

SOUTH BRISTOL TOWN BOARD SPECIAL MEETING

May 18, 2024

REGULAR MEETING

The Special Meeting of the South Bristol Town Board was called to order May 18, 2024 at 9:00am.

PRESENT

Daniel Marshall, Supervisor
Meg Fuller, Councilwoman
Jim Strickland, Councilman
Stephen Cowley, Councilman

ABSENT

Scott Wohlschlegel, Councilman

RECORDING SECRETARY

Judy Voss, Town Clerk

OTHERS

John Holtz, Peter Rees
Online: John McCabe, Alan, et al

PUBLIC NOTICE

PLEASE TAKE NOTICE the South Bristol Town Board will hold a **SPECIAL MEETING** on SATURDAY, MAY 18, 2024 at 9:00am at the South Bristol Town Hall, 6500 W Gannett Hill Rd, Naples, NY. The purpose of the **SPECIAL MEETING** is to discuss and approve the **PERMISSIVE REFERENDUM** for the proposed purchase of real estate located within the Town of South Bristol. All meetings are open to the public and are encouraged to attend.

By Order of the South Bristol Town Supervisor

Dated 16 May 2024

SPECIAL MEETING

Supr. Marshall opened the Special Meeting, explaining the purpose of the meeting is to consider a Resolution that would call for a Permissive Referendum with regard to the possible purchase of a piece of property here on Route 64. The property is immediately next door to the Town Hall and to the north of that property is another piece of property currently owned by the Town. The purpose of this purchase is to tie these properties together for future use. The future uses are yet to be determined. This is the opportunity at this time for the Town to make the purchase.

John Holtz asked about future use, does the Town have an idea?

Supr. Marshall said, as you know, the Veteran's Garden that your son and family spearheaded and would assume there could be some kind of park-like usage with a bridge across the small creek to the memorial. We have a playground on the Town property intended for kindergarten's and we could put in a playground for older children. There's a number of things that could be done.

Discussion.

Supr. Marshall said that the Town Attorney set forth a Resolution for the Board to approve the Permissive Referendum. The funds would be taken from the Unexpended Fund

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Balance. The offer has been made to purchase the property for \$55,000.00. It is a 3.5 acre parcel of land. The owners have agreed to hold our purchase offer for 30 days which would end on June 20th. At that time we could proceed unless a petition is submitted.

On a motion made by Councilman Strickland and seconded by Councilman Cowley, Resolution No. 33-2024 was ACCEPTED. Voting AYE: 4. Voting NAY: 0. Voting AYE: Marshall, Strickland, Cowley and Fuller.

RESOLUTION NO. 33-2024

WHEREAS, the premises purportedly owned by the Estate of Owen Vest (the “Owner”) located at 6364 State Route 64 in the Town of South Bristol, being tax map #184.00-1-31.000 (the “Property”) is currently for sale with an asking price of \$55,000; and

WHEREAS, the Property separates two other parcels of land already owned by the Town of South Bristol, namely the Town Hall parcel located at 6500 Gannett Hill Rd West (the “Town Hall Parcel”), which is contiguous to the Property to the east and south, and a parcel of land located at 6358 State Route 64, being tax map #184.00-1-30.000 (the “Other Town Parcel”), which is contiguous to the Property to the north; and

WHEREAS, the Town Board is interested in the Town of South Bristol acquiring the Property so the Town would own the land that would connect the Town Hall Parcel and the Other Town Parcel and to add to the Town’s land surrounding the Town Hall; and

WHEREAS, although there is a house on the Property, the Town Board is not interested in the house, would not need such house for any town purpose and, at this time, because of the condition of the house, believes it would demolish and remove such house should the Town acquire the Property; and

WHEREAS, the Town has \$55,000 available to spend on the Property; and

WHEREAS, the Town Supervisor has prepared a purchase offer from the Town to the Owner offering to purchase the Property for \$55,000 (the “Purchase Offer”); and

WHEREAS, NYS Town Law provides that a resolution providing for the demolition or removal of a town building is subject to a permissive referendum and, because the house on the Property would become a town building if the Town of South Bristol acquires the Property, the Town Board finds this provision of Town Law to be applicable.

NOW THEREFORE, BE IT RESOLVED, that the Town Board has determined that acquiring the Property would serve the public purpose of connecting the Town Hall Parcel and the Other Town Parcel and adding to the land around the Town Hall; and

BE IT FURTHER RESOLVED, that the Town Board would like to acquire the Property and believes the asking price of \$55,000 is a fair and reasonable price for the Property; and

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BE IT FURTHER RESOLVED, that the Town Board does approve of the Supervisor signing the attached purchase offer for the Property; and

BE IT FURTHER RESOLVED, that, should the Owner accept the Purchase Offer, the Town Supervisor is hereby authorized and directed to execute all necessary documents to effectuate the transfer of title to the Property into the Town of South Bristol and to have such documents recorded in the Ontario County Clerk’s Office; and

BE IT FURTHER RESOLVED, that, should the Town of South Bristol acquire the Property, the Town Board approves and authorizes the demolition and removal of the house on the Property at such time as is determined to be appropriate; and

BE IT FURTHER RESOLVED, that this Resolution is subject to a permissive referendum as provided in Section 81 of the New York State Town Law.

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 May 13, 2024, by the following vote:

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

Dated: May 18, 2024

Judy Voss, Town Clerk

SEAL

X. ADJOURN: 9:12am
Respectfully submitted:

Judy Voss
South Bristol Town Clerk