOYEES

RESOLVED, the following employees' hourly wages shall be:

<u>Highway Fund</u>	<u>YEAR 2019</u>
Jamie Bashford	\$23.69
Bill Caves	\$20.14
Mark Caves	\$23.69
Richard Emmons	\$24.69
Jack Leach	\$23.69
<u>General Fund</u>	<u>YEAR 2019</u>
Martha Meister	\$15.92 Per Hour

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On a motion made by Councilman Strickland and seconded by Councilman Wohlschlegel, Resolution No. 13-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #13-2019 APPT. HISTORIAN

RESOLVED, the South Bristol Town Board appoints Beth Thomas as Town Historian for 2019 with an annual wage of \$750.00.

On a motion made by Councilwoman Goodwin and seconded by Supr. Marshall, Resolution No. 14-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #14-2019 FIXED ASSET INVENTORY

RESOLVED; the Town Board authorizes all fixed assets of \$1,000 or more to be permanently recorded and on file in the office of Bookkeeper to the Supervisor.

On a motion made by Councilman Cowley and seconded by Councilman Strickland, Resolution No. 15-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #15-2019 APPOINTMENTS – PAID EMPLOYEES

RESOLVED, the South Bristol Town Board makes the following appointments for 2019:

ASSESSOR - Valary Muscarella, \$34,161 per year
CODE ENFORCEMENT OFFICER – Phillip Sommer, \$24.96 per hour
DEPUTY CEO – Keith English - \$21.23per hour
RECYCLING CENTER – Michael Vest \$14.20 per hour
TRANSFER STATION OPERATOR – Bob Germano, \$15.26 per hour
OFFICE SPECIALIST I – Diane Graham \$16.39 per hour
JUSTICE CLERK – Courtney Bolton, \$15.92 per hour

On a motion made by Councilman Wohlschlegel and seconded by Councilwoman Goodwin, Resolution No. 16-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #16-2019 APPT. BOARD CHAIRMAN

RESOLVED, the Town Board appoints the following Board Chairman positions for 2017:

Board of Assessment Review - Henry Savage	\$12.00/Hour
Planning Board – Jim Ely	\$450/YEAR
Zoning Board of Appeals – Thomas Burgie	\$350/YEAR

On a motion made by Supr. Marshall and seconded Councilman Cowley by, Resolution No. 17-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #17-2019 SCHEDULE OF PAID HOLIDAYS

RESOLVED, the Town Board confirms the following days, as outlined in the Employee Handbook, as paid holidays:

New Years Day (January 1.)
Memorial Day (last Monday in May)
Independence Day (July 3.)
Labor Day (first Monday in September.)
Veteran’s Day (November 11.)

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Thanksgiving Day (fourth Thursday in November.)

Christmas Day December 25.)

RESOLVED, that the Transfer Station be closed Sunday April 21st, (Easter).

Three floating holidays may be scheduled upon approval of the Department Head.

On a motion made by Councilman Strickland and seconded by Councilman Wohlschlegel, Resolution No. 18-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #18-2019 ESTABLISHMENT OF PETTY CASH ACCOUNTS

RESOLVED, that Petty Cash Accounts are established for the following offices:

Town Clerk	\$ 150.00
CEO	\$ 50.00
Highway Superintendent	\$ 100.00

RESOLVED, fiscal responsibility for Petty Cash Accounts is the responsibility of the Department Head.

On a motion made by Councilwoman Goodwin and seconded by Supr. Marshall, Resolution No. 19-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #19-2019 APPOINTMENT OF BOOKKEEPER

RESOLVED, that the town board appoint EFPR Solutions, Inc. to be bookkeeper at a monthly rate of \$1500.00.

On a motion made by Supr. Marshall and seconded by Councilman Cowley, Resolution No. 20-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #20-2019 FINANCIAL AUDIT

WHEREAS, Town Law 123 requires the town undertake a financial audit by either the town board or a public accountant; be it

RESOLVED, the town board authorizes the completion of a 2018 financial audit by a public accountant.

On a motion made by Councilman Strickland and seconded by Councilman Wohlschlegel, Resolution No. 21-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #21-2019 BOARD APPOINTMENTS

PLANNING BOARD – Re-appoint James Ely, as Chairman for a term ending 12/31/25.

PLANNING BOARD – Re-appoint Sam Seymour as Alternate #2 for a term ending 12/31/23.

ZONING BOARD –Re-appoint Thomas Burgie, as Chairman for a term ending 12/31/23

BOARD OF ASSESSMENT REVIEW – Re-appoint Robert Spada for a term ending 9/30/25.

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On a motion made by Councilwoman Goodwin and seconded by Supr. Marshall, Resolution No. 22-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #22-2019 APPOINTMENT OF CITIZEN REPRESENTATIVE TO THE HONEOYE LAKE WATERSHED TASK FORCE

RESOLVED, that the Board appoints Anne Jacobs to serve as the Citizen Representative to the HLWTF and receive mileage reimbursement and a stipend of \$25.00 per meeting attended.

On a motion made by Councilman Cowley and seconded by Councilman Strickland, Resolution No. 23-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #23-2019 APPOINTMENT OF REGISTRAR OF VITAL STATISTICS AND FOIL OFFICER

RESOLVED, that the Board appoints Town Clerk Judy Voss as the Registrar of Vital Statistics and FOIL Officer.

COMMITTEE ASSIGNMENTS

Highway – Steve Cowley, Jim Strickland
Finance – Donna Goodwin, Dan Marshall
Buildings & Grounds – Scott Wohlschlegel, Jim Strickland
Planning & Zoning – Steve Cowley, Dan Marshall
Community Relations - Donna Goodwin, Scott Wohlschlegel

Supr. Marshall noted that one more item needs to be addressed that was not on the Agenda; the passing of the 2% Tax Cap Override local law. It is never the Town's intention to override the tax cap by 2%; we do this as a matter of protection. It is possible to exceed the 2% tax cap without even knowing it and we can be fined rather extensively. We have never exceeded the 2% tax cap but we do this as a means of protection by the suggestion of our Town Attorney. The Board needs to schedule a Public Hearing for the next Town Board meeting to present the local law to the public. We do everything in our power not to exceed the tax cap, this is just to protect the Town.

On a motion made by Councilwoman Goodwin and seconded by Councilman Strickland, Resolution No. 24-2019 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Goodwin, Wohlschlegel, Cowley and Strickland.

RESOLUTION #24-2019 INTRODUCING LOCAL LAW AND CALLING A PUBLIC HEARING

WHEREAS, the Town Board of the Town of South Bristol, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, the Town Board of the Town of South Bristol has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Town of South Bristol to proceed in accordance with the Code of the Town of South Bristol and the Laws of the State of New York in adopting said Local Law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on Monday, February 11, 2019, at 7:00 p.m. at the

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South Bristol Town Hall, 6500 Gannett Hill Road - West, South Bristol, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of South Bristol sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of South Bristol for its consideration; and be it further

RESOLVED, that the Town Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

I, Judy Voss, Town Clerk of the Town of South Bristol do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of South Bristol on January 7, 2019, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Daniel Q. Marshall	<u>x</u>	_____
Scott Wohlschlegel	<u>x</u>	_____
Donna Goodwin	<u>x</u>	_____
Stephen Cowley	<u>x</u>	_____
James Strickland	<u>x</u>	_____

Dated: January 7, 2019

Judy Voss, Town Clerk

SEAL

ADJOURN: 7:15PM

Respectfully submitted:

Judy Voss
South Bristol Town Clerk