Town Board Meeting Town of Bergen November 12th. 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
- 7:05 pm Mr. Peter Lanphear interested in constable appointment.
- 7:15 pm Mr. Tom Tiefel to discuss Harford Barn events
- 7:30 pm Mr. James Morton to discuss public water
- III Approval of Meeting Minutes for October 22nd. 2013 and Public Hearing on November 4th. 2013.

IV Communications:

- 1. Supervisors Report for October 2013 (pending availability)
- 2. October 2013 Summary Spreadsheet
- 3. Town Clerks Report for October 2013
- 4. Zoning & Code Enforcement Log Sheet for October 2013
- 5. Information from NYS DEC, Re: Lake Ontario Watershed Mapping
- 6. Notice from NYMIR, Re: Insurance Survey Recommendations
- Notice from U.S. Dept. of Commerce, U.S. Census Bureau, Re: Suspension of 2014 Boundary & Annexation Survey
- 8. Sample Resolution for MCWA Easement
- 9. Notice from MCWA, Re: Backflow Prevention Device Annual Test
- 10. Letter from NYS Dept. of Taxation & Finance, Office of Real Property Tax Services, Re: Receipt of application for 2013 Cyclical Reassessment Aid.

V Board Members' items for addition to the agenda

VI Reports:

- -Zoning / Code Enforcement
 - Discuss monthly report.
- -Highway
 - Discuss Insurance Survey
 - Discuss Backflow Prevention Device testing
 - Update on replacement truck

-Committees

-Highway & Parks

-Briefing from 11/5 meeting

-Buildings

-Briefing from 11/10 meeting

-Village Relations

-Briefing from 12/9

VII Old Business:

-Peachey Rd. Water District

VIII New Business:

- Discussion Resolution for MCWA Easement.
- Adoption of Local Law # 2 of 2013
- Approval of 2014 Fire Contract
- Discussion / Adoption of 2014 Final Budget

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 11/26/13, 7:00 pm in the courtroom

XII Adjournment:

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Supervisors Report for October 2013 Pending Availability.



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Account#	Account Description	Fee Description	Qty_	Local Share
	Marriage License	Marriage License	1	17.50
	,		Sub-Total:	\$17.50
A1255	Conservation	Conservation	11	56.07
			Sub-Total:	\$56.07
A2544	Dog Licensing	Female, Spayed	18	90.00
	2 - G 2.00 - M. G	Male, Neutered	10	50.00
		Male, Unneutered	2	36.00
	Late Fees	Late Fees	2	10.00
	Senior Discount	Senior Discount	4	-12.00
			Sub-Total:	\$174.00
B1560	Building & Zoning	Solid Fuel Device	1	35.00
	-		Sub-Total:	\$35.00
32110	Building & Zoning	Building Permit	2	100.00
		Zoning	2	60.00
			Sub-Total:	\$160.00
32130	Solid Waste	Garbage Bag	372	724.00
) <u>Z 100</u>		Transfer Sta. 10.00	24	240.00
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			Sub-Total:	\$984.00
		Total Loc	al Shares Remitted:	\$1,426.57
Amount paid to:	N Y State Department Of Health			22.50
Amount paid to:	NYS Ag. & Markets for spay/neuter program			34,00
Amount paid to:	NYS Environmental Conservation			961.93
	ity & Local Revenues: \$2,445.00		n-Local Revenues:	\$1,018.43

Τo	the	Supe	ľ۷	80	r:	

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monles received by me, Milchele M. Smith, Town Clerk, Town of Bergen during the period stated above, in connection with my office, excepting only such fees and

nonies, the application of which are otherwise provid	eq for by law.	Malel. No	mth	11/1/13
Supervisor	Date	Town Clerk	Miles C	Date



10/28/2013

Payment Detail Report

From October 01, 2013

to October 31, 2013

For User: All

e Parent Type	Transaction	Customer	Payment Type	Payment #	Amount
Res-Acc Structure	24-13	corbett contracting	Check #441	00037	\$90.00
				Total:	\$90.00
Res-Acc Structure	25-13				
		Jeremy Duell	Check #919	00038	\$70.00
Res-Chimney or Solid Fuel	26-13				
		Jeremy Duell	Check #919	00039	\$35.00
				Total:	\$105.00
				Grand Total :	\$195.00
	Res-Acc Structure	Res-Acc Structure 24-13 Res-Acc Structure 25-13	Res-Acc Structure 24-13 corbett contracting Res-Acc Structure 25-13 Res-Chimney or Solid Fuel 26-13	Res-Acc Structure 24-13 Corbett contracting Check #441 Res-Acc Structure 25-13 Res-Chimney or Solid Fuel 26-13	Res-Acc Structure



New York State Department of Environmental Conservation Division of Water

Bureau of Flood Protection and Dam Safety, 4th Floor 625 Broadway, Albany, New York 12233-3504 Phone: (518) 402-8185 • FAX: (518) 402-9029

Website: www.dec.ny.gov



October 21, 2013

Dear Stakeholder;

The Federal Emergency Management Agency (FEMA) and the New York State Department of Environmental Conservation (NYSDEC) are cooperating on a new Risk Mapping, Assessment, and Planning (Risk MAP) project for the Lake Ontario Contributing Watersheds, including your community. FEMA's Risk MAP program is designed to deliver quality data that increases awareness of flood risks and leads to mitigation activities which reduce the potential loss of life and property. To achieve this goal NYSDEC and FEMA are continuing to work with communities within the Lake Ontario Watershed to determine if additional floodplain and flood risk mapping products are needed. To learn more about FEMA's Risk MAP program, visit http://www.fema.gov/rm-main.

In August and September 2013 NYSDEC and FEMA conducted two series of Lake Ontario Watershed Discovery WebEx meetings to present an overview of FEMA's Risk MAP Discovery process, discuss each community's flood mapping needs, development pressures, and to request any data each community or county may have that would be useful in the flood mapping process. Meeting minutes and the presentations from these WebEx meetings can be found at https://www.rampp-team.com/ny.htm. As a follow up to those meetings, NYSDEC and FEMA will be holding one Discovery Stakeholder Meeting for communities, agencies, interested organizations and watershed groups within Genesee and Wyoming Counties on Wednesday, November 20, 2:30 PM. The meeting location is as follows:

Genesee and Wyoming Counties

Wednesday, November 20th 2:30 PM

Batavia Town Hall 3833 West Main Street Road Batavia, NY

Kindly confirm your organization's attendance via email to NYSDEC Floodplain Management Staff at <u>floodpln@gw.dec.state.ny.us</u> and Rachael Herman at <u>rherman@dewberry.com</u> by **November 13, 2013**. Please extend this invitation to other interested individuals in your organization.



The purpose of the Discovery Meeting is to review the information stakeholders provided in the September 2013 WebEx meetings and collected from the submitted Community Risk Map Worksheets. The meeting will provide an opportunity to discuss the floodplains and floodplain management activities throughout the watershed, discuss your community's mitigation plan, mitigation projects as well as any flood risks or concerns. The information provided will be used by FEMA and the NYSDEC when developing the Risk MAP project scope, including development of new Digital Flood Insurance Rate Maps (DFIRMs). In addition to updated DFIRMs, flood risk mapping projects may include the development of easy-to-use risk assessment tools and data where appropriate. Other Risk MAP projects may range from activities involving mitigation projects or planning, communication and outreach support, or other related efforts that reinforce a community's flood resiliency.

We would welcome attendance and feedback from your organization since this will be the primary opportunity for stakeholders to learn about the Risk MAP program and provide local input to proposed watershed projects. If you have any questions, please contact NYSDEC at 518-402-8185.

We look forward to your participation,

Kelli A. Higgins-Roche, CFM
Environmental Engineer
NYSDEC
Bureau of Flood Protection & Dam
Safety
625 Broadway, 4th Floor
Albany, NY 12233-3504
(518) 408-0340 (phone)
(518) 402-8185 (fax)
floodpln@gw.dec.state.ny.us.

Robyn Boyd, CFM
Project Manager
Dewberry
8401 Arlington Blvd.
Fairfax, VA 22031-4666
703.849.0611 (phone)
703.849.0648 (fax)
rboyd@dewberry.com

Rachael Herman, CFM
Emergency Management,
Disaster and Mitigation
Services
Dewberry
1066 Long Pond Road
Rochester, NY 14626-1126
585-429-7448 (phone)
rherman@dewberry.com





Project Name:	FEMA Region II Discovery	7				. , .	٠.			
Meeting:	Great Lakes Coastal Discovery Meeting Lake Ontario	g .	1. T.	•			<u> </u>			
Dates and Times:	Tuesday, November 12, 2013 2:0	ОРМ		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,						
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Discovery Meeting Agenda

Introductions

Why are we here?

- Great Lakes Coastal Flood Study Overview and Schedule
- **Discovery Process and Outcomes**

Risk MAP Overview

- **Discovery Overview**
- **Discovery Products**

Coastal Study Overview

- Study Area
- Analysis

Data Collection and Collaboration

How does this apply to my community?

Hazard mitigation opportunities and grant funding

Interactive Session

- We want to hear from you
- View and Discuss Local Coastal Areas of Concern Using the Discovery Map and Community Risk MAP Questionnaire

Wrap Up



Lake Ontario Watershed Discovery Community Meeting Information

Date and Time	Communities are	Meetingstocation
Tuesday	Wayne and Cayuga	Wayne County Public Safety Building
November 12, 2013	Counties	Operations Room
2:00 PM		7376 Route 31
		Lyons, NY
Wednesday	Oswego and Onondaga	County Office Building
November 13, 2013	Counties	Legislative Chamber
9:00 AM		46 East Bridge Street
		Oswego, NY
Wednesday	Lewis, Hamilton,	Cornell Cooperative Extension
November 13, 2013	Herkimer, and Oneida	5274 Outer Stowe Street
2:30 PM	Counties	Lowville, NY
Thursday	Jefferson County Coastal	Cornell Cooperative Extension
November 14, 2013	Communities and St.	West Room
9:30 AM	Lawrence County	203 North Hamilton Street
		Watertown, NY
Thursday	Jefferson County Inland	Cornell Cooperative Extension
November 14, 2013	Communities	West Room
2:00 PM		203 North Hamilton Street
<u> </u>	, and the second	Watertown, NY
Tuesday	Monroe County	Monroe County Emergency Management Building
November 19, 2013	·	Rooms 117A and 117B
9:30 AM		1190 Scottsville Road
		Rochester, NY
Tuesday	Orleans County	Cornell Cooperative Extension
November 19, 2013		12690 Route 31
2:00 PM		Albion, NY
Wednesday	Niagara County	Cornell Cooperative Extension
November 20, 2013		4487 Lake Avenue
9:30 AM		Lockport, NY
Wednesday	Genesee and Wyoming	Batavia Town Hall
November 20, 2013	Counties	3833 West Main Street Road
2:30 PM		Batavia, NY
Thursday	Livingston and Ontario	Emergency Operations Center
November 21, 2013	Counties	3360 Gypsy Lane
9:30 AM		Mount Morris, NY

Kindly confirm your organization's attendance via email to NYSDEC Floodplain Management Staff at $\underline{floodpln@gw.dec.state.ny.us}$ and Rachael Herman at $\underline{rherman@dewberry.com}$

If you have any questions, please contact NYSDEC at 518-402-8185.





NEW YORK MUNICIPAL INSURANCE RECIPROCAL

Insuring Our Own Future.

333 EARLE Ovington Blvd., Suite 505 Uniondale, NY 11553 (516) 227-2300 (800) NYMIR05 (516) 227-2352 Fax 12 Metro Park Suite 208 Colonie, NY 12205 Phone: (518) 437-1171

Fax: (518) 437-1182

October 22, 2013

Mr. Don Cunningham, Supervisor Town of Bergen & Bergen Fire District 10 Hunter Street - PO Box 249 Bergen, NY 14416

Re: Recommendations for Town of Bergen & Bergen Fire District

Dear Mr. Cunningham,

I would like to thank you for affording me the opportunity to perform an underwriting survey of your municipality. Since you are a subscribing member of the New York Municipal Insurance Reciprocal, it is imperative that the proper time and attention be devoted to providing a safe environment for officials, employees and others who use or visit your facilities. Careful consideration should be given to methods of preventing and minimizing losses and accidents, which could result in bodily injury and property damage.

I have attached a list of recommendations generated from the survey. These recommendations are not a substitute for the safety efforts and daily observations of your employees. This report does not imply that other hazardous conditions do not exist and we assume no responsibility for the implementation of these recommendations. NYMIR uses this report solely for underwriting purposes.

After you have had a chance to review this report, kindly provide a written response within 60 days indicating your thoughts or plan of action with regards to the recommendations. Should you have any questions, please feel free to contact me at 716-282-4890 or bearruthers@wrightinsurance.com.

Yours truly,

er er all militari

Brett Carruthers

CBUL CONTRACT

Manager of Risk Management Services

Attachment

Cc: Tompkins Insurance Agencies, Inc.

Mr. Greg Knicley

90 Main Street

Batavia, NY 14020

These recommendations are not to be considered a safety inspection and ought not alter your duty to provide a safe environment. The daily observations of your employees are insurmountably more important and complete than our loss control surveys. We assume no responsibility for implementing these recommendations. Our observations are solely for underwriting purposes.

10/25/13

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NEW YORK MUNICIPAL INSURANCE RECIPROCAL Insuring Our Own Future.

Location	Category	Rec#	Critical
New DPW Garage - 18 Gates Street	POLICES AND PROCEDURES	2013-1	No
The Town does not have a complete sign completed. This can assist in defending F	inventory of signs on Town Roadways. A si Road Maintenance claims.	gn inventory	needs to be
	Completed ☐ Pending ☐ Not Complete	ed 「	
New DPW Garage - 18 Gates Street	SIGNAGE	2013-1	No
Sign inspections are being completed sev Documented sign inspections need to be	eral times annually. However, these inspecti conducted semi-annually.	ons are not do	ocumented.
	Completed Pending Not Complete	ed 「	
New DPW Garage - 18 Gates Street	ELECTRICAL	2013-1	No
During the survey, it was observed that the	ne access to the electrical panels in the Electrist be maintained in front of electrical panels	ric Room were at all times.	e obstructed. A
	Completed Pending Not Complete	ed 「	
New DPW Garage - 18 Gates Street	GENERAL SAFETY	2013-1	No
to this device and could be inadvertently	Garage has an accessible ¼-turn ball valve. turned off. To ensure this valve is not closed for reconnection for maintenance purposes	the handle m	ntrols water flow ust be removed
	Completed ☐ Pending ☐ Not Complete	ed 「	

These recommendations are not to be considered a safety inspection and ought not alter your duty to provide a safe environment. The daily observations of your employees are insurmountably more important and complete than our loss control surveys. We assume no responsibility for implementing these recommendations. Our observations are solely for underwriting purposes.

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UNITED STATES DEPARTMENT OF COMMERCE Economics and Statistics Administration U.S. Census Bureau Washington, DC 20233-0001

Suspension of the 2014 Boundary and Annexation Survey

The U. S. Census Bureau has suspended the Boundary and Annexation Survey (BAS) in fiscal year (FY) 2014, which runs from October 1, 2013 to September 30, 2014. The FY 2014 budget for the Department of Commerce and the Census Bureau reflects an effort to balance the desire to fund the many important statistical programs and services the Census Bureau provides within the current budget environment. That effort required the Census Bureau to make some difficult resource allocation decisions that unfortunately resulted in the suspension of the BAS in 2014.

What is the BAS?

The Census Bureau conducts the BAS to provide state, county, minor civil division, and local governments; as well as tribal governments the opportunity to submit changes to their legal boundaries, names, and governmental status effective on or before January 1 of the survey year. However, a subset of the 40,000 legal governments nationwide forms the core 'reporting universe' for BAS production each year. The reporting universe consists of governments known to experience boundary changes. The BAS is voluntary and every legal government has the opportunity to participate. In the 2013 BAS, 2,522 governments reported boundary updates.

The Census Bureau works closely with the U. S. Bureau of Indian Affairs to ensure that the BAS reflects official boundaries for federally recognized American Indian reservations, off-reservation trust lands, and tribal subdivisions.

What are the exceptions from the suspension?

There are two exceptions to the processing of legal boundary updates in fiscal year 2014. The Census Bureau will continue to process National Standard code changes, new incorporations, disincorporations, and name changes due to our agreement with the U. S. Geological Survey. The Census Bureau, also, maintains the Federal Information Processing Series (FIPS) codes for all federal, state and local governments separate from the BAS program as well as tribal governments. In addition, the Census Bureau will continue to process legal boundary updates as part of the Special Census Program and Geographically Updated Population Certification Program. To learn more about these programs, please visit the Census Bureau website at http://www.census.gov

The result of your 2013 BAS submissions

We completed the updates of all the materials submitted for the 2013 BAS before August 2013 into the MAF/TIGER database. There will be no material created such as PDF maps or BAS forms to verify your submission from 2013 BAS. We will post shapefiles containing the updates in March 2014 to the Census Bureau website.

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If boundaries are submitted in FY14

With the suspension of the 2014 BAS, the Census Bureau will not solicit boundary updates from local and tribal governments. If governments submit boundary information such as annexation notifications, map submissions, and digital updates during FY14 then the Census Bureau will hold those materials in preparation of the 2015 BAS.

Contact Information

If you have any questions about this statement on the 2014 BAS, please e-mail <geo.bas@census.gov>, or visit http://www.census.gov/geo/partnerships/bas.html.

Please direct all written correspondence to:

BAS Legal Areas Team Geographic Areas Branch U. S. Census Bureau Washington, DC 20233-7400



RESOLUTION#

APPROVAL OF AQCUSITION OF EASEMENTS BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW

WHEREAS, The Monroe County Water Authority (the "Water Authority") intends to acquire a frontage easement 15 feet in width across the frontage of the parcel with Tax Account No. 6.-1-37.2 (6630 North Lake Road, Bergen) for future water main maintenance, replacement and/or installation.

WHEREAS, Section 1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisitions by resolution of the Town Board of the Town of Bergen, New York.

NOW, THEREFORE, let it be

RESOLVED, that the Town Board of the Town of Bergen hereby approves the Water Authority's acquisition of one (1) easement 15 feet in width to be located at 6630 North Lake Road, Tax Account No. 6.-1-37.2) in accordance with §1096(6-a) of the New York Public Authorities Law.

November 1, 2013

BACKFLOW PREVENTION DEVICE ANNUAL TEST FIRST NOTICE

John Specht, BergenSupervisor PO Box 249 Bergen NY 14416-0249

RE:

Acct No.

Address

172146 -

18 Gates St, Bergen

392205 -

18 Gates St, Bergen

Dear Customer:

The Backflow Prevention Device(s) installed on the water service at the above address(es) for the purpose of protecting the potable water supply is now due for its annual test. In order to be sure these devices continue to operate efficiently, they must be tested annually as required by the New York State Sanitary Code. Failure to comply could result in discontinuance of your water service.

Please have this test performed by a New York State Certified Backflow Device Tester and be sure to mail or fax the completed DOH-1013 Test and Maintenance Form to the address below no later than November 30, 2013.

David Carroll
Monroe County Water Authority
475 Norris Drive
P.O. Box 10999
Rochester, NY 14610
Fax: (585) 442-6765

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Should you need additional information or time to complete the required work, please contact me at 442-2001, extension 408, or via email at <u>dave.carroll@mcwa.com</u> to discuss your concerns. I appreciate your cooperation in this matter.

David Carroll Engineering Department

1/04/13





STATE OF NEW YORK DEPARTMENT OF TAXATION AND FINANCE OFFICE OF REAL PROPERTY TAX SERVICES WESTERN REGIONAL OFFICE

CHRISTINE L. BANNISTER
REGIONAL DIRECTOR

Genessee County Building No. 2 3837 W. Main Rond Batavia, NY 14020

Website: www.tax.ny.gov

November 8, 2013

Donald Cunningham, Supervisor Town of Bergen 10 Hunter Street Bergen, NY 14416

THOMAS H. MATTOX

Commissioner of

Taxation and Finance

Re: 2013 Cyclical Aid for the Town of Bergen SWIS Code: 182600

Dear Mr. Cunningham:

An application for 2013 Cyclical Reassessment Aid was received on behalf of the Town of Bergen.

Any questions that you have about this correspondence or the program in general may be referred to me by writing to the address noted in the heading, or by calling me at: (585) 343-4363.

Sincerely,

Thomas Schum

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