

**Regular Meeting  
Of the Board of Trustees  
Of the Village of Bergen at  
7:00pm on October 14<sup>th</sup> 2015**

The regular meeting of the Board of Trustees was called to order by Mayor Barclay at 7:00pm with the following present:

Trustee Cooper  
Trustee Donovan  
Trustee Fedele  
Trustee VanEenwyk

Also present was Village Administrator Cortney Gale.

**Approval of Bills**

A motion to approve the bills was made by Trustee Fedele and seconded by Trustee Cooper. The motion was carried by a unanimous following vote.

**Approval of Minutes**

A motion to approve the meeting minutes of September 22<sup>nd</sup> 2015 was made by Trustee Cooper and seconded by Trustee Donovan. The motion was carried by a unanimous vote:

**Mayor's Report**

**Planning Board**

- The Planning Board has received notice of final action from the Genesee County Planning Board for the proposed carwash/pet wash requiring an on-site traffic circulation plan acceptable to the village planning board, that with this modification, the proposed project should not pose a significant county-wide or inter- community impact, that the village explore for the provision of pedestrian/bicycle facilities to the site.
- A public hearing for the proposed car wash/pet wash proposed for the 8073 Clinton St, site has been scheduled for the next planning board meeting, Oct. 21<sup>st</sup> at 7pm where WWTP, electric service, and traffic patterns impact will be reviewed.

**America's Best Communities**

- A planning meeting was held Oct 13 for the public meeting Monday, October 19, 7pm Trigon Park Auditorium, Leroy. Goals, strategies, projects, and initiatives will be presented as part of the development of the joint Community Revitalization Plan for Leroy and Bergen. This will be an opportunity for public input on the project proposal.

**Disc golf**

- The Park Committee, Gary Z, Doug McIver, Cortney and I hosted the Bergen Disc Golf Tournament Oct 10<sup>th</sup>; the day was perfect and the event was a success. Many compliments have come to us both verbal and written stating our course is the "GO TO" course in the area. Many thanks to Gary, Kirk, JR, and Doug!
- Professional Winners — First Place- Bobby Jones (Rochester), Second Place — Tim Campbell (Bergen), Amateur Winners — First Place - Don LaComba (Spencerport), Second Place — Justin Foltz (Byron) Third Place — Jerry Menzie (Bergen).

**Shenanigans**

- Another well attended event in the village on Oct 10<sup>th</sup>. Hickory Park was full of families enjoying games, races, contests, the Elementary School Chorus, food, campfire, stories, etc. Congratulations to the planning group for their successful event.

#### **CPC**

- The committee worked from 5:30pm to 9:30pm at the October 5<sup>th</sup> meeting to complete the housing and residential portions of the updated plan. Another marathon meeting is planned for Nov 2, 5:30pm Village Office to review natural resources, parks and recreation, and economic development portions of the updated plan.

#### **BBCA**

- Please plan to attend the Meet the Candidates meeting of the BBCA Oct 19<sup>th</sup>, 7pm, Town Court Room.

#### **Seven to Save**

- Our nomination application for the Seven to Save Program through the Preservation League has been completed and submitted. The Preservation League draws statewide attention to New York's most important and at-risk historic places through its Seven to Save list of endangered places. Working in conjunction with local stakeholders, the League has been able to avert demolition, develop plans for reuse, secure landmark designation, and foster greater public awareness of the value of New York's unique and irreplaceable historic resources. Our application includes the historic district, the three buildings directly to the east, and the Mill buildings owned by Dale Tucker (31 N Lake Ave).

#### **Electric Meeting**

- On October 6<sup>th</sup>, Cortney, Joe, Gary and I met with MEUA Executive Director Tony Modafferi to discuss progress in Bergen Village Electric securing an increase in our hydro electric allocation. The process is ongoing.

#### **GAM**

- The village is hosting the Genesee Association of Municipalities Thursday, Oct 15, 7pm.

### **Administrator's**

#### **Electric**

- Electric bills were due on Tuesday October 13<sup>th</sup>. The next round of bills will be sent out on October 23<sup>rd</sup>, if there is any information you would like in the newsletter please let Barb know by the 21<sup>st</sup>.
- The Public Service Commission has not given an answer regarding how they would like the National Grid return on investment (ROI) lawsuit funds given back to customers so I will use the funds to decrease the PPAC for the December, January and February bills. I feel this will provide customers with the best savings.
- The New York Municipal Power Agency's semi-annual meeting is being held October 28<sup>th</sup> in Syracuse. Joe Chimino, Gary Zawodzinski and I will be attending.
- Joe Chimino, Nick Booher and Matt Sluberski will be attending the MEUA Engineering Workshop November 4<sup>th</sup> and 5<sup>th</sup> in Syracuse.
- Rene Vurraro and Barb Zinter will be attending the MEUA Accounting & Finance Workshop in Syracuse October 20<sup>th</sup> and 21<sup>st</sup>.

#### **Office**

- I negotiated with Pitney Bowes for a new folding machine, which we use for electric, and sewer bills as well as the newsletter. They provided us with a newer model that is refurbished for less than we are currently paying. We received the unit yesterday.
- The server work is complete. However, we are having trouble migrating the Web Payment Portal to the new server. The company, CUSI, wants \$1,500 to do the work. Brian Becker has done most of it himself but he needs CUSI to give him some information. They will not return our calls or emails at this point.

- I received notification today that our Tax Freeze/Government Efficiency Plan submitted in May has been approved by the New York State Division of the Budget and will be forwarded to the Department of Taxation and Finance. Then it will go to the Office of the State Comptroller for their approval. The state shows such efficiency reviewing our Efficiency Plan!

#### **Accounting**

- Bob Fox was planning on attending tonight's board meeting but he was unable to be here. He will be at the October 28<sup>th</sup> meeting. If anyone would like to review the Annual Update Document or Public Service Commission report they are available in the office.

#### **Code Enforcement Issues**

- Ken Kuter has reported sufficient progress has been made to rectify the violation at 19 Buffalo Street. He cancelled the court appearance on October 13<sup>th</sup> as he feels they are now in compliance.
- Neighbors of 54 South Lake Avenue have confirmed that the vegetation in the creek has been taken care of to their satisfaction.

#### **Miscellaneous**

- The Disc Golf Tournament went extremely well. Participants and organizers all had a wonderful time. We received kudos from everyone on the course.
- Bergen Family Shenanigans was a big hit. I've heard nothing but positive feedback and look forward to future events.
- Summer hours for the Village Office will end this week, hours will return to Monday through Friday 8:00 am to 4:30pm.

#### **Privilege of the Floor**

None

#### **Trustee Concerns**

Trustee VanEenwyk stated that there is a hole near a catch basin by the curve between Winterberry and Canterbury.

Trustee Fedele added that there is also one near the catch basin at the corner of Clinton and Munger.

Trustee Donovan asked when the fall brush clean up would go to and that we should add information to the newsletter about it.

#### **New Business**

##### **Proclamation for Anne Sapienza**

A motion was made by Trustee Fedele and seconded by Trustee VanEenwyk to pass the Proclamation for Anne Sapienza. The motion was carried by a unanimous vote.

##### **Fire Department Budget**

A motion was made by Trustee Fedele and seconded by Trustee Cooper to approve the Bergen Fire Department's 2016 budget. The motion was carried by a unanimous vote.

##### **Fire Department Donation**

Mayor Barclay discussed with the board donating funds to the Fire Department to help with their expenses for the arrangements for Barry Miller.

**Resolution 12 of 2015 – Revised Crosswalk Resolution**

A motion was made by Trustee VanEenwyk and seconded by Trustee Fedele to approve the resolution. The motion was carried by a unanimous vote.

**RESOLUTION FOR LIABILITY AND MAINTENANCE OF  
SIDEWALK, CURB RAMP AND CROSSWALK ON STATE ROUTE 19**

Whereas, the Village of Bergen, proposes the construction of sidewalk, curb ramps and crosswalk, on State Route 19, on the north side of their existing entrance to Hickory Park on the east side of State Route 19, in the Village of Bergen, as shown on Highway Work Permit plans prepared by Clark Patterson Lee, dated September 22<sup>nd</sup> 2015, and

Whereas, the State of New York will only allow the sidewalk, curb ramps and crosswalk special markings to be constructed within the State Highway right-of-way if the Village of Bergen indemnifies New York State, NYSDOT and accepts responsibility for all liability and maintenance replacements and repairs, including the removal of snow and ice.

Now, therefore, be it resolved:

- Section 1. Permittee, Village of Bergen agrees to accept all responsibility and liability with respect to the sidewalk, curb ramps and crosswalk special pavement markings to the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT and their agents from and against all claims, damage, losses and expenses, including but not limited to wrongful death and/or environmental claims no matter how caused.
- Section 2. The Village of Bergen agrees to perform all maintenance, replacement and repairs of the sidewalk, curb ramps and crosswalk special pavement markings including the removal of snow and ice.
- Section 3. That this resolution shall take effect immediately.
- Section 4. That the Clerk of this Board is hereby directed to transmit three (3) certified copies of the foregoing resolution to the New York State Department of Transportation.

**Memorial Ribbon Payment**

Mayor Barclay discussed the costs of the black and purple ribbons put up around the community in memory of Barry Miller. The Village, Town and BBKA will be splitting the costs equally.

**Old Business**

**America's Best Community Update**

Mayor Barclay updated the board on the America's Best Community Competition. There will be a public hearing for the revitalization plan on Monday October 19<sup>th</sup> at 7:00pm in the Trigon Auditorium.

**Adjournment**

A motion was made by Trustee Fedele and seconded by Trustee Cooper to adjourn the meeting. The motion was carried by a unanimous vote:

The meeting was adjourned at 7:55pm

Respectfully submitted,

Cortney W. Gale  
Village Administrator