

SOUTH BRISTOL TOWN BOARD MEETING

January 12, 2015

REGULAR MEETING

The regular meeting of the South Bristol Town Board was called to order January 12, 2015 at 7:02pm at the South Bristol Town Hall, 6500 W Gannett Hill Road, Naples, NY 14512.

PRESENT

Barbara Welch, Supervisor
James Bachman, Councilman
Scott Wohlschlegel, Councilman
Robert Cone, Councilman

RECORDING SECRETARY

Judy Voss, Town Clerk

OTHERS

Valary Muscarella, Anne Jacobs, Carol Zanghi, Stephen Cowley, Mattie Bicknell,
Bob Eisenberg, Alan & Kristie Braun, David & Gail Hewson

Supr. Welch opened the meeting with roll call and the Pledge of Allegiance.

PRIVILEGE OF THE FLOOR/COMMUNICATIONS RECEIVED

No one signed up for privilege of the floor.

COMMUNICATIONS RECEIVED

- County Road 33 reconstruction, Ontario County Public Works
- Everwilde Project, Canandaigua Lake Watershed Council letter to Jim Ely dated December 15, 2014

Supr. Welch noted that the County will be holding an informational at the South Bristol Town Hall on January 20th at 7:00pm regarding the road improvements planned for this year.

MONTHLY REPORTS:

ASSESSOR'S REPORT

Assessor Muscarella said each year Real Property Tax asks if the Town is going to be changing any of our exemption levels. The Senior Citizen Low-Income Exemption is for seniors over 65 that fall below a certain threshold. The school and county have their own threshold and the Town has theirs; the town's threshold is \$15,000. A senior that makes less than \$15,000 gets a 50% reduction of their assessed value before their taxes are calculated. What is typically used is a sliding scale; it starts at 50% and goes in 5% increments down to 5%. As a town you are allowed to remove the 5% and 10%. The first 3 increments of the scale has to be \$1,000 and after that changes to \$900. If the Town Board does want to consider this it does require a public hearing and if approved would affect our 2015 roll. The income level of \$15,000 gets you 50% and by the time the rate goes to 5% the income is \$23,299; the 15% income level is \$21,499. Assessor Muscarella said she has had to remove quite a few people from this exemption which affects them significantly. (6.00) The Town has 14 residents that are using the exemption and only 7 of them receive the benefit from the town; 13 have the school exemption and all 14 receive the county exemption in 2014. Our average income range was \$8,900 - \$19,000 last

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year. This exemption also automatically renews the residents Enhanced Star Exemption. The tax implications for the Town are only \$600 and that gets spread out amongst the tax payers.

Supr. Welch noted that this is for the 2015 tax roll and would have to schedule a Public Hearing for next month.

Councilman Bachman asked if this is consistent with other Towns? Assessor Muscarella answered yes. Assessor Muscarella noted that a \$750,000 assessment will only show a 0.01 increase in their tax bill.

(12.45)

On a motion made by Councilman Bachman to schedule a Public Hearing for February 9, 2015 to discuss the sliding scale aged exemption and seconded by Councilman Wohlschlegel was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

Supr. Welch noted that Assessor Muscarella is going through all the exemptions and will be going through the agricultural exemptions in the Town. Assessor Muscarella noted that it is part of the job to review the exemptions and make sure they are being applied where they should. New soil worksheets will be requested this year that are older than 2006. Updated lease agreements and proof of income will also be requested.

On a motion made by Councilman Wohlschlegel and seconded by Councilman Cone, the assessor's report was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

CEO REPORT

On a motion made by Councilman Bachman and seconded by Councilman Wohlschlegel the CEO Report for 2014 Year-end Report was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

TOWN CLERK

On a motion made by Councilman Bachman and seconded by Councilman Cone the Town Clerk's December 2014 and 2014 Year-end Report were ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

Supr. Welch said at the December meeting the Board moved to hiring consultant to provide year-end close assistance as needed by the Town Bookkeeper. Bookkeeper Korbin has begun the work of reviewing the accounting books under the direction of the consultant, Linda LeMoyne, and Williamson Law Book, the bookkeeping software company. There was a joint consultation between the bookkeeper, WLB and the consultant, Linda LeMoyne, and it was determined that neither November nor the Year-end books can be closed at this time and instructions were given to the Town Bookkeeper on how to proceed with the review of the books and continues to work through that process. All parties involved are committed to executing an accurate closing of the books as expeditiously as possible. Supr. Welch noted that Bookkeeper Korbin will be devoting as much time as possible to this endeavor and will be working with the consultant; this is not ideal, it is what it is. Supr. Welch said she had a discussion with the State Comptroller and the town auditor.

COMMITTEE REPORTS:

Highway Dept. – **James Bachman**

IT – **James Bachman**

Public Safety – **Bob Cone**

Bldg/Grounds/Cemeteries – **Scott Wohlschlegel**

Policy/Procedures, Community Relations - **Barbara Welch**

BUILDINGS & GROUNDS/CEMETERIES

Councilman Wohlschlegel said he got a few estimates for the steel doors at the Town Hall. The estimate from Proctor Roofing was the lowest.

Supr. Welch said the replacements will be for new frame and fire-safety door. Supr. Welch said that she and Councilman Wohlschlegel did their due-diligence with procuring estimates for the doors.

On a motion by Councilman Wohlschlegel to accept the Proctor Roofing estimate to replace 3 steel doors at the Town Hall for \$5,175.00 and seconded by Councilman Bachman was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

Councilman Wohlschlegel mentioned the cupola on the roof of the Town Hall has caused the roof to leak and Proctor Roofing recommended removing the cupola. The cupola is in poor condition and is 20 years old.

On a motion made by Councilman Wohlschlegel to accept the Proctor Roofing proposal to remove the cupola on the Town Hall for \$575.00 and seconded by Councilman Bachman was ACCEPTED. Voting AYE: 3. Voting NAY: 1. Voting AYE: Welch, Bachman and Wohlschlegel. Voting NAY: Cone.

HIGHWAY

Councilman Bachman had nothing to report.

IT

Councilman Bachman said the Board put money in the budget for the audio in the meeting room and would like to start getting quotes on that as well as the wireless transmission at the highway barns that would eliminate the Time Warner bill. (44.17)

PUBLIC SAFETY

Councilman Cone said there has not been any support for the burn toilet at the Transfer Station. We had talked about building a bathroom to replace the port-a-pottie. There is a very old shed at the transfer station that has the old burn toilet that should be disposed of. Supr. Welch said it costs \$75 per month for the port-a-pottie and would like to see something done.

Supr. Welch said the asbestos has been removed at the Transfer Station and the air is being monitored.

Councilman Cone noted that there are still a steady supply of complaints about the fireworks policy. On the Bristol Mountain website there are zero positive comments about the fireworks and over 120 negative reports. Under the “Jeer” section of the Daily Messenger it read: “...to the Town of South Bristol’s 11th-hour demands that ultimately put a halt to Bristol Mountain’s annual fireworks display on New Year’s Eve. Many people anticipate and enjoy the display at the ski area, and it was unfortunate that great consideration was not given to a

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longtime South Bristol business that provides jobs, significant tax revenue and prestige for the Town.” When we were trying to work this out it was discussed about having a bond as an alternative to the insurance. The insurance was something that did not seem to be achievable for the ski area. In order to get the insurance, Bristol Mountain would have had to run the fireworks display, not Young Explosives. Something they were not actually able to do. The one-million dollar bond at a cost of 2% which means in order to get this bond it would have cost Bristol Mountain about \$20,000 for a fireworks display that cost about \$5,000 which included the insurances. This is not something that is going to go away and we cannot ask somebody to pay \$20,000 for a bond. If the Town is actually dead-set on doing this then we should call it what it is, an actual fireworks ban in the Town of South Bristol. If the State has a problem with that then they can deal with us directly. That is what our policy essentially is, a ban on fireworks.

Supr. Welch asked if Councilman Cone was suggesting that the Town Board of South Bristol has violated a State Law and put a ban on fireworks in the Town of South Bristol.

Councilman Cone said absolutely not, we are allowing fireworks if they pony-up.

Supr. Welch said then don't use the word "ban" because if you really believed that and had evidence to that, you would have a responsibility to report that. This Board cannot violate the State Law that we are unable to ban fireworks. If you have evidence of that, bring it forward and that you charge this board accordingly with violating that State regulation. If you don't have evidence of that then stop making an unfounded allegation against this Board and the Town's Attorney.

Councilman Cone said this Board put a fireworks policy out that is unachievable and don't believe this is something NYS required and did not find that requirement in the Penal Code 4005. Councilman Cone said he couldn't find another town are also not using the same requirements. (53.28) This is basically a policy that we do not have to do to comply with NYS guidelines.

Supr. Welch asked, if no indeed the Town has not placed a ban on fireworks and tracking that?

Councilman Cone said we just made it so it cannot be done just on the cost basis.

Supr. Welch asked if the law does not require the insurance?

Councilman Cone noted that law does not require the bond it requires the insurance of \$1 million which was provided. We received what we asked for and still denied Bristol Mountain the fireworks permit. Councilman Cone noted that Channel 13 on New Year's Eve there were 20 other towns that had the fireworks that somehow managed to comply with the law.

Councilman Bachman asked if they were public or private displays. Councilman Cone said he didn't.

Supr. Welch said she had a comment regarding the fireworks and read from her notes. Supr. Welch noted that this was exhaustive.

Fireworks timeline: the NYS Penal Code changed in October 2009 to legalize 'private' fireworks displays.

Town Board approves Fireworks Display Permit Application in Spring 2014 and provides copy of same to Bristol Mtn and Bristol Harbor.

Town Board approves amended Fireworks Display Permit Application in Fall 2014 following discussions with area fire dept's and Young Explosives. Again copy of amended application is furnished both Bristol Mtn and Bristol Harbor.

Representative of Bristol Mtn. stops by Town Supervisor's office in fall 2014 and indicates that their insurance carrier has difficulty with insurance requirements. Agreement

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reached that the Representative will send letter from Insurance Co. attorney articulating the area(s) of difficulty.

Representative of Bristol Mtn. comes to December 8, 2014 Board Meeting and states "that for over 30 years they have offered a fireworks display on New Years Eve and the new permit process doesn't allow us to do that and it is difficult for BM to do that (provide insurance) because we don't have an active role in the fireworks display. Supervisor reminds the Representative that BM had agreed to provide a letter from the insurance company's attorney articulating the area(s) of difficulty.

Town Board calls Special Meeting @ 5:00 on December 18th to discuss topic. Research of Town records prior to this meeting confirms the fact that BMtn. has indeed received permits over several decades from the Town of South Bristol in spite of the fact the Town was not authorized by the state to do so prior to October 2009. Prior to the 2009 change in the NY State Penal Code Section 405 the town had issued 87 permits for private firework displays in spite of the fact that the State Penal Code was exclusively limited to Public displays.

Checked with both Town Attorney and Attorneys from the NY Association of Towns legal counsel – both confirm that the Town process meets the requirements of the State. Advise of town council: 1.) do not accept risk that the Town is not required to take. Penal Code Section 405.4 states: Bonds. Before granting and issuing a permit for a display of fireworks as herein provided, the permit authority shall require an adequate bond from the applicant therefore, unless it is a state park, county park, city, village or town, in a sum to be fixed by the permit authority, which, however, shall not be less than one million dollars, conditioned for the payment of all damages, which may be caused to a person or persons or to property, by reason of the display so permitted and arising from any acts of the permittee, his agents, employees, contractors or subcontractors. Such bond shall run to the state park, county park, city, village or town in which the permit is granted and issued and shall be for the use and benefit of any person or persons or any owner or owners of any property so injured or damaged, and such person or persons or such owner or owners are hereby authorized to maintain an action thereon, which right of action also shall accrue to the heirs, executors, administrators, successors or assigns of such person or persons or such owner or owners. The permit authority may accept, in lieu of such bond, an indemnity insurance policy with liability coverage and indemnity protection equivalent to the terms and conditions upon which such bond is predicated and for the purposes provided in this section.

2.) In the absence of insurance the taxpayers would have to bear the expenses for attorney fees and in the event of a successful claim against the town higher insurance premiums: "Municipal taxpayers are not akin to insurance policy holders. Policy holders make a voluntary choice to obtain insurance for which they agree to pay premiums. Taxpayers, by contrast, are mandated by government to pay taxes most would prefer not to pay. In addition, because insurance companies operate for profit, but municipalities do not, insurance companies have greater financial capacity to bear the costs of indemnification". Larez v.Holcomb,16F.3d1513, 1524(9th Cir.1994).

On December 17th receive correspondence from Representative indicating the new application places a significant burden on Bristol Mtn – but does not articulate what that burden is and asks again to use the application it has always used in the past. There is a letter from an attorney in Buffalo who states he was asked to write this letter in support of Bristol Mtn's request to use the historical application. No letter from the insurance company's attorney.

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Motion made and defeated by board to waive insurance requirement. Questions left to be resolved Is it insurable....State law requires it (Penal Code 405), and insurance agent contacted indicates that an Event Policy would cover state requirements: 1.) Have we set the standard too high – 1.) State requires applicant to provide a bond or insurance; and 2.) Other municipalities have same insurance requirements and have successfully issued permits. The June 2013 Shelter Island, NY Town Board Resolution reflects that insurance is obtained from the Event Sponsor (Monn), Property Owner (Sunset Motel) and Firework's Company (Gucci). Application for fireworks permit submitted on Dec. 19th utilizing a form other than the Town Board approved form. Applicant required to utilize the town's form rather than the one submitted. Town receives application on Dec. 23rd. Applicant advised that they need to submit a Certificate of Insurance for Liability coverage in an amount of \$1,000,000 and indemnity protection as required by the Penal Code and town permit application.

On Dec. 27th Applicant comes to year end meeting and presents letter from the insurance producer/risk management indicating they want to avoid stacking of policies and thatthey are comfortable with the Young Explosive policy. They offer (if requested) evidence of liability coverage but no indemnification protection as applicant is required to provide under the Penal Code. No letter from insurance company attorney.

December 29th evidence of liability coverage EXCLUDES Medical Expenses and does not provide indemnification protection is given to Town. Town Attorney consulted along with Board Members and Town agrees to provide applicant with option to provide Bond as set forth in the penal code.

The applicant provided no Bond nor Liability Insurance with indemnity protection as provided in the State regulations. No letter from the Insurance Company's attorney has been received to date.

Councilman Cone said there were 3 different insurance policies; we could require 3 sets of homeowner's insurance to make sure we are fully covered. We could actually insure ourselves out of the construction business by doing that. We could make it difficult or impossible to operate in this town by doing that.

Councilman Wohlschlegel said the Board does have to reconcile this somehow because next year is going to come around and he won't be able to get a fireworks permit.

Councilman Cone said only if someone at Bristol Harbor wanted a fireworks display and are they actually going to be able to meet all the requirements on this permit? 1.11 The Town was the only that was singled out on Channel 13 and the Daily Messenger for being able to get this done for Bristol Mountain after they showed a certificate of insurance. Councilman Cone asked who is going to protect the Town from the Town Board when they make arbitrary decisions like this and take it beyond the State requirement, in his opinion. We over-did the requirements on that permit and don't think we had to do it; we chose to do it. Councilman Cone said he didn't see the implications when he voted in favor of the new fireworks permit; didn't know what he was voting for.

1.18

ACCOUNTING GENERAL FUND

On a motion made by Councilman Wohlschlegel and seconded by Councilman Bachman, A Fund Abstract No. 1, Voucher 1-27 for \$50,596.45 was ACCEPTED. Voting AYE: 3. Voting NAY: 1. Voting AYE: Welch, Bachman and Wohlschlegel. Voting NAY: Cone.

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HIGHWAY FUND

On a motion made by Councilman Bachman and seconded by Councilman Wohlschlegel, DA Fund Abstract, Vouchers #1-16 for \$40,066.92 was ACCEPTED. Voting AYE: 3. Voting NAY: 1. Voting AYE: Welch, Bachman and Wohlschlegel. Voting NAY: Cone. 1.19

MOTION:

AUTHORIZE SUPERVISOR TO SIGN LABELLA ASSOCIATES, DPC, AGREEMENT

On a motion made by Councilman Wohlschlegel and seconded by Councilman Cone, motion was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

MOTION:

AUTHORIZE QWICNET FOR THE HARDWARE PURCHASE AND ASSOCIATED LABOR COSTS FOR A REPLACEMENT COLOR PRINTER IN AN AMOUNT NOT TO EXCEED \$1000 AND SCRAP THE OLD PRINTER

On a motion made by Councilman Bachman and seconded by Councilman Cone, motion was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

MOTION:

AUTHORIZE SUPERVISOR TO ACCEPT HODGSON RUSS LLP PROPOSAL FOR EMPLOYEE HANDBOOK REVIEW IN AN AMOUNT OF \$1,750

On a motion made by Councilman Wohlschlegel and seconded by Councilman Bachman, motion was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

Councilman Cone asked if we pursued the handbook review with Paychex and whether they provided that service.

Supr. Welch said no, Hodgson Russ is the attorney that represents the Town with regards to the labor union and the handbook has some muddy language in a lot of areas.

OLD BUSINESS

BRISTOL SEWERAG DISPOSAL CORPORATION

Supr. Welch said in speaking with Jeff Smith with Municipal Solutions there is a process for amending the sewer district set forth in the Transportation Corporation Law. The sewer corporation has to provide plans and specifications to the Town and the Town has to engage the services of a licensed engineer to review those plans and specifications. Mr. Smith was hired to review the sewer rate application and reached out to LaBella and asked them to put together a proposal with scope of services and price estimate to review the plan specification once received by the town. LaBella has been engaged by the Town for Everwilde project and part of their job would be to review the sewer part of the development. 1.25

COYE CEMETERY

Supr. Welch noted that BME had given a report and asked them if they had additional photos of the site around the time of the demolition which they did not. The highway Supt. will get an estimate to the Board for the culvert work at the cemetery parking lot. Supr. Welch asked

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the Board if they wanted the engineer from BME to discuss the report at the next town board meeting.

Councilman Bachman said some action needs to take place or some sort of recovery for work on the fence.

Supr. Welch said the Board should seek the advice of the professionals on this process.

Councilman Cone asked if they contacted the landowner about this?

Supr. Welch said no, that would be something that the Town attorney would do on our behalf. According to the report from BME there is evidence that some of the drainage problems and fence collapse is due to issues on the neighboring property. Supr. Welch said she is looking for a motion to refer this to the Town Attorney for recommendations.

On a motion made by Councilman Bachman based on the engineers report from BME Engineering to engage the Town attorney to begin review and make a determination on the fence that is impacting Coye Cemetery, seconded by Councilman Wohlschlegel was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

2015 EMPLOYEE BENEFITS FOR ELECTED OFFICIALS AND REGULAR PART-TIME EMPLOYEES

Supr. Welch noted that the Town Assessor has indicated that as part of the arrangements of when she was hired that it included a health savings account amount of \$1,300. The handbook calls for \$650 but she is recalling that was told to her; there was not a written agreement at that time. The \$1,300 is paid to the health savings accounts in two installments; January 1st and July 1st. On January 1, 2014 the assessor had a deposit made into her HSA of \$650 and that confirms her understanding that she was to receive \$1,300 that year. Supr. Welch said that the assessor has come to her saying this was her understanding and would like the town to honor that.

Councilman Wohlschlegel asked if this was the same issue with Supt. Wight and Clerk Voss? Supr. Welch said yes and the handbook reads it is \$650 for all elected and regular part-time employees. The assessor is saying that there was an agreement.

Councilman Wohlschlegel said the Board had spoken about being consistent with the whole employee base.

Councilman Bachman agreed and said there were changes with the Health Care benefits 1.36 and one of the things that would be consistent with what we have been discussing would be to level the playing field and suggests making the \$1,300.00, which would satisfy the assessor, for all part-time and elected employees.

Supr. Welch said this would affect 3 employees. Councilman Cone said we are proposing making a change after we approved the budget?

Councilman Bachman said his suggestion is to uniformly apply the \$1,300 to both the elected and part-time employees; increasing from \$650.

Supr. Welch noted that the handbook does state that the Town Board reserves the right based on how hard it is to fill the position to set wages and benefits.

Councilman Bachman said that we changed bookkeeper's mid-year and the Assessor was entitled to the \$650 in July of last year which got lost and nothing was documented by the previous board. The assessor's position was negotiated. The payment in lieu of benefits is paying someone not to take the benefit. (1.44) Councilman Bachman noted that when the Board approved the dependent care available to everyone with 100% contribution on behalf of the employee, the Highway Supt. lost \$1,300 that benefit because of that motion. We are really

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talking about restoring a portion of or fully restoring the benefit in lieu of for the employee which impacts the Highway Supt. and another employee at the Town Hall.

Councilman Wohlschlegel asked how much money is this? Supr. Welch said it is \$4,500.

On a motion made by Councilman Bachman to combine this with raising the \$650 to \$1,300 for all elected officials and part-time employees and also restore the benefits in lieu of for the Highway Supt. and the Zoning/Planning Secretary seconded by Councilman Wohlschlegel – motion withdrawn.

(1.50)

Supr. Welch noted that the Assessor issue is separate and either we accept her word and the bookkeeping practice on January 1, 2014 is evidence that her word supports that; there are no written documents stating that was negotiated.

Councilman Bachman said there appears to be precedence and we had a change in the bookkeeping mid-year which would explain the benefit being lost. We did the same thing with the former bookkeeper; there was nothing in writing but took her word for the monies owed to her.

On a motion made by Councilman Wohlschlegel to bring Assessor's benefit up to the 2014-15, seconded by Councilman Bachman was ACCEPTED. Voting AYE: 3. Voting NAY: 1. Voting AYE: Welch, Bachman and Wohlschlegel. Voting NAY: Cone.

On a motion made by Supr. Welch that effective January 1, 2015 that compensation in lieu of benefits for all elected officials and regular part-time employees the \$1,300 per calendar year for employees who do not select the Town's health insurance plan for employee coverage and seconded by Councilman Wohlschlegel was ACCEPTED. Voting AYE: 3. Voting NAY: 1. Voting AYE: Welch, Bachman and Wohlschlegel. Voting NAY: Cone.

(2.10)

WOODVILLE PARK – DEC

Supr. Welch noted that a letter received from the DEC late last year telling us that the park in Woodville does not belong to the Town and wrote back offering to buy the park for \$1.00. The response from the DEC states they want to retain ownership of the parcel; a 16 acre parcel. Supr. Welch asked what the Board would like to do; the DEC would like the Town to maintain and manage the property. The Town has been maintaining the park for the last 40 years. Supr. Welch said she would ask the DEC how much they would be to sell the land.

NEW BUSINESS

FIVE STAR BANK, LOCKBOX SERVICE

Supr. Welch noted that one of the suggestions regarding the tax collecting position coming into the Town Hall and need for additional security and a lock box service. Five Star Bank was contacted and gave us a proposal for a lock box for 0.20 per check processed. The County has the ability to put a barcode on the bottom of the tax bill; about 90-95% of all payment were being dropped off at the bank.

Councilman Bachman said he would like to have more details from the Bank. Supr. Welch said she will ask the representative from the Bank to come to the next town board meeting.

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SELECTIVE INSURANCE 2014 RENEWAL – 7.7% OVER 2014 PREMIUMS

Supr. Welch noted the Board had authorized her to accept the renewal terms of the insurance and there is a 7.7% reduction over the premium from last year.

**EXECUTIVE SESSION
TO DISCUSS COLLECTIVE NEGOTIATIONS PURSUANT TO ARTICLE FOURTEEN
OF THE CIVIL SERVICE LAW**

On a motion made by Councilman Cone and seconded by Councilman Wohlschlegel the Board moved into Executive Session was ACCEPTED. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

The Board convened into Executive Session at 9:30pm.

The Board exited from the Executive Session at 9:51pm by a motion made by Councilman Cone and seconded by Councilman Wohlschlegel. Voting AYE: 5. Voting NAY: 0. Voting AYE: Welch, Bachman, Wohlschlegel and Cone.

ADJOURN 9:51PM

Respectfully submitted:

Judy Voss
Town Clerk