

**Regular Meeting
Of the Board of Trustees
Of the Village of Bergen at
6:30pm on May 11th 2022**

The regular meeting of the Board of Trustees was called to order by Mayor Chimino at 6:30pm with the following present:

Trustee Michael Fleming
Trustee Emily Marble
Trustee Paul Robinson
Trustee George Sardou

Also present: Grace Gallivan, Robin Day, Todd Cargill, Maria Chimino, Duane Janas, Lori Prinz, Pat McGee, Claude Brisson, Tina Harris, Scott Reiner, Deborah Bruton, Christina Sardou, Matt Kleehammer and Cathy Washburn.

Approval of Bills

A motion to approve the bills was made by Trustee Robinson and seconded by Trustee Marble. The motion was carried by a unanimous vote.

Approval of Minutes

A motion to approve the meeting minutes of April 20th, 2022, was made by Trustee Fleming and seconded by Trustee Sardou. The motion was carried by a unanimous vote.

A motion to approve the meeting minutes of April 27th, 2022, was made by Trustee Marble and seconded by Trustee Robinson. The motion was carried by a unanimous vote.

Mayor

Grants

- **ARPA**-American Rescue Plan Act- Village is awaiting a proposal from architect Maria Mazurek of Clark-Patterson-Lee (CPL) for proposed Hickory Park restroom facilities.
- **GVRP**-Genesee Valley Rural Revitalization Grant-This grant if awarded to the village would pay up to 50,000 dollars to restore, renovate, and preserve the brick work on the east and south walls of the Tulley Building. We're still awaiting notification.
- **Consolidated Funding Application**-Eric Wies informed the Village of a \$50,000 planning grant which addresses inflow and infiltration of our wastewater infrastructure. Clark-Patterson-Lee (CPL) is writing the grant on the Village's behalf at no cost to the Village of Bergen.

Meetings

- April 21 Attended GE Renewable Open House @Hank Parker Tent location.
- April 22 met with newly appointed village historian
- April 26 met with Mayor of Castile to discuss electric concerns and mutual aid.
- April 27 Webinar on fiscal oversight
- May 6 Met with Chief Brian Frieday and Sergeant Andrew Hale of the Genesee County Sheriff's office to discuss matters of concern and to sign the contract for additional patrols as budgeted for in the 2022-2023 budget.

Miscellaneous

- The owner of Bergen Farm Market has agreed to install a grease trap to block the flow of grease from entering the wastewater system.
- I have been in contact with Genesee Justice located in Batavia to add us to their list for individuals with community service hours that need to be performed. To date I have three workers scheduled to perform work duties here in the village. Cleanup of Hickory Park including staining of picnic tables, staining the bridges in Hartland Park, painting the office building at the sewer plant, and picking up debris along roadsides are on the agenda for these individuals.
- DOT traffic study pertaining to the intersections of Rt.19 and Rochester and Buffalo Streets is ongoing. The DOT installed a temporary camera at the intersection to record traffic conditions. We await their findings.

Sewer

- WWTP has been operating well
- Cleaning of membranes
- A small pressure pump failed at the Buffalo Rd. lift station. Chris Fay has received a replacement and will be installing the new unit.

Electric

- Substation Sweitzer relay was replaced in reclosure unit, at church street substation
- Engineer tested reclosure units at Church Street substation
- Church street substation is scheduled for a shut down for preventive maintenance on May 14. Bonduelle has been notified.
- Provided Mutual aid to Holley on Tues May 1
- Infrared of padmount transformers is scheduled
- Annual inventory of stock

DPW

- Repaired plow damage to grass areas
- Brush pickup
- Entrance to Hickory Park has been repaired with paving
- Catch basin cleaning.
- Stump grinding around village
- Park bathrooms are open for the season
- Clean up of Fountain in Carpenter Park
- Mowing duties
- Preparing numerous areas around the Village in preparation of Memorial Day Observance

Administrator

Sewer

- I met with the owner of Hank Parker tents about their building projects sewer system requirements.
- Mayor Chimino and I participated in a zoom meeting regarding EFC funding for the Sewer Plant upgrades.
- The plant has begun treatment for Phosphorus as required by DEC permit and will do so through October.

DPW

- Hickory Park bathrooms are now open.
- Grippo Asphalt milled and repaired the entrance to Hickory Park Entrance. They will be painting the lines for the Pickle Ball court this week. The library has volunteered to purchase and sign out equipment for Pickle Ball, so it doesn't get broken at the park.

- Zach and Eric have repaired plow damage throughout the village and have begun mowing.

Electric

- I will be attending the NYMPA Annual Meeting on May 26th with Mayor Chimino.
- Information for funds set aside in the State budget for arrears was received from NYMPA. Rene' and I participated in a Webinar. We recommend that the Village does not participate in program as we have very few arrears and HEAP has been extended to take care of those who need assistance.
- I have begun working on the three reports due to the PSC for our energy efficiency report.

Office

- I submitted the required reporting for the State and Local Fiscal Recovery Funds (SLFRF) program. Which are the funds we received through the American Rescue Plan Act.
- Deputy Clerk Barb Zinter completed payroll for both Town and Village, payables, bank reconciliation, and newsletter. She continues to work through the process of changing over to Bank of Castile's new routing number. The end of the fiscal year is May 31st, it will become an increasingly busy time for her as she closes out the year and prepares the Annual Update Document and PSC report.
- Deputy Treasurer Rene' Vurraro is archiving electric records including the West Sweden Line files. She has prepared and sent to the county sewer arrears, refuse and the tax warrant so they can prepare our tax bills, taxes will be due June 30th. Rene' reports that the sewer arrears are lower than they have been in many years. Rene' has billed electric and sewer.
- I completed and submitted the NYS Tax Cap and Constitutional Tax Limit reports.

Miscellaneous

- I reviewed our insurance policy and equipment covered to submit the annual renewal for our insurance policy with NYMIR.
- I am working with the American Legion on the Memorial Day parade. It will be held Monday May 30th at 9:00am. I submitted the permit request to the DOT.
- Maria Rowland from the BBKA Park Festival contacted me to help with the Village's part in preparing for Park Festival.
- The office will be closed May 30th in observance of Memorial Day.

CEO/ZEO

2022 Permits

83 South Lake Ave - Remodel to Apartments
 8073 Clinton Street Road -Tent for NYS legal sparklers
 62 South Lake Ave - Replacement of 3 Antennas
 24 Munger Street - Foundation Repairs and window replacement
 24 Munger Street - Temporary Storage Structure
 60 South Lake - Temporary Storage structure
 19 South Lake-Fence
 1 McCabe Ct. - Prefabricated shed
 28 North Lake -Remodel new permit 5/4/22
 15 south Lake - Prefabricated storage shed

Number of Building Permits - 17
 Number of C of C's and C of O's -2
 Total Number of Inspections -12
 Fire Inspection -1

A motion was made by Trustee Robinson and seconded by Trustee Marble to accept the officer reports. The motion was carried by a unanimous vote.

Privilege of the Floor

Residents of Buffalo Road were in attendance and spoke about the need to reduce the speed of traffic on Buffalo Road. Options and remedies were discussed.

Trustee Concerns

Trustee Sardou stated that he is with the residents of Buffalo Road, there needs be something should be done to reduce speeding.

New Business

Byron- Bergen Central School Budget Presentation

Superintendent Pat McGee and Business Administrator Lori Prinz from the Byron-Bergen Central School District gave a budget presentation to the Board.

Resolution 6 of 2022 – Delegate to the NYMPA Annual Meeting

WHEREAS, the Board of Trustees of the Village of Bergen, New York, is a municipal member of the New York Municipal Power Agency, and

WHEREAS, in accordance with the bylaws of New York Municipal Power Agency, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Cortney Gale be and is hereby designated as the accredited delegate of the Village of Bergen, New York.

A motion was made by Trustee Fleming and seconded by Trustee Robinson to approve Cortney Gale as delegate to the NYMPA Annual Meeting. The motion was carried by a unanimous vote.

Resolution 7 of 2022- WWTF Improvement SEQR

CLASSIFYING THE VILLAGE OF BERGEN COLLECTION SYSTEM AND WWTF IMPROVEMENTS IN THE VILLAGE OF BERGEN AS A TYPE II ACTION.

BE IT RESOLVED BY THE BOARD OF THE VILLAGE OF BERGEN AS FOLLOWS:

WHEREAS, the Village of Bergen Board (“Village”) previously passed a SEQRA resolution on September 4, 2019, classifying the action as Type II.

WHEREAS, the capital improvements, known as the (“Project”), being considered previously included repairs to the Village of Bergen's collection system, pump stations, and wastewater treatment plant to maintain water quality in Black Creek; and

WHEREAS, the Project is being amended to include the installation of a UV disinfection system, SCADA controls, and fine screen; and

WHEREAS, pursuant to the requirements of the State Environmental Quality Review Act (“SEQRA”), the Village must consider pursuant to criteria set forth in SEQRA the environmental implications of the Project; and

WHEREAS, certain actions are classified under SEQRA as Type II actions; and

WHEREAS, Type II actions are those actions, or classes of actions, which have been found categorically to not have significant adverse impacts on the environment, or actions that have been statutorily exempted from SEQRA review, and Type II actions do not require preparation of an Environmental Assessment Form, a negative or positive declaration, or an Environmental Impact Statement; and

WHEREAS, Type II actions do not require any further SEQRA review; and

WHEREAS, the Village has considered under SEQRA the environmental impact of which will be separately considered, and finds that each of the actions meets the requirement for a Type II action; and

WHEREAS, pursuant to 6 NYCRR Section 617.5 (c), the Project is determined to be Type II actions because they involve the following requiring no further review by the Village:

617.5 (c) (1) maintenance or repair involving no substantial changes in an existing structure or facility;

617.5 (c) (2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4;

617.5 (c) (5) street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities;

617.5 (c) (7) construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities;

617.5 (c) (11) extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list;

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF BERGEN, NEW YORK AS FOLLOWS:

1. The amended Project discussed above hereby is determined to constitute SEQRA Type II Actions as defined under said regulation and do not require an environmental impact statement or any other determination or procedure.
2. The Village hereby authorizes the preparation and submittal of such grant applications to the Environmental Facilities Corporation as may be deemed necessary to obtain assistance in funding the subject projects.

This resolution shall take effect immediately.

A motion was made by Trustee Marble and seconded by Trustee Robinson passing a SEQRA resolution classifying a type II action. The motion was carried by a unanimous vote.

Sewer Arrears to Genesee County

A motion was made by Trustee Marble and seconded by Trustee Sardou to send sewer relevies to the County. The motion was carried by a unanimous vote.

LED Lights Parts as Surplus

A motion was made by Trustee Robinson and seconded by Trustee Fleming to designate spare lights as surplus. The motion was carried by a unanimous vote.

Old Business

Proposed Wage Increase

A Memorandum of Agreement was created with the Teamsters Union to allow an additional one percent increase in wage for the 2022-2023 fiscal year only.

A motion was made by Trustee Robinson and seconded by Trustee Fleming to approve the Memorandum of Agreement. The motion was approved by a unanimous vote.

Adjournment

A motion was made by Trustee Marble and seconded by Trustee Sardou to adjourn the meeting. The motion was carried by a unanimous vote.

The meeting was adjourned at 7:32pm

Respectfully submitted,

Cortney W. Gale
Village Administrator