

**Public Hearing followed by the
Regular Meeting
Of the Village of Bergen
Board of Trustees
May 13, 2009 at the Village Hall**

The public hearing for Local Law No. 1 of 2009 was called to order by Mayor Bailey at 6:45 p.m. with the following present:

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

Also present: Kevin Donovan, Paul Marchese and Thomas Simbari

The Public Hearing was closed at 7:00 pm.

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 Virginia Adams
Trustee Paul Cooper
Trustee Anna Marie Barclay

Stacey Brown was absent.

Also present: Tally Almquist, Joe Chimino, Tom Williamson, Eric Weis, Kevin Donovan, Paul Marchese and Tom Simbari.

APPROVAL OF BILLS

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

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

Trustee Virginia Adams – aye

APPROVAL OF MINUTES

A motion to approve the Annual Reorganization and Regular meeting minutes for April 22, 2009 was made by Trustee Cooper and seconded by Trustee Barclay. The motion carried by the following vote:

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

TREASURER'S REPORT

NO REPORT

DPW SUPERVISOR'S REPORT

SEWER

- Flow was 110,000 average gallons per day.
- Rochester lift station pumps and hardware have just arrived and will install as time permits.
- No mechanical problems at this time.

DPW

- Seasonal hire John Wiedert will begin work on Monday, May 18th. Johan has been a resident of Bergen for 23 years.
- Everything is on schedule for Community Action Day on Saturday, May 16th.
- Two Trees are on order and will be in house the week of May 18th to replace the trees damaged on North Lake Avenue.
- Fountain is now at Thompson & Dilcher being sandblasted and painted.
- Little League baseball field has been worked on.
- Trucking materials for upcoming projects.
- Assisting with clean up and flagging duties on North Lake Avenue.
- Assisted with Gibson Place substation work.

ELECTRIC

Line construction on North Lake continues with mutual aid assistance from Churchville and Spencerport. Framing work is being performed on the west shore curve area which will enable us to re-conductor. Once this section is complete we will have a few house services and one span to connect with primary conductors (first span from corner of Hunter North). This one span will require approximately a 3 hour outage for all customers north of the fire hall on North Lake Avenue. Proper notification will be given to all customers affected (June).

The three copper voltage regulators have been replaced at the Gibson substation with the new units that were purchased. The installation of these units was done in house.

Mayor Bailey asked that the grass underneath the trees in Hickory Park be cut.

Trustee Adams asked if the pothole on the corner of Clinton & McKenzie could be addressed. Joe Chimino replied that the DPW would look at the potholes as soon as they were freed up from current projects.

CEO/ZEO REPORT

- Linoleum floors were laid at the Tulley Building
- Ceilings at the Tulley Building are in place
- Noticeable condensation from the 2 new air conditioning units will need to be addressed
- Will need dehumidifiers in the basement
- Cabinets, doors and trim were delivered
- Painting is done

HISTORIAN'S REPORT

Tally Almquist reported on the history of the Triangle Club. In 1923 the Triangle Club was part of the Y and was called the Women's Club. That year the school burned and the Club raised \$105 to put books in the school. The Club was

also involved in putting a memorial in the park for veterans. In the 1940's they were too busy sorting beans to volunteer, but did so a great deal for the Red Cross. Another philanthropic undertaking was trying to get a library in the Village. The Town Board did not want a library, but the Club petitioned to get a library. The Triangle Club has been very active in our community since its beginning in the 20's.

A motion to accept officer's reports was made by Trustee Bausch and seconded by Trustee 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

PRIVELEGE OF THE FLOOR

Tom Simbari, Simbari Design Architecture, PLLC

Mr. Simbari took the floor to discuss and answer questions about the Proposal for Architectural and Engineering Services dated May 6, 2009. (Copy to all Board members)

Mr. Simbari thanks Stacey Brown and Tom Williamson for meeting with him to review the roof on the Tulley Building. He discussed the following issues, which were also part of the proposal that Board members received to review:

- Roof is cracked & patched
- Water issues around trusses
- Cornice is cracked
- Unsure of how much damage is underneath, but proposal will cover
- Proposal will deal with the immediate need of making the roof water tight

Mr. Simbari stated that they had done research with the New York State Historic Preservation Office (SHPO) and determined that the Tulley Block Building was a registered historic building located in a registered historic district and

therefore, any alterations to the building required review by the SHPO.

Historian Tally Almquist has been in contact with the Landmark Society of Western New York, Inc. and received a letter from the Director of Preservation Services, Katie Eggers Comeau. (Copy to all Board members) The historian inquired whether the Village needs permission from the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) before proceeding with a project to re-roof the Tulley Building. The letter stated that National Register listing does not prevent building owners from making alterations to their buildings, as long as not state or federal funds are used and no state or federal permits are required.

Mr. Simbari noted that the Village will need to discuss whether or not state or federal funds will be used and proceed from that point on whether approval will be necessary.

Trustee Bausch:

We have only four months to complete the project, not finishing is a bigger threat than not completing the project. What is the timeline if hypothetical we started today?

Mr. Simbari:

- Construction documents ready between 7/1 – 8/1
- Bids take approximately 3 weeks
- Award contracts in 45-60 days to complete
- Completion of project 10/1 – 11/1
- Weather is a factor

Mayor Bailey thanked Mr. Simbari for his time.

EXECUTIVE SESSION

A motion to enter executive session to discuss Sewer System Cost Summary Sheets with Laura Landers via phone and Eric Wies was made by Trustee Bausch and seconded by Trustee 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

8:31 pm

A motion to exit executive session was made by Trustee Barclay and seconded by Trustee 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

8:07 pm

PRIVELEGE OF THE FLOOR

Paul Marchese, Marchese Computer Products, Inc.

Mr. Marchese took the floor to discuss the new systems in the Tulley Building and the proposal for an IP based phone system.

Mr. Marchese discussed the following:

- Sixteen sets of cable have been run at the Tulley Building
- Humidity will be a problem is not addressed
- Voice & Data circuits are throughout the building
- Proposal for an IP based phone system

Mayor Bailey:

Why the Village should invest in an IP based system?

Mr. Marchese:

PBX Systems will be gone in three years and IP systems will be replacing the old type. There are a number of features that make IP systems a good fit for the Village:

- Quick disaster recovery

- Phones are programmed into the system
- Follow me calling – auto transfer to cell phones
- Voicemail to email
- Phones can go offsite and stay active

Mayor Bailey:

Does the system have video conferencing capabilities?

Mr. Marchese:

Yes

OLD BUSINESS

Tulley Building – Village office reconstruction project

Trustee Barclay:

- Picked out cabinets and molding with Tom Williamson
- Purchased solar shades at 60% off from JC Penney's

Trustee Cooper:

- Signed the contracts for the awnings
- Researched lettering on the door of the Tulley Building and got a quote from Tom Chapel of \$75 – 100.

Trustee Adams:

- What is the timeline for the move, is June 1st feasible?
The move should be first week in June

Joe Chimino:

- Still waiting on door bids

NEW BUSINESS

A motion to approve Local Law No. 1 of 2009 was made by Trustee Bausch and seconded by Trustee 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

A motion to approve Mary Anne Cooper as an alternate on the Planning Board was made by Trustee Adams and seconded by Trustee Bausch. The motion carried by the following vote:

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

A motion to approve the purchase of a 72" front-end mower from Bentley Brothers was made by Trustee Bausch and seconded by Trustee Barclay. The motion carried by the following vote:

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

Architect for Tulley Building Roof

The Board discussed the information received from Simbari Design. The following issues were discussed:

- The Village will need to make sure services are not being duplicated since Bero has already done research on the roof
- Will need to confirm where funding will come from
- Simbari Design was recommended by John Baumler (Jensen BRV Engineering)
- The west end of the conference room can not be completed until the roof is repaired
- There are concerns about the exclusions in the Simbari Design proposal

Mayor Bailey asked the Trustees if the Board had committed any funds from the capital reserve funds. The Board responded they had not.

Mayor Bailey asked if the Village should have Bero bid on the project. The Board agreed and Bero will be contacted and asked to supply a quote similar to Simbari Design by next meeting.

Trustee Concerns:

Trustee Adams:

- The house across the street from the cemetery needs to have the grass cut. The residents across the street are trying to sell their house.

The Mayor asked that the DPW cut the grass and a letter be sent to the owner that they need to keep the grass cut or the Village will take them to court.

Mayor's Report:

- A letter was received from the Bergen Fire Department about a new elected member.

A motion to approve Jeffery McDermott as a new member of the Bergen Fire Department was made by Trustee Cooper and seconded by Trustee 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

- A note was received from the American Legion Post 575 to request a road closure for Buffalo Street and Route 19 – South Lake on May 25, 2009.

A motion to approve the road closure of Buffalo Street and Route 19 from 9:30 am to 10:00 am on May 25, 2009 was made by Trustee Bausch and seconded by Trustee 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

CERTIFICATION

STATE OF NEW YORK}
COUNTY OF GENESEE}

I hereby certify that the aforementioned is a true and accurate copy of a motion adopted by the Village of Bergen Board on May 13th, 2009.

Dated: May 13th, 2009

Stacey Brown
Village Clerk Treasurer

EXECUTIVE SESSION

A motion to enter executive session to discuss personnel matters was made by Trustee Bausch and seconded by Trustee 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

8:58 pm

A motion to exit executive session was made by Trustee Bausch and seconded by Trustee 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

10:14 pm

ADJOURNMENT

A motion to adjourn was made by Trustee Barclay and seconded by Trustee 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 10:15 pm

Respectfully submitted,

René Vurraro
Planning Board Secretary

T & A
\$17,546.34

A/P
\$50,918.28