

## **SOUTH BRISTOL TOWN BOARD MEETING**

November 13, 2023

### **REGULAR MEETING**

The Regular meeting of the South Bristol Town Board was called to order November 13, 2023 at 7:00 p.m.

#### **PRESENT**

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

#### **ABSENT**

Jim Strickland, Councilman

#### **RECORDING SECRETARY**

Judy Voss, Town Clerk

#### **OTHERS**

Meg Fuller, Joe Kohler, Ginny Lalka, Gloria Harrington, Ashley Christoff  
Online: Jonathan Heidrich, David Whittaker, Anon

#### **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 Wohlschlegel and seconded by Councilman Strickland the Town Board Minutes for September 11, 2023 and October 10, 2023 were ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

Supr. Marshall congratulated Meghan Fuller, as of January 1<sup>st</sup>, will be our newest member of the Town Board. Looking forward to having you Meghan.

#### **IV. PRIVILEGE OF THE FLOOR**

Joe Kohler of Bristol Harbour, I apologize, I promised you these letters on the next day after the September meeting and there was a glitch I am told between the managing agent and the Board of Directors at Condo 1 of Bristol Harbour Village. I would like this read into the record, if I may, it is short. I have a copy for everyone on the Board. Councilwoman-elect, Mrs. Stephen Paul Fuller.

To the Town Board: The Bristol Harbour Village Condo 1 Board of Managers, which includes the first condo, the second condo and the third building. We would like to request a formal review of the current salaries for the employment from the Town offices. Seeing first hand, the hard work and dedication the Town of South Bristol team demonstrates on a daily basis. We wholeheartedly deserve the salary increase. Based on industry standards and the fact that they are the lowest paid in the entire County, we support the request for the increase. It is no secret that good employees are hard to come by nowadays. The Town Board has a team that was

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loyal, motivated, valuable, valued by both the residents and most of all the Town Board. They are, after all, the face of the Town, including the Deputy Clerk's office on Saturday mornings welcoming new residents that need to find their way to the Town dump. We implore you to make the right decision and pay the glue that holds the town together as so well deserve. South Bristol and County benefit from the workforce that feels heard, appreciated and valued. Thank you for your time, Board Managers. Mr. Kohler stated that he did not write this letter. Thank you very much for the privilege.

### **V. COMMITTEE REPORTS:** **HIGHWAY**

Councilman Cowley read the Highway Report for October 2023.  
Following is a brief summary of events at the Highway Department in the last month.

1. Shoulders were completed on Seneca Point Rd.
2. Updating road signage around Town (replacing old faded signs).
3. All roads that were paved or chip sealed received fresh centerlines/ fog lines.
4. County Road mowing is complete for the year.
5. All trucks now have their winter plow equipment installed.
6. Most Town properties mowed for the last time.
7. Installed flag pole in the Veterans Memorial garden.
8. I have 3 quotes from state bid pricing on a new pickup to replace the 2017 (already going on 7 years old).

Supr. Marshall asked about the quotes for the new truck; on inspection of the quotes, it looks like they are not all the same truck, with 3 different prices. The quote for \$68,000 is the highway figure.

Supt. Wight agreed, there are 3 different motor options. The high quote is the exact same truck I am currently driving. Three different options, they are outfitted identically except for the drive-train, the power basically. That is the difference in those prices.

Supr. Marshall asked if we go with the low bid is the truck going to be sufficient enough to do what need?

Supt. Wight said that we had a diesel in the fleet, which is the truck he drives, currently, and to go to the quote in the middle of the pricing, it is basically \$100 more but it is the biggest gas engine available. That gives you more horsepower and torque, etc., this truck would ultimately with a sander which we have 2 sanders now. A plow will be put on at some point, but doesn't have to happen right away.

Supr. Marshall asked if this was from the State Contract?

Supt. Wight said State Bid, yes.

Councilman Wohlschlegel asked if this was part of this budget? Was it planned?

Supr. Marshall answered, this is part of the 2024 budget.

Supt. Wight said it would be paid out of the 2023 budget, there is going to be a year wait for delivery on this truck, that is the norm now, it is even worse on the big trucks. We got in line early for the 10-wheeler and that will come in the 2024.

Supr. Marshall said that the funds for this truck will have to be encumbered for payment next year. Supr. Marshall asked, your suggestion is the \$60,686.00 quote?

Supt. Wight agreed, a middle-of-the-road choice, we do not need another diesel. The truck is used to haul, to load the sander, pushing a plow up a hill on these old dead-end roads. That's

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primarily what they do in the winter, that would be the bigger gas option. We do not need 2 diesel pickups.

On a motion made by Councilman Cowley to purchase the \$60,686.00 Ford Truck from Friendly Ford and seconded by Councilman Strickland was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

### FINANCE

Supr. Marshall noted that the 2024 Budget is in place for next year.

### VI. OLD BUSINESS:

#### **467 LOWER INCOME SENIOR CITIZENS EXEMPTIONS**

##### **-SCHEDULE A PUBLIC HEARING-**

Supr. Marshall said the local law is being requested by the Assessor that has to do with the Senior and Disabled Exemptions. We would require, by Local Law, to change wording on our Exemptions so that the income reported includes money received from an IRA account. Up to now it hasn't been required and it is a minor detail. The might affect less than 12 residents in the entire town. At this time the Board would need to schedule a Public Hearing on this Local Law.

On a motion made by Councilman Strickland and seconded by Councilwoman Goodwin, Resolution No. 39-2023 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

### **RESOLUTION 39-2023**

#### **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 entitled "A Local Law Amending Chapter 153 of the Code of the Town of South Bristol Relative to the Exemptions for Senior Citizens and for Disabled Persons with Limited Incomes"; 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 December 11, 2023, at 7:00 p.m. at the 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.

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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 November 13, 2023, 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: November 13, 2023

\_\_\_\_\_  
Judy Voss, Town Clerk

SEAL

**VII. NEW BUSINESS:**  
**LOCAL LAW TO REVISE ZONING MAP FOR GOVERNMENT**  
**PROPERTIES – SCHEDULE PUBLIC HEARING**

Supr. Marshall said that this particular Local Law there are 13 parcels that have always been and need to be shown as such as Government Properties. These properties such as Hi-Tor, the DEC Woodville property, and all this does is change the color to gray of these properties on the Town Zoning Map. This is to schedule a public hearing for the new Local Law.

On a motion made by Councilman Cowley and seconded by Councilwoman Goodwin, Resolution No. 40-2023 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

**RESOLUTION NO. 40-2023**  
**AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR A PROPOSED LOCAL**  
**LAW ENTITLED “A LOCAL LAW CHANGING THE ZONING DISTRICT**  
**CLASSIFICATIONS OF CERTAIN PARCELS AND AMENDING PORTIONS OF THE**  
**ZONING MAP OF THE TOWN OF SOUTH BRISTOL”**

**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 entitled “A Local Law Changing the Zoning District Classifications of Certain Parcels and Amending Portions of the Zoning Map of the Town of South Bristol”; 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, December 11, 2023, at 7:00 p.m. at the South Bristol Town Hall, 6500 Gannett Hill Road - West, Town of South Bristol, New York; and be it further

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**RESOLVED**, that the Town Clerk, be and hereby is, authorized to forward to the official newspaper 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.

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 the aforementioned resolution on November 13, 2023, 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: November 13, \_\_\_\_\_, 2023

\_\_\_\_\_  
Judy Voss, Town Clerk

SEAL

**APPROVE RICHMOND FIRE CONTRACT**

Supr. Marshall noted that the Board needs to approve the 2024 Richmond Fire Contract, which includes the amount due, \$40,425.90. This includes two copies of the Fire and Ambulance Agreement for the Board to sign.

On a motion made by Councilwoman Goodwin and seconded by Councilman Wohlschlegel, the 2024 Richmond Fire Contract was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

**VIII. REPORTS:**  
**ASSESSOR**

Supr. Marshall read the Assessor's Report.

On a motion made by Councilman Strickland and seconded by Councilman Cowley the Assessor's October 2023 Report was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

**CEO**

Councilman Cowley read the CEO Report.

On a motion made by Councilwoman Goodwin and seconded by Councilman Wohlschlegel, the CEO Report for October 2023 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

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### **TOWN CLERK/TAX COLLECTION**

Supr. Marshall read the Town Clerk's Report.

On a motion made by Councilman Cowley and seconded by Councilwoman Goodwin, the Town Clerk's Reports for October 2023 were ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

### **IX. ACCOUNTING:** **SUPERVISOR'S REPORT**

Supr. Marshall read the report: As of October 31<sup>st</sup>, \$3,777,000.00 in the Bank. Received \$460,000.00 in quarterly sales tax, up 2% from 2022.

Expenditures for October should reach 83% of the annual town budget, we are actually above 98%, but there is an explanation for that. Highway is at 88%. There is additional revenue that will change these figures. The Highway parking lot is to be paid from a reserve fund in the amount of \$139,000.00. To move the money will need Board approval. Another \$10,000.00 in interest earned with NY Class, with a 5% interest rate.

On a motion made by Councilman Wohlschlegel and seconded by Councilman Strickland, the Transfer of Funds from the Reserve Account for the Highway Garage in the amount of \$139,000.00 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

On a motion made by Councilman Strickland and seconded by Councilman Cowley, the Supervisor's Report for October 2023 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

### **APPROVAL OF VOUCHERS**

On a motion made by Councilwoman Goodwin and seconded by Councilman Cowley, the Abstract of Vouchers, totaling \$199,388.92 was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

### **EXECUTIVE SESSION**

On a motion made by Councilwoman Goodwin and seconded by Councilman Wohlschlegel the Board moved into Executive Session to discuss legal matters was ACCEPTED. Voting AYE: 5. Voting NAY: 0. Voting AYE: Marshall, Wohlschlegel, Goodwin, Strickland and Cowley.

The Board moved into Executive Session at 7:39pm.

The Board came out of the Executive Session at 8:04pm with the same vote and No Action taken.

### **X. ADJOURN: 8:04 p.m.**

Respectfully submitted:

Judy Voss

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South Bristol Town Clerk