

The Bergen Town Board convened in a joint session with the Village of Bergen Trustees at 7:00 pm at the Village Hall.

PRESENT:

Supervisor Donald Cunningham
Councilman Joe Nenni
Councilman Hugh McCartney
Councilman Belinda Grant
Councilman Brian Stone
Susan Brownell, Deputy Town Clerk
Mike Johnson, Highway Superintendent
David Mason, ZEO/CEO

Ralph Marsocci, Village Mayor
Virginia Adams, Village Trustee
Anne Marie Barclay, Village Trustee
Scott Morgante, Village Trustee
Ken Steinmetz, Village DPW Supervisor

OTHER ATTENDEES:

John Murray, Grace Gallivan, Joe MacConnell, Tom Tiefel, Norm Pawlak, Scott Crosier, Chuck Dodson, Doug VanSlyke, Barry Miller, Butch Donnelly, Bill Schutt, Rob Woodford.

PLEDGE OF ALLEGIANCE TO THE FLAG

Joint Meeting Topics 7:00 pm – 8:15pm

Bergen Fire Department Budget (handout)

Discussed Creation of Special Board for Comprehensive Plan Review

(Appoint alternates, \$40 a meeting will need to find a secretary @ \$12/hr.)

Compensation for being on this Board

Hopefully start planning by end of October or November. Start meetings in January.

Mercy EMS (Schutt and Woodford) Starting Oct. 10th, available ambulances and crews will be stationed outside of Batavia to be able to have quicker response times.

Next year's joint meetings tentatively scheduled for March , 2014 and September 25, 2014.

Village Board Meeting: 8:15pm – 8:30 pm

Town Board Meeting: 8:42 pm

MINUTES: *Councilman Nenni made a motion to approve the September 24, 2013 minutes; seconded by Councilman McCarthy and it carried by a vote 5 -0. Councilman Stone abstained*

COMMUNICATIONS:

Supervisors Report for September 2013

September 2013 Summary Spreadsheet

Town Clerk's Report for September 2013

Zoning & Code Enforcement Log Sheets for September 2013

Mercy EMS Response Times Reports for 9/2/2012-9/15/2013

Payment Application #9 for Peachey Road Water District

Sample Resolution accepting completion of the Peachey Rd. Water District

Sample Resolution authorizing execution of a contingency funding plan for BAN payoff

Sample Resolution establishing a special Board for Comprehensive Plan review

Email from Bernard P. Donegan, Inc., Re: Contingency Plan for Funding Water Project

Learning how to Include & Respond to People with Disabilities training application from Associations of Towns

REPORTS:

HIGHWAY: The 10 wheeler was officially totaled. Insurance gave us value of truck when it was new and they took off their deductible \$141,937.00. Mike needs to get a new truck, buyback for truck will be \$7,500, need to swap equipment from this truck to a new truck; Misc. Discussion Checking into e-waste company out of Geneva; Westshore gates are ordered; One more mowing before winter; Fire Hydrant markers? - Chatfield should be getting them, Mike will contact them.

ZONING/CODE ENFORCEMENT: Dave Mason requesting approval of junkyard permit for Metalico Rochester. Councilman McCarthy made a motion to issue junkyard permit to Metalico Rochester; seconded by Councilman Nenni and it carried by a vote 5-0. Councilman Stone made a motion to file the Town Clerks and Supervisors reports, seconded by Councilwoman Grant and it carried by a vote 5-0.

COMMITTEES:

PARKS & HIGHWAY COMMITTEE: Briefing from October 1st meeting – Completion of Ball Diamond at Robbins Brook. The Committee would like to develop a 5 year plan for Drew’s Nature Center to mirror Trestle Park. They would like to replace fence along 262. Next meeting scheduled for November 5, 2013.

BUILDING COMMITTEE: Cleaning Service RFP was discussed -Vendor would supply all cleaning products and the Town would supply all paper products; the Town Board is the sole decider which bid is in the best interest of the Town. Councilman Nenni made a motion to put the Cleaning contract out to bid as per the revised RFP; seconded by Councilwoman Grant and it carried by a vote 5 -0. John Murray is willing to stay until the end of October. There was discussion on applicants for maintenance of building & grounds. (6:00pm Monday, the Board will interview applicants at the Town Hall)

VILLAGE RELATIONS COMMITTEE: Next scheduled meeting December 9, 2013

OLD BUSINESS:

Peachey Rd. Water District - Payment Application #9 Councilman Nenni made a motion for the Peachey Road Water District payment application #9 for \$68,291.92 to Mar-Wal Construction included in the October bills; seconded by Councilman Stone and carried by a vote 5-0.

Project Completion Resolution Councilman Nenni offered Resolution #15-2013 to Accept Peachey Rd. Water District Completion; seconded by Councilman McCarthy and it carried by a vote 5-0.

RESOLUTION #15 -2013

PEACHEY ROAD WATER DISTRICT PROJECT COMPLETION

Whereas, the construction of the improvements for the Town of Bergen Peachey Road Water District Project have been completed and approved by the NYS Department of Health; and

Whereas, that the Town of Bergen accepts the project as constructed.

Now, therefore be it resolved, that the Town of Bergen hereby authorizes final payment to be made to the contractor.

Be it further resolved that pursuant to the Agreement between the Town of Bergen and the Monroe County Water Authority, the Authority’s Operator-in-Charge, Thomas F. Clark (NYSDOH Certificate #NY29567), will operate the water system

Contingency Funding Plan for BAN Payoff Councilman Nenni offered Resolution #16-2013 for Contingency Funding Plan for BAN payoff for the Peachey Rd. Water District; seconded by Councilman Stone and it carried by a vote 5-0.

RESOLUTION #16 -2013

CONTINGENCY FUNDING PLAN FOR BAN PAYOFF

WHEREAS, the Town of Bergen has received funding for the Peachey Road Water Project through a Bond Anticipation Note, and

WHEREAS, the Bond Anticipation Note will become due on 10/24/2013, and

WHEREAS, the payoff of the Bond Anticipation Note was to be provided through long term funding from USDA Rural Development loan indefinite, and

WHEREAS, the United States Federal Government is presently shutdown leaving the closing of the Rural Development loan indefinite, and

WHEREAS, the financial obligation to payoff the Bond Anticipation Note remains certain **NOW, THEREFORE BE IT**

RESOLVED, that the Town Board of the Town of Bergen authorizes the Town Supervisor to effectuate a contingency financial plan under the council of financial advisors for the project, and the attorney of the town, to fulfill the payoff obligation of the Bond Anticipation Note.

NEW BUISINESS:

Flag Purchase Councilman Nenni made a motion to purchase an American Flag for Library Meeting Room Councilman McCarthy and it carried by a vote 5-0.

2014 Budget Workshop Councilman Nenni made a motion to schedule a 2014 Budget Workshop on Tuesday October 15th at 4:30 pm; seconded by Councilwoman Grant and it carried by a vote 5-0.

Constable Don Cunningham moved to make a motion to revoke appointment of Constable Garret Dean but was tabled for Brian Stone to speak to Garret first, Garrett is not aware of this

Comprehensive Plan Committee

Councilman Nenni offered Comprehensive Board members be paid \$40/meeting and a Secretary @12/hr; seconded by Councilwoman Grant and it carried by a vote 5-0. Councilman Stone offered to appoint Casey K. from the school to the Comprehensive Board by Councilman Nenni and it carried by a vote 5-0. Councilman Nenni offered Resolution #17-2013 to establish a Special Board for the Comprehensive Plan Review; seconded by Councilwoman Grant and it carried by a vote 5-0. Committee appointments:

**RESOLUTION #17-2013
ESTABLISH A SPECIAL BOARD FOR THE COMPREHENSIVE PLAN REVIEW**

WHEREAS, the Bergen Town Board desires to review and revise the Comprehensive Plan of the Town, and

WHEREAS, the Bergen Town Board recognizes the similar interest of the Village of Bergen Trustees, and

WHEREAS, both legislative bodies recognize the benefit of establishing a Special Board for the purpose of reviewing and recommending updates to the Comprehensive Plan, and

WHEREAS, both legislative bodies agree to a 7 member special board comprised of 3 appointed members of the Town, 3 appointed members of the Village, and 1 mutually agreed upon appointment, **NOW, THEREFORE BE IT**

RESOLVED, that the Town Board of the Town of Bergen authorizes the formation of a Special Board, the review of the Town's Comprehensive Plan, comprised of 3 appointed members by the Bergen Town Board, 3 appointed members of the Village of Bergen Trustees, and 1 mutually agreed upon appointment.

BILLS: The bills were presented for audit and totaled General A Fund \$15,915.55 vouchers #246-270 , General B Fund \$6,124.52 vouchers #88-101; Highway DB \$9,518.14 vouchers #102-111; H5-Peachey Rd. Water \$71,705.92 vouchers #22-24; PA-A12 \$64.75 voucher #26; PA-A13 \$741.82 voucher #27; PA-DB7 \$5,561.52 voucher #7. Councilman McCarthy made a motion to pay the October bills; seconded by Councilman Nenni and it carried by a vote 5-0.

NEXT MEETING:

Regular Meeting – October 22, 2013 at 7:00 pm in the Courtroom.

Budget Workshop – Tuesday, October 15, 2013 at 4:30 pm.

ADJOURNMENT was at 9:24 pm on a motion by Councilwoman Grant; seconded by Councilman Nenni and it carried by a vote 5 -0.

Respectfully submitted,

Susan Brownell

Susan Brownell
Deputy Town Clerk