

SOUTH BRISTOL TOWN BOARD MEETING

August 12, 2019

REGULAR MEETING

The regular meeting of the South Bristol Town Board was called to order August 12, 2019 at 7:05 pm at the South Bristol Town Hall, 6500 W Gannett Hill Road, Naples, NY 14512.

PRESENT

Daniel Marshall, Supervisor
Stephen Cowley, Councilman
Scott Wohlschlegel, Councilman

ABSENT

Donna Goodwin, Councilwoman
Jim Strickland, Councilman

RECORDING SECRETARY

Judy Voss, Town Clerk

OTHERS

Jim Wight, Brian Perkins, Alan & Kristie Braun, Cathy Colby, Ashley Champion, Ted & Gina Russell, John & Kay Meisch, Baird Couch, Mike May, Tom & Lori McAlees, Dana & Mark Butters, Leanna Landsmann, Virginia Latke, Joe Kohler, Greg Shaffer, Matt & Karen Bertino, Gary & Carol Schmitt, Carl & Sue Widmer et al

I. ROLL CALL

Supr. Marshall opened the meeting with roll call.

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES

On a motion made by Councilman Cowley and seconded by Councilman Wohlschlegel the minutes of the July Town Board meeting minutes were ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

IV. PRIVILEGE OF THE FLOOR

Lori McAlees, 7065 State Route 21, said she was here to talk about the speeding and safety issues in Woodville and bringing everyone together to help resolve those issues. The packet I put before you list some ideas that residents have, I went door to door; all the neighborhoods, Granger Point, Walton Point, Coye Point and all up and down State Route 21. We've come up with a list of ideas but of course it is not our profession, so we look to you to help guide us to resolve the issues. Thank you, Supr. Marshall, you have all ready started that process with the meeting we had, so thank you. In that packet that I gave you has the ideas that we have come together with and it also has letters from residents as well as all the signatures of residents. Also, Smith Boys is involved and their patrons; they would like a cross-walk to keep their patrons safe as well and their workers.

Councilman Cowley commented that Mrs. McAlees has done a lot of work.

Supr. Marshall agreed, and some of your work is evident over the weekend it appeared to be a deputy's convention in Woodville. We have this subject further down on the agenda and will talk about it at that point.

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Harry Hozman, the current Chairman of the Board of Fire Commissioners in Richmond. We wanted to come over tonight and say hello and keep the lines of communication open. We recognize that the Town has to get busy on their budget process, so I do have our financials and our AUD for your information. Right now, we are only looking at a 1% increase over last year. We are trying to stay within the tax cap and our preliminary numbers indicate just over 1%. Mr. Hozman said he spoke with the Chief this evening before we came over and we are pretty much on-par as far as call number, total volume for this year as compared to last year, for the Town of South Bristol. Last year was a big number for Richmond Fire than most folks were used to but believe me it has gone to good use. We continue with a good sound financial plan for the District.

VI. OLD BUSINESS

A. EVERWILDE FEIS – NEXT STEPS

Supr. Marshall noted that the next steps with regards to the Everwilde Final Environmental Impact Statement and can report to you as of July 25th, which was the cut-off date that we had asked for, we still have not received satisfactory information from the DEC. Having that situation happen, we have then turned our information that we do have over to the consultant, Labella, and LaBella is currently working on moving forward with the Final Environmental Impact Statement. Everyone needs to understand and recognize that ultimately there can be no Everwilde without some type of approval from the DEC. The point simply is, we haven't gotten it yet; it has been 8 months and we want to move forward. The notice that we have received from LaBella Associates suggests that they are hoping to have the information together to allow us to schedule a workshop. We hope to have a workshop in September or October. That is where it stands; we are moving forward, yes, we still don't have a satisfactory answer from the Department of Environmental Conservation, but in order for a project like this to move forward anyways there is going to have to be some type of agreement between the DEC and the Developer. Supr. Marshall opened the floor for questions.

Brian Perkins of Coye Road, said he is struggling to understand how that would all fit together? Would you then, if you had not heard from the DEC by the time you have the FEIS completed, do you just then state in there that we are still waiting for the DEC and this project will hinge on their approval/rejection?

Supr. Marshall said it is his understanding of the FEIS, we may come to the conclusion that there are issues with traffic, for example, and can the issues with traffic be mitigated? Yes they can, no they can't – that's subject to debate at this point. Same thing would go for the ability of the current sewer corporation to handle an additional load. The FEIS may state that currently it's not able to do so, but can those problems be mitigated? The answer would be probably yes, we don't know what they are at this stage of the game. What we are trying to do here is simply move forward on this FEIS. The FEIS is technically supposed to be done within 90 days; we are now in the 3rd year.

Mr. Perkins asked, who makes the decision on whether the sewer district can be expanded to include the property on the east side of the road?

Supr. Marshall, at the moment, the expansion of the sewer district has already been completed. The water-works still has to deal with that issue.

Mr. Perkins asked, the Everwilde property is now part of the sewer district?

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Supr. Marshall said that was added to the district and bear in mind that it was done with the idea that even if it were not to be an Everwilde, say it will be 20 homes someday, the need for that sewer district is still there. Is it part of the sewer district now? Yes, it is; is it attached to it yet? No.

B. LOCAL LAW – SENIOR CITIZEN EXEMPTION LEVELS

Supr. Marshall noted that the Public Hearing was held earlier this evening regarding the adoption of Local Law #6 for the Senior Citizen Exemption Levels. This filing of the Local Law will satisfy the State of New York.

On a motion made by Councilman Cowley and Seconded by Councilman Wohlschlegel, Resolution No. – 2019 was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

RESOLUTION 43 -2019

AUTHORIZING ADOPTION OF LOCAL LAW NO. 6 OF 2019

WHEREAS, a resolution was duly adopted by the Town Board of the Town of South Bristol for a public hearing to be held by said Town Board on August 12, 2019, at 7:00 p.m. at South Bristol Town Hall, 6500 Gannett Hill Road - West, South Bristol, New York, to hear all interested parties on a proposed Local Law entitled “A Local Law Amending the Provisions of Chapter 153 of the Code of the Town of South Bristol Relative to the Exemption for Disabled Persons With Limited Incomes”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of South Bristol, on August 6, 2019 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on August 12, 2019, at 7:00 p.m. at the South Bristol Town Hall, 6500 Gannett Hill Road - West, South Bristol, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of South Bristol, after due deliberation, finds it in the best interest of the Town of South Bristol to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of South Bristol hereby adopts said Local Law No. 6 of 2019, entitled, “A Local Law Amending the Provisions of Chapter 153 of the Code of the Town of South Bristol Relative to the Exemption for Disabled Persons With Limited Incomes”, a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Benton, and to give due notice of the adoption of said local law to the Secretary of State of New York.

I, Judy Voss, Town Clerk of the Town of South Bristol do hereby certify that the Town Board of the Town of South Bristol adopted this resolution on August 12, 2019, by the following vote:

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

Dated: August 12, 2019

Judy Voss, Town Clerk

SEAL

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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 underlining to indicate new matter.

County

City

Town of South Bristol

Village

Local Law No. 6 of the year 2019

A local law "Amending the Provisions of Chapter 153 of the Code of the Town of South Bristol Relative to the Exemption for Disabled Persons With Limited Incomes"

(Insert Title)

Be it enacted by the Town Board (Name of Legislative Body)

County

City

Town of South Bristol

as follows:

Village

SECTION 1. §153-15 and §153-16 of Chapter 153 of the Code of the Town of South Bristol are hereby repealed and a new §153-15 is inserted in their place to read as follows:

§153-15. Limitations on Exemption

Real property owned by a person with a disability as defined in §459-c of the Real Property Tax Law whose income is limited by such disability and used as the legal principal residence of such person shall be entitled to a partial exemption from taxation to the extent shown below as determined by the owner's or owners' corresponding annual income:

<u>Annual Income</u>		<u>Reduction</u>	
\$0	to	\$15,000.00	50%
\$15,000.01	to	\$15,999.99	45%
\$16,000.00	to	\$16,999.99	40%
\$17,000.00	to	\$17,999.99	35%
\$18,000.00	to	\$18,899.99	30%
\$18,900.00	to	\$19,799.99	25%
\$19,800.00	to	\$20,699.99	20%
\$20,700.00	to	\$21,599.99	15%
\$21,600.00	to	\$22,499.99	10%
\$22,500.00	to	\$23,399.99	5%
\$23,400.00		or more	0%

This increase shall be effective with the 2019 assessment roll.

SECTION 2. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

SECTION 3. This local law shall take effect immediately upon filing with the Secretary of State.

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(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 6 of 2019 of the Town of South Bristol was duly passed by the South Bristol Town Board on August 12, 2019, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer¹.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____, 20__ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____, 20__, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____, 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 20__, in accordance with the applicable provisions of law.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2005 of the City of _____ of having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, 20__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the County of _____, State of New York, having been submitted to the electors at the General Election of November __, 20__, pursuant _____

¹ Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county- wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

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to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Clerk of the Town

(Seal)

Date: _____

VII. NEW BUSINESS

A. WOODVILLE SPEEDING ISSUE

Supr. Marshall asked if anyone wanted to speak with regards to the speeding issue in Woodville?

Leanna Landsmann of Walton Point said that she applauded Lori McAlees efforts on this, and it is not just about Woodville; there are a lot of non-locals that go from 55 mph and then slam on their brakes at the bottom of the hill. It is not just about speeding in Woodville, it is about fairness to those drivers. There are several driveways, including Walton Point that are difficult to get in and out of. It is not just about speeding in Woodville, although that is a really important part of it; there is another phase of the safety aspect. I think if the DOT wants to look at something, look at Route 364 coming south from Canandaigua to Middlesex. There is a really good area of 55 mph, going into 40 mph and then 35 mph so that they don't run into that church when they take the left hand turn. Thank you.

Mark Butters of Woodville, I think it would be of interest to everybody if we knew who all the players are in making these decisions about the speed and the safety. In conversation with you, that you mentioned that there were 3 or 4 different entities in there and while we get the Sheriff to have more presence there, I think he is just one player in this whole scenario. Can you enlighten us upon that?

Supr. Marshall said there are a whole lot of players involved in this particular situation. To begin with, the roadway is a State highway and the law enforcement is both the NYS Police and the Ontario County Sheriff's Dept. Both those agencies have jurisdiction. The decision on what the speeds shall be is determined by the State of New York Department of Transportation (DOT). There is a request form that needs to be filled out for the State requesting the speed reduction. Supr. Marshall noted that he needed to be perfectly frank with all of you, his experience with doing that, which the Town has done at least 6 times since he has been supervisor, we might have had one or two that were granted. One approval was for Hicks Road where the State significantly dropped the speed limit and the other was Seneca Point Road had a speed reduction. There were other places that we've asked for a speed reduction and were denied. The Town has to ask the State for speed reductions on County Roads and Town Roads. The DOT is the agency that does the study and decides on whether or not the speed should be reduced. We've asked for a speed reduction in Woodville previously that was not successful. With the packet and signatures from Lori McAlees gives the Town ammunition that we did not

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have in the past and could be very helpful. The local DOT manager in Ontario County is Greg Trost and Supr. Marshall has been in contact with him and Mr. Trost indicated that he would like to meet along with his boss to discuss this matter. As you can see, the Ontario County Sheriff's Dept. has had a presence there for the last 4-5 days and Supr. Marshall said he has had a couple of phone calls with Sheriff Henderson and he told him that we will do what we can but we can't do it forever. We have talked about putting speed radar signs and money is in the budget this year for speed signs; they aren't cheap. A pair of signs would cost \$5,500.00 which doesn't include the installation. Supr. Marshall noted that in his conversations with the Sheriff, there is another option for enhanced traffic enforcement in the Town through a contract with the Sheriff for additional coverage within their Town. The cost for that is between \$15,000-\$20,000.00 a year for that type of coverage depending on the number of hours we request. That might be a better way to approach things than signage. People tell me that the radar signs are great for a little while and get ignored after a while and is not sure if that is the best answer. The fact of the matter is, the money that the Town's spend for the enhanced service they get back in traffic tickets. This could benefit other areas of the Town affected by speeding; County Road 12, Gulick Road, Seneca Point Road, etc. The timing is appropriate because we are setting up the 2020 budget. Supr. Marshall asked the Board for their thoughts.

Councilman Cowley said he does like the rumble strips; that would wake the drivers up knowing they are coming into a speed limit. Something has to be done, it has always been that bad. Woodville does provide revenue for the Town with the speeding tickets; that is true.

Dana Butters of Woodville spoke to the Board said she wrote to and spoke with Sheriff Povero last year who told her the State would never apply rumble strips because it's a State highway, but that is exactly what needs to happen. Nobody gets how close they are to the road and don't care. Look what happened a week ago, a car going too fast crammed into somebody's house. Mrs. Butters said she is favor of rumble strips, but the State won't let us do it.

Mike May of Granger Point spoke to the Board, been a town resident for 32 years and has spoken with Lori McAlees many times over this issue. Mr. May said he has 30 years of Fire/EMT experience and 6 years' experience as a police officer in the State of New York. Until you put somebody in a body bag you don't know what you are doing. Mr. May said he walks that road 4-5 days a week from Granger Point to the boat launch and back and has had too many close calls to count. You can put all the signs you want up, you can put all the rumble strips in, talk to the State. Until you get enforcement down there and you need to do it regularly and you need to write tickets and write tickets that are 12 mph over; somebody will have writers cramp over a weekend. Until somebody puts themselves into a body bag or the fire dept. does it; we will have a problem.

Chris Benham, of Seneca Point Road, spoke to the Board, said that everything they all said for the bottom of Seneca Point Road and the other places you mentioned. At least, in our neighborhood, I would say that a cost-effective way of approaching it might be to change the speed limit. There is a lot of pedestrian traffic, just like Woodville. People come from all over the Township, if not the County, specifically to walk Seneca Point Road. A cost-effective way at least in our instance would be the use of a "change of speed limit" sign; much cheaper than the radar units. The way I discovered the house that we live in is because I was blasting down that road at about 60 mph and my wife said, "stop the car." Just up that road, it is 45 mph so if you are a congenital speeder, like me, I don't care if the sign tells me I'm going 55 mph, when I know it is 45 mph. When I know the speed limit is going to be 25 mph around the corner then I am going to hit the brakes.

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Supr. Marshall said that we can add additional signage on Seneca Point Road.

Kay Clark of Granger Point, spoke to the Board and asked if we know why the State has given such low responses to the requests that have been made?

With the rubber strips counting the cars travelling through and if it doesn't meet a level that they think is sufficient, they deny the request.

Kay Clark said that it doesn't have anything to do with how fast everyone is going through Woodville or somebody in a body bag, it is just how many cars are going through.

Supr. Marshall said he was speculating but I believe that is how they do it.

Supr. Marshall said there is a lot of information to put together; clearly a meeting with the State is in order with Greg Trost and the NYSDOT Regional Manager as well as the Sheriff.

Supr. Marshall thanked everyone for their input.

B. ENERGY EFFICIENCY PROPOSAL – RG&E

Supr. Marshall said the Board has a proposal from RG&E/NYSEG for cost efficiency for the Town Hall and replacing all the existing fluorescent lighting in the building with LED lighting. The proposal that has a possible cost savings for the Town and that RG&E would pay for 50 – 70%. The proposal states that our annual lighting cost per year is \$4,295.00 and they are estimating that future lighting with LED for \$1,836.00 per year; a savings of \$2,500 per year and in a 5-year period the Town would be saving over \$12,300.00. The total project cost would be \$10,190.00 and RG&E would contribute \$3,800.00 and the Town's cost would be \$6355.00.

Councilman Cowley said the numbers are correct; 31 months for a payback.

Councilman Wohlschlegel said this proposal makes sense and would be foolish not to approve.

On a motion made by Councilman Cowley and seconded by Councilman Wohlschlegel the RG&E Proposal was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

C. SALES TAX 2ND QUARTER DISBURSEMENTS

Supr. Marshall said the 2nd Quarter Sales Tax funds was received and the Town of South Bristol, \$337,322.00, up 2.68% from the same quarter last year.

D. RESOLUTION 44-2019

REAPPOINTMENT OF VALARY MUSCARELLA – ASSESSOR

On a motion made by Councilman Cowley and seconded by Councilman Wohlschlegel, Resolution No. 44-2019 was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

RESOLUTION NO. 44-2019

WHEREAS, the term of appointment for Valary Muscarella, Assessor for the Town of South Bristol, expires September 30, 2019; and

WHEREAS, the South Bristol Town Board is recommending the re-appointment of Valary Muscarella as Assessor for the Town of South Bristol; now, therefore, be it

RESOLVED, that Ms. Muscarella be, and hereby is, re-appointed as Assessor for the Town of South Bristol to a six-year term expiring September 30, 2025; and further

RESOLVED, that a certified copy of this resolution be sent to the New York State Department of Taxation and Finance, Office of Real Property Tax Services, the Director, Ontario County Real Property Tax Services and to Valary Muscarella.

**E. RESOLUTION 45-2019
PLANNING BOARD ALT #2 APPOINTMENT**

Supr. Marshall explained that the South Bristol Planning Board consists of 7 members and 2 alternates. Supr. Marshall noted that Alternate #2 position needs to be filled and recommended Matthew Sousa of Hawks Road. Mr. Sousa is a member of the Planning Dept. for Steuben County and brings a considerable amount of experience; Mr. Sousa's wife is a Planner for Ontario County.

On a motion made by Councilman Wohlschlegel and seconded by Councilman Cowley, Resolution No. 45-2019 was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

RESOLUTION NO. 45-2019

WHEREAS, a vacancy exists on the Town Planning Board, and

WHEREAS, Matthew Sousa has submitted an application and resume to become a member of the Town Planning Board, and

WHEREAS, Matthew Sousa has been interviewed by Planning Board Chair Jim Ely and the Town Supervisor, and has been deemed a qualified candidate, now therefore be it

RESOLVED, that Matthew Sousa be appointed as Planning Board Member Alternate #2.

**VIII. REPORTS:
ASSESSOR**

Supr. Marshall noted that the Assessor is busy with a Town-wide revaluation which is going very well; the next step is to bring in some outside help for the commercial properties.

On a motion made by Councilman Wohlschlegel and seconded by Councilman Cowley, the July 2019 Assessor's Report was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

CEO

Supr. Marshall noted that the CEO reported 15 building permits issued in July, one firework permit for August 24th, 33 inspections.

On a motion made by Councilman Cowley and seconded by Councilman Wohlschlegel the CEO Report for July 2019 was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

TOWN CLERK/TAX COLLECTION

On a motion made by Councilman Wohlschlegel and seconded by Councilman Cowley the Town Clerk's Report for July 2019 was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

**IX. ACCOUNTING:
SUPERVISOR'S REPORT APRIL 2019**

Supr. Marshall read from the Supervisor's Report: the Town has \$2,229,401.00 in the bank; receipts for the month were \$4,875.00 and the \$337,000 sales tax check will show in the August reports. The year-to-date expenses out of General Fund were \$434,000.00 and the annual budget is \$1,033,000.00; using 42% of the budget, we are more than 1/2 way though the

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year. The Highway Fund, year-to-date expenses \$496,616.00 on an annual budget of \$1.5 million; using 32.584% and would expect next month that percentage to jump with all the roadwork being completed. Stid Hill was recently completed and is beautiful.

On a motion made Councilman Cowley by and seconded by Councilman Wohlschlegel the July 2019 Supervisor's Report was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

BUDGET TRANSFERS

Supr. Marshall mentioned that there is a Budget Transfer in the packet moving funds to make sure they were put in the correct category. The note on the bottom shows that \$9,800.00 is being moved from the Buildings/Contractual account back to the cemetery account was for the new roof on Wilder Barn, which is a building expense.

On a motion made by Councilman Wohlschlegel and seconded by Councilman Cowley, the August Budget Transfers was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

APPROVAL OF VOUCHERS

On a motion made by Councilman Cowley and seconded by Councilman Wohlschlegel, Abstract No. 8, totaling \$108,205.99. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

Supr. Marshall mentioned that he skipped over Committee Reports and asked for the Highway Report.

Councilman Cowley read the Highway Report: Stid Hill Road is paved after weeks and weeks of rain delays. Suit Kote will be back the end of August so we can chip seal it. Roadside mowing continues. We are currently mowing over in Gulick and West Gulick. The view finder has been delivered to the shop. We will be installing a foundation for it at the Overlook. Our new 10-wheel dump has been delivered to Tracey Road Equipment. It still needs to go to Viking to have plow equipment installed.

Supr. Marshall mentioned that he had a brief discussion with Scott Bova of the MRB Group and they will be completing the development phase of the new Highway Garage and will need to meet for the final details. This will allow us to put a plan together that will enable the Town get a reasonably accurate cost for the project.

Highway Supt. Wight mentioned that the 2005 Chevy CEO vehicle needs \$900 in repair and has a buyer for the vehicle at \$1,000.00.

On a motion made by Councilman Cowley and seconded by Councilman Wohlschlegel to scrap the 2005 Chevy vehicle was ACCEPTED. Voting AYE: 3. Voting NAY: 0. Voting AYE: Marshall, Cowley and Wohlschlegel.

Supr. Marshall asked if anyone in the audience wanted to speak to the Board?

Bill Ryan of Bristol Harbor said he has a question about Everwilde and has been trying to follow the saga of Everwilde decisions for the last several years and even this evening I was trying to get an idea if there is an end in sight?

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Supr. Marshall said yes, there is an end in sight but cannot say when that will be. We are moving forward; the point was for the last 8 months we were basically stalled and we decided a month or so ago to move forward regardless. We are moving forward, and it could be another 30 days or more before LaBella has the documentation that they need to present to the Town Board for the last phase. If you remember, there were 21 groups of questions to be answered and we are at No. 20 and 21 right now. Hopefully by October we will have that; the end of the year, hope so. The FEIS wasn't intended to last 3 years, this has been a 5-year project and to do it the right way this is what we have had to do.

Joe Kohler, of Bristol Harbor, about 2 weeks ago at approximately 10:40a.m., myself and a fellow pedestrian from Cooks & Longs Point nearly ended up in one of those body bags. We were just walking, and a car came flying down the hill in Woodville. Would it be helpful to get Senator Rich Funke on board?

Supr. Marshall agreed.

Wade Sarkis, on behalf of the Canandaigua Lake Watershed Association, for those interested in the Lake, Wednesday night at 6:00pm at FLCC Stage 7 will be the annual meeting, come and get an update on what we've been up to. We have a State the Lake presentation by the DEC, Kevin Olvaney will be there speaking about the new Water Trail and general information in and around the watershed. By the way, there has been one Town Supervisor that has attended every annual meeting since I can remember and he is your Supervisor, so Thank you Dan.

Supr. Marshall reported that at the last Watershed Council meeting which are the 5 communities around the lake, it was reported as of today, harmful algae bloom is minimal to the point of not being a concern. However, there is a long period of time ahead of us yet. Up to now, we are going okay.

XI. ADJOURN: 8:03PM

Respectfully submitted:

Judy Voss
South Bristol Town Clerk