

**Town Board Meeting
Town of Bergen
August 14, 2012**

I Audit of the bills 7:15pm, Call to Order 7:30pm.

Prayer Almighty God, grant us wisdom that we may remember as we work, that we are servants of our constituency and all our decisions should be in the best interests of the Town and its citizens, entirely unblemished by any thoughts of personal benefit. Bless us with tolerance and understanding for opinions differing from our own and help us keep an open mind in gathering information before voting on all issues. Help us overcome any ignorance of our duties and enable us to learn more of the intricacies of the roles we have assumed. May we rest assured to know You are with us and will guide us through all we do. Amen.

Pledge to the flag

- II Privilege of the Floor**
- Library Board President, Karen Ely. To discuss Library topics.
 - Patricia Rienhold, Resident Engineer NYS D.O.T. To discuss Snow & Ice Contract

III Approval of Meeting Minutes for – July 24, 2012

IV Communications:

1. Supervisors Report for July 2012 (pending availability)
2. July 2012 Summary Spreadsheet (pending availability)
3. Town Clerks Report for July 2012
4. Zoning & Code Enforcement Log Sheet for July 2012
5. Certificate of Final State Equalization Rate for 2012 Assessment Roll
6. Second quarter statement from Sunnking Electronics for electronics recycling
7. Copy of letter to Selective Insurance regarding a notice of claim
8. Copy of Notice of Award to Mar-Wal Construction for Peachey Rd. Water District
9. Copy of letter from MCWA, Re: PVC Water Main Construction
10. Email from Jeff Mauer, Re: recommendations for Robins Brook Park
11. Transfer Station Activity Report through July 2012

V Board Members' items for addition to the agenda

VI Reports:

- Zoning / Code Enforcement
- Highway
 - Discuss truck bids
- Committees
 - Highway – next meeting in Sept.
 - Parks
 - Discuss Fencing & layout.
 - Discuss field & equipment recommendations
 - Buildings
 - Plan for Door replacement at 13 So. Lake
 - Discuss storage shed for mower & snow blower. (details & picture provided)
 - Discuss roof at 15 So. Lake building
 - Update on Library window trim.
- Village Relations – next meeting scheduled for 8/20

VII Old Business:

- Peachey Rd. Water District
- Standard Workday Resolution for 2012 (records being generated)

VIII New Business:

- Discuss Transfer Station Activity report.

IX Reports & Bills:

- Action to file Supervisors & Town Clerks reports
 - Detailed budget reports provided separately due to size.
- Approve payment of the bills.

X Next Meeting Day: Tuesday, Aug. 28th 2012, 7:30 PM in the Courtroom.

XI Request for Executive Session to discuss employment history of a particular person

XII Adjournment

Supervisors Report for
July 2012
(pending completion)

July 2012 Summary
Spreadsheet
(pending completion)

New York State Dept of Taxation & Finance
Office of Real Property Tax Services
WA Harriman State Campus
Albany, New York 12227

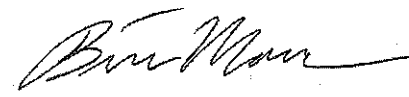
Certificate of the Final State Equalization Rate
for the 2012 Assessment Roll

Mr. Donald Cunningham , Supervisor
Town of Bergen
P.O. Box 249
Bergen, NY 14416 0249

County of Genesee
Town of Bergen

Final State Equalization Rate: * 100.00 *

I, Brian F. Moon, hereby certify that on July 24, 2012 the State Office of Real Property Tax Services established a final State equalization rate of 100.00 for the above named municipality.



Brian F. Moon
Real Property Analyst 2

Note: Since your municipality did not file a complaint with respect to the tentative rate, the final equalization rate is the same as the tentative rate. Notice of the final rate will be filed with the clerk of the county legislative body and in the office of the State Comptroller.

Ms. Anne M. Sapienza , Appointed Assessor
Town of Bergen
13 South Lake Ave - Box 73
Bergen, NY 14416

08/02/12
DSC

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Municipal Code	Municipal Name	(A) 2011 State Equalization Rate	(B) 2012 State Equalization Rate and Status	(C) Percentage Change in Estimate of Full Value
182000	Town of Alabama	100.00	97.00 Tentative	3.09%
182200	Town of Alexander	100.00	93.00 Tentative	7.53%
182600	Town of Bergen	100.00	100.00 Final	-0.52%
183400	Town of Elba	100.00	93.00 Tentative	7.53%
184400	Town of Stafford	100.00	100.00 Final	2.43%
189901	Genesee County C.A.P. #1 Town of Darien Town of Pembroke Town of Bethany	100.00	100.00 Tentative	0.00%
189902	Genesee County C.A.P. #2 City of Batavia Town of Batavia	100.00	100.00 Tentative	0.28%
189903	Genesee County C.A.P. #3 Town of Le Roy Town of Pavilion	100.00	100.00 Final	1.71%
189904	Genesee County C.A.P. #4 Town of Oakfield Town of Byron	100.00	100.00 Final	0.71%

Column C is the percentage change in the estimate of full value between the 2011 State equalization rate and the 2012 State equalization rate due to the change in full value standard.

This percentage change is important because county and school taxes are apportioned according to a municipality's share of the full value of the county or the school. A municipality will be apportioned a larger share of the tax levy if its full value increases by a larger percentage than others, or if its full value decreases less than the decrease for other municipalities in the county or school.

The information shown in columns B and C is subject to change as the other tentative rates are established in the county and as rates are finalized after the completion of rate complaint processing. You will be sent a complete report when we have established 2012 State equalization rates for all municipalities in your county.



SUNNKING
ELECTRONICS RECYCLING
WWW.SUNNKING.COM



COMPLIANT, TRANSPARENT AND SECURE

SUNNKING INC.
4 OWENS ROAD
BROCKPORT, NY 14420
P: 585-637-8365
F: 585-637-2282

Town of Bergen 2012

Date	Site Location	Computers	Computer Peripherals	Small Electronic Equipment	Small Scale Servers	Televisions/ CRTs	Total Weight	Rebate
1st Quarter								
1/12/2012		0	270	610	0	813	1693	\$33.86
Totals		0	270	610	0	813	1693	\$33.86

2nd Quarter								
4/20/2012		0	0	1078	0	0	1078	\$21.56
Totals		0	0	1078	0	0	1078	\$21.56

3rd Quarter								
							0	
							0	
							0	
							0	
							0	

4th Quarter								
							0	
							0	
							0	
							0	
							0	

08/22/12
DSC

TOWN OF BERGEN

* ESTABLISHED APRIL 2, 1813 *

PO Box 249

10 HUNTER STREET
BERGEN, NY 14416

PHONE: (585) 494-1121 * FAX: (585) 494-1372



SUPERVISOR

DONALD S. CUNNINGHAM

COUNCILMEN

JOSEPH NENNI, DEPUTY SUPERVISOR

HUGH F. MCCARTNEY

BRIAN STONE

COUNCILWOMAN

BELINDA GRANT

SUPERINTENDENT OF HIGHWAYS

MICHAEL JOHNSON

TOWN CLERK/TAX COLLECTOR

MICHELE M. SMITH

JUSTICES

DONALD KUNEGO

ROBERT SWAPCEINSKI

ZONING & CODE ENFORCEMENT OFFICER

DAVID MASON

ASSESSOR

ANNE M. SAPIENZA

AUGUST 3, 2012

SELECTIVE INSURANCE

ATT: MIKE SHOEMAKER

CLAIM #: 21225177

THE TOWN OF BERGEN HAS NO RELATIONSHIP, SUPERVISION OR OWNERSHIP OF THE GYMNASIUM AT THE BYRON-BERGEN CENTRAL SCHOOL. THE TOWN OF BERGEN AND THE BYRON-BERGEN CENTRAL SCHOOL DISTRICT ARE SEPARATE ENTITIES.

SINCERELY,

MICHELE M. SMITH,
BERGEN TOWN CLERK

Copy



CHATFIELD ENGINEERS, P.C. • 2800 Dewey Avenue • Rochester, New York 14616
(585) 227-6040 • Fax (585) 227-4233

August 6, 2012

CE #07-823

Mr. Daniel Martin
Mar-Wal Construction Co. Inc.
440 Gould Avenue
Depew, NY 14043

Re: Town of Bergen Peachey Road Water District
Notice of Award

Dear Dan:

The Town of Bergen has awarded the Total Alternate Bid (Part 1 & 2) **EXCLUDING** Payment Item No. 02936 Seeding Restoration for the above referenced project, contingent upon concurrence with USDA Rural Development, to Mar-Wal Construction Co. Inc., for the Total Contract Amount of **\$906,565.20**.

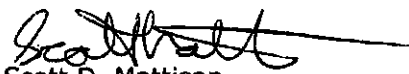
Enclosed please find one (1) copy of the Notice of Award and six (6) copies of the Contract Agreements. Please **Complete** the Agreements and **return** six (6) copies of the following to our office for further processing with the Owner:

1. Signed Agreements (EJCDC C-520).
2. Performance Bond (EJCDC C-610 is included in Agreement).
3. Payment Bond (EJCDC C-615 is included in Agreement).
4. Insurance Certificates. (The Town of Bergen and Chatfield Engineers, P.C., shall be listed as additional insured.)

All correspondence shall be directed to: Scott D. Mattison, at Chatfield Engineers, P.C., 2800 Dewey Avenue, Rochester, New York 14616.

Upon your review, should you have any questions, please do not hesitate to call.

Sincerely,


Scott D. Mattison

Enc.

cc (by email only):

Supervisor Don Cunningham & Town Board Members (w/ Notice of Award only)
Michele Smith, Town Clerk (w/ Notice of Award only)
Michael Johnson, Highway Superintendent (w/ Notice of Award only)
Dan Bryson, Town Attorney (w/ Notice of Award only)
Kathy Dear, Stuart I. Brown Associates (w/ Notice of Award only)
John Helgren, P.E., USDA Rural Development (w/ Notice of Award only)
Dawn Kuras, USDA Rural Development (w/ Notice of Award only)

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Notice of Award

Date: August 6, 2012

Project: Town of Bergen Peachey Road Water District	
Owner: Town of Bergen	Owner's Contract No.:
Contract: Peachey Road Water District	Engineer's Project No.: 07-823
Bidder: Mar-Wal Construction Co. Inc.	
Bidder's Address: 440 Gould Avenue	
Depew, NY 14043	

You are notified that your Bid dated May 18, 2012 for the above Contract has been considered. You are the Successful Bidder and are awarded the Contract for Town of Bergen Peachey Road Water District.

The Contract Price of your Contract is:


Nine hundred and six thousand five hundred sixty five dollars, and twenty cents (\$906,565.20)

You must comply with the following conditions precedent within 15 days of the date you receive this Notice of Award.

1. Deliver to the Owner six (6) fully executed counterparts of the Contract Documents.
2. Deliver with the executed Contract Documents the Contract security Bonds and Insurance Certificates as specified in the Instructions to Bidders (Article 21), General Conditions (Paragraph 5.01), and Supplementary Conditions (Paragraph SC-5.04).
3. Other conditions precedent (none):

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within ten days after you comply with the above conditions, Owner will return to you one fully executed counterpart of the Contract Documents:

Paul R. Chatfield, P.E.
 Engineer
 By:  8/6/12
 Authorized Signature
Principal-in-Charge
 Title



MONROE COUNTY WATER AUTHORITY

P.O. Box 10999 • 475 Norris Drive • Rochester, New York 14610-0999

Phone: (585) 442-2000 Fax (585) 442-0220

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August 1, 2012

The Hon. Donald S. Cunningham, Supervisor
Town of Bergen
PO Box 249
10 Hunter Street
Bergen, NY 14416

Re: Town of Bergen's Peachey Road Water District

Dear Supervisor Cunningham:

This letter has been prepared to clarify who will be responsible for the future maintenance of the Peachey Road Water District as the Town of Bergen has elected to utilize PVC pipe for this project and proceed without the Authority's approval as permitted under the provisions of Article 2.8 of the Retail Lease Agreement.

The Water District will be responsible for the cost of any future repairs to or replacement of the PVC facilities, and any items not installed in accordance with the Water Authority's Uniform Design and Construction Standards. As discussed with Chatfield Engineers, the public hydrants, valves and services will be installed to the Water Authority's standards and therefore the Water Authority will accept responsibility for future repairs and replacements as needed.

Please feel free to contact me at 442-2000, ext. 410, or Tod Ferguson at ext. 234, if you have any questions.

Sincerely,

Stephen M. Savage, P.E.
Director of Engineering

/taf

cc: Nicholas Noce, Executive Director
Richard J. Metzger, P.E.
Tod A. Ferguson, P.E.
Paul R. Chatfield, P.E., Chatfield Engineers, P.C.

08/12/12
DSL

(10)

Don Cunningham

From: "Hugh Mc Cartney" <hugh.mccartney@yahoo.com>
To: <highwaysup@bergenny.org>; "Joe Nenni" <jnenni51@frontiernet.net>; "Joe Nenni" <jnenni4@gmail.com>; "Michele Smith" <bergenclerk@bergenny.org>; "michelli smith" <bergenclerk@ny.org>; "Don Cunningham" <supervisor@bergenny.org>
Sent: Sunday, August 12, 2012 8:50 PM
Subject: Fw: Budget Items

----- Forwarded Message -----

From: Jeff Maurer <Jeff.Maurer@lechase.com>
To: Brian Stone <BrianStone@benderson.com>; Hugh McCartney <hugh.mccartney@yahoo.com>
Sent: Wednesday, August 8, 2012 8:37 AM
Subject: Budget Items

Guys, I wanted to follow up with you on a couple budgetary items. First and foremost we need to make sure all the fields receive the proper weed-n-feed maintenance in the Fall and Spring. There are many weeds starting to take hold in the new turf fields. Next in the line of equipment are four aluminum team benches-two for the fire hall field and two for the new field at Robins Brook. They are \$612.50 each plus any S&H.

As soon as you can get the grass cut and sprayed at the new baseball field the better. Time is running out to get that killed off and then final graded in order to have someone seed it in September. FYI – I have the labor and equipment available to meet this deadline for the final grading but it will cost the Town the fuel expenses. After we finish the final grade, the Town will have to arrange for someone to seed it at their expense.

Brian, I reviewed my files and will begin to email what drawings I have for the work I have completed to date.

Thanks for everything guys!

Jeff Maurer, PE
Project Manager
LeChase Construction Services, LLC
NaviChase, LLC
585-303-8170 Cell

www.LeChase.com

 Please consider the environment before you print this e-mail.

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Jul 2012 Transfer station Activity												
Hours of Operations	Week 01		Week 02		Week 03		Week 04		July 2012 Summary			
	T & R	R/Only	T & R	R/Only	T & R	R/Only	T & R	R/Only	Hours of Operations	T & R	R/Only	
09:00am - 10:00am	18	1	16	1	21	2	18	2	09:00am - 10:00am	18.25	1.25	
10:00am - 11:00am	18	1	27	1	18	2	22	1	10:00am - 11:00am	21.25	1.25	
11:00am - 12:00pm	27	2	20	2	17	1	21	5	11:00am - 12:00pm	21.25	2.5	
12:00pm - 01:00pm	10	1	14	3	12	1	14	2	12:00pm - 01:00pm	12.5	1.75	
01:00pm - 02:00pm	17	2	11	1	12	1	10	1	01:00pm - 02:00pm	12.5	1.25	
02:00pm - 03:00pm	13	1	12	1	13	1	16	1	02:00pm - 03:00pm	13.5	0.75	
06:00pm - 07:00pm	0	0	4	0	4	0	3	0				
07:00pm - 08:00pm	0	0	3	1	3	0	3	0				
Total	103	8	100	8	100	7	107	12	Total	99.25	8.75	

July 2012 Summary

