

**REGULAR MEETING
of the BOARD of TRUSTEES
March 28, 2007**

The Regular Meeting of the Board of Trustees was called to Order by Mayor Wayne Bailey at 7:00 p.m. with the following present:

Trustee Robert Bausch
Trustee Anna Marie Barclay
Trustee Virginia Adams
Trustee Paul Cooper

Also present were Stacey Brown, Joe Chimino, Linda Knox, Elizabeth Smith and Robert Smith.

Absent: Tom Williamson

APPROVAL OF BILLS

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

Trustee Robert Bausch – aye
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

APPROVAL OF MINUTES

A motion to approve the minutes of the Regular Meeting of March 14, 2007, was made by Trustee Paul Cooper and seconded by Trustee Anna Marie Barclay. The motion carried by the following vote:

Trustee Robert Bausch – abstained
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

A motion to approve the minutes of the Work Session of March 21, 2007, was made by Trustee Paul Cooper and seconded by Trustee Robert Bausch. The motion carried by the following vote:

Trustee Robert Bausch – aye
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

BUDGET TRANSFERS

A motion to approve the 2007-2008 Budget Transfers was made by Trustee Robert Bausch and seconded by Trustee Paul Cooper. The motion carried by the following vote:

- Trustee Robert Bausch – aye
- Trustee Anna Marie Barclay – aye
- Trustee Virginia Adams – aye
- Trustee Paul Cooper – aye

General Budget:

- \$1150.30 from 1990.400A to 1230.400A (Clerk/Treasurer cont. Leadership Genesee)
- \$2383.15 from 1990.400A to 1325.400A (Deputy Treasurer cont. mileage, credit card fees)
- \$81.61 from 1990.400A to 1660.400A (Central store room)
- \$488.43 from 1990.400A to 8160.100A (Sanitation personal service)
- \$464.40 from 1990.400A to 8170.400A (Street cleaning contractual)
- \$1043.28 from 1990.400A to 9040.800A (Worker's comp. under budget)
- \$7411.45 from 1990.400A to 1641.400A (Tulley Building expense)

Sewer Budget:

- \$142.47 from 1990.400G to 1325.400G (Deputy Treasurer cont. stamps)
- \$511.02 from 1990.400G to 1620.100G (Buildings-personal service)
- \$1043.27 from 1990.400G to 9040.800G (Worker's comp under budget)
- \$126.96 from 1990.400G to 9089.840G (Personal time-paid time off)

PRIVILEGE OF FLOOR

Linda Knox of Batavia Bus

Present:

- Genesee County Transportation service to public
- 1 day a week (Monday); can be at residents' homes)
- 24 hour advance reservation
- Fee: \$3.00 adult one way
\$1.50 senior/disabled one way

Proposed:

- wants suggestions from the Board to provide service to western and eastern portion of the county; more often than once a week

TREASURER'S REPORT

Sewer Rates:

Upon looking at the local laws, I came across a local law regarding the sewer rates and structure. It also addressed the "historical business district" 50% exemption rate. This law states explicitly the Residential, Commercial, and

Industrial rate structure and rates. It is my recommendation that the board entertain the idea of amending said local law to reflect current situations.

Sewer Budget:

After looking over the sewer budget, I confirm the findings of Village accountant Laura Landers. It is my recommendation that the board consider revising the rate structure and possibly raising the current rates. In doing this, the Village may be able to avoid a substantial shortfall in the fiscal years to come.

MRB Group Invoices for Mayne Estates Project:

I have the four outstanding invoices that total \$1864.92. This amount is for engineering services for the sewer project (Mayne Estates). It is to be paid by the Village of Bergen and then reimbursed by Budvale.

Resolution form for Road Closure:

Resolution 07- (Bergen Park Festival)

Bergen Business and Civic Association as part of its Bergen Park Festival has scheduled a parade at 12 noon and a fireworks display at 10:00 pm to take place on Saturday, June 9th, 2007. These events require certain road closures.

DPW SUPERVISOR'S REPORT

Sewer:

- Daily flows remain high.
- Replacement pump for the final filter has been ordered and is due to be shipped next week. A small pump we had in house was put into service and is getting us by in the interim.
- 6623 N. Lake Rd. was connected to the wastewater system on 3/21/07. Paul and Susan Volkmar paid all the applicable fees. The sewer easement was filed with the County Clerk on 3/27/07.

DPW:

- Vandals broke the toilet in the men's restroom at the park. A good size rock was used to break the porcelain fixture. The women's side lock had extensive damage but kept the vandals out. Both men's and women's door locks are scheduled to be changed.

The Mayor suggests putting up a gate in front of bathroom doors only accessible for large events.

Joe Chimino wants to put up a sign at the park to say "No Dogs Allowed"

- DPW crew have been keeping catch basins clear, tree trimming, plow trucks maintenance, backhoe maintenance, cleaning parks, repaired broken railings on pedestrian bridge across mini-creek located behind the DPW building.

Electric:

- Testing watt hour meters
- Repaired service connections at Kaiser-Wilcox and discovered meter had apparently been induced with high voltage and shorted the meter out. A new meter, pole, CTs and pole hardware are needed to replace the existing pole and facilities which Fred Ely, the property owner says is 50+ years old. A planned outage to change these facilities will be scheduled.

A motion to approve the Officers' Reports was made by Trustee Robert Bausch and seconded by Trustee Paul Cooper. The motion carried by the following vote:

- Trustee Robert Bausch – aye
- Trustee Anna Marie Barclay – aye
- Trustee Virginia Adams – aye
- Trustee Paul Cooper – aye

MAYOR'S REPORT

- Interview for Lineman – making an offer this week
- Received several applications for the Planning/Zoning Board Secretary position. He will be setting up interviews later next week.

TRUSTEE ANNA MARIE BARCLAY

Tulley Building:

A letter has been sent to Senator Rath with updates.

TRUSTEE CONCERNS

Trustee Adams:

- Four and two wheelers traveling on sidewalks and roads without licenses; call Genesee County Sheriff's Department
- Dogs need to be leashed

NEW BUSINESS

1. A motion to appoint Brian Carson, Paul Monroe and Benjamin Worrells to the Fire Department was made by Trustee Robert Bausch and seconded by Trustee Virginia Adams. The motion carried by the following vote:
 - Trustee Robert Bausch - aye
 - Trustee Anna Marie Barclay - aye
 - Trustee Virginia Adams - aye
 - Trustee Paul Cooper – aye
2. The following motion was made by Trustee Paul Cooper and seconded by Trustee Robert Bausch and was carried by the following vote:
 - Trustee Robert Bausch – aye

Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

WHEREAS, THE Bergen Business and Civic Association, as part of its Bergen Park Festival has scheduled a parade to take place on Saturday, June 9, 2007 at 12:00 p.m.,

WHEREAS, the proposed *parade* route is along Route 19 located within the Village of Bergen between Hunter Street and Parkview Drive,

WHEREAS, the Village Board of the Village of Bergen, New York, has determined that it is necessary to close Route 19 within the Village of Bergen between its intersections of Hunter St. and Parkview Drive in order to adequately protect the health, safety and welfare of the participants in the parade and the spectators along the route, and

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Village Board of the Village of Bergen, New York that Route 19 shall be closed within the Village of Bergen, New York between Hunter Street and the intersection of Parkview Drive and Route 262 on Saturday, June 9th at 12:00 p.m. in order to permit the passage of a parade along said route, and

The Bergen Park Festival organizers are hereby directed to obtain all proper permits from the New York State Department of Transportation and to notify the Genesee County Sheriff and the Bergen Fire Department and to comply with all requirements of said agencies. The Bergen Park Festival organizers are further directed to make all necessary arrangements for traffic control (barricades, flagpersons, 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 parade.

3. The following motion was made by Trustee Robert Bausch and seconded by Trustee Paul Cooper and was carried by the following vote.

Trustee Robert Bausch – aye
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

WHEREAS, THE Bergen Business and Civic Association, as part of its Bergen Park Festival has scheduled a fireworks display to take place on Saturday, June 9, 2007 at approximately 10:00 p.m.,

WHEREAS, the proposed fireworks display location is along Parkview Drive & currently located within the Village of Bergen between Buffalo Road and Route 19;

WHEREAS, the Village Board of the Village of Bergen, New York, has determined that it is necessary to close Parkview Drive within the Village of Bergen between its intersections of Buffalo Road and Route 19 in order to adequately protect the health, safety and welfare of the participants watching the fireworks,

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Village Board of the Village of Bergen, New York that Parkview Drive shall be closed within the Village of Bergen, New York Saturday, June 9th at 9:00 p.m. in order to permit the fireworks display, and

The Bergen Park Festival organizers are hereby directed to obtain all proper permits from the New York State Department of Transportation and to notify the Genesee County Sheriff and the Bergen Fire Department and to comply with all requirements of said agencies. The Bergen Park Festival organizers are further directed to make all necessary arrangements for traffic control (barricades, flagpersons, signs, etc...).

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

The Clerk-Treasurer hereby certifies that this is a true and complete copy of this resolution passed by the Board of Trustees at its Regular Meeting on March 28, 2007.

3. A motion to approve to pay four MRB invoices totaling \$1,864.92 (Mayne Estates Sewer Project) which has to be reimbursed by Budvale was made by Mayor Bailey and seconded by Trustee Virginia Adams. The motion carried by the following vote:
 - Trustee Robert Bausch – aye
 - Trustee Anna Marie Barclay – aye
 - Trustee Virginia Adams – aye
 - Trustee Paul Cooper – aye

OLD BUSINESS

1. A motion to approve the Tentative General Budget was made by Trustee Paul Cooper and seconded by Trustee Anna Marie Barclay. The motion carried by the following vote:
 - Trustee Robert Bausch – nay
 - Trustee Anna Marie Barclay – aye
 - Trustee Virginia Adams – aye
 - Trustee Paul Cooper – aye
2. A motion to approve the Tentative Sewer Budget was made by Trustee Robert Bausch and seconded by Trustee Anna Marie Barclay. The motion carried by the following vote:
 - Trustee Robert Bausch – aye

Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

EXECUTIVE SESSION

A motion was made by Trustee Robert Bausch and seconded by Trustee Virginia Adams to enter Executive Session to discuss personnel matters. The motion carried by the following vote:

Trustee Robert Bausch – aye
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

Executive Session was entered at 8:58 p.m.

A motion was made by Trustee Robert Bausch and seconded by Trustee Paul Cooper to exit Executive Session. The motion carried by the following vote:

Trustee Robert Bausch – aye
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

Executive Session was exited at 9:22 p.m.

ADJOURNMENT

A motion to adjourn was made by Trustee Anna Marie Barclay and seconded by Trustee Virginia Adams. The motion carried by the following vote:

Trustee Robert Bausch – aye
Trustee Anna Marie Barclay – aye
Trustee Virginia Adams – aye
Trustee Paul Cooper – aye

The meeting was adjourned at 9:23 p.m.

Respectfully submitted,

Stacey Brown
Clerk-Treasurer

	A/P		T&A
GENERAL	\$ 11,687.05	GENERAL	\$ 8,357.76
ELECTRIC	\$ 54,792.05	ELECTRIC	\$ 4,357.91
SEWER	\$ 2,589.48	SEWER	\$ 3,856.96