

**REGULAR MEETING
of the BOARD of TRUSTEES
November 26th, 2008**

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 Paul Cooper
Trustee Virginia Adams

Also present were Joseph Chimino, Tom Williamson, Stacey Brown, Barry Miller, Don Cunningham, Rachael Millspaugh, Hugh McCartney, Chuck Dodson, and Jim Pascarella.

APPROVAL OF BILLS

A motion to approve the bills 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 Paul Cooper – aye
Trustee Virginia Adams – aye

APPROVAL OF MINUTES

A motion to approve the Regular Meeting of November 12th, and work session of November 17th, 2008 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 – abstained

TREASURER'S REPORT

Planning and Zoning Board Training:

Monday, November 24th, 2008 was the 1st group training session conducted by Genesee County Planning Department. Jim Duval and Felipe Oltremari were the facilitators. Board members from the Town and Village of Bergen,

Village of Churchville and the Town of Riga attended this event. The topic of discussion was the SEQRA process and Site Plan Review. Feedback from the participants proved the event a success. We are in the process of planning the next training session to take place sometime next spring.

Energy Curtailment Specialists:

Joe signed the Village up to be part of the Operation Save New York Program. This program called for us to shut/slow down our energy used by the Village. This process/study was conducted for a two hour period. The results proved to be an irreplaceable part in the success of the largest demand response portfolio in the United States. The Village was compensated for our participation in the program by being represented with a payment in the amount of \$12,713.64. Thank you to Joe Chimino for taking the steps to ensure that the Village of Bergen was included in this great program.

Refuse Bid preparation:

I have prepared the necessary packets to be sent out to prospective companies. The current contract is not up until June of 2009, and because of this, we will not send the contract out for bid until after the first of the year. I have been informed that it would be difficult to give a quote and hold it for more than 6 months.

Budget:

I am still working out some of the changes requested from the board regarding the General budget. I should have a better understanding of the AIM and CHIPS state aid reduction impact after the first of the year.

Quarterly Planning Board Meeting:

Kevin Donovan, Rene' Vurraro, Tom Williamson and myself have had our 3 quarterly planning board meeting on Friday, November 21st. These meetings have proven to be helpful in maintaining continuous communication lines between the Village office and the planning board chair. Please see the attached minutes for further details.

Health Insurance Rate Research:

I have received information from Tompkins Insurance and the Chamber of Commerce. Both are unable to give exact rate amounts because the 2009

rate schedule has yet to be released. They did give us 2008 rates to look at with anticipation of updated numbers when available.

CEO/ZEO OFFICER'S REPORT

Tulley Building:

- ❖ Met with John Baumler from Jenson Engineering about structural re-enforcement of the Tulley Building.
- ❖ Suggestions regarding the split floor joist due to the fact that the roof truss is resting on a “no” bearing wall. Suggested that we must support the building from the basement to the second floor.

DPW REPORT

Sewer:

- ❖ Average daily flows are 96,000 GPD
- ❖ Frontier Telephone has just installed phone lines at Gibson Place and Rochester Street lift stations.
- ❖ Auto Dialer will be installed and in service on Monday, December 1st weather permitting at the Gibson Place lift station and installed on Rochester Street later in the week.

Electric:

- ❖ North Lake rebuild continues – Lines have been pulled in from the Rod & Gun Club to Thomson & Dilcher Inc. with mutual aid assistance from Spencerport and Churchville's electric crews.
- ❖ On Tuesday, November 25th, while our linemen were working on North Lake, they experienced the Bucket Truck sinking in the mud on the shoulder of the road on an incline. Two wreckers from Jim's Service were needed to remedy the situation. No damage was sustained to our equipment.
- ❖ On November 24th, a joint meeting was held between Village of Bergen, Allen Foods, and National Grid to discuss future plans for the 201 transmission line and tap that supplies power to our substation. I am very pleased to announce that National Grid has allocated \$750,000 to replace poles, hardware, and conductor. The old wire conductor is 1/0 ACSR which will be replaced with 336.4 ACSR which matches the conductor on the West Sweden Transmission line. I brought attention to a 30 switch off of Bissell Road that feeds us from Caledonia as a back-up where in the past has been a trouble spot. Kevin Kennedy of National Grid assured us this will also be addressed. The work will commence this winter

with the intent of having it in service prior to Allen Foods start up date in late spring 2009. It has been a pleasure working with Kevin Kennedy of National Grid who I feel has been working very diligently on our behalf. It will be fantastic to put the issue behind us. All parties involved came away knowing that when this work is completed, our systems reliability will be at an all time high.

- ❖ AMR – Awaiting had held unit delivery from Gottogo Electric. AMR meters will begin to be installed in the next 3 weeks. Notice will be sent out to customers informing them of the switchover to new system.

DPW:

- ❖ Cleaning catch basins
- ❖ Tulley Building renovations underway
- ❖ Men being utilized for flagging duties on North Lake rebuild
- ❖ Christmas Lights – 1st week of December

MAYOR'S REPORT

- ❖ Spoke with Clark Patterson – we are on track with the sewer project and are ready to go out for bid in January.
- ❖ Plan on meeting with the School Administration regarding their sewer project.
- ❖ The Tulley Building tenant has legally been evicted effective December 1st, 2008

TULLEY BUILDING

No report at this time

A motion to accept the officer's reports 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 Paul Cooper – aye
Trustee Virginia Adams - aye

OLD BUSINESS

Fire Department – Budget Discussion

- ❖ Chuck Dodson – our first request for a budget increase of 10.2% included the regular operating expense (+) major equipment fund. The sub-committee met and discussed a 5.5% increase to have major equipment fund amount spread out over a 3 year period. A zero increase proposed by the Village of Bergen board of Trustees has been denied by the Fire Department. Can this create more discussion to resolve this matter?
- ❖ Trustee Bausch – I said to the board that the world has changed and felt it unreasonable to give an increase to the Fire Department when we are forced to decrease our own budget. I don't think this increase was fair to our constituents or Village employees. The NY Government is enforcing cuts for everyone, so it's not possible at this time to agree to an increase.
- ❖ Mayor Bailey – If we got closer to our budget deadline and our unanswered financial questions have been answered, would the board be willing to entertain an increase at that time?
- ❖ Chuck Dodson – Zero in not compromising, what would you consider compromising?
- ❖ Trustee Bausch – Reality of the economic state is such that money is tight and an increase isn't feasible.
- ❖ Trustee Barclay – Looking at budgets trying to at least keep the amount stable as they are without increase in revenue..
- ❖ Chuck Dodson – That is why we came to the table in the first place, to try and compromise. Our financial problems are not going to go away. Something has to give, especially if the bulk of the increase is for General operation and maintenance (O&M) costs.
- ❖ Mayor Bailey – I can understand both sides, but long term, if Fire Department isn't able to maintain its budget and expenses, the amount is going to be much more. A 3.2% increase is essentially an \$1800 increase. This is simply to keep the Fire Department at a “wash” for revenue v. expenditure equality.
- ❖ Chuck Dodson – Grant writer is not going to be available, and additional cuts in the cost are going to result in cuts in the service available.
- ❖ Trustee Adams – I can't justify cutting costs within the Village operating and maintenance but increasing the Fire Department. Not until we know what kind of state our own budget/revenue is in.
- ❖ Chuck Dodson – Fire Department is not accepting a zero % increase. We may have to re-evaluate our O&M costs which

may mean cutting services. We have three options here: come to some sort of consensus of an increase, cutting services, or no contract at all.

- ❖ Mayor Bailey – Just to clarify, a zero % increase means no contract, which means no response or coverage will be supplied to the Village by the Village of Bergen’s Fire Department? If you are choosing to deny a proposed contract, be sure you understand the ramifications of those actions or lack thereof, regarding a “no service – no contract – no coverage”
- ❖ Trustee Barclay – You are saying that with a zero % increase, you will NOT respond to calls? My main concern here is that you do not plan on responding.
- ❖ Chuck Dodson – Our entire organization makes the decision to NOT respond to calls if no contract is signed or agreed upon.
- ❖ Mayor Bailey – We are 30 days away from the “line in the sand”.
- ❖ Town Councilman Cunningham – “I’m concerned about getting to January 1st contractual renewal date without a contract. It’s not fair to ask the volunteers to act without proper coverage. I wanted to see if this will be resolved.
- ❖ Mayor Bailey – I personally will do what I can to make sure this is resolved, however, this is ultimately a board-wide decision and we will be discussing this further.
- ❖ Councilman Cunningham – We are hopeful that this can be resolved in time for the renewal date to all parties satisfaction this is very important.
- ❖ Town Councilman Miller – In hopes that this is not the direction this goes, the Town has been fortunate to be able to entertain the increase. As Town representative I hope that the Village would not impair the ability for the Fire Department to cover the Town portion. Churchville is working towards covering the Riga Fire District is necessary. I hope that the Towns of Bergen and Riga portions of the over-all contract would still be able to take place.

A motion to enter executive session at 8:25 p.m. was made by Trustee Bausch and seconded by Trustee Cooper. The motion carried by the following votes:

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

A motion to approve the letter to the Fire Department was made by Trustee Bausch and seconded by Trustee Cooper. The motion carried by the following votes:

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

A motion to exit executive session at 8:50 p.m. was made by Trustee Adams and seconded by Trustee Barclay. The motion carried by the following votes:

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

ADJOURNMENT

A motion to adjourn was made by Trustee Adams 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

The meeting was adjourned at 8:52 p.m.

Respectfully submitted,
Stacey A. Brown

A/P
\$318,245.86

T&A
\$17,624.30