

PRESENT:

Supervisor John Specht
Councilman Donald Cunningham
Councilman Barry Miller
Councilman Hugh McCartney
Councilwoman Rachael Millspaugh

ALSO PRESENT:

Michele M. Smith, Town Clerk
David Roggow, Highway Superintendent

OTHER ATTENDEES:

Nancy Bailey
Sally Bleier
Kristen Gordon

PUBLIC HEARING – LOCAL LAW #1 -2008 at 7:30 PM The notice to Enact a Real Property Tax Exemption for Cold War Veterans was published in *The Daily News* and posted on the Clerk’s bulletin board. The Public Hearing closed at 8:00 PM.

PUBLIC HEARING – LOCAL LAW #2 -2008 at 7:45 PM The notice to Enact Restrictive parking on Townline and Pocock Roads was published in *The Daily News* and posted on the Clerk’s bulletin board. The Public Hearing closed at 8:00 PM. *Councilman Miller made a motion to change the sentence in section 5 to read “A ticket, in form as approved by the Town Board, may be served on any violator by the Genesee County Sheriff, New York State Police, or any other police officer”;* *Councilman Cunningham seconded it and it carried by a vote 5-0.*

REGULAR 2nd MEETING Supervisor Specht opened the meeting at 8:00 PM with all of the above present

PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

LIBRARY BOARD President Kristen Gordon and Sally Bleier presented their 2009 budget requesting a 5% increase to \$67,250.00. Supervisor Specht said that the tentative budget increase would be a 4% increase to \$66,610.96.

MINUTES: *Councilman McCartney made a motion to approve the minutes of September 10, 2008; Councilwoman Millspaugh seconded it and it carried by a vote 5 -0.*

COMMUNICATIONS:

DRAFT OF LOCAL LAW #2 OF 2008

2009 TENTATIVE BUDGET

SALLY BLEIER’S LETTER OF RESIGNATION FROM LIBRARY BOARD

PROPOSED NEW ZONING SCHEDULE A, COPY OF STAFFORD’S “ANIMAL WASTE STORAGE FACILITIES” AND NOTES FROM PLANNING BOARD CHAIRMAN RIDLEY

COPIES OF PERMITS TO WORK, HIGHWAY MACHINERY, TOOLS AND EQUIPMENT *Councilman Miller made a motion directing Highway Superintendent Roggow to require a Security Deposit of \$2,500 from CSX Rail Corp. for any work in the Town of Bergen right of way; Councilman Cunningham seconded it and it carried by a vote by 5-0. Councilman Miller made a motion to give Highway Superintendent Roggow approval to dispose of any equipment that he has declared unusable per his 2008 Inventory in any manor he deems appropriate; Councilwoman Millspaugh seconded it and it carried by a vote 5-0.*

PEGGY DENTON’S REQUEST FOR BUDGET LINE ITEMS FOR MUSEUM (REVENUES & EXPENDITURES) The consensus of the board is to retain budget as is with no changes in line items

REPORTS:

UNION CONTRACT: Councilman Miller had nothing new to report.

VALDERAMA/TOWNLINE ROAD Supervisor Specht updated the board on the Valderama situation. Chatfield Engineers determined that Avery engineering findings were inaccurate and that the court case is being continued until it is rectified.

NEW BUSINESS:

LOCAL LAW #1 -2008 to Enact a Real Property Tax Exemption for Cold War Veterans *Councilman McCartney made a motion to adopt Local Law #1 to enact a Real Property Tax Exemption for Cold War Veterans; Councilman Miller seconded it and it carried by a vote 5-0.*

LOCAL LAW #2 -2008 Enact Restrictive parking on Townline and Pocock Roads *Councilman McCartney made a motion to adopt Local Law #2 to enact Restrictive parking on Townline and Pocock Roads; Councilman Cunningham seconded it and it carried by a vote 5-0.*

TENTATIVE BUDGET AS PRELIMINARY BUDGET 2009 *Councilman McCartney made a motion to accept the Tentative Budget as the Preliminary Budget for 2009; Councilman Cunningham seconded it and it carried by a vote 5-0.*

DUMPING ON RT. 33 Councilman McCartney said he has noticed someone dumping on Rt. 33 a property that backs up to Gilbert Road, he was wondering if it was clean fill and where it was coming from.

NEW COURT FACILITY *Councilman Cunningham made a motion for Simbari design to assist in design for new Court facility; Councilwoman Millspaugh seconded it and it carried by vote 3-0. Councilman Miller and McCartney abstained.*

OLD HIGHWAY GARAGE Supervisor Specht notified the Board that there is an interested party to rent the old highway Garage.

OLD BUSINESS:

TOWN HALL ROOF REPAIR BID SPECS Councilman Miller presented the Architect drawings from Simbari Design for the Town Hall roof and is awaiting bid specs.

WILCOX BUILDING Councilman Miller would like to extend the offer made to the Village to use the Wilcox building for temporary office space.

ELECTRICAL INSPECTOR *Councilman McCartney made a motion to appoint Bill Tower as Electrical Inspector; Councilman Cunningham seconded it and it carried by a vote 5-0.*

NEXT MEETING: Thursday, October 16, 2008 at 7:30 p.m. in the Courtroom with the audit of the bills at 7:15 p.m.

ADJOURNMENT *was at 10:27p.m. on a motion by Councilman Cunningham; seconded by Councilwoman Millspaugh and it carried by a vote 5 -0.*

Respectfully submitted,

Michele M. Smith,
Town Clerk