

**Town Board Meeting  
Bergen Town Hall  
Bergen NY  
March 10<sup>th</sup>, 2020**

**Agenda**

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

**Prayer** Almighty God, as we meet today to conduct matters of Town business, grant us the wisdom to remember as we work that we are servants of our constituency. Assist us to be sure our decisions should be in the best interests of the Town and its citizens, entirely unblemished by any thoughts of personal benefit. Amen.

**Pledge to the flag**

**II. Privilege of the Floor:**

**III. Approval of meeting Minutes for: February 25, 2020**

**IV. Communications included with this agenda:**

1. Supervisor Report for Feb. 2020 – if available
2. Summary spreadsheets for Feb. 2020 if available
3. Town Clerk Report for Feb. 2020
4. ZEO/CEO Report for Feb. 2020
5. Genesee County Request for recommendation for water hook up for property at 7050 Town Line road
6. Water Improvement Benefit Area No.1- proposed operating budget
7. 2/28/20 Communication from Charter Communication
8. Bid from Goforth Electric, Inc. for lighting upgrades to Town Hall
9. E-mail from Mr. John Weise, of 7380 Warboys Road in opposition of public water.

**V. Board Members' items for addition to the agenda**

**VI. Reports:**

- Supervisor-
- Clerk
- Board Members
- Zoning / Code Enforcement:            -Update to formal zoning complaint –Lake Road property
- Highway

**Committees**

- Building, Grounds, and Facilities (cemeteries)
- Parks
- Local History & Museum-
- Policy and Personnel
- Transfer Station

**VII. Old Business:**

- Town of Bergen Water Improvement Benefit Area #1 project- Update -

**VIII. New Business:**

- Approval of bid for electrical upgrades at the Town Hall- Goforth Electric
- Recommendation to Genesee County regarding water service at 7050 Townline Road.
- Representative to Fire Department Banquet on 4/4/20

**IX- Reports & Bills:**

- Action to file Town Clerks Report
- Action to file Supervisors report- if available
- Approve payment of the bills

**X. Meeting and Other Upcoming Dates:**

-Town Board Meeting 3/24/2020 at 7 pm at the Bergen Town Hall

**XI. Adjournment**

**DRAFT**

**FEBRUARY 25, 2020**

**BERGEN TOWN BOARD**

**REGULAR 2nd MEETING**

The Bergen Town Board convened in a regular session at 7:00 p.m. in the Town Hall with Deputy Supervisor Grant residing.

**PRESENT:**

Councilwoman Belinda Grant  
Councilwoman Anne Sapienza  
Councilman James Starowitz  
Councilman Mark Anderson

**ALSO PRESENT:**

Michele M. Smith, Town Clerk  
Mike Johnson, Highway Superintendant  
Dave Mason, ZEO/CEO

**ABSENT:**

Supervisor Ernest Haywood

**PRAYER**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**MINUTES:** *Councilwoman Sapienza made a motion to approve the February 11, 2020 minutes; seconded by Councilman Anderson and it carried by a vote 4-0.*

**COMMUNICATIONS:**

Annual Checklist of Justice Court Records for year ending 2019  
Press release from Genesee County-Public Information Session  
Letter to Mark Gerhardy in regards to EDU's

**REPORTS:**

**SUPERVISOR:** nothing to report

**CLERK:** Vinyl flooring was installed February 14<sup>th</sup>; suggest changing the location of the April 27<sup>th</sup> meeting due to the courtroom being setup for the election on the 28<sup>th</sup>. *Councilman Starowitz made a motion to change the April 27<sup>th</sup> Town Board meeting location to the Library building due to election setup; seconded by Councilwoman Sapienza and it carried by a vote 4-0.*

**ZEO/CEO:** Contacted by property owner son of 6558 N. Lake Rd, are now in compliance; he was questioning how many registered vehicles is are allowed on a property-there are no regulations for the amount of registered vehicles.

**HIGHWAY/SOLID WASTE:** new back hoe was delivered; received \$10,814.00 from Teitsworth auction for surplus equipment; would like declare 2009 F550 as surplus *Councilwoman Sapienza made a motion to declare the 2009 F as surplus and send to auction; seconded by Councilman Starowitz and it carried by a vote 4-0. Declare old electronics as surplus Councilwoman Sapienza made a motion to declare old electronics as surplus; seconded by Councilman Starowitz and it carried by a vote 4-0.*

**COMMITTEES:**

**BUILDINGS AND CEMETERIES:** update on Library Renovations – Ribbon Cutting tentatively set for April 25<sup>th</sup>.

**PARKS:** Nothing to report

**LOCAL HISTORY AND MUSEUM:** Elaine McAdam will be working on the Decommission Committee with the Historian and Councilwoman Sapienza

**POLICY AND PERSONNEL:** Nothing to report

**OLD BUSINESS:**

Water Benefit Improvement area #1 – Nothing to report

**NEW BUSINESS:**

Annual Audit of Court Records *Councilman Anderson made a motion to accept the Audit of the Court Records; seconded by Councilwoman Sapienza and it carried by a vote 4-0.*

Fire Department Banquet Supervisor Haywood isn't available on April 4<sup>th</sup> and would like a board member to attend in his place, Councilman Anderson will be attending.

Grant consultant discussion for Records Management tabling for next grant process

GAM Update the county wants uniform pricing across the county for water usage with Monroe County Water Authority

**NEXT MEETING:**

Regular – Tuesday, March 10, 2020 at 7:00 pm in the Courtroom with the audit of the bills at 6:45 p.m.

**ADJOURNMENT** was at 7:20 pm on a motion by Councilman Anderson; seconded by Councilman Starowitz and it carried by a vote 4-0.

Respectfully submitted,

*Michele M. Smith*

Michele M. Smith,  
Town Clerk

# Cash Receipts Report

03/03/2020  
4:40:47PM

From: 02/01/2020 To: 02/29/2020

For User: All

Payment Date: 02/13/2020

Module: Permit

Transaction: 6-20

Type: Permit App

Payor: Douglas J Baker

Payment Amount: \$60.00

Payment Type:

Payment #:

Payment Detail:

Check #2535

00000292

\$60.00

Fee Type	Fee Amount
Zoning Permit	\$30.00
Acc Structure Attach	\$30.00

Permit Group Totals: \$60.00

02/13/2020 Group Totals: \$60.00

Payment Date: 02/19/2020

Module: Permit

Transaction: BP-0007-2020

Type: Permit App

Payor: Home power systems

Payment Amount: \$40.00

Payment Type:

Payment #:

Payment Detail:

Check

00000293

\$40.00

Fee Type	Fee Amount
res generator	\$40.00

Permit Group Totals: \$40.00

02/19/2020 Group Totals: \$40.00

Totals:	
Check	\$100.00
<b>Grand Total:</b>	<u><u>\$100.00</u></u>

**From:** Erin Pence <Erin.Pence@co.genesee.ny.us>  
**Sent:** Thursday, March 5, 2020 1:03 PM  
**To:** supervisor@bergenny.org  
**Subject:** RE: Water Hookup 7050 Townline Rd - Recommendation requested

**A correction to the previous e-mail:**

**Our Committee will be meeting in the next couple of weeks to review this application. We would appreciate a recommendation from the Town via email to this address by 3/12/2020.**

**Thank you,  
Erin Pence**

**From:** Erin Pence  
**Sent:** Thursday, March 5, 2020 12:57 PM  
**To:** 'supervisor@bergenny.org' <supervisor@bergenny.org>  
**Cc:** Felipe Oltramari (Felipe.Oltramari@co.genesee.ny.us) <Felipe.Oltramari@co.genesee.ny.us>  
**Subject:** Water Hookup 7050 Townline Rd - Recommendation requested

Hello,

The Genesee County Water System Hookup Administrative Review Committee has received an application for a water hookup for a Residential Home at 7050 Townline Rd in the Town of Bergen. Please find a scanned copy of the application attached.

As required by the Genesee County Smart Growth Plan, the Administrative Review Committee must request a recommendation from the municipality in which the proposed hook-up is located. Municipalities will have **five** business days to respond in writing with their recommendation to the review committee.

At this time, the Committee is soliciting a recommendation from the Town on the aforementioned application. The Committee reviews applications based on the following seven criteria. The Town may use these criteria (those that apply) to form a recommendation to the Committee:

1. Impacts on the viability of Agriculture. "including the proximity of the hook-up to farms and surrounding farmland, the property's enrollment status in the Agricultural Districts program, the enrollment status of property immediately surrounding it, the existence of drainage infrastructure, the farming history of the property, and the presence of prime farmland soils on a property yet to be built upon."
2. Consistency with County economic development goals.
3. Consistency with other available infrastructure.
4. Consistency with local comprehensive plans, zoning, and other land use controls and development objectives.
5. Impact on Village/ City revitalization programs.
6. Whether it is meeting a public health or community need.

7. Impact on land identified as an Ecological Network or Natural Asset Core by the Green Genesee Smart Genesee Project.

Thank you for your help with this matter.

**Erin Pence**

*she/her*

Deputy Director

Genesee County Department of Planning

3837 West Main Street Road

Batavia, NY 14020-9404

[Erin.Pence@co.genesee.ny.us](mailto:Erin.Pence@co.genesee.ny.us)

(585) 815-7901

(585) 345-3062 (fax)

On the web at: [www.co.genesee.ny.us/departments/planning](http://www.co.genesee.ny.us/departments/planning)

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# APPLICATION FOR WATER HOOKUP AUTHORIZATION

(Include a sketch of the proposed property and structures present or proposed)

(Check One)

- New Application  
 Previously applied for property identified

Application No.: \_\_\_\_\_  
(To be filled in by County Planning Department)



## APPLICANT INFORMATION\*

Applicant's Name: Robert Rowland  
Mailing Address or PO Box: 8376 Merriman Rd  
City, State Zip Code: Bergen, NY 14416  
Phone Number: 585 409-7423

(During Business Hours)

\* Applicant must be the owner of the property or their or legal surrogate.

## PROPERTY LOCATION INFORMATION

Property Address (if available): 7050 Townline Rd  
Municipality: (circle one) Town Village City of: Bergen NY  
Tax Parcel Number: 10.-2-44.1  
(Available from Town, City or Village Clerk)

## DEVELOPMENT INFORMATION

What type of development will the proposed hook-up serve?  
(examples: residential home, office building, retail store, auto garage, etc...)

residential home

Check all that Apply:

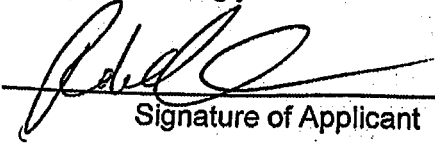
- Is the proposed development in accordance with local comprehensive plans and zoning?  
 Is the property located within a Smart Growth Development Area?  
 Is the property located within a NYS Agricultural District?  
 Has the property benefited from preferential agricultural assessment during the last three (3) years?  
 Has a local Building and/or Zoning Permit been issued for the proposed development?  
Permit(s) Date of Issuance: \_\_\_\_\_  
(Restrictions do not apply to new or existing construction with a valid local building/ zoning permit issued prior to 5/10/2001)  
 Is the development located directly adjacent to an GCEDC business park?  
 Is the development benefiting from an economic development program providing tax relief?  
 Will the development likely have a negative, adverse impact towards a local revitalization effort?

(over)



- Will the proposed development have adequate access to vital infrastructure including public sewer, transportation, and other utilities?
- Will the hook up meet a pressing public health or community need?

I do declare that all information included on this form is true and accurate to the best of my knowledge and that I have knowingly not falsified any information.

  
Signature of Applicant

3-3-20  
Date

**A sketch of the proposed property and all buildings, homes and structures present or proposed must be included with this application.**

Return or Mail to:  
Genesee County Department of Planning  
County Building II  
3837 West Main Street Road  
Batavia, NY 14020

For further information call:  
(585) 815-7901

Do not write below this line

Do not write below this line

Do not write below this line

For Internal Review Purposes only.

- Approved
- Disapproved
- Not subject to review

Statement of Determination: (disregard if attached)

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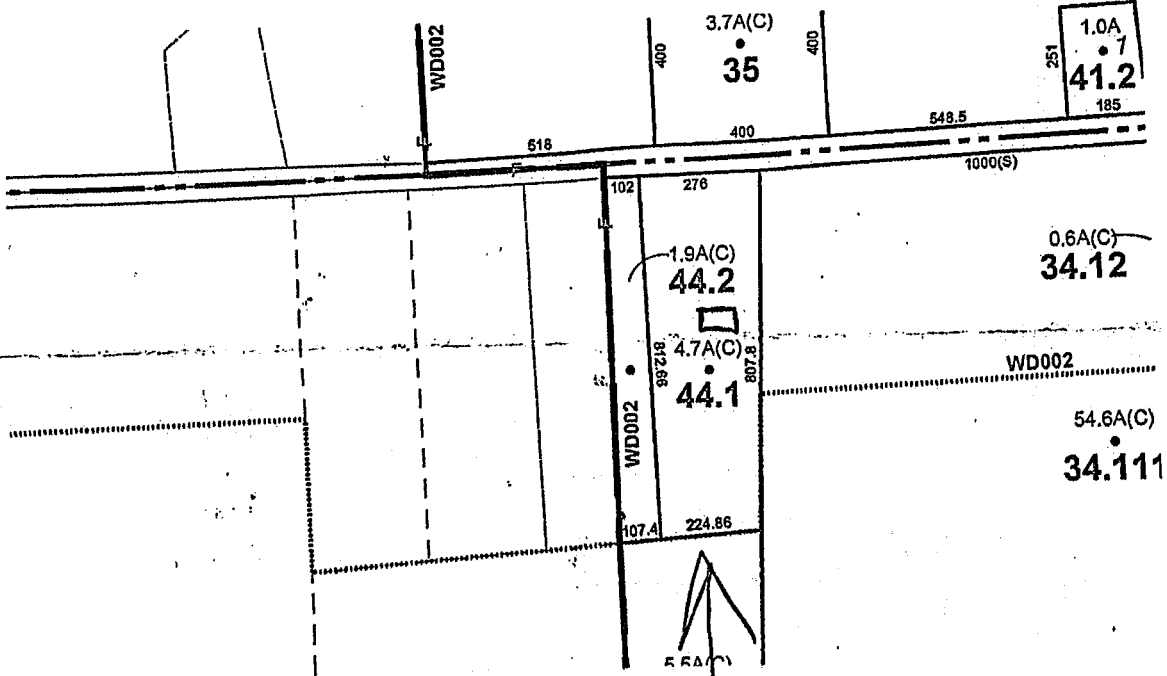
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Signature of Review Committee Chairperson

Date

7050 RA 202

Bergen

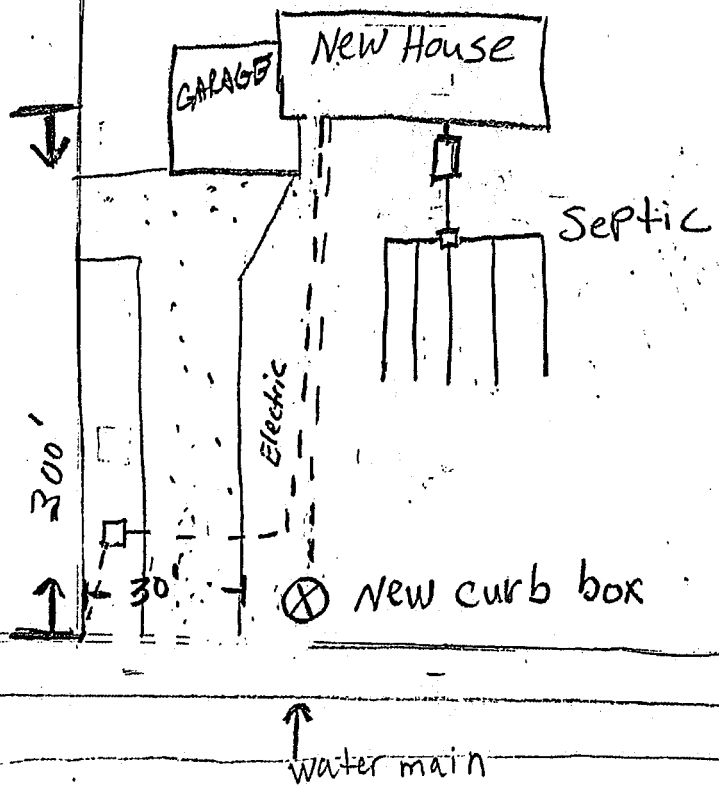


275'



7050 Townline Road  
Bergen, N.Y. 14416  
Rob Rowland  
409-7423

815'



Name		Address			State (Including ZIP Code)	
Town of Bergen WIBA No. 1		10 Hunter Street, P.O. Box 359			Bergen	
Application Fiscal Year		County			State (Including ZIP Code)	
From 1/1/2022		To 12/31/2022			Genesee New York 14416	
		20	20	20	20	First Full Year
		(1)	(2)	(3)	(4)	(5)
<b>OPERATING INCOME</b>						
1.	Monroe County Water Authority					0
2.	will sell water at retail directly					
3.	to water district customers					
4.						
5.	Miscellaneous					
6.	Less: Allowances and Deductions	( )	( )	( )	( )	( )
7.	Total Operating Income (Add Lines 1 through 6)					0
<b>OPERATING EXPENSES</b>						
8.	Monroe County Water Authority					0
9.	will sell water at retail directly					
10.	to water district customers					
11.						
12.						
13.						
14.						
15.	Interest (RD)					\$147,500
16.	Depreciation					
17.	Total Operating Expenses (Add lines 8 through 16)					\$147,500
18.	NET OPERATING INCOME (LOSS) (Line 7 less 17)					(\$147,500)
<b>NONOPERATING INCOME</b>						
19.	Debt service charge					\$243,000
20.						
21.	Total Non-operating Income (Add Lines 19 and 20)					\$243,000
22.	NET INCOME (LOSS) (Add lines 18 and 21) (Transfer to Line A Schedule 2)					\$95,500

Budget and Projected Cash Flow Approved by Governing Body

Attest: \_\_\_\_\_ Secretary \_\_\_\_\_ Date \_\_\_\_\_  
 \_\_\_\_\_ Appropriate Official \_\_\_\_\_ Date \_\_\_\_\_

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collections is 0575-0015. The time required to complete this information collection is estimated to average 5 hours per response, including the time for reviewing instructions, searching existing data sources gathering and maintaining the data needed, and completing and reviewing the collection of information.

**PROJECTED CASH FLOW**

	19 ____	19 ____	19 ____	19 ____	First Full Year
A. Line 22 from Schedule 1 Income (Loss)					
<i>Add</i>					
B. Items in Operations not Requiring Cash:					
1. Depreciation (Line 16, Schedule 1)					
2. Others: _____					
C. Cash Provided from:					
1. Proceeds from RD loan/ grant					\$8,958,000
2. Proceeds from others					\$0
3. Increase (Decrease) in Accounts Payable, Accruals and other Current Liabilities					
4. Decrease (Increase) in Accounts Receivable, Inventories and Other Current Assets (Exclude Cash)					
5. Others: _____					
6. _____					
D. Total all A, B and C Items					\$9,053,500
E. Less: Cash Expended for:					
1. All Construction, Equipment and New Capital Items (Loan and grant funds)					\$8,958,000
2. Replacement and Additions to Existing Property, Plant and Equipment					
3. Principal Payment RD Loan					\$95,500
4. Principal Payment Other Loans					
5. Others: _____					
6. Total E 1 through 5					\$9,053,500
<i>Add</i>					
F. Beginning Cash Balances					-0-
G. Ending Cash Balances (Total of D minus E 6 plus F)	\$	\$	\$	\$	0
Items G Cash Balances Composed of:					
Construction Account	\$	\$	\$	\$	\$
Revenue Account					
Debt Payment Account					
O&M Account					
Reserve Account					
Funded Depreciation Account					
Others: _____					
_____					
Total - Agrees with Item G	\$	\$	\$	\$	\$

# Charter

COMMUNICATIONS

February 28, 2020

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

At Charter, locally known as Spectrum, we continue to enhance our services in order to offer more entertainment and communications choices, and to deliver the best value to our customers. We are committed to offering our customers with products and services we are sure they will enjoy.

Effective on or after March 31, 2020, Spectrum Mi Plan Latino monthly pricing will increase from \$44.99 to \$54.99 for **new** customers. Existing customers who subscribe to Spectrum Mi Plan Latino will not be affected.

To view a current channel lineup visit [www.spectrum.com/channels](http://www.spectrum.com/channels).

If you have any questions about this change, please feel free to contact me at 716-686-4446 or via email at [mark.meyerhofer@charter.com](mailto:mark.meyerhofer@charter.com).

Sincerely,



Mark Meyerhofer  
Director, Government Affairs  
Charter Communications



Rec 2/24/20  
ECS

16 Liberty Street ▪ Brockport, NY 14420 ▪ Phone: (585) 395-0420 ▪ Fax: (585) 395-0428

February 24, 2020

Supervisor Ernest Haywood  
Town of Bergen  
10 Hunter Street  
Bergen, NY 14416

RE: Lighting Upgrade

We hereby propose the following:

1. Remove existing fluorescent fixtures: 8-2x2, 41-2x4, 6-Can, 4-Sconce.  
Disposal of existing T8 fixtures.
2. Furnish and install LED fixtures: 8-2x2, 41-2x4, 6-Can, 4-wall sconce, 5-4'  
LED lamps, 1-2' LED lamp.
3. Remove light switch for dual level switching.
4. Install Two 2x2 LED lay in fixtures in each restroom.
5. Does not include NYS sales tax.

Proposed Cost: \$10,220.00

Thank you for the opportunity to submit this quote. If you have any questions, please do not hesitate to contact our office.

Sincerely:

*Nathan C. London*

Nathan C. London  
Vice President

**From:** John Wise <jwise@rochester.rr.com>  
**Sent:** Saturday, February 29, 2020 1:47 PM  
**To:** supervisor@bergenny.org  
**Subject:** Town of Bergen water district

Town of Bergen Supervisor,

I just finished reading the Town of Bergen News Notes. I see that the water district construction has been approved and construction on this project will begin next year. I am vehemently opposed to having to pay for water which I already have on my property on Warboys Road. I have an abundant supply of good fresh water provided by my well system. I do not want "city" water that is contaminated with poisonous chlorine. I am told that I need to pay this \$500 + tax whether I connect to water or not. We moved here and live "in the country" to avoid having to pay for things like public water and sewer tax. Our taxes are already exorbitant at almost \$7000 per year for town, county and school taxes. Other than plowing our road and stoning and taring our road every 10 years or so, what services do we receive for the taxes we pay? I have friends that live in affluent areas; Pittsford and Brighton, who pay less total taxes on their homes than we do in Bergen. I realize that New York State is the "Tax Capital" of the United States, but rural property taxes on homes and property that is already owned and paid for is totally out of control. What ever happened to the 2% cap per year on property taxes?

Our property taxes go up 5 to 10% every year. Again, I am vehemently opposed to having to pay this additional tax.

Sincerely,

John F Wise

7380 Warboys Road