

**Joint Meeting  
Of the Board of Trustees  
Of the Village of Bergen and  
the Town Counsel of the Town of Bergen  
7:00pm September 26, 2012**

The joint meeting called to order by Mayor Marsocci at 7:00pm with the following present:

Deputy Mayor Cooper	Supervisor Donald Cunningham
Trustee Adams	Deputy Supervisor Joseph Nenni
Trustee Barclay	Councilwoman Belinda Grant
Trustee Morgante	Councilman Hugh McCartney
	Councilman Brian Stone

Also present were: Tina Wilcox, Michelle Smith, David Mason, Michael Johnson, Butch Donnelly, John Murray, Kevin Donovan, Chris Fay, Jeff Smith, Kevin Finucane, Steven Sharpe, and Grace Gallivan.

Mayor Marsocci opened the meeting by reviewing the agenda and welcoming the Town Board.

**911 Address Change Resolution**

Steven Sharpe, Director of Emergency Communications requested the boards to consider passing a local resolution to assign the Genesee County Sheriffs Office as the local addressing authority. The Sheriffs Office is currently the E911 Address Authority and is responsible for maintaining the Master Street Address Guide. Without the E911 approval, most utilities (phone, electric, gas, cable) will not install services.

Over the past 15 - 20 years, the local authorities began deferring more and more to the Genesee County Sheriffs Offices to the point that they have become the de facto enumerator. Steven Sharpe requested a formal resolution assigning that authority. The Genesee County Sheriff's Office would then act under existing NYS laws specifically: NYS Town Law, Article 4, Part 64, Paragraph 9; NYS Village Law, Article 3, Part 412, Paragraph 7; NYS General City law, Article 2-A, Part 20, Paragraph 7. This is a resolution and not a local law. The local municipality would remain the final arbiter of house enumerations and the local code enforcement authority under the law.

A motion to approve the resolution was made by Deputy Mayor Cooper and seconded by Trustee Barclay. The motion was carried by the following vote:

Deputy Mayor Cooper- aye  
Trustee Adams - aye  
Trustee Barclay - aye  
Trustee Morgante - aye

**Community Action Day**

The Town and Village board members shared their mutual interest in working together on Community Action Day. Historically the Town and Village each recognized their own work days. The boards agreed that combining resources and efforts could make Community Action Day more impactful.

### **Future Joint Use of Tulley Building**

Mayor Marsocci stated that when their lease expires and if the Fire Department needs the space the town is welcome to share the Tulley Building if all parties agree. The Town currently leases office and court space from the Fire Department. Town Supervisor Cunningham said that the Town would have to assess their needs upon expiration of the lease which is in place for 12 years.

### **Highway Garage**

Mayor Marsocci asked the Town and Village boards to have discussions about the old highway garage owned by the Town. The Town has little use for the garage since the new highway garage was built. The Village needs to upgrade their DPW garage and wonders if the old town garage might be a possible solution. Supervisor Cunningham stated that the Town board would also be interested in exploring uses with the Village. The garage is in need of repair and would need to be assessed for use.

### **Report from Town/Village Committee**

Councilman Nenni, Councilwoman Grant, Trustee Barclay, and Trustee Cooper have been meeting for over a year now discussing ways the Town and Village can work together. Councilman Nenni said the committee could use guidance from both boards to help direct their efforts.

### **Shared Services Update – Highway**

Mike Johnson, Town Highway Superintendant said relations between him and Ken Steinmetz, Village DPW Supervisor are going well. Recently the Village helped the Town with tree trimming and the Town assisted in the milling of Gates Street. Trustee Adams suggested that the Town and Village work together to form a comprehensive parks plan. Trustee Barclay said there are grants available to help offset the costs associated with developing comprehensive plans.

### **Peachey Road Waterline Update**

Supervisor Cunningham said the Peachey Road waterline is on schedule to be started late October or early November with completion targeted for spring 2013.

### **Long Term Plans for Robins Brook Park**

Mayor Marsocci expressed interest in providing assistance with improvements to Robins Brook Park. Councilman McCarthy said the Town is working with an engineer to reconfigure the entrance to Robins Brook Park. The Town board feels the transfer station detracts from the beauty of the park and is seeking advice on relocating it.

### **200 Year Anniversary Committee**

Mayor Marsocci, Town Clerk Michelle Smith, Supervisor Cunningham, and Trustee Barclay are working with the Bergen Business Civic Association (BBCA) to plan the 200<sup>th</sup> Anniversary of the Town. Celebrations will be tied to Park Fest in the month of June. There is some discussion about planning something for April 3<sup>rd</sup> which is the actual anniversary date. The committee is seeking additional volunteers to help. A planning meeting is being held by the BBCA October 15<sup>th</sup> at 6 pm at the library – volunteers are encouraged to come.

### **Fire Department Contract**

Both boards approved the Fire Departments contract. The Village has signed the contracts and is forwarding to the Fire Department and Town respectively for remaining signatures.

### Approval of Bills

A motion to approve the bills was made by Trustee Barclay and seconded by Trustee Adams. The motion was carried by the following vote:

Deputy Mayor Cooper - aye  
Trustee Adams - aye  
Trustee Barclay - aye  
Trustee Morgante - aye

### Approval of Minutes

A motion to approve the meeting minutes for September 12, 2012 was made by Trustee Barclay and seconded by Deputy Mayor Cooper. The motion was carried by the following vote:

Deputy Mayor Cooper - aye  
Trustee Adams - aye  
Trustee Barclay - aye  
Trustee Morgante - aye

### Mayor's Report

We are scheduling 4 meetings a year for planning and zoning board members to attend even if there is no new business on the agenda. I think it is important for our boards to use these meetings for educational purposes so that when an application comes before the board they will be prepared. I would like to work with the County and host educational meetings for other local municipalities. Supervisor Cunningham said the Town planning board meets every month and the zoning board meets as needed.

### Administrator's Report

#### **Workers Comprehensive**

- We received the 2013 bill for Genesee County Workers Comp. it is \$12,000 less than last year. This is due to a change in our "experience" rating which is a 5 year average of claims. Our large claims are now over 5 years old therefore no longer included in the average.

#### **Refuse Toters**

- I spoke to Mark Barber at Heberle disposal, he has access to 700 toters he is going to look into the cost and get back to me.
- The new refuse contract goes into effect on October 1<sup>st</sup>.

#### **Bonds**

- I have been working with Environmental Facilities Corporation (EFC) to put all the information together necessary for the bonding of the sewer debt. We are still on track for a November closing date.
- Jeff Smith spoke to our Bond Counsel John Alessi, everything is going as planned for the refunding (refinancing) of the \$1,705,000 Bond.

#### **Sales Tax**

- We received our second quarterly sales tax payment from Genesee County in the amount of \$65,447.75 which is up slightly from last year's payment of \$63,608.88. We are on track to reach our budgeted amount of \$250,000.

#### **NYCOM**

- I would like to thank the Board again for allowing Tina and me to attend another Fall Training School. Some of the classes that we attended are, Essentials of Municipal Finance, Budget

Development, Conducting Village Elections, Open Meeting Law, Meeting Procedures, Converting Municipal Assets into Revenue Streams, and Cooperative Purchasing. I brought back my training materials for the board to review.

- Tina found the conference to be especially relevant in light of all the accounting she has been doing. She made connections with several clerks & treasurers whom she can call for guidance.
- There is legislation awaiting Governor Cuomo's approval to allow the use of lever machines for voting for an additional two years. There is a copy of all legislation proposed recently in your mailboxes. The NYCOM Legislative meeting is February 10<sup>th</sup> & 11<sup>th</sup> in Albany; I think it would be beneficial for someone from the board to attend.

### **Aid and Incentives for Municipalities Funds**

- We received AIM funds in the amount of \$9,764 from New York State. For more information on AIM funding go to [http://www.nyslocalgov.org/pdf/State\\_Funding.pdf](http://www.nyslocalgov.org/pdf/State_Funding.pdf) . On average Towns and Village receive approximately \$7 per resident, we received \$7.69.

### **Trustee Concerns**

#### **Trustee Adams**

Trustee Adams asked when the flower boxes would be put away for the season. Mayor Marsocci said DPW Supervisor Steinmetz would be taking care of it within the next couple weeks. Trustee Adams also inquired about the plant area in the Village parking lot. Mayor Marsocci said that there are plans in place to complete that work.

Trustee Adams inquired about the foam problem at the Waste Water Treatment Plant. Mayor Marsocci said that there was another foaming issue this very day. Trustee Adams asked the Mayor to keep the board informed when problems arise.

#### **Trustee Barclay**

#### **Tulley Mural**

- Sandy Hoffman, of Wild Spirit Creations , Tom Lajewski, and I worked
- together to complete the NYSCA REACH Grant, it was submitted on
- September 25th. Awards should be granted before the end of the year

#### **Grants**

- Gary Roulou, Cortney Gale, Ken Steinmetz and I met to discuss grant opportunities for the village over the next few months. Copies have been prepared for the board's review and discussion. Options include institute of Museum and Library Services, CSX Corporation Contributions Program, The Documentary Heritage Program (NYSED), NYS Parks Program Environmental Protection Plan Grants are the ones we are currently investigating.
- We have set up monthly meetings either in person or via conference calls.

#### **Emergency Preparedness Plan**

- Ken Steinmetz, Tom Williamson, and I met to review the current plan and make updates where needed.
- I have contacted the school district and fire department to set up a meeting to coordinate their portions of the plan with those of the village.

#### **Village Tree Board**

- The Tree Board met on September 18th

- The tree plantings through the Village Tree Planting Program are planned for September 27 — October 5th, I have contacted all residents who will have trees planted in the village right of way of their property.
- Donations for the Liberty Elm (200th Anniversary of the Town of Bergen) can be made at the library.
- We are continuing the Tree Survey and the Tree City application process.

#### **Parks Master Plan Committee**

- Work is continuing on the 5 year plan.
- Anyone interested in assisting is welcome to join the committee; there is a great deal of work to be completed.
- The committee moved the next date to October 2 at 7pm.

#### **Tree Lighting Celebration**

- The date has been set for Thursday, November 30, in order to coordinate with the school band, the Clauses, and the fire department.

#### **Historian**

- Ray MacConnell and I will meet with Gail Fisher on Oct 12 to review historic records storage in the Records Storage room, and to discuss the options for the archive grant for historic records (March 2013 application deadline). A plan needs to be in place in order to apply for the grant.

#### **Deputy Mayor Cooper**

Trustee Cooper said that the board's response to the counter proposal of the union contract has been sent to the union rep at Teamsters. He has not heard back from them.

### **New Business**

#### **Bond Refunding Resolution**

The final draft of the refunding bond resolution was received from John Alessi, Bond Counsel of Hodgson Russ. The bond refunding will reduce the annual interest rate of the \$675,000 outstanding bonds from 5% to 2.07% providing the Village net budgetary savings of approximately \$87,000 over the next 9 years.

A motion to approve the resolution authorizing the issuance of refunding bonds in an aggregate principal amount not to exceed \$710,000 of the Village of Bergen, Genesee County, New York, pursuant to the local finance law and providing for other matters in relation thereto was made by Trustee Barclay and seconded by Trustee Adams. The motion was carried by the following vote:

Deputy Mayor Cooper - aye

Trustee Adams - aye

Trustee Barclay - aye

Trustee Morgante - aye

### **Old Business**

None

### **Privilege of the Floor**

None

A motion was made by Deputy Mayor Cooper and seconded by Mayor Marsocci to adjourn the meeting.  
The motion was carried by the following vote:

Deputy Mayor Cooper - aye

Trustee Adams - aye

Trustee Barclay - aye

Trustee Morgante - aye

The Meeting was adjourned at 8:47 pm

Respectfully submitted,

Tina M. Wilcox  
Deputy Clerk