

MARCH 22, 2011 BERGEN TOWN BOARD REGULAR 2nd MEETING

The Bergen Town Board convened in a regular session at 7:30 p.m. in the Town Hall with Supervisor Cunningham presiding.

PRESENT:

Supervisor Donald Cunningham
Councilman Barry Miller
Councilman Hugh McCartney
Councilman Joe Nenni

ALSO PRESENT:

Michele M. Smith, Town Clerk
David Roggow, Highway Superintendent
David Mason, ZEO/CEO

ABSENT

Councilman Brian Stone

OTHER ATTENDEES:

Grace Gallivan
Nicole Bailey
Kristin Guarino

PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

MINUTES: *Councilman Nenni made a motion to approve the March 8, 2011 minutes; seconded by Councilman McCartney and it carried by a vote 4 -0.*

COMMUNICATIONS:

Letter & Proclamation, Re: 150 year Civil War Commemoration
Notice from Tompkins Ins., Re: NYS Regulation 87 disclosure compliance
Copy of Shared Services Agreement from Village of Oakfield
February Response Times Report from Mercy EMS
Copy of Shared Services Agreement from Town of Stafford
Copy of cover page & outline to USDA Rural Development, Re: RUS Funding Application
Sample Resolution to negotiate Time Warner Cable franchise agreements through GAM
December 2010 Budget Report w/adjusting entries from audit applied
Outline of budget transfers to close out fiscal year 2010
Travel request from Highway Superintendent Roggow

REPORTS:

HIGHWAY: Superintendent Roggow is requesting to replace 2005 backhoe the New Holland price \$103,000 State bid below \$75,000. *Councilman McCartney made a motion to replace 2005 backhoe with State bid; seconded by Councilman Nenni and it carried by a vote 4 -0.* Shared Service Agreement Supervisor Cunningham will update current agreement from April 2006. Travel Request *Councilman Nenni made a motion to approve Superintendent Roggow's travel request to Highway School; seconded by Councilman Miller and it carried by a vote 4-0.* Solid Waste Coordinator had a request for Computer, Televisions and electronics recycling from Regional Computer Recycling & Recovery. Councilman Miller is going to check another local vendor.

ZONING/CODE ENFORCEMENT: David Mason updated the board that Norm Ball is making progress on his open permit and other activity in the town.

BUILDING COMMITTEE: Councilman Miller is getting window, door and roof quotes for 13 & 15 S. Lake Ave. *Councilman Miller made a motion not to exceed \$350 for track lighting for 15 S. Lake Ave.; seconded by Councilman Nenni and it carried by a vote 4-0.*

OLD BUSINESS:

Peachey Road Water District Supervisor Cunningham reported that the project is progressing.

Planning Board Alternate Appointment Councilman Miller made a motion to appoint Belinda Grant as Planning Board Alternate; seconded by Councilman Nenni and it carried by a vote 4-0.

NEW BUSINESS:

Newsletter Councilman Miller questioned not sending the newsletters to all residents that haven't requested by mail or email that residents are not getting important town information and possibly sending out post cards in June to residents to get input. The Town Clerk will wait and see if there are any complaints.

Transfer Station Councilman Nenni reported that the retaining wall at scrap metal station needs to be shored up and possibly budget for next year for repair.

Time Warner Franchise Councilman Miller made a motion to authorize GAM to negotiate the Time Warner Franchise agreement per Resolution #7; seconded by Councilman Nenni and it carried by 4-0.

Town of Bergen

Resolution #7-2011 to Authorize a GAM appointed Committee to Negotiate a Time Warner Cable Franchise Contract on behalf of all Genesee County Municipalities

WHEREAS, Municipalities in Genesee County individually are attempting to negotiate with Time Warner a Cable Franchise Contract and

WHEREAS, individual negotiations are time consuming, repetitive and usually non productive.

THEREFORE, BE IT RESOLVED, that the Bergen Town Board hereby agrees to cooperate with all municipalities in Genesee County and authorize GAM to form a committee to collectively negotiate with Time Warner for a Cable Franchise Contract that would be acceptable and applicable to all municipalities in Genesee County.

Civil War Proclamation Councilman McCartney made a motion to accept the Civil War Proclamation; seconded by Councilman Nenni and it carried by a vote 4 -0.

PROCLAMATION

150TH Anniversary of the Civil War

WHEREAS, from April 12, 2011 until May 26, 2015 is the 150th Anniversary of the Civil War, a Sesquicentennial in Commemoration of those who made the supreme sacrifice for our country and providing our citizens with the opportunity to reflect on the importance of this fundamental period in our nation's history, and

WHEREAS, New York State provided more manpower, materials and money than any other state, and the Union would not have won the Civil War without the support provided by New York State, and

WHEREAS, our great State also suffered more deaths during that horrific struggle than any other state and the sacrifices made from the towns and villages of Genesee County contributed unselfishly to the cause of preserving the Union, our brave soldiers fought the good fight in the bloody battles in which 274 men according to the New York State Census of 1865 gave their lives in the line of duty, and

WHEREAS, the Genesee County Federation of Historical Agencies appointed a Civil War Commemoration Committee so that our county will be provided with events and projects to allow our citizens an opportunity to learn about this critical time in our history.

NOW THEREFORE BE IT RESOLVED, that the Bergen Town Board will hereby recognize this auspicious occasion by making request for a two minute tolling of the bells located within the Town of Bergen at 10:00 am April 12, 2011 as the beginning of the Sesquicentennial of the Civil War.

BE IT FURTHER RESOLVED, that the Bergen Town Board will make request of the Town Historian and Historical Society that the Civil War be commemorated in the local museum and in public historical displays for the next four years.

Establishing Funds Councilman McCartney made a motion to establish Fund A9720.61 Bond Principle and Fund A9720.71 Bond Interest for Town Hall project; seconded by Councilman Nenni and carried by a vote 4-0.

Budget Transfers Councilman Nenni made a motion to approve budget transfers to closeout 2010; seconded by Councilman McCartney and carried by a vote 4 -0.

CLOSE OUT 2010 BUDGET TRANSFERS

	<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
A FUND	A9730.6	\$30,000.00	A9720.61
	A9730.7	\$10,000.00	A9720.71
	A1110.4	\$1,390.00	A1110.1
	A1355.4	\$ 50.00	A1355.11
	A1990.4	\$405.00	A1480.4
	A3120.4	\$201.00	A3120.1
	A1990.4	\$4,900.00	A9010.8
B FUND	B8160.4	\$1,100.00	B8160.1
	B1990.4	\$1,220.00	B9010.8
DB FUND	DB9030.8	\$4,650.00	DB9020.8

NEXT MEETING:

Regular Meeting – Tuesday, April 12, 2011 at 7:30 PM in the Courtroom with the audit of the bills at 7:15 p.m.

ADJOURNMENT was at 8:18 pm on a motion by Councilman McCartney; seconded by Councilman Miller and it carried by a vote 4 -0.

Respectfully submitted,

Michele M. Smith

Michele M. Smith,
Town Clerk