

**Town Board Meeting
Town of Bergen
September 10th, 2013**

I Audit of the bills 6:45pm, Call to Order 7:00pm.

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 - 7:15pm Erick Bond, Bond Financial to Discuss Health Insurance Options.

III Approval of Meeting Minutes for – August 28th, 2013

IV Communications:

1. Supervisors Report for August 2013 (Pending Availability)
2. August 2013 Summary Spreadsheet (Pending Availability)
3. Town Clerks Report for August 2013
4. Zoning & Code Enforcement Log Sheet for August 2013
5. Training Program on Energy Efficiency in Older Buildings from Livingston County Environmental Management Council.
6. Parks Survey Results
7. Email from Sunnking Inc, Re: Changes to Electronic Waste Service
8. Notice of Public Hearing for Subdivision of 17 South Lake Property.
9. Payment Application # 8 for Peachey Road Water District
10. Peachey Road Water District Budget Modification

V Board Members' items for addition to the agenda

VI Reports:

-Zoning / Code Enforcement

-Highway

-Committees

-Highway & Parks

-Briefing from 9/3 meeting

-Discuss Survey Results

-Buildings

-Briefing from 9/9 meeting

-Village Relations

-Briefing from 9/9

-Joint Board Meeting confirmed for Wednesday 10/9 @ 7:00 pm.

VII Old Business:

-Peachey Rd. Water District

- Restoration expected to be complete this week.

- Next Project meeting 9/11/13 @ 9:00 am.

VIII New Business:

- Discussion / Approval of Payment Application #8 for Peachey Road Water District
- Discussion / Approval of Peachey Road Water District Budget Modification.
- Discuss signage at West Shore right of way.

IX Reports & Bills: - Action to file Town Clerks and Supervisors reports

-Detailed budget reports provided separately due to size.

- Approve payment of the bills.

X Next Meeting Day: Next meeting Tuesday 09/24/13, 7:00 pm in the courtroom

XII Adjournment:

August 2013
Summary Spreadsheet
Pending Availability.

Town of Bergen
Permit Monthly Report

Printed: August 29, 2013

From August 01, 2013 To August 31, 2013

<u>Document #</u>	<u>Issue Date</u>	<u>Owner</u>	<u>Document Type</u>	<u>Property Location</u> <u>SBL</u>	<u>Amount</u>
August					
18-13	8/8/2013	Affordable Great Locations	Res-Manufactured Home	7862 Clinton St Rd 13.-1-16	\$70.00
19-13	8/29/2013	Ronald Godlove	Res-Remodel	6630 North Lake Rd 6.-1-37.2	\$40.00
20-13	8/17/2013	Chad Martin	Res.1-2 Family Dwelling	8424 peachey rd 7.-1-11.1	\$255.00
August Total:					\$365.00
Reporting Period Total:					\$365.00
Year-to-Date:					\$925.83

Livingston County Environmental Management Council

Energy Efficiency in Older Buildings

Thursday, November 21, 2002 6:00 pm - 8:00 pm

Livingston County Government Center, Room 305, Geneseo, NY

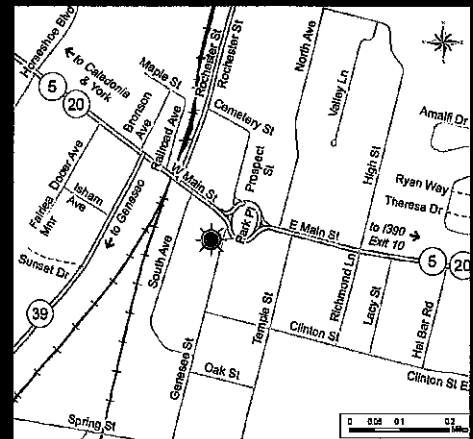
This program will provide guidance on how to best assess a potentially historic building when considering energy efficiency upgrades.

Participants will learn what constitutes a "Historical" building and how to identify significant and original features that should be considered when planning for rehabilitation and energy upgrades.

Best practices, case studies, and historic tax credit programs will be presented. This program will focus on residential buildings and commercial buildings found on Main Street.

Regular EMC meeting follows at 8:00 pm.

Avon Town Hall in the
Avon Opera Block Building



Contact the Livingston County Planning Department to reserve a spot or for more information.

Livingston County Planning Department
Livingston County Government Center
6 Court Street, Room 305, Geneseo, NY 14454
585-243-7550

Town of Bergen – Parks Survey RESULTS

The Town of Bergen’s Parks Committee is seeking input from the Bergen community regarding the parks that are owned and managed by the Town of Bergen. Please take a moment to complete this survey. Your feedback and thoughts will help to shape the future of the Town’s parks. Forms can be mailed or dropped off at the Town of Bergen or the Gillam-Grant Community Center.

1. What improvements would you like to see at Robin’s Brook Park?

Please circle Need Level: 1-Strong Need 2-Need 3- Not Needed

- A. Building to house restrooms & storage 1 2 3 ① 29.5% ② 29.5% ③ 41%
- B. Bleachers/benches 1 2 3 ① 12% ② 41% ③ 47%
- C. Dugouts 1 2 3 ① 12% ② 35% ③ 53%
- D. Walking Trails 1 2 3 ① 29% ② 18% ③ 53%
- E. Pavilion 1 2 3 ① 19% ② 29% ③ 52%
- F. Picnic areas 1 2 3 ① 29% ② 23% ③ 48%
- G. Lights for sporting areas and walkways 1 2 3 ① 6% ② 29% ③ 65%
- H. Other _____

2. Are you familiar with Drew’s Nature Center and its location? 76% YES 24% No

3. Have you ever used Drew’s Nature Center? 47% YES 53% No
If yes, what have you used it for? walking, fishing, visit, hiking, photo opps
picnic, bird watching, dogs swim

4. Are you familiar with Linear Park and its location? 76% YES 24% No

5. Have you used Linear Park? 47% YES 53% No
If yes, what have you used it for? walking, biking, 4 wheelers, snowmobile

6. Demographic information of person completing the form:

A. Resident of: BERGEN 94% BYRON 6%

B. 24% Male 76% Female

C. Age Range: NONE Under 25 30% 25-40 60% 41-65 10% Over 65

7. Any additional thoughts or ideas: _____

Town of Bergen Park Survey Results

1.) What improvements would you like to see at Robin's Brook Park?

H. Other:

- * Open gates to drive to the back fields during practice & Games I like it the way it is!
- * Building for bathrooms, storage, concession stand, and pavilion (all in one).
- * Make Road usable to the back parking lot. (It is very close to the soccer field so I understand why it is closed).
- * Wind Turbines & solar panels for electrical production.

7.) Any additional thoughts or Ideas:

- * Basketball/Tennis Court
- * Lets become the first village to lead the area in wind and solar energy. Don't spend anymore on things that are, seldom used. Electricity is used every day.
- * The continued improvements at all the parks is appreciated.
- * Tennis Courts at one of the parks.
- * Do minimal upgrades as funding becomes available. Minimal tax dollars should be invested; would rather use donations and park funds generated from subdivision fees allocated as such.
- * Signage to prevent parking on the road going to the big lot on the right.
- * Signs thought out linear park to keep walkers/runners safe from the 4-wheeler traffic.
- * Would love to see the field for the older baseball players completed.
- * Do not allow motor vehicles on path around Drews Nature Center.
- * Post reduced speed from Drews Nature Center to parking area on Jerico Rd.
- * Would like to see Linear Park made nicer by having a better maintained trail & parking. Rt.19 access needs cosmetic cleanup.

Mike Johnson

From: Zach Hussion [zhussion@sunnking.com]
Sent: Wednesday, September 04, 2013 3:41 PM
To: highwaysup@bergenny.org
Subject: Sunnking - Changes To Your Account

Hey Mike – Thanks again for taking the time to speak with me today and I'm sorry that we have to provide you with some options on your account that differ from our original arrangement.

The background on the situation we discussed is widespread across the industry specific to the processing and handling of CRT material (the old tube TV's and monitors). Historically CRTs have had very little value due to the high processing costs of leaded glass. When we first set out to collect and rebate on these materials after the onset of the electronics recycling law, we estimated that the rebate provided to Sunnking from the manufactures would cover our cost of processing the material from our collection site partners. After analyzing the material we have received from all of our collection sites upper management has identified that processing loads with a high percentage of CRTs has produced negative value with our current rebate structure.

Unfortunately there are only a few options we have to continue to provide you with electronics recycling services:

- Option 1: Bring your rebate down to zero on all material and implement a logistics charge for each pickup of \$45.00.
- Option 2: Provide you with the option to drop material off at our warehouse (4 Owens Road, Brockport, NY 14420 OR 1800 Broadway, Unit 4A, Buffalo, NY 14212) with no rebate provided.
- Option 3: Discontinue our partnership and allow you to explore other opportunities for recycling electronics or direct residents to any of the surrounding drop off locations we have listed on our website.

As an industry we are unsure as to how the rebates for CRTs may change in the future. If at any point the legislation changes so that we are able to recoup the cost of processing CRTs in high volumes from any of our collection sites we will proactively reach out to provide additional rebate opportunities. At this point we are unsure if or when that could happen.

Here is a link to a recent story which will give you some insight as to what is going on in the industry across the country <http://resource-recycling.com/node/4118>

We will implement changes to your account 30 days from this notification based on the option you choose to move forward with. If you have any questions please do not hesitate to reach out.

All the best,

Zach

Zachary Hussion
Marketing & Programs Manager
Sunnking, Inc.
4 Owens Road
Brockport, NY 14420

Direct Line: (585) 391-1010
General Office: (585) 637-8365
Fax: (585) 637-2282
E-Mail: zhussion@sunnking.com
Web: www.sunnking.com

09/04/13
DSC

9/5/2013

COPY

Notice of Public Hearing

Legal Notice hereby given that the Village of Bergen Planning Board will hold a public hearing in the Village Office, 11 North Lake Avenue, Bergen, New York on Wednesday, September 18, 2013 at 7:15pm. The purpose of this hearing is to hear the Town of Bergen application for a minor subdivision of the real property located at 17 South Lake Avenue, Bergen, New York. The minor subdivision is for a portion of the property which is approximately 574 square feet and adjacent to 19 South Lake Avenue. The new parcel would be sold and combined with the property at 19 South Lake Avenue, upon minor subdivision approval.

Village Planning Board
René Vurraro
Secretary

09/09/13
DSC



ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Contractor's Application for Payment No. 8

Application Period: August 2, 2013 to August 30, 2013 Application Date: 9/9/2013	
To (Owner): Town of Bergen 10 Hunter Street Bergen, NY 14416	Via (Engineer): Chatfield Engineers, P.C. 2800 Dewey Avenue Rochester, NY 14616
Project: Town of Bergen Peachey Road Water District	Engineer's Project No.: 07-823
Owner's Contract No.:	Contractor's Project No.:
From (Contractor): Mar-Wal Construction Co. Inc. 440 Gould Avenue Depew, NY 14043	Contract: Contractor's Project No.:

Application For Payment Change Order Summary

Approved Change Orders Number	Additions	Deductions
1	\$64,000.00	
2		\$101,158.70
TOTALS		
		\$64,000.00
NET CHANGE BY CHANGE ORDERS		-\$37,158.70

1. ORIGINAL CONTRACT PRICE..... \$ 906,565.20
2. Net change by Change Orders..... \$ (37,158.70)
3. Current Contract Price (Line 1 ± 2)..... \$ 869,406.50
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)..... \$ 5843,278.50
5. RETAINAGE:
 - a. 5% X \$843,278.50 Work Completed..... \$ 42,163.93
 - b. 5% X \$ - Stored Material..... \$ -
 - c. Total Retainage (Line 5a + Line 5b)..... \$ 42,163.93
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)..... \$ 801,114.58
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... \$ 774,704.58
8. AMOUNT DUE THIS APPLICATION..... \$ 26,410.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)..... \$ 68,291.93

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: _____ Date: _____

Payment of: \$ 26,410.00
 (Line 8 or other - attach explanation of the other amount)

is recommended by: Greene 9/9/13 (Date)
 (Engineer)

Payment of: \$ 26,410.00
 (Line 8 or other - attach explanation of the other amount)

is approved by: _____ (Date)
 (Owner)

Approved by: _____ (Date)
 Funding Agency (if applicable)

See note on page 3

See note on page 3

9

PG 1/3

9 Pg. 2/3

Contract for Construction
Town of Bergen
Pensley Road Water District
Water Main Installation

Owner:
Town of Bergen
10 Hamer Street
Bergen, NY 14416

Pay Application No. 8
Period of Application
August 2, 2013 to August 31, 2013

Contractor:
Man-Wal Construction Co., Inc.
440 Gould Avenue
Depew, NY 14043

Item #	Description	Qty	Unit	Unit Price	Amount	This Period	Total To Date	% Payable	Amount
01105	Maintenance & Protection of Traffic	1	LS	\$20,000.00	\$20,000.00	0	\$0.00	0%	\$18,000.00
02229	Rock Removal	115	CY	\$0.01	\$1.15	0	\$0.00	0%	\$0.00
02230	Select Fill	150	CY	\$25.00	\$3,750.00	0	\$0.00	100%	\$1,250.00
02518	Tree Assembly	2	EA	\$1,500.00	\$3,000.00	0	\$0.00	100%	\$5,000.00
02612A	6" DR-14 PVC Water Main	200	LF	\$25.00	\$5,000.00	0	\$0.00	100%	\$4,000.00
02612B	10" DR-14 PVC Water Main	12,400	LF	\$25.00	\$311,000.00	0	\$0.00	100%	\$302,736.00
02612C	Pipe Bedding for PVC Pipe	12,400	LF	\$5.00	\$62,000.00	0	\$0.00	100%	\$215.00
02631B	1" Compartment Stop, Tap & Saddle	54	EA	\$418.00	\$22,572.00	0	\$0.00	100%	\$22,572.00
02632A	1" Shut Side Service	200	LF	\$5.00	\$1,000.00	0	\$0.00	100%	\$1,017.50
02632B	1" Long Side Service	1,830	LF	\$5.50	\$10,165.00	0	\$0.00	100%	\$10,862.50
02633	1" Curb Stop and Box	54	EA	\$380.00	\$20,520.00	0	\$0.00	100%	\$20,520.00
02645A	Hydrant Assembly	22	EA	\$4,100.00	\$90,200.00	0	\$0.00	95%	\$85,396.00
02645B	6" Long Hydrant Extension	1	EA	\$393.00	\$393.00	0	\$0.00	0%	\$0.00
02645C	12" Long Hydrant Extension	1	EA	\$437.00	\$437.00	0	\$0.00	100%	\$1,179.00
02645D	18" Long Hydrant Extension	1	EA	\$4,000.00	\$4,000.00	0	\$0.00	100%	\$874.00
02650	Direct Water Main Connection	1	EA	\$250.00	\$250.00	0	\$0.00	100%	\$4,000.00
02654	2" Tapped Tee Blow-Off	1	EA	\$1,000.00	\$1,000.00	0	\$0.00	100%	\$950.00
02658A	8" Gate Valve, Box and Marker	15	EA	\$2,000.00	\$30,000.00	0	\$0.00	100%	\$1,100.00
02660B	Horizontal Highway Boring at Peachey Road	1	LS	\$72,000.00	\$72,000.00	0	\$0.00	100%	\$30,000.00
2671A	10" HDPE Water Main Directional Drilled	900	LF	\$95.00	\$85,500.00	0	\$0.00	100%	\$83,125.00
2671B	10" RJD Water Main Directional Drilled	175	LF	\$150.00	\$26,250.00	0	\$0.00	100%	\$26,250.00
02720	12" SICPP Culvert w/ End Sections	60	LF	\$400.00	\$24,000.00	0	\$0.00	100%	\$2,400.00
02920A	Asphalt Road Restoration	130	LF	\$40.00	\$5,200.00	0	\$0.00	100%	\$6,300.00
02920B	Asphalt Driveway Restoration	365	LF	\$35.00	\$12,775.00	0	\$0.00	100%	\$13,580.00
02920C	Unbound Stone Driveway Restoration	625	LF	\$2.00	\$1,250.00	0	\$0.00	100%	\$821.60
02924	Removal and Disposal of Existing Tines	5	EA	\$800.00	\$4,000.00	0	\$0.00	100%	\$2,400.00
02936	Sealing Restoration	1	LS	\$50,000.00	\$50,000.00	1	\$0.00	0%	\$40,000.00
					Total Contract Amount (Base Bid Part 1) =	\$750,788.15	Total Work Completed to date (Base Bid Part 1) =		\$716,448.60

Item #	Description	Qty	Unit	Unit Price	Amount	This Period	Total To Date	% Payable	Amount
01105	Maintenance & Protection of Traffic	1	LS	\$5,550.00	\$5,550.00	0	\$0.00	0%	\$4,995.00
02229	Rock Removal	35	CY	\$0.01	\$0.35	0	\$0.00	0%	\$0.00
02230	Select Fill	50	CY	\$25.00	\$1,250.00	0	\$0.00	0%	\$0.00
02612A	6" DR-14 PVC Water Main	3,400	LF	\$18.50	\$62,900.00	0	\$0.00	100%	\$59,551.50
02612C	Pipe Bedding for PVC Pipe	3,400	LF	\$5.00	\$17,000.00	0	\$0.00	100%	\$0.00
02631B	1" Compartment Stop, Tap & Saddle	27	EA	\$393.00	\$10,657.00	0	\$0.00	0%	\$0.00
02632A	1" Shut Side Service	70	LF	\$5.00	\$350.00	0	\$0.00	100%	\$9,877.50
02632B	1" Long Side Service	870	LF	\$5.50	\$4,785.00	0	\$0.00	100%	\$297.50
02633	1" Curb Stop and Box	27	EA	\$380.00	\$10,260.00	0	\$0.00	100%	\$4,224.00
02645A	Hydrant Assembly	6	EA	\$5,800.00	\$34,800.00	0	\$0.00	100%	\$9,500.00
02645B	6" Long Hydrant Extension	1	EA	\$342.00	\$342.00	0	\$0.00	0%	\$0.00
02645C	12" Long Hydrant Extension	1	EA	\$93.00	\$93.00	0	\$0.00	0%	\$0.00
02645D	18" Long Hydrant Extension	1	EA	\$437.00	\$437.00	0	\$0.00	0%	\$0.00
02654	2" Tapped Tee Blow-Off	1	EA	\$950.00	\$950.00	0	\$0.00	100%	\$950.00
02660A	8" Gate Valve, Box and Marker	3	EA	\$1,000.00	\$3,000.00	0	\$0.00	100%	\$5,000.00
02720	12" SICPP Culvert w/ End Sections	20	LF	\$400.00	\$8,000.00	0	\$0.00	100%	\$800.00
02920B	Asphalt Driveway Restoration	150	LF	\$25.00	\$3,750.00	0	\$0.00	100%	\$6,448.00
02920C	Unbound Stone Driveway Restoration	25	LF	\$2.00	\$50.00	0	\$0.00	99%	\$58.40
02924	Removal and Disposal of Existing Tines	3	EA	\$1,000.00	\$3,000.00	0	\$0.00	0%	\$0.00
02936	Sealing Restoration	1	LS	\$14,000.00	\$14,000.00	1	\$0.00	20%	\$2,800.00
					Total Contract Amount (Base Bid Part 2) =	\$149,785.05	Total Work Completed to date (Base Bid Part 2) =		\$124,829.90

Change Orders
C.O. #1 \$64,000.00
C.O. #2 (\$101,158.70)
C.O. #3 \$0.00
Total C.O.'s (\$37,158.70)

Total Work Completed to date (Base Bid Part 1 + Part 2) =
Original Contract = \$946,565.20
Change Orders = (\$37,158.70)
Revised Contract = \$909,406.50

Less Previous Estimates
Est. # 1 \$98,813.32
Est. # 2 \$61,089.56
Est. # 3 \$219,774.60
Est. # 4 \$228,698.96
Est. # 5 \$37,800.09
Est. # 6 \$100,524.53
Est. # 7 \$28,092.92
Total \$774,704.58

Total Materials Stored on Site = \$0.00
Sub-Total To Date = \$843,278.50
Less Retainage Amount (5%) = \$42,163.93
Sub Total = \$801,114.58
Less Previous Estimates = \$774,704.58
Total Amount Due This Estimate = \$26,410.00

Balance to Finish = \$68,291.99

Note: Actual amount to be payed by Contractor's Application for Payment No. 8 to be **\$26,409.47**. This is because the amount previously payed by Estimate No. 7 was \$28,003.45 instead of the correct amount of \$28,002.98 that should have been payed.

Town of Bergen-- Peachey Road Water District
Budget Modification

Whereas, the Town of Bergen developed the budget for the Peachey Road Water District project based on estimates for the costs for various budget line items, and

Whereas, the actual costs for these items were more or less than the budgeted amounts, as follows:

Budget Item	Approved Budget	Increase (Decrease)	Modified Budget
Net Interest	\$1,000.00	(\$1,000.00)	\$0.00
Fiscal Coordination	\$25,000.00	(\$8,292.08)	\$16,707.92
Land, ROW	\$500.00	(\$150.00)	\$350.00
Miscellaneous	\$5,000.00	(\$1,100.00)	\$3,900.00
Audit	\$0.00	\$14,500.00	\$14,500.00

Be it resolved that the Town Board hereby authorizes the balances in the budget line items to be reduced as shown above and transfer the balance of the funds required from the Contingency.