

Town Board Meeting
Town of Bergen
November 10th, 2020
Town Hall- 10 Hunter Street, Bergen New York
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: Regular Meeting of 10/27/2020

IV. Communications included with this agenda:

1. Supervisor Report for October 2020- if available
2. Summary spreadsheets for October- if available
3. Town Clerk Report for October 2020
4. ZEO/CEO Report for October 2020
5. Official Undertaking for Tax Collection Officer- Resolution
6. 11/2/2020 Correspondence from MRB Engineering regarding Contract Addendum for Engineering Services
For Water Benefit Area # 1 in the amount of \$17,000
7. Correspondence from Charter Communication of 10/30/2020 regarding rate increase

V. Board Members' items for addition to the agenda

VI. Reports:

Supervisor

Clerk

Board Members

Zoning / Code Enforcement:

Highway

-Update on issuing of non- compliance letters

-2020/21 Amended Snow and Ice agreement -NYS DOT

Committees

-Building, Grounds, and Facilities (cemeteries)

-Parks

-Local History & Museum

-Policy and Personnel

VII. Old Business:

- Town of Bergen Water Improvement Benefit Area #1 project- Update:
- Proposed increases to fees for the Town of Bergen Schedule of Fees for Zoning

VIII. New Business:

- Approval of Resolution -Official Undertaking for Tax Collection Officer
- Resolution authorizing the Town Supervisor to execute the Contract Addendum for Engineering Services
For Water Benefit Area # 1 in the amount of \$17,000

- Approval of the memorandum of Agreement by and between the Town of Bergen and Teamster Local Union #264
- Approval of 2020/21 NYS DOT Municipal Snow and Ice Agreement Supplemental Agreement and Adjustment.

IX- Reports & Bills:

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

X. Meeting and Other Upcoming Dates:

- Town Board Meeting: 11/24/2020 at 7 pm in the town hall.

XI. Executive Session

XII. Adjournment

DRAFT

OCTOBER 27, 2020 **BERGEN TOWN BOARD** **REGULAR 2nd MEETING**

The Bergen Town Board convened in a regular session at 7:00 p.m. in the Courtroom with Supervisor Haywood presiding.

PRESENT:

Supervisor Ernest Haywood
Councilman Mark Anderson
Councilwoman Belinda Grant
Councilwoman Anne Sapienza

ALSO PRESENT:

Michele M. Smith, Town Clerk
Mike Johnson, Highway Superintendent

ABSENT:

Councilman James Starowitz

OTHER ATTENDIES:

John Cole
Grace Gallivan
Linda Camelio

PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

PUBLIC HEARINGS:

Councilman Anderson made a motion to open the Public Hearing for Local Law #1-2020 to "Override the Tax Levy Limit Established in General Municipal Law Section 3-C for the Fiscal Year 2021 at 7:00 pm; seconded by Councilwoman Grant and it carried by a vote 4-0. No Public Comments were made

Councilman Anderson made a motion to open the Public Hearing on the 2021 Fire Contract of \$199,304.30 at 7:15 pm; seconded by Councilwoman Sapienza and it carried by vote 4-0. No Public Comments were made

Councilwoman Grant made a motion to open the Public Hearing on the 2021 Town Budget at 7:30 pm; seconded by Councilman Anderson and it carried by a vote 4-0. Grace Gallivan doesn't want the library funding cut \$20,000 the funds provide a large service to the town residents and wants the board to reconsider the decrease. Linda Camelio dittos Grace's comments.

Councilman Anderson made a motion to close the Public Hearings on Local Law #1-2020, 2021 Fire Contract and 2021 Town Budget at 7:45; seconded by Councilwoman Grant and it carried by a vote 4-0.

Junkyard Permit John Cole and Linda Camelio approached the board questioning raising the fee for junkyard permits from \$100 to \$500.

MINUTES: *Councilwoman Sapienza made a motion to approve the minutes of October 10, 2019 Budget Workshop minutes and Growth Factor minutes; seconded by Councilwoman Grant and carried by a vote 4 -0. Councilmen Anderson abstained Councilman Anderson made a motion to approve the Town Board minutes of October 13, 2019; seconded by Councilwoman Grant and carried by a vote 3 -0. Councilwoman Sapienza abstained*

COMMUNICATIONS:

Supervisors Report for September 2020

Summary Spreadsheets for September 2020

Mercy EMS summary report for September 2020

Proposed increase to Town of Bergen Fee Schedule for Zoning

Sleds of Stafford Snowmobile Club – Requesting permission to mark snowmobile trails on town property

Excelsior Energy Project – Notice of PILOT (Byron Solar Project)

Penne Vincent letter of interest in Alternate position on Zoning Board of Appeals

Proposed Resolution authorizing the Town of Bergen to maintain town cemeteries

REPORTS:

SUPERVISOR: monthly meeting water District, cyber security webinar, met with Chris Jacobs representative, library budget bank account was reviewed with EFPR and the Library Board.

TOWN CLERK: 3900 transfer station bags remaining in inventory should last until the end of 2021- \$20 Punch cards and receipt books needed

HIGHWAY/SOLID WASTE: setting up trucks for the winter, finishing roadside mowing, test holes for water district

COMMITTEES:

BUILDINGS/CEMETERY: *Councilwoman Grant made a motion to approve Resolution #15-2020 Authorizing Town of Bergen to Maintain Town Cemeteries; seconded by Councilman Anderson and it carried by a vote 4-0.*

**RESOLUTION #15-2020
AUTHORIZING TOWN OF BERGEN
TO MAINTAIN TOWN CEMETERIES**

WHEREAS, the Town of Bergen has for several decades continuously maintained two cemeteries situated the in the Town known as the East Bergen Cemetery (Tax Account # 6-1-10) and the North Bergen Cemetery (Tax Account # 9-1-39.2) collectively referred to as (the "Cemeteries") and

WHEREAS, upon information and belief each Cemeteries was previously governed by an Association; consisting of members of the Town and

WHEREAS, the Associations have ceased to function and have otherwise abandoned all oversight and control of the Cemeteries; and

WHEREAS, the Town is desirous of ensuring that the Cemeteries are properly maintained for the benefit of the health safety and welfare of the residents of the Town of Bergen

NOW, THEREFORE, the Town Board of the Town of Bergen in accordance with Town Law Section 291 resolves to formally assume dominion and control over the Cemeteries as follows:

1. All prior actions taken by the Town regarding the care and control, maintenance and operation of the Cemeteries are hereby ratified and approved in all respects;
2. The Town Board of the Town of Bergen shall take any additional steps to effectuate the formal vesting of the lands upon which the Cemeteries are situated to the Town of Bergen; and make any necessary repair/ improvements to the Cemeteries;
3. Apply for any eligible grants or aide to assist the Town in the maintenance/repair of the Cemeteries.

PARKS: no contact from Stephanie Burke about her complaint about west shore and Drews Nature Center

LOCAL HISTORY AND MUSEUM: Nothing to report

POLICY AND PERSONNEL: Union Negotiations; pandemic policy

OLD BUSINESS:

Water Benefit Improvement Area #1 update- Town Highway crew is digging test holes; letter mailed to residents with update; EDU questioned by a resident.

NEW BUSINESS:

Zoning Fee Schedule tabled for next meeting

Sleds of Stafford *Councilwoman Grant made a motion to approve the use of West Shore tracks by Sleds of Stafford; seconded by Councilwoman Sapienza and it carried by a vote 4-0.*

Zoning Board Alternate Appointment *Councilwoman Sapienza made a motion to appoint Penne Vincent as a Alternate member to the Zoning Board of Appeals; seconded by Councilman Anderson and it carried by a vote 4-0.*

SUPERVISOR REPORT: *Councilwoman Sapienza made a motion to file the Supervisors September 2020 Report; seconded by Councilwoman Grant and it carried by a vote 4-0.*

Adoption of Local Law #1-2020 Councilwoman Sapienza made a motion to adopt Local Law #1-2020 to Override the Tax Cap Limit; seconded by Councilwoman Grant and it carried by a vote 4-0.

LOCAL LAW # 1-2020
A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW SECTION 3-C FOR THE FISCAL YEAR 2021

Section 1. Legislative Intent.

It is the intent of this Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Bergen, County of Genesee pursuant to General Municipal Law Section 3-c and to allow the Town of Bergen, County of Genesee to adopt a town budget for the fiscal year 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law Section 3-c.

Section 2. Authority.

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override.

The Town Board of the Town of Bergen, County of Genesee is hereby authorized to adopt a budget for the fiscal year 2021 that requires a real property tax levy in excess of the limit specified in General Municipal Law Section 3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision or part of the Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation to the clause, sentence, paragraph or part of this Local Law or in its application to the person, individual, firm or corporation, or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State.

Approve 2021 Fire Protection Contract Councilwoman Sapienza made a motion to approve the 2021 Fire Contract of \$199,304.30; seconded by Councilwoman Grant and it carried by a vote 4-0.

Adopt 2021 Town Budget Councilwoman Grant made a motion to adopt the preliminary budget as the Final 2021 Budget; seconded by Councilwoman Sapienza and it carried by a vote of 4-0.

EXECUTIVE SESSION: Councilman Anderson made a motion to enter into executive session to discuss Union Negotiations at 7:48 pm; seconded by Councilwoman Sapienza and it carried by a vote 4-0. Councilman Sapienza made a motion to exit Executive Session at 8:08 pm; seconded by Councilman Anderson and it carried by a vote 4-0.

NEXT MEETING:

Regular Meeting – Tuesday, November 10, 2020 at 7:00 pm at Town Hall with audit of the bills at 6:45 pm

ADJOURNMENT was at 8:10 pm on a motion by Councilwoman Grant; seconded by Councilman Anderson and it carried by a vote 4-0.

Respectfully submitted,

Michele M. Smith

Michele M. Smith,
Town Clerk

**TOWN OF BERGEN
OCTOBER 2020
EXECUTIVE SUMMARY**

BALANCE SHEET

- Bank accounts were reconciled as of 10/31/20.
- The Town has \$2,579,431.24 in the bank.

REVENUES AND EXPENSES

• **REVENUES**

- Total receipts for the month were: \$355,800.69
- Major receipts were:
 - Town Clerk Report (Sept) - \$2,051.66
 - Justice Fees (Sept) - \$8,855.00
 - Voluntary County Distribution - \$296,990.00
 - CHIPS - \$43,551.89
 - Other - \$4,352.14

• **EXPENSES**

Expenditures through October on average should equal 83.3% of the annual budget.

General Fund Townwide:

- Year to date expenses are \$46,868.61 compared to the annual budget of \$895,210 or 61.09% of the budget.

General Fund Outside Village:

- Year to date expenses are \$64,244.00 compared to the annual budget of \$546,050 or 11.77% of the budget.

Highway Outside Village:

- Year to date expenses are \$497,860.38 compared to the annual budget of \$697,605 or 71.37% of the budget.

 11/2/2020

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
AA.1001.000.000 Real Property Taxes	\$ 0.00	\$ 381,389.00	\$ 381,389.00	\$ 0.00	100.00
AA.1081.000.000 Other Payments in Lieu of Taxes	0.00	3,804.94	3,746.00	58.94	101.57
AA.1090.000.000 Interest & Penalties on Real Property Taxes	0.00	2,456.29	2,500.00	(43.71)	98.25
AA.1120.000.000 County Sales Tax Distribution	0.00	0.00	100,000.00	(100,000.00)	0.00
AA.1255.000.000 Clerk Fees	236.66	2,916.01	1,500.00	1,416.01	194.40
AA.2130.000.000 Landfill Host Revenue	0.00	40,106.31	50,000.00	(9,893.69)	80.21
AA.2401.000.000 Interest & Earnings	9.33	241.52	400.00	(158.48)	60.38
AA.2410.000.000 Rental of Real Property	0.00	600.00	1,200.00	(600.00)	50.00
AA.2530.000.000 Games of Chance	0.00	10.00	0.00	10.00	0.00
AA.2544.000.000 Dog Licenses	205.00	2,124.00	2,200.00	(76.00)	96.55
AA.2610.000.000 Fines and Forfeited Bail	4,112.00	47,748.00	65,000.00	(17,252.00)	73.46
AA.2770.000.000 Unclassified Revenues	0.00	2,613.27	0.00	2,613.27	0.00
AA.3001.000.000 State Aid, Revenue Sharing	0.00	0.00	10,000.00	(10,000.00)	0.00
AA.3005.000.000 State Aid, Mortgage Tax	0.00	14,956.42	20,000.00	(5,043.58)	74.78
AA.3089.000.000 State Aid, Justice Grant	0.00	4,502.60	0.00	4,502.60	0.00
AA.5031.000.000 Interfund Transfer	0.00	0.00	20,000.00	(20,000.00)	0.00
AA.5999.000.000 Unexpended Balance	0.00	0.00	237,275.00	(237,275.00)	0.00
Total Revenues	4,562.99	503,468.36	895,210.00	(391,741.64)	56.24
Expenses					
AA.1010.100.000 Town Board Personal Services	975.48	10,974.00	14,632.00	3,658.00	75.00
AA.1010.400.000 Town Board Contractual	23.60	677.80	1,500.00	822.20	45.19
AA.1110.100.000 Justices Personal Services	2,333.34	23,333.40	27,258.00	3,924.60	85.60
AA.1110.102.000 Justice Pers Svc, Clerk	2,917.69	18,220.48	21,792.00	3,571.52	83.61
AA.1110.400.000 Justices Contractual	470.70	3,938.32	9,670.00	5,731.68	40.73
AA.1220.100.000 Supervisor Personal Services	758.18	8,529.65	11,373.00	2,843.35	75.00
AA.1220.102.000 Deputy Supervisor Personal Services	96.66	673.21	1,450.00	776.79	46.43
AA.1220.103.000 Supervisor's Secretary Personal Services	1,111.80	8,620.15	13,789.00	5,168.85	62.51
AA.1220.400.000 Supervisor Contractual	1,583.38	2,826.32	8,350.00	5,523.68	33.85
AA.1320.400.000 Auditors Contractual	0.00	10,700.00	15,000.00	4,300.00	71.33
AA.1355.200.000 Assessor Equipment	0.00	0.00	300.00	300.00	0.00
AA.1355.400.000 Assessor Contractual	64.92	26,290.00	34,150.00	7,860.00	76.98
AA.1410.100.000 Town Clerk Personal Services	3,295.70	36,252.70	42,844.00	6,591.30	84.62
AA.1410.102.000 Deputy Town Clerk Personal Services	194.16	1,402.61	2,112.00	709.39	66.41
AA.1410.200.000 Town Clerk Equipment	0.00	3,600.00	3,600.00	0.00	100.00
AA.1410.400.000 Town Clerk Contractual	175.08	2,163.05	3,000.00	836.95	72.10
AA.1420.400.000 Attorney Contractual	750.00	2,250.00	8,000.00	5,750.00	28.13
AA.1420.401.000 Court Prosecutor	800.00	6,000.00	8,166.00	2,166.00	73.48
AA.1440.400.000 Engineer Contractual	0.00	337.50	7,100.00	6,762.50	4.75
AA.1450.400.000 Elections Contractual	0.00	2,739.56	6,000.00	3,260.44	45.66

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
AA.1460.400.000 Records Management Contractual	0.00	1,195.00	2,500.00	1,305.00	47.80
AA.1480.400.000 Public Info Services OARS Contractual	0.00	981.75	1,200.00	218.25	81.81
AA.1620.100.000 Buildings Personal Services	323.16	3,323.92	4,800.00	1,476.08	69.25
AA.1620.400.000 Building Operation Contractual	3,257.75	33,132.92	65,000.00	31,867.08	50.97
AA.1620.401.000 Building Operation Lease Fire Hall	0.00	18,650.62	18,651.00	0.38	100.00
AA.1660.400.000 Central Storeroom Contractual	40.92	217.95	500.00	282.05	43.59
AA.1670.400.000 Central Printing & Mailing Contractual	265.01	3,706.44	5,000.00	1,293.56	74.13
AA.1680.200.000 Computers Equipment	0.00	0.00	4,000.00	4,000.00	0.00
AA.1680.400.000 Computers Contractual	0.00	2,691.70	7,000.00	4,308.30	38.45
AA.1910.400.000 Unallocated Insurance	(225.00)	33,626.81	34,000.00	373.19	98.90
AA.1920.400.000 Municipal Association Dues	0.00	900.00	900.00	0.00	100.00
AA.1950.400.000 Taxes and Assessments on Property	0.00	6,015.59	6,500.00	484.41	92.55
AA.1990.400.000 Contingency	0.00	0.00	83,979.00	83,979.00	0.00
AA.3120.100.000 Constables Personnel Services	192.84	1,024.49	3,525.00	2,500.51	29.06
AA.3120.400.000 Constables Contractual	0.00	0.00	200.00	200.00	0.00
AA.3310.400.000 Traffic Control Contractual	0.00	1,588.00	8,000.00	6,412.00	19.85
AA.3510.400.000 Control of Dogs Contractual	0.00	0.00	250.00	250.00	0.00
AA.5010.100.000 Supt. of Highways Personal Services	4,880.30	53,683.30	63,444.00	9,760.70	84.62
AA.5010.102.000 Supt. of Highways, Pers Svc, Deputy	115.38	1,269.18	1,500.00	230.82	84.61
AA.5010.200.000 Superintendent of Highways Equipment	0.00	0.00	840.00	840.00	0.00
AA.5010.400.000 Superintendent of Highways Contractual	28.40	228.40	760.00	531.60	30.05
AA.5132.400.000 Garage Contractual	1,659.68	10,894.86	23,000.00	12,105.14	47.37
AA.5182.400.000 Street Lighting Contractual	167.61	3,394.08	5,650.00	2,255.92	60.07
AA.6410.400.000 Publicity - Newsletter Contractual	0.00	0.00	5,000.00	5,000.00	0.00
AA.6420.400.000 Promotion of Industry Contractual	0.00	275.24	3,000.00	2,724.76	9.17
AA.7410.400.000 Library Contractual	4,511.68	101,952.06	82,600.00	(19,352.06)	123.43
AA.7510.100.000 Historian Personal Services	0.00	2,065.50	2,930.00	864.50	70.49
AA.7510.200.000 Historian Equipment	0.00	0.00	500.00	500.00	0.00
AA.7510.400.000 Historian Contractual	0.00	0.00	250.00	250.00	0.00
AA.7550.400.000 Celebrations Contractual	0.00	641.80	700.00	58.20	91.69
AA.8810.100.000 Cemetery Services	0.00	0.00	1,000.00	1,000.00	0.00
AA.8810.400.000 Cemetery Contractual	0.00	300.00	6,000.00	5,700.00	5.00
AA.9010.800.000 NYS Retirement	0.00	23,340.00	23,340.00	0.00	100.00
AA.9030.800.000 Social Security & Medicare	1,650.31	14,263.25	17,000.00	2,736.75	83.90
AA.9040.800.000 Worker's Compensation	0.00	11,170.00	13,086.00	1,916.00	85.36
AA.9055.800.000 Disability Insurance	75.60	226.80	150.00	(76.80)	151.20
AA.9060.800.000 Medical Insurance	2,164.52	21,645.20	23,434.00	1,788.80	92.37
AA.9720.600.000 Debt Principal Highway Garage	0.00	0.00	75,000.00	75,000.00	0.00
AA.9720.601.000 Debt Principal on Court/Town Offices	0.00	0.00	35,000.00	35,000.00	0.00
AA.9720.700.000 Interest on Debt Highway Garage	0.00	19,125.00	19,125.00	0.00	100.00
AA.9720.701.000 Interest on Debt Court/Town Offices	0.00	5,810.00	5,810.00	0.00	100.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Total Expenses	34,658.85	546,868.61	895,210.00	348,341.39	61.09
Excess Revenue Over (Under) Expenditures	\$ 30,095.86 \$	43,400.25 \$	0.00 \$	740,083.03 \$	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
BB.1120.000.000 County Sales Tax Distribution	\$ 0.00	\$ 329,566.70	\$ 500,000.00	\$(170,433.30)	65.91
BB.1170.000.000 Franchise Fees	0.00	18,494.01	18,000.00	494.01	102.74
BB.1560.000.000 Safety Inspection Fees	0.00	0.00	50.00	(50.00)	0.00
BB.2110.000.000 Zoning Fees	195.00	2,410.00	1,800.00	610.00	133.89
BB.2115.000.000 Planning Board Fees	50.00	100.00	200.00	(100.00)	50.00
BB.2130.000.000 Refuse & Garbage Charges	1,365.00	18,041.00	21,000.00	(2,959.00)	85.91
BB.2389.000.000 Revenue Other Governments	296,990.00	450,433.80	0.00	450,433.80	0.00
BB.2401.000.000 Interest & Earnings	42.10	96.34	0.00	96.34	0.00
BB.2590.000.000 Permits, Others	0.00	100.00	0.00	100.00	0.00
BB.2770.000.000 Unclassified Revenues	0.00	700.00	0.00	700.00	0.00
BB.5999.000.000 Unexpended Balance	0.00	0.00	5,000.00	(5,000.00)	0.00
Total Revenues	298,642.10	819,941.85	546,050.00	273,891.85	150.16
Expenses					
BB.1355.400.000 Board of Assessment Review, Contr	0.00	390.00	450.00	60.00	86.67
BB.1420.400.000 Attorney, Contractual	0.00	0.00	2,000.00	2,000.00	0.00
BB.1440.400.000 Engineer Contractual	268.64	268.64	5,000.00	4,731.36	5.37
BB.1990.400.000 Contingency	0.00	0.00	20,645.00	20,645.00	0.00
BB.6772.400.000 Programs for the Aging Contractual	0.00	5,000.00	5,000.00	0.00	100.00
BB.7110.400.000 Parks Contractual	160.00	6,016.80	10,000.00	3,983.20	60.17
BB.7310.400.000 Youth Programs Contractual	0.00	5,000.00	5,000.00	0.00	100.00
BB.8010.100.000 Zoning Pers Svc	137.83	640.30	836.00	195.70	76.59
BB.8010.400.000 Zoning Contractual	0.00	32.80	2,500.00	2,467.20	1.31
BB.8020.100.000 Planning Personal Services	272.92	2,729.20	4,000.00	1,270.80	68.23
BB.8020.400.000 Planning Contractual	0.00	1,283.65	4,000.00	2,716.35	32.09
BB.8160.100.000 Refuse & Garbage Personnel Services	769.20	8,153.64	11,715.00	3,561.36	69.60
BB.8160.400.000 Refuse & Garbage Contractual	1,647.11	13,116.75	22,500.00	9,383.25	58.30
BB.8664.100.000 Code Enforcement Personnel Services	1,031.26	13,607.54	18,311.00	4,703.46	74.31
BB.8664.400.000 Code Enforcement Contractual	39.61	1,641.66	4,000.00	2,358.34	41.04
BB.9010.800.000 NYS Retirement	0.00	2,585.00	2,585.00	0.00	100.00
BB.9030.800.000 Social Security & Medicare	156.92	1,865.02	2,745.00	879.98	67.94
BB.9040.800.000 Workers Compensation	0.00	1,913.00	2,241.00	328.00	85.36
BB.9901.900.000 Interfund Transfers	0.00	0.00	422,522.00	422,522.00	0.00
Total Expenses	4,483.49	64,244.00	546,050.00	481,806.00	11.77
Excess Revenue Over (Under) Expenditures	\$ (294,158.61)	\$ (755,697.85)	0.00	\$ 207,914.15	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
DB.2300.000.000 Service to Other govt	\$ 0.00	\$ 168,424.51	\$ 137,909.00	\$ 30,515.51	122.13
DB.2665.000.000 Sale of Equipment	0.00	26,014.00	0.00	26,014.00	0.00
DB.3501.000.000 Consolidated Highway Aid	43,551.89	43,551.89	55,275.00	(11,723.11)	78.79
DB.5031.000.000 Interfund Transfers	0.00	0.00	422,522.00	(422,522.00)	0.00
DB.5999.000.000 Unexpended Balance	0.00	0.00	81,899.00	(81,899.00)	0.00
Total Revenues	43,551.89	237,990.40	697,605.00	(459,614.60)	34.12
Expenses					
DB.5110.100.000 General Highway Repairs Personal Services	10,328.00	63,000.82	90,134.00	27,133.18	69.90
DB.5110.400.000 General Highway Repairs Contractual	11,449.94	18,325.54	82,270.00	63,944.46	22.27
DB.5112.200.000 Permanent Highway Improvements	0.00	49,904.28	55,275.00	5,370.72	90.28
DB.5130.100.000 Machinery Personal Services	0.00	5,164.00	11,860.00	6,696.00	43.54
DB.5130.200.000 Machinery Equipment	0.00	32,858.00	85,000.00	52,142.00	38.66
DB.5130.400.000 Machinery Contractual	8,649.58	15,872.73	30,000.00	14,127.27	52.91
DB.5140.100.000 Brush & Weeds, Pers Serv	4,131.20	18,177.28	11,860.00	(6,317.28)	153.27
DB.5140.400.000 Brush & Weeds, Contr	401.07	401.07	1,750.00	1,348.93	22.92
DB.5142.100.000 Snow and Ice Control Personal Services	2,065.60	101,797.72	123,340.00	21,542.28	82.53
DB.5142.400.000 Snow & Ice Control Contractual	30,351.29	63,919.01	90,120.00	26,200.99	70.93
DB.9010.800.000 NYS Retirement	0.00	33,382.00	33,382.00	0.00	100.00
DB.9030.800.000 Social Security & Medicare	1,235.51	13,959.54	17,572.00	3,612.46	79.44
DB.9040.800.000 Workers Compensation	0.00	12,694.00	14,871.00	2,177.00	85.36
DB.9055.800.000 Disability Insurance	67.98	203.94	300.00	96.06	67.98
DB.9060.800.000 Medical Insurance	4,787.63	46,346.39	49,871.00	3,524.61	92.93
DB.9785.600.000 Installment Purchase Debt, Principal	0.00	20,325.45	0.00	(20,325.45)	0.00
DB.9785.700.000 Installment Purchase Debt, Interest	0.00	1,528.61	0.00	(1,528.61)	0.00
Total Expenses	73,467.80	497,860.38	697,605.00	199,744.62	71.37
Excess Revenue Over (Under) Expenditures	\$ 29,915.91	\$ 259,869.98	\$ 0.00	\$ 659,359.22	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
 Town of Bergen
 For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
HH.2401.000.004 Interest & Earnings, Water Capital #4	\$ 44.76 \$	95.74 \$	0.00 \$	95.74 \$	0.00
HH.3089.000.004 NYS Grants	0.00	173,428.40	0.00	173,428.40	0.00
Total Revenues	44.76	173,524.14	0.00	173,524.14	0.00
Expenses					
HH.1380.200.004 Fiscal Agents Capital Outlay	2,994.85	15,871.69	0.00	(15,871.69)	0.00
HH.1420.200.004 Legal, Capital & Equip	0.00	4,900.04	0.00	(4,900.04)	0.00
HH.1440.200.004 Engineering Cap Outlay, Water #4	12,583.20	266,752.95	0.00	(266,752.95)	0.00
HH.8310.200.004 Water Administration	8,005.35	33,115.95	0.00	(33,115.95)	0.00
Total Expenses	23,583.40	320,640.63	0.00	(320,640.63)	0.00
Excess Revenue Over (Under) Expenditures	\$ 23,538.64 \$	147,116.49 \$	0.00 \$	(494,164.77) \$	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance

Town of Bergen

For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
Total Revenues	0.00	0.00	0.00	0.00	0.00
Expenses					
HH.1620.200.050 Building Cap Outlay, Library	(5,932.00)	97,474.00	0.00	(97,474.00)	0.00
Total Expenses	(5,932.00)	97,474.00	0.00	(97,474.00)	0.00
Excess Revenue Over (Under) Expenditures	\$ (5,932.00)\$	97,474.00 \$	0.00 \$	(97,474.00)\$	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

Revenues	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Total Revenues	0.00	0.00	0.00	0.00	0.00
Expenses					
HH.1620.200.051 Building Cap Outlay, Library	0.00	155,035.75	0.00	(155,035.75)	0.00
Total Expenses	0.00	155,035.75	0.00	(155,035.75)	0.00
Excess Revenue Over (Under) Expenditures	\$ 0.00	\$ 155,035.75	\$ 0.00	\$ (155,035.75)	\$ 0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
LL.2082.000.000 Fines - Copier	\$ 66.95	\$ 219.90	\$ 1,400.00	\$(1,180.10)	15.71
LL.2361.000.000 Genesee County	0.00	0.00	4,000.00	(4,000.00)	0.00
LL.2362.000.000 Bergen	0.00	82,600.00	82,600.00	0.00	100.00
LL.2363.000.000 Byron	0.00	5,628.00	5,500.00	128.00	102.33
LL.2364.000.000 Village of Bergen	0.00	1,500.00	1,500.00	0.00	100.00
LL.2702.000.000 Grant from Capital Improvement	0.00	0.00	7,575.00	(7,575.00)	0.00
LL.2704.000.000 Insurance Dividend	0.00	260.56	150.00	110.56	173.71
LL.2705.000.000 Gifts & Donations	150.00	7,042.35	2,000.00	5,042.35	352.12
LL.3840.000.000 LLSA Grant NIOG	3,814.00	4,389.00	500.00	3,889.00	877.80
LL.5999.000.000 Unexpended Fund Balance.	0.00	0.00	47,229.00	(47,229.00)	0.00
Total Revenues	4,030.95	101,639.81	152,454.00	(50,814.19)	66.67
Expenses					
LL.1910.400.000 Unallocated Insurance, Contr	0.00	1,646.84	1,800.00	153.16	91.49
LL.7410.100.000 Library Director Wages	0.00	19,000.02	38,000.00	18,999.98	50.00
LL.7410.102.000 Library Substitute Wages	0.00	7,811.90	26,288.00	18,476.10	29.72
LL.7410.200.000 Library Capital Expenditure	5,903.00	6,400.73	30,000.00	23,599.27	21.34
LL.7410.205.000 Library AV Materials	377.06	1,845.14	3,500.00	1,654.86	52.72
LL.7410.210.000 Library Books	1,638.50	10,639.36	19,000.00	8,360.64	56.00
LL.7410.211.000 Library Books-Electronic	133.24	4,745.69	5,300.00	554.31	89.54
LL.7410.213.000 Library Serials	0.00	1,159.19	1,600.00	440.81	72.45
LL.7410.230.000 Library Office & Library	48.99	1,619.51	1,500.00	(119.51)	107.97
LL.7410.231.000 Library Telephone	80.35	869.05	550.00	(319.05)	158.01
LL.7410.232.000 Library Internet	181.25	390.96	250.00	(140.96)	156.38
LL.7410.233.000 Library Postage & Freight	9.98	166.25	251.00	84.75	66.24
LL.7410.234.000 Library Publicity	0.00	0.00	130.00	130.00	0.00
LL.7410.235.000 Library Mileage	0.00	177.28	500.00	322.72	35.46
LL.7410.236.000 Library Travel - Conventions	35.00	35.00	1,000.00	965.00	3.50
LL.7410.290.000 Library Programs	0.00	1,179.00	6,000.00	4,821.00	19.65
LL.7410.291.000 Library Program Supplies	217.08	590.05	1,500.00	909.95	39.34
LL.7410.435.000 Library Membership Fees	29.00	39.00	75.00	36.00	52.00
LL.7410.436.000 Library Contracts with Other Libraries	0.00	6,097.50	8,130.00	2,032.50	75.00
LL.7410.439.000 Library Repair-Maint. Equipment	0.00	0.00	250.00	250.00	0.00
LL.7410.453.000 Library Rent	0.00	600.00	1,200.00	600.00	50.00
LL.7410.454.000 Library Bookkeeper	0.00	150.00	300.00	150.00	50.00
LL.9030.800.000 Social Security	0.00	2,051.11	5,330.00	3,278.89	38.48
Total Expenses	8,653.45	67,213.58	152,454.00	85,240.42	44.09

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Excess Revenue Over (Under) Expenditures	\$ 4,622.50	\$ (34,426.23)	\$ 0.00	\$ 136,054.61	\$ 0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
SM.1001.000.000 Real Property Taxes	\$ 0.00	\$ 205,600.00	\$ 205,600.00	\$ 0.00	100.00
SM.5999.000.000 Unexpended Balance	0.00	0.00	400.00	(400.00)	0.00
Total Revenues	0.00	205,600.00	206,000.00	(400.00)	99.81
Expenses					
SM.3410.400.000 Fire Contract Contractual	0.00	205,887.58	206,000.00	112.42	99.95
Total Expenses	0.00	205,887.58	206,000.00	112.42	99.95
Excess Revenue Over (Under) Expenditures	\$ 0.00	\$ 287.58	\$ 0.00	\$ 512.42	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
SW.1001.000.002 Real Property Taxes - District 2	\$ 0.00	\$ 59,200.00	\$ 59,200.00	\$ 0.00	100.00
SW.5999.000.002 Unexpended Balance - District 2	0.00	0.00	20,800.00	(20,800.00)	0.00
Total Revenues	0.00	59,200.00	80,000.00	(20,800.00)	74.00
Expenses					
SW.9720.600.002 Debt Principal, Install Bonds Water Dist 2	0.00	80,000.00	80,000.00	0.00	100.00
Total Expenses	0.00	80,000.00	80,000.00	0.00	100.00
Excess Revenue Over (Under) Expenditures	\$ 0.00	\$ 20,800.00	\$ 0.00	\$ 20,800.00	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 10/31/2020

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
SW.1001.000.003 Real Property Taxes - Peachey Rd District 3	\$ 0.00	\$ 48,860.00	\$ 48,860.00	\$ 0.00	100.00
SW.5999.000.003 Unexpended Fund Balance - District 3	0.00	0.00	1,000.00	(1,000.00)	0.00
Total Revenues	0.00	48,860.00	49,860.00	(1,000.00)	97.99
Expenses					
SW.9720.600.003 Debt Principal, Install Bonds - Peachey Rd District 3	0.00	0.00	18,000.00	18,000.00	0.00
SW.9720.700.003 Debt Interest, Install Bonds - Peachey Rd District 3	0.00	15,930.00	31,860.00	15,930.00	50.00
Total Expenses	0.00	15,930.00	49,860.00	33,930.00	31.95
Excess Revenue Over (Under) Expenditures	\$ 0.00	\$(32,930.00)	0.00	\$ 34,930.00	0.00

Account#	Account Description	Fee Description	Qty	Local Share
	Marriage License	Marriage License	3	52.50
			Sub-Total:	\$52.50
A1255	Clerk Fees	Certified Copies	1	10.00
	Conservation	Conservation	11	66.33
			Sub-Total:	\$76.33
A2544	Dog Licensing	Female, Spayed	17	85.00
		Male, Neutered	12	60.00
		Male, Unneutered	1	18.00
	Senior Discount	Senior Discount	3	-9.00
			Sub-Total:	\$154.00
B2110	Building & Zoning	Building Permit	3	150.00
		Zoning	3	90.00
			Sub-Total:	\$240.00
B2130	Solid Waste	Garbage Bag	232	1,160.00
		Transfer Sta. 10.00	24	240.00
		Transfer Sta. 20.00	6	120.00
		Transfer Sta. 5.00	2	10.00
			Sub-Total:	\$1,530.00

Total Local Shares Remitted: \$2,052.83

Amount paid to: N Y State Department Of Health	67.50
Amount paid to: NYS Ag. & Markets for spay/neuter program	32.00
Amount paid to: NYS Environmental Conservation	1,748.67

Total State, County & Local Revenues: \$3,901.00

Total Non-Local Revenues: \$1,848.17

To the Supervisor:

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 monies received by me, Michele M. Smith, Town Clerk, Town of Bergen during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

_____	_____	<i>Michele M. Smith</i>	<i>11/1/2020</i>
Supervisor	Date	Town Clerk	Date

TOWN OF BERGEN

* ESTABLISHED APRIL 2, 1813 *

P.O. Box 249
10 HUNTER STREET
BERGEN, NY 14416

PHONE: (585) 494-1121 * FAX: (585) 494-1372 * NYS TDD 1-800-662-1220



SUPERVISOR
ERNEST HAYWOOD
DONALD CUNNINGHAM, DEPUTY SUPERVISOR

COUNCILMEN
JAMES STAROWITZ
MARK ANDERSON

COUNCILWOMEN
BELINDA GRANT
ANNE SAPIENZA

SUPERINTENDENT OF HIGHWAYS
MIKE JOHNSON

TOWN CLERK/TAX COLLECTOR
MICHELE M. SMITH

JUSTICES
JOSEPH NENNI
ROBERT SWAPCEINSKI

ZONING & CODE ENFORCEMENT OFFICER
DAVID MASON

ASSESSOR
RHONDA SAULSBURY

NOVEMBER 10, 2020

OFFICIAL UNDERTAKING FOR TAX COLLECTION OFFICER COUNCILMAN MADE A MOTION TO APPROVE RESOLUTION #16-2020 FOR OFFICIAL UNDERTAKING FOR TAX COLLECTION OFFICER BY TOWN CLERK, MICHELE M. SMITH; SECONDED BY COUNCILMAN AND IT CARRIED BY A VOTE -0.

**APPROVAL OF OFFICIAL UNDERTAKING
FOR TAX COLLECTION OFFICER
APPROVAL OF THE BERGEN TOWN BOARD
RESOLUTION # 16 -2020**

We, the undersigned members of the Town Board of the Town of Bergen, County of Genesee, State of New York, do hereby approve the attached undertaking or bond as to its form, manner of execution, amount and sufficiency thereof, and to the sureties named thereon. Said undertaking or bond shall be conditioned that the collector of the taxes shall well and truly keep, pay over and account for all moneys and property coming into Tax Collector, Michele M. Smith's hand as such collector.

This institution is an equal opportunity provider, and employer. If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any UDSA office, or call (866)-632-9922 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 2050-9410 or by fax (202)690-7742 or e-mail program.intake@usda.gov.

November 2, 2020

Supervisor Ernie Haywood
and Town Board Members
Town of Bergen
10 Hunter Street
Bergen, NY 14416

**RE: TOWN OF BERGEN WIBA NO. 1 - ENGINEERING AMENDMENT NO. 2
MRB GROUP PROJECT No. 0202.18003.000**

Dear Ernie and Town Board Members:

We have enclosed for your review and approval, three (3) copies of Engineering Amendment No. 2 for the above referenced Project. The amendment consists of the following items:

- 1. Geotechnical Investigation and Soil Samples for Corrosivity:** This amendment includes ten (10) deep hole soil samples to be completed by a qualified geotechnical firm to determine the soil conditions expected for the three (3) railroad crossings and two (2) creek crossings. This work will be completed by SJB Services, Inc. and will be billed on a unit price basis as identified in the attached breakdown of their services. This item also includes forty (40) corrosivity tests (DIPRA Testing) as required by the Monroe County Water Authority (MCWA). To expedite this process, MRB Group will retain SJB Services, Inc. and will pass thru the direct costs to the Town of Bergen as a reimbursable expense to the project. **The estimated cost of the geotechnical investigation and soil sample testing is \$11,000. Further adjustment of this fee (upwards or downwards) may be necessary based upon the effort necessary for these tasks.**
- 2. Printing:** Printing of documents for permits, approvals, bidding and construction are considered an additional service excluded from our contract. Printing will be billed as a pass thru cost as incurred. **The estimated amount for printing is \$6,000.00. Further adjustment of this fee (upwards or downwards) may be necessary based upon the printing necessary.**

Please sign and return two (2) copies to our office for further processing with USDA RD.

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

Sincerely,



Paul R. Chatfield, P.E.
Senior Project Manager

Copies by Email Only to:

- Michele Smith, Town Clerk (w/Enc.)
- Mike Johnson, Highway Superintendent (w/Enc.)
- Barbara Johnston, Labella (w/Enc.)



Mark Meyerhofer
Senior Director
Government Affairs

October 30, 2020

Dear Municipal Official:

At Charter, locally known as Spectrum, we continue to enhance our services in order to offer more entertainment and communication 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.

Programming fees charged by TV networks we carry are the greatest single factor in higher cable prices, and continue to rise. Despite our best efforts to control these costs, this has resulted in a change in the rates we charge our customers.

Effective on or after December 2, 2020, the following monthly pricing changes will take effect for new customers only.

Services/Products/Equipment	Pricing Adjustment
Spectrum TV Silver	Will increase by \$5.00.
Spectrum TV Gold	Will increase by \$5.00.

If you have any questions, please feel free to contact me at 716-686-4446 or via email at Mark.Meyerhofer@charter.com.

Sincerely,

Mark Meyerhofer
Senior Director, Government Affairs
Charter Communications