

The Bergen Town Board convened in a regular session at 7:00 p.m. in the Town Hall with Supervisor Cunningham presiding.

PRESENT:

Supervisor Donald Cunningham
Councilman Hugh McCartney
Councilman Joe Nenni
Councilman Brian Stone
Councilwoman Belinda Grant

ALSO PRESENT:

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

OTHER ATTENDEES:

Robert Fox
John Murray
Tina Wilcox

PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

Robert Fox, CPA EFP Rotenberg Summary review of 2012 Town Financials

MINUTES: *Councilman Nenni made a motion to approve the minutes of February 26, 2013; seconded by Councilman McCartney and it carried by a vote 5 -0.*

COMMUNICATIONS:

Supervisor Report for January 2013, (February 2013 – Delayed)
January 2013, (February 2013 Summary Spreadsheet – Delayed)
Town Clerk’s Report for February 2013
Zoning & Code Enforcement Log Sheet for February 2013
Dog Control Inspection Report from NYS Dept. of Ag & Markets
Copy of Annual Retainer Agreement from Lacy Katzen, LLP
Copy of letter from Assemblyman Hawley, Re: Resolution Opposing NYS Safe Act
Letter & Payment Application #2 details for Peachey Road Water District
Resolution for Road Closure during Bicentennial Ceremony
Park Survey sample
Notice from Stuart Brown Associates Re: Local Seminar

REPORTS:

HIGHWAY/TRANSFER STATION: Nothing to report ARC Recycling Councilman Nenni reported that he & Superintendent Johnson went to ARC to discuss recycling and mobile transfer station.
ZEO/CEO: Dave recommended approval of Norm Ball Manufactured Housing Permit. *Councilman Nenni made a motion to approve Norm Ball’s Manufactured Housing permit; seconded by Councilman McCartney and it carried by a vote 5-0.* New house build starting on Townline Road. The Planning Board heard a proposal for a gun shop/indoor shooting range at Apple Tree Acres, it still needs to be presented and go thru site plan review.
SUPERVISOR’S JANUARY 2013 AND TOWN CLERK’S FEBRUARY 2013 REPORT: *Councilman McCartney made a motion to file the Town Clerk’s February 2013 report; seconded by Councilman Nenni and it carried by a vote 5 -0.*

COMMITTEES:

BUILDINGS: Councilman Stone reported that 3 bids were received for 15 S. Lake roof from Young’s Enterprises for \$17,800.00, Loewke Construction for \$13,900.00 & Dilcher Excavating for \$18,813.00. *Councilman Nenni made a motion to accept the bid for the roof at 15 S. Lake Ave. from Loewke Construction for \$13,900.00; seconded by Councilwoman Grant and it carried by a vote 5-0.* 17 S. Lake property the Highway crew were asked if they could top

fill the property Library sign the Library Board is not interested in a lighted outdoor sign, the committee will draw up a design for wood sign. Alarm security and fire protection for the Town Hall and 15 S. Lake is being looked into; 13 S. Lake parking lot - paving and grading is needed and would be costly, also there is water in the basement will be kept an eye on, replacement lights for 13 S. Lake will resume on March 25th Town Hall parking lot lighting working with Village DPW for repair. *Councilman Nenni made a motion to replace the street lights in the Town Hall parking lot out of Fire Hall Relocation Fund subject to the \$165 per light at one time fee through the Village with life time maintenance; seconded by Councilman Stone and it carried by vote 5-0.*

HIGHWAY/PARKS: Met on March 5th worked on Parks survey, which will go out in the Gillam-Grant Newsletter *Councilman Nenni made a motion to approve the Parks Survey to be included in the Gillam-Grant Newsletter; seconded by Councilwoman Grant and it carried by a vote and it carried by vote 5-0.*; Arial view of Drew's Nature Center; no Super Soccer weekend this year; next meeting is April 2nd. *Councilman Nenni made a motion to apply the \$500 not being spent on port-a-john rental for Super Soccer Saturday from the parks fund for the youth recreation at Gillam-Grant; seconded by Councilman McCartney and it carried by a vote 5-0.*

VILLAGE RELATIONS: Next meeting April 2nd

OLD BUSINESS:

Peachey Road Water District – Supervisor Cunningham reported that work has progressed past Creamery Road along with boring under Black Creek. Next project meeting scheduled for March 13th at 10:00 am.

NEW BUSINESS:

Peachey Rd. Water District Payment Application #2 *Councilman McCartney made a motion for the Peachey Road Water District payment application #2 for \$61,089.56 to Mar-Wal Construction included in the March bills; seconded by Councilwoman Grant and carried by a vote 5-0.*

Press Releases: Councilman Stone would like to see Local Laws and other information be put out through the Daily News or the Suburban News.

Lacy Katzen Retainer Agreement *Councilman Nenni made a motion to accept the retainer agreement with Lacy Katzen for \$2,800.00; seconded by Councilwoman Grant and it carried by a vote 5-0.*

Road Closure Resolution Rt. 262 Road Closure Resolution #8-2013 for “200th Celebration” April 13th *Councilman Stone offered Resolution #8-2013 for the Road Closure of Rt. 262 (Townline Rd.) from Buffalo Street Extension to Rt. 19 during the “200th Celebration” ceremony at Mt. Rest Cemetery on April 13th; seconded by Councilman Nenni and it carried by a vote 5-0.*

RESOLUTION FOR ROAD CLOSURE RESOLUTION #8-2013 TOWN OF BERGEN'S BICENTENNIAL DEDICATION CEREMONY

WHEREAS, THE Town of Bergen's Bicentennial Dedication Ceremony, is scheduled on Saturday, April 13, 2013 at 1:00 pm, and

WHEREAS, Town of Bergen's Bicentennial Dedication Ceremony will be at Mount Rest Cemetery at the corner of New York State Route 19 and Townline Road, Route 262, located within the Town of Bergen, and

WHEREAS, Town Board of the Town of Bergen, New York has determined that it is necessary to close Townline Road, Route 262, from Buffalo Street Extension to New York State Route 19 within the Town of Bergen to adequately protect the health, safety and welfare of the participants of the Bicentennial Dedication Ceremony;

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Town Board of the Town of Bergen, New York that the Townline Road, Route 262, from Buffalo Street Extension to New York State Route 19 within the Town of Bergen shall be closed within the Town of Bergen, New York on Saturday, April 13th from 12:30 pm in order to permit this Bicentennial Dedication Ceremony to proceed, and

The Town of Bergen will be responsible for obtaining all necessary documentation from Genesee County Highway Department and to notify the Genesee County Sheriff and the Bergen Fire Department and to comply with all requirements of said agencies. The Town of Bergen will also take the responsibility to make necessary arrangements for traffic control (barricades, flag person, signs, etc...).

BE IT FURTHER RESOLVED AND ORDERED that said road shall be reopened to passage of vehicular traffic as soon as it is practicable after the conclusion of said ceremony.

BILLS: The bills were presented for audit and totaled General A Fund \$33,673.63 vouchers #52-85, General B Fund \$1,457.79 vouchers #17-26; Highway DB \$26,915.83 vouchers #15-25; H5-Peachey Rd. Water \$70,631.56 voucher #3 & 4; Fire District \$67,676.42 voucher #1; PA-2 \$7,029.15 voucher #4; and PA-3 \$1,358.35 voucher #5.

Councilman Nenni made a motion to pay the March bills; seconded by Councilman McCartney and it carried by a vote 5-0.

REGULAR MEETING – Tuesday, March 26, 2013 at 6:30 pm in the Courtroom with a joint meeting with the Village of Bergen

Executive Session *Councilman Nenni made a motion to enter into Executive Session for Town Board only at 8:29 pm to discuss employment history of a particular person; seconded by Councilman Stone and it carried by a vote 5-0.*

Councilman Nenni made a motion to exit Executive Session at 9:04 pm; seconded by Councilwoman Grant and it carried by a vote 5-0.

ADJOURNMENT *was at 9:04 p.m. on a motion by Councilman Stone; seconded by Councilman Nenni and carried by a vote 5-0.*

Respectfully submitted

Michele M. Smith

Michele M. Smith,
Town Clerk