

Town Board Meeting
Town of Bergen
March 9th, 2021
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: 2/23/2021 meeting

IV. Communications included with this agenda:

1. Supervisor Report for February 2021
2. Summary spreadsheets for February 2021
3. Town Clerk Report for February 2021
4. ZEO/CEO Report for February 2021
5. Request from Mr. Roggow for removal of EDU Charge for Property on West Sweden Road
6. Monthly Report from Town Engineer
7. Capitalization of Fixed Assets resolution
8. Proposed resolutions regarding proposed MCWA unified county water rate
9. Resolution to remove EDU charge for WIBA#1 for property ID # 12-1-30- West Sweden Road

V. Board Members' items for addition to the agenda

VI. Reports:

Supervisor

Clerk

Board Members

Zoning / Code Enforcement:

Highway

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: (easements/permits)
- Proposal /Resolution in opposition of a county wide "equalized uniform" retail water rate for customers in the currently defined Eastern and Western Genesee Retail Rate area of Genesee County

VII. New Business:

- Date and attendance at the Town Board meeting of 3/23/2021
- Resolution to remove EDU charge for WIBA#1 for property ID # 12-1-30- West Sweden Road
- Resolution in opposition of the proposed MCWA unified retail county water rate

IX- Reports & Bills:

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

X. Executive Session:

XI. Meeting and Other Upcoming Dates:

- Town Board Meeting- 3/23/21 -7 pm in the Town Hall

XII. Adjournment

DRAFT

FEBRUARY 23, 2021 **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 Supervisor Haywood presiding.

PRESENT:

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

ALSO PRESENT:

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

ABSENT:

Councilman James Starowitz

PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

MINUTES: *Councilwoman Sapienza made a motion to approve the February 9, 2021 Town Board minutes; seconded by Councilwoman Grant and it carried by a vote 4-0.*

COMMUNICATIONS:

Mercy EMS report January 2021
Resolution for Cellular Telephone stipend for ZEO-CEO
Changes to Employee hand book regarding Cellular Telephone Stipend
Proposed Schedule of Fees for Zoning and Planning

REPORTS:

SUPERVISOR: GAM, request made of Assessor to challenge assessment equalization rate denied by state not enough data to support challenge.

CLERK: Unemployment ID Fraud with 2 current employees and one former employee

HIGHWAY/SOLID WASTE: Nation Grid changing light to LED, busy with snow plowing.

COMMITEES:

BUILDINGS: applying for grant for Historian building for siding or paint

PARKS: Nothing to report

LOCAL HISTORY AND MUSEUM: Nothing to report

POLICY AND PERSONNEL: Nothing to report

OLD BUSINESS:

Association of Towns Conference Councilwoman Sapienza gave an update on virtual conference

Water improvement Benefit Area #1: easements, audit preparation, waiting final application with DEC, goal to go out to bid in April.

Proposal of building and zoning fees Councilwoman Sapienza offered Resolution #11 -2021 to adopt amended Building Permit Fee Schedule; seconded by Councilwoman Grant and it carried by a vote 4-0.

RESOLUTION #11 -2021
ADOPTION OF AMENDED BUILDING PERMIT FEE SCHEDULE

NOW, THEREFORE BE IT RESOLVED: That the Town Board of the Town of Bergen hereby adopts the attached amended Building Fee Schedule effective March 1, 2021.

NEW BUSINESS:

Court is now going virtual Justice Nenni requesting funds to purchase equipment to be able to go virtual. Councilwoman Grant made a motion to spend \$1,500 on equipment to go virtual; second by Councilwoman Sapienza and carried by a vote 4-0.

Server upgrade Councilwoman Sapienza made a motion to upgrade server for \$260; seconded by Councilman Anderson and carried by a vote 4-0.

Resident complaint building permit was closed without final inspection

Resolution to approve changes to Employee Handbook regarding Cellular Telephone Stipend Councilwoman Sapienza offered Resolution #12-2021 to approve changes to Employee Handbook regarding Cellular Telephone Stipend; seconded by Councilwoman Grant and it carried by a vote 4-0.

**RESOLUTION # 12-2021
EMPLOYEE HANDBOOK CELLULAR TELEPHONE STIPEND CHANGES**

NOW THEREFORE BE RESOLVED:

Sec. 1. That the Town Board of the Town of Bergen amends the Employee Handbook Section 6 Cellular Telephone policy as:

Cellular Telephone

Employees in certain positions are issued Town cellular telephones so they may maintain contact with citizens and co-workers when they are out of the office on business.

Employees are encouraged to take appropriate safety precautions when using their cellular telephone. The use of handheld cellular telephones while driving is prohibited. Employees are expected to comply with applicable state laws regarding the use of cellular telephones.

Employees are expected to demonstrate proper care of their cellular telephones. If you lose, break or damage your Town cellular telephone, report it to your Department Head at once. All cellular telephones issued by the Town must be returned upon leaving our Town or upon transferring to a position that does not require a Town cellular telephone.

The use of cellular telephones is not a work requirement for most employees. If an employee whom the Board has determined should have a Town-issued cell phone requests, instead, a stipend for the use of the employee's personal cell phone, the Town Board shall authorize by motion or resolution, a monthly stipend. The stipend should be reviewed annually and reauthorized at the annual organizational meeting.

Employees who accept the stipend for the use of their personal cell phones for Town business should be mindful that any text messages sent or received involving town business are subject to FOIL. In addition, the Town Board reserves the right to audit the employee's cell phone records to ensure that the employee is actually using their personal cell phone for Town business. Each employee receiving a stipend for the use of their personal cell phone, shall sign an acknowledgement of understanding of these terms and conditions annually. Additionally, the Town shall follow IRS regulations in relation to the reporting of the stipend.

That this resolution shall take effect immediately.

Resolution for Cellular Telephone Stipend for ZEO/CEO Councilwoman Sapienza offered Resolution #13 - 2021 for \$20 Cellular Telephone Stipend for ZEO-CEO; seconded by Councilwoman Grant and it carried by a vote 4-0.

RESOLUTION #13 -2021
CELLULAR TELEPHONE STIPEND for ZEO/CEO

NOW THEREFORE BE RESOLVED:

- Sec. 1. That the Town Board of the Town of Bergen authorizes the payment of a \$20.00 monthly stipend for the use of personal cellphones for Town business in lieu of the issuance of a Town-owned cell phone to the Zoning and Code Enforcement Officer (ZEO-CEO)
- Sec. 2. That this stipend shall take effect beginning the month of February 2021.

Study Commissioned for Genesee County Legislature regarding Monroe County Water Authority have one retail rate for water Supervisor Haywood wants to present a resolution to GAM opposing the issue

Councilman Anderson requested discussion on Senior Housing and Town investments investment policy in place; Senior Housing: included in comprehensive plan – sewer capacity and electric are a concern, supervisor Haywood suggested Councilman Anderson join the housing committee through Genesee County.

NEXT MEETING:

Regular Meeting – Tuesday, March 9, 2021 at 7:00 pm in the Courtroom with the audit of the bills at 6:45 pm

ADJOURNMENT was at 7:53 pm on a motion by Councilwoman Sapienza 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
FEBRUARY 2021
EXECUTIVE SUMMARY**

BALANCE SHEET

- Bank accounts were reconciled as of 2/28/21.
- The Town has \$2,824,581.26 in the bank.

REVENUES AND EXPENSES

• **REVENUES**

- Total receipts for the month were: \$997,269.96
- Major receipts were:
 - Town Clerk Report (January) - \$2,208.60
 - Justice Fees (January) - \$10,233.00
 - Property Taxes - \$836,554.45
 - PILOT Payments - \$6,424.30
 - Franchise Fees - \$6,385.75
 - County Voluntary Distribution (January) - \$42,503.00
 - Solid Waste Host Payment (4th Qtr) - \$16,636.59
 - County Snow & Ice - \$63,390.95
 - Refund from Depository Trust for Duplicate Payment - \$12,467.50
 - Library Fines - \$84.70
 - Other - \$381.12

• **EXPENSES**

Expenditures through February on average should equal 16.67% of the annual budget.

General Fund Townwide (A):

- Year to date expenses are \$177,678.55 compared to the annual budget of \$797,205 or 22.29% of the budget.

General Fund Outside Village (B):

- Year to date expenses are \$14,213.80 compared to the annual budget of \$103,289 or 13.76% of the budget.

Highway Townwide (DA):

- Year to date expenses are \$101,570.51 compared to the annual budget of \$420,116 or 24.18% of the budget.

Highway Outside Village (DB):

- Year to date expenses are \$41,786.74 compared to the annual budget of \$298,294 or 14.01% of the budget.

Ready Ready 3/6/21
[Signature]

**I OWN OF BERGEN
Cash Summary Report
February 2021**

FUND Account	1/31/2021 BALANCES		2/28/2021 BALANCES		#9970 Joint Checking	#4277 Joint Savings	#1040-0001 NYCLASS Savings	#1040-0002 NYCLASS WIBA	#9988 Trust & Agency
	Increases	Decreases	Increases	Decreases					
1 200.000 General TW Checking	(38.89)	159,597.96	47,098.82	112,460.25		(33,756.05)			
1 201.000 General TW Savings	110,283.49	89,755.75	233,795.29	(33,756.05)					
3 230.000 NYS Class Savings	382,291.43	20.47		382,311.90					
3 200.000 General OV Checking	42,503.00	1,533.18	1,533.18	42,503.00	42,503.00				
3 201.000 General OV Savings	48,866.20	16,469.75	46,450.48	18,885.47		18,885.47			
3 230.000 NYS Class Savings	200,176.88	10.72		200,187.60					
2A 200.000 Highway OV Checking		91,449.58	28,058.63	63,390.95	63,390.95				
2A 201.000 Highway OV Savings	(50,902.26)	285,068.00	50,668.25	183,497.49		183,497.49			
2B 200.000 Highway OV Checking		106,050.44	6,050.44	100,000.00	100,000.00				
2B 201.000 Highway OV Savings	442,243.41	100,579.00	106,050.44	436,771.97		436,771.97			
4H 200.004 Water District #4 Checking		26,916.66	26,916.66						
4H 201.004 Water District #4 Savings									
4H 230.004 Water District #4 NY Class	590,890.69	31.62		590,922.31				590,922.31	
4H 231.000 Water District #4 NY Class									
4H 200.051 Library SAMS Grant Checking									
4H 201.051 Library SAMS Grant Savings									
1 200.000 Library Checking		1,699.14	1,699.14						
1 201.000 Library Savings	149,206.69	384.70	1,699.14	147,892.25		147,892.25			
3M 200.000 Special District Fire Checking									
3M 201.000 Special District Fire Savings	(97,848.73)	199,305.00		101,456.27		101,456.27			
3W 200.002 Water District Checking									
3W 201.002 Water District Savings	20,138.80	59,861.00		79,999.80		79,999.80			
3W 200.003 Water Peachey Rd Checking									
3W 201.003 Water Peachey Rd Savings	9,782.34	42,233.00		52,035.34		52,035.34			
3W 200.004 Water WIBA#1 Checking									
3W 201.004 Water WIBA#1 Savings		140,140.00		140,140.00		140,140.00			
1A 200.000 Trust & Agency	76,678.37	142,244.15	47,915.57	171,006.95					171,006.95
1V 200.005 Peachey Water Checking									
1V 201.005 Peachey Water Savings	34,875.76	1,463,370.12	597,936.04	2,824,581.26	318,354.20	34,875.76	582,499.50	590,922.31	171,006.95
Reconciliation									
Bank Statement Balances				2,834,720.52					
Outstanding Transfer					327,875.87	1,162,001.74	582,499.50	590,922.31	171,421.10
Deposits in Transit						(203.44)			203.44
Outstanding Checks				(10,139.26)	(9,521.67)				(617.59)
Balance on General Ledger				2,824,581.26	318,354.20	1,161,798.30	582,499.50	590,922.31	171,006.95
Difference									
Pursuant to Section 125 of the Tax Law, I hereby render the following detailed statement of all monies received and disbursed by me during the month of: <u>2/28/2021</u>									

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
AA.1081.000.000 Other Payments in Lieu of Taxes	\$ 6,424.30	\$ 6,424.30	\$ 6,095.00	\$ 329.30	105.40
AA.1255.000.000 Clerk Fees	138.60	1,209.69	2,000.00	(790.31)	60.48
AA.2130.000.000 Landfill Host Revenue	16,636.59	16,636.59	55,000.00	(38,363.41)	30.25
AA.2401.000.000 Interest & Earnings	38.78	68.10	300.00	(231.90)	22.70
AA.2410.000.000 Rental of Real Property	0.00	0.00	1,220.00	(1,220.00)	0.00
AA.2530.000.000 Games of Chance	10.00	10.00	10.00	0.00	100.00
AA.2544.000.000 Dog Licenses	215.00	408.00	2,500.00	(2,092.00)	16.32
AA.2610.000.000 Fines and Forfeited Bail	8,939.00	18,247.00	65,000.00	(46,753.00)	28.07
AA.2770.000.000 Unclassified Revenues	86,115.45	86,115.45	360,000.00	(273,884.55)	23.92
AA.3001.000.000 State Aid, Revenue Sharing	0.00	0.00	8,000.00	(8,000.00)	0.00
AA.3005.000.000 State Aid, Mortgage Tax	0.00	0.00	25,000.00	(25,000.00)	0.00
AA.5999.000.000 Unexpended Balance	0.00	0.00	272,080.00	(272,080.00)	0.00
Total Revenues	118,517.72	129,119.13	797,205.00	(668,085.87)	16.20
Expenses					
AA.1010.100.000 Town Board Personal Services	1,219.32	2,438.64	14,632.00	12,193.36	16.67
AA.1010.400.000 Town Board Contractual	475.00	475.00	1,200.00	725.00	39.58
AA.1110.100.000 Justices Personal Services	2,333.34	4,666.68	28,000.00	23,333.32	16.67
AA.1110.102.000 Justice Pers Svc, Clerk	2,493.71	3,005.51	21,792.00	18,786.49	13.79
AA.1110.200.000 Justice Equipment	0.00	0.00	600.00	600.00	0.00
AA.1110.400.000 Justices Contractual	326.08	326.08	14,150.00	13,823.92	2.30
AA.1220.100.000 Supervisor Personal Services	947.75	1,895.50	11,373.00	9,477.50	16.67
AA.1220.102.000 Deputy Supervisor Personal Services	120.83	241.66	1,450.00	1,208.34	16.67
AA.1220.103.000 Supervisor's Secretary Personal Services	632.40	1,234.20	8,320.00	7,085.80	14.83
AA.1220.400.000 Supervisor Contractual	2,239.69	2,239.69	8,500.00	6,260.31	26.35
AA.1310.400.000 Bookkeeper, Contr Expend	0.00	0.00	24,300.00	24,300.00	0.00
AA.1355.400.000 Assessor Contractual	0.00	0.00	32,801.00	32,801.00	0.00
AA.1410.100.000 Town Clerk Personal Services	3,295.60	6,591.20	42,844.00	36,252.80	15.38
AA.1410.102.000 Deputy Town Clerk Personal Services	582.47	917.22	2,785.00	1,867.78	32.93
AA.1410.200.000 Town Clerk Equipment	0.00	0.00	500.00	500.00	0.00
AA.1410.400.000 Town Clerk Contractual	1,594.64	1,590.79	4,000.00	2,409.21	39.77
AA.1420.400.000 Attorney Contractual	0.00	0.00	6,000.00	6,000.00	0.00
AA.1420.401.000 Court Prosecutor	1,600.00	1,600.00	10,100.00	8,500.00	15.84
AA.1440.400.000 Engineer Contractual	0.00	0.00	4,000.00	4,000.00	0.00
AA.1450.400.000 Elections Contractual	0.00	2,887.00	5,000.00	2,113.00	57.74
AA.1460.400.000 Records Management Contractual	0.00	0.00	2,500.00	2,500.00	0.00
AA.1480.400.000 Public Info Services OARS Contractual	0.00	0.00	1,200.00	1,200.00	0.00
AA.1620.100.000 Buildings Personal Services	412.19	675.99	4,800.00	4,124.01	14.08
AA.1620.400.000 Building Operation Contractual	3,821.43	6,377.18	47,800.00	41,422.82	13.34
AA.1620.401.000 Building Operation Lease Fire Hall	0.00	19,023.63	19,024.00	0.37	100.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
AA.1660.400.000 Central Storeroom Contractual	0.00	0.00	500.00	500.00	0.00
AA.1670.400.000 Central Printing & Mailing Contractual	600.91	865.92	4,100.00	3,234.08	21.12
AA.1680.200.000 Computers Equipment	0.00	0.00	2,000.00	2,000.00	0.00
AA.1680.400.000 Computers Contractual	130.00	130.00	1,000.00	870.00	13.00
AA.1910.400.000 Unallocated Insurance	0.00	1,263.00	34,500.00	33,237.00	3.66
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	6,000.94	6,500.00	499.06	92.32
AA.1990.400.000 Contingency	(12,463.64)	(12,424.75)	13,153.00	25,577.75	(94.46)
AA.3120.100.000 Constables Personnel Services	0.00	0.00	4,225.00	4,225.00	0.00
AA.3120.400.000 Constables Contractual	0.00	0.00	400.00	400.00	0.00
AA.3310.400.000 Traffic Control Contractual	0.00	0.00	6,000.00	6,000.00	0.00
AA.3510.400.000 Control of Dogs Contractual	0.00	0.00	1,200.00	1,200.00	0.00
AA.5010.100.000 Supt. of Highways Personal Services	4,880.40	9,760.80	63,444.00	53,683.20	15.38
AA.5010.102.000 Supt. of Highways, Pers Svc, Deputy	115.50	231.00	1,500.00	1,269.00	15.40
AA.5010.200.000 Superintendent of Highways Equipment	0.00	0.00	750.00	750.00	0.00
AA.5010.400.000 Superintendent of Highways Contractual	0.00	0.00	750.00	750.00	0.00
AA.5132.400.000 Garage Contractual	3,247.12	4,000.02	37,500.00	33,499.98	10.67
AA.5182.400.000 Street Lighting Contractual	1,382.77	1,666.03	5,500.00	3,833.97	30.29
AA.6410.400.000 Publicity - Newsletter Contractual	0.00	0.00	2,500.00	2,500.00	0.00
AA.6420.400.000 Promotion of Industry Contractual	1,160.37	1,160.37	2,000.00	839.63	58.02
AA.7410.400.000 Library Contractual	4,456.83	41,638.21	66,080.00	24,441.79	63.01
AA.7510.100.000 Historian Personal Services	0.00	0.00	2,930.00	2,930.00	0.00
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	500.00	500.00	0.00
AA.7550.400.000 Celebrations Contractual	0.00	0.00	1,000.00	1,000.00	0.00
AA.8810.400.000 Cemetery Contractual	0.00	0.00	5,000.00	5,000.00	0.00
AA.9010.800.000 NYS Retirement	0.00	50,694.00	25,347.00	(25,347.00)	200.00
AA.9030.800.000 Social Security & Medicare	1,723.81	3,239.24	16,000.00	12,760.76	20.25
AA.9040.800.000 Worker's Compensation	0.00	7,833.00	7,833.00	0.00	100.00
AA.9055.800.000 Disability Insurance	0.00	0.00	150.00	150.00	0.00
AA.9060.800.000 Medical Insurance	2,267.40	4,534.80	27,209.00	22,674.20	16.67
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	0.00	15,938.00	15,938.00	0.00
AA.9720.701.000 Interest on Debt Court/Town Offices	0.00	0.00	4,358.00	4,358.00	0.00
AA.9950.900.000 Transfer to Capital Project	0.00	0.00	8,267.00	8,267.00	0.00
Total Expenses	29,595.92	177,678.55	797,205.00	619,526.45	22.29
Excess Revenue Over (Under) Expenditures	\$ (88,921.80)	\$ 48,559.42	\$ 0.00	\$ 1,287,612.32	\$ 0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
BB.1001.000.000 Property Taxes	\$ 8,239.00	\$ 8,239.00	\$ 8,239.00	\$ 0.00	100.00
BB.1170.000.000 Franchise Fees	6,385.75	6,385.75	23,000.00	(16,614.25)	27.76
BB.1560.000.000 Safety Inspection Fees	0.00	0.00	50.00	(50.00)	0.00
BB.2110.000.000 Zoning Fees	135.00	710.00	1,800.00	(1,090.00)	39.44
BB.2115.000.000 Planning Board Fees	0.00	0.00	200.00	(200.00)	0.00
BB.2130.000.000 Refuse & Garbage Charges	1,710.00	3,060.00	20,000.00	(16,940.00)	15.30
BB.2389.000.000 Revenue Other Governments	(42,503.00)	0.00	0.00	0.00	0.00
BB.2401.000.000 Interest & Earnings	10.72	19.00	0.00	19.00	0.00
BB.5999.000.000 Unexpended Balance	0.00	0.00	50,000.00	(50,000.00)	0.00
Total Revenues	(26,022.53)	18,413.75	103,289.00	(84,875.25)	17.83
Expenses					
BB.1355.400.000 Board of Assessment Review, Contr	0.00	0.00	450.00	450.00	0.00
BB.1420.400.000 Attorney, Contractual	0.00	0.00	2,000.00	2,000.00	0.00
BB.1440.400.000 Engineer Contractual	0.00	0.00	2,000.00	2,000.00	0.00
BB.1990.400.000 Contingency	0.00	0.00	20,000.00	20,000.00	0.00
BB.6772.400.000 Programs for the Aging Contractual	0.00	0.00	4,000.00	4,000.00	0.00
BB.7110.400.000 Parks Contractual	0.00	0.00	6,000.00	6,000.00	0.00
BB.7310.400.000 Youth Programs Contractual	0.00	0.00	4,000.00	4,000.00	0.00
BB.8010.100.000 Zoning Pers Svc	55.83	111.66	836.00	724.34	13.36
BB.8010.400.000 Zoning Contractual	0.00	0.00	1,250.00	1,250.00	0.00
BB.8020.100.000 Planning Personal Services	272.92	545.84	4,500.00	3,954.16	12.13
BB.8020.400.000 Planning Contractual	0.00	0.00	3,000.00	3,000.00	0.00
BB.8160.100.000 Refuse & Garbage Personnel Services	616.92	1,309.98	10,000.00	8,690.02	13.10
BB.8160.400.000 Refuse & Garbage Contractual	1,177.83	2,309.93	17,500.00	15,190.07	13.20
BB.8664.100.000 Code Enforcement Personnel Services	1,408.54	2,817.08	18,311.00	15,493.92	15.38
BB.8664.400.000 Code Enforcement Contractual	355.35	380.30	3,000.00	2,619.70	12.68
BB.9010.800.000 NYS Retirement	0.00	5,342.00	2,671.00	(2,671.00)	200.00
BB.9030.800.000 Social Security & Medicare	60.09	126.01	2,500.00	2,373.99	5.04
BB.9040.800.000 Workers Compensation	0.00	1,271.00	1,271.00	0.00	100.00
Total Expenses	3,947.48	14,213.80	103,289.00	89,075.20	13.76
Excess Revenue Over (Under) Expenditures	\$ 29,970.01	\$ (4,199.95)	0.00	\$ 173,950.45	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
DA.1001.000.000 Property Taxes	\$ 285,068.00	\$ 285,068.00	\$ 285,068.00	\$ 0.00	100.00
DA.2300.000.000 Services to Other Gov't	63,390.95	63,390.95	126,781.00	(63,390.05)	50.00
DA.5031.000.000 Interfund Transfers	0.00	0.00	8,267.00	(8,267.00)	0.00
Total Revenues	348,458.95	348,458.95	420,116.00	(71,657.05)	82.94
Expenses					
DA.5130.100.000 Machinery, Pers Serv	0.00	0.00	11,860.00	11,860.00	0.00
DA.5130.200.000 Machinery, Equip & Cap Outlay	0.00	0.00	85,000.00	85,000.00	0.00
DA.5130.400.000 Machinery, Contr Expend	22,266.99	22,504.13	30,000.00	7,495.87	75.01
DA.5140.100.000 Brush & Weeds, Pers Serv	0.00	0.00	11,860.00	11,860.00	0.00
DA.5140.400.000 Brush & Weeds, Contr Expend	0.00	0.00	1,500.00	1,500.00	0.00
DA.5142.100.000 Snow & Ice, Pers Serv	21,036.85	39,420.69	123,037.00	83,616.31	32.04
DA.5142.400.000 Snow & Ice, Contr Expend	3,469.82	7,298.44	90,000.00	82,701.56	8.11
DA.9010.800.000 NYS Retirement, Empl Bnfts	0.00	19,541.00	19,541.00	0.00	100.00
DA.9030.800.000 Social Security & Medicare, Empl Bnfts	1,572.77	2,942.61	10,508.00	7,565.39	28.00
DA.9040.800.000 Workers Compensation, Empl Bnfts	0.00	5,220.00	5,220.00	0.00	100.00
DA.9055.800.000 Disability Insurance, Empl Bnfts	0.00	0.00	110.00	110.00	0.00
DA.9060.800.000 Hospital & Medical (Dental) Ins, Empl Bnfts	2,321.82	4,643.64	31,480.00	26,836.36	14.75
Total Expenses	50,668.25	101,570.51	420,116.00	318,545.49	24.18
Excess Revenue Over (Under) Expenditures	\$ (297,790.70)	\$ (246,888.44)	0.00	\$ 390,202.54	0.00

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

Run: 3/05/2021 at 12:32 PM

Town of Bergen

Page:

5

For 2/28/2021

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
DB.1001.000.000 Property Taxes	\$ 100,579.00	\$ 100,579.00	\$ 100,579.00	\$ 0.00	\$ 100.00
DB.3501.000.000 Consolidated Highway Aid	0.00	0.00	40,500.00	(40,500.00)	0.00
DB.5999.000.000 Unexpended Balance	0.00	0.00	157,215.00	(157,215.00)	0.00
Total Revenues	100,579.00	100,579.00	298,294.00	(197,715.00)	33.72
Expenses					
DB.5110.100.000 General Highway Repairs Personal Services	0.00	0.00	90,134.00	90,134.00	0.00
DB.5110.400.000 General Highway Repairs Contractual	2,460.11	2,460.11	85,000.00	82,539.89	2.89
DB.5112.200.000 Permanent Highway Improvements	0.00	0.00	40,500.00	40,500.00	0.00
DB.5130.400.000 Machinery Contractual	1,075.03	1,075.03	0.00	(1,075.03)	0.00
DB.9010.800.000 NYS Retirement	0.00	29,482.00	14,741.00	(14,741.00)	200.00
DB.9030.800.000 Social Security & Medicare	0.00	0.00	7,900.00	7,900.00	0.00
DB.9040.800.000 Workers Compensation	0.00	3,739.00	3,853.00	114.00	97.04
DB.9055.800.000 Disability Insurance	0.00	0.00	65.00	65.00	0.00
DB.9060.800.000 Medical Insurance	2,515.30	5,030.60	34,275.00	29,244.40	14.68
DB.9785.600.000 Installment Purchase Debt, Principal	0.00	0.00	20,326.00	20,326.00	0.00
DB.9785.700.000 Installment Purchase Debt, Interest	0.00	0.00	1,500.00	1,500.00	0.00
Total Expenses	6,050.44	41,786.74	298,294.00	256,507.26	14.01
Excess Revenue Over (Under) Expenditures	\$ (94,528.56)	\$ (58,792.26)	0.00	\$ 454,222.26	0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

Page:

6

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
HH.2401.000.004 Interest & Earnings, Water Capital #4	\$ 31.62	\$ 56.08	\$ 0.00	\$ 56.08	\$ 0.00
Total Revenues	31.62	56.08	0.00	56.08	0.00
Expenses					
HH.1380.200.004 Fiscal Agents Capital Outlay	951.50	951.50	0.00	(951.50)	0.00
HH.1440.200.004 Engineering Cap Outlay, Water #4	25,965.16	25,965.16	0.00	(25,965.16)	0.00
HH.9730.700.004 BAN Interest Payment	0.00	3,445.28	0.00	(3,445.28)	0.00
Total Expenses	26,916.66	30,361.94	0.00	(30,361.94)	0.00
Excess Revenue Over (Under) Expenditures	\$ 26,885.04	\$ 30,305.86	\$ 0.00	\$ (30,418.02)	\$ 0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
SM.1001.000.000 Real Property Taxes	\$ 199,305.00	\$ 199,305.00	\$ 199,305.00	\$ 0.00	\$ 100.00
Total Revenues	199,305.00	199,305.00	199,305.00	0.00	100.00
Expenses					
SM.3410.400.000 Fire Contract Contractual	0.00	99,652.15	199,305.00	99,652.85	50.00
Total Expenses	0.00	99,652.15	199,305.00	99,652.85	50.00
Excess Revenue Over (Under) Expenditures	\$ (199,305.00)	\$ (99,652.85)	0.00	\$ 99,652.85	\$ 0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
SW.1001.000.002 Real Property Taxes - District 2	\$ 59,861.00	\$ 59,861.00	\$ 59,861.00	\$ 0.00	\$ 100.00
SW.5999.000.002 Unexpended Balance - District 2	0.00	0.00	20,139.00	(20,139.00)	0.00
Total Revenues	<u>59,861.00</u>	<u>59,861.00</u>	<u>80,000.00</u>	<u>(20,139.00)</u>	<u>74.83</u>
Expenses					
SW.9720.600.002 Debt Principal, Install Bonds Water Dist 2	0.00	0.00	80,000.00	80,000.00	0.00
Total Expenses	<u>0.00</u>	<u>0.00</u>	<u>80,000.00</u>	<u>80,000.00</u>	<u>0.00</u>
Excess Revenue Over (Under) Expenditures	<u>\$ (59,861.00)</u>	<u>\$ (59,861.00)</u>	<u>0.00</u>	<u>\$ 100,139.00</u>	<u>\$ 0.00</u>

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	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	\$ 42,253.00	\$ 42,253.00	\$ 42,253.00	\$ 0.00	\$ 100.00
SW.5031.000.003 Interfund Transferr - Peachey Road	0.00	0.00	5,000.00	(5,000.00)	0.00
SW.5999.000.003 Unexpended Balance - District 3	0.00	0.00	2,000.00	(2,000.00)	0.00
Total Revenues	42,253.00	42,253.00	49,253.00	(7,000.00)	85.79
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	0.00	31,253.00	31,253.00	0.00
Total Expenses	0.00	0.00	49,253.00	49,253.00	0.00
Excess Revenue Over (Under) Expenditures	\$ (42,253.00)	\$ (42,253.00)	0.00	\$ 56,253.00	\$ 0.00

Statement of Activity - MTD and YTD by Fund w/ Variance
Town of Bergen
For 2/28/2021

Run: 3/05/2021 at 12:32 PM

	M-T-D Actual	Y-T-D Actual	Annual Budget	Variance	Variance Percentage
Revenues					
SW.1001.000.004 Property Taxes	\$ 140,140.00	\$ 140,140.00	\$ 140,140.00	\$ 0.00	\$ 100.00
SW.2401.000.004 Interest & Earnings	0.00	0.00	250.00	(250.00)	0.00
SW.5999.000.004 Appropriated Fund Balance	0.00	0.00	999,750.00	(999,750.00)	0.00
Total Revenues	<u>140,140.00</u>	<u>140,140.00</u>	<u>1,140,140.00</u>	<u>(1,000,000.00)</u>	<u>12.29</u>
Expenses					
SW.9710.600.004 Bond Principal, Water #4	0.00	0.00	105,000.00	105,000.00	0.00
SW.9710.700.004 Bond Interest, Water #4	0.00	0.00	35,140.00	35,140.00	0.00
SW.9730.600.004 BAN Principal	0.00	0.00	1,000,000.00	1,000,000.00	0.00
Total Expenses	<u>0.00</u>	<u>0.00</u>	<u>1,140,140.00</u>	<u>1,140,140.00</u>	<u>0.00</u>
Excess Revenue Over (Under) Expenditures	<u>\$ (140,140.00)</u>	<u>\$ (140,140.00)</u>	<u>0.00</u>	<u>\$ 2,140,140.00</u>	<u>\$ 0.00</u>

Account#	Account Description	Fee Description	Qty	Local Share
		Bulk Land Transfer	1	90.00
		Sub-Total:		\$90.00
A1255	Clerk Fees	Genealogy	4	44.00
		Sub-Total:		\$44.00
A2544	Dog Licensing	Female, Spayed	5	25.00
		Female, Unspayed	2	36.00
		Male, Neutered	14	70.00
		Male, Unneutered	2	36.00
	Senior Discount	Senior Discount	3	-9.00
		Sub-Total:		\$158.00
B2110	Building & Zoning	Building Permit	2	230.00
		Zoning	1	30.00
		Sub-Total:		\$260.00
B2130	Solid Waste	Garbage Bag	185	925.00
		Transfer Sta. 10.00	2	20.00
		Sub-Total:		\$945.00

Total Local Shares Remitted: \$1,497.00

Amount paid to: NYS Ag. & Markets for spay/neuter program 31.00

Total State, County & Local Revenues: \$1,528.00

Total Non-Local Revenues: \$31.00

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>	3/1/2021
Supervisor	Date	Town Clerk	Date

Town of Bergen

Permit Report By Type

01/01/2021 - 03/04/2021

Permit Type: All

Permit Type:	Permit #	Applicant	Location	SBL#	Issued	Valuation	Fee Amount
Comm-Renovation							
	BP-0005-2021	R.J. PROPERTIES, LLC	7000 Apple Tree Ave	13.-1-57.1	02/04/2021	\$0.00	\$0.00
				Comm-Renovation Total:		1	
				Amount Totals:		\$0.00	\$0.00
Res-Acc Structure							
	BP-0006-2021	colin willis	5961 West Sweden Rd	9.-1-45.2	03/04/2021	\$0.00	\$0.00
				Res-Acc Structure Total:		1	
				Amount Totals:		\$0.00	\$0.00
Res-Generator							
	BP-0003-2021	Leslie Armstrong	46 Hidden Meadows Dr	17.-1-16.11/RR	01/27/2021	\$0.00	\$0.00
				Res-Generator Total:		1	
				Amount Totals:		\$0.00	\$0.00
Res-Solar Panels							
	BP-0004-2021	Jacob Peters	7178 West Bergen Rd	15.-1-19	02/04/2021	\$0.00	\$0.00
				Res-Solar Panels Total:		1	
				Amount Totals:		\$0.00	\$0.00
Subdivision							
	SD-2021-001	steve hohn	Townline Rd	10.-2-41.1	02/18/2021	\$0.00	\$0.00
				Subdivision Total:		1	
				Amount Totals:		\$0.00	\$0.00
				Permit Grand Total:		5	
				Amount Grand Totals:		\$0.00	\$0.00

supervisor@bergenny.org

From: Deborah Roggow <momroggow@gmail.com>
Sent: Thursday, February 25, 2021 1:57 PM
To: supervisor@bergenny.org; bgrant@bergenny.org; manderson@bergenny.org;
asapienza@bergenny.org; jstarowitz@bergenny.org
Subject: Parcel 12-1-30

Supervisor Haywood and Board Members,

I am in the process of acquiring the verification including maps to show that the parcel 12-1-30 being exempt from the water district inclusion.

A quick overview of the Town and Village Comprehensive Plan adopted July, 2016 would show the parcel in a land conservation (LC) zone not for residential structures (map 4, page 13).

Map 9 (page 34) Designate Flood Plains and Wetlands shows "state wetlands" with a protected buffer of 100 feet and a FEMA flood hazard area. This parcel has 300 feet frontage along West Sweden Road with a possible depth, if the frontage were considered in an RA40 zone, of varying from 30 feet to 130 feet with a best case area consisting of 130 feet x 100 feet or 13,000 square feet or if full 300 feet frontage x 100 feet depth or 30,000 square feet. When the RA40 zone requires 40,000 square feet minimum to be buildable. I see no way that this parcel could be considered as a "developable" lot and again request exemption from district and reimbursement of the taxes I have already paid (\$162.01) for this year.

Respectfully,

Dave Roggow

To: Supervisor Ernie Haywood and Town Board Members

COPY: Mike Johnson, Town Highway Superintendent
Michele Smith, Town Clerk
Gerald Wood, Code Enforcement Officer
Gary Fink, Planning Board Chairman
Rhonda Saulsbury, Town Assessor
Dan Bryson, Town Attorney
Leisa Strabel, Supervisor's Assistant
Scott Mattison, P.E., MRB Group
Emilio Moran, MRB Group

FROM: Paul R. Chatfield, P.E.

DATE: March 8, 2021

MRB GROUP PROJECT NO: 0202.18000.000

RE: MRB MONTHLY STATUS REPORT

The following is a summary of the status of the projects that MRB Group is completing on your behalf during the time period indicated above:

1. General Engineering, MRB # 0202.18000.000

Nothing new to report.

2. Water Improvement Benefit Area No. 1, MRB# 0202.18003.000

Project Description: The Town of Bergen Water Improvement Benefit Area No. 1 Project consists of the installation of approximately 164,000 linear feet (LF) of 8-12" diameter water main, valves, hydrants, water services and appurtenances along various roads in the Town of Bergen. The proposed Project will connect to existing water mains in the Town of Bergen.

Project Status: MRB Group has continued to address the comments that have been coming in from the various agencies.

Permits and Approvals: The status of the agency review is provided as follows:

- **NYS Department of Transportation:** We have received the NYS DOT approval of our plans and we will make a submission once the contractor(s) are selected. The actual NYS DOT permit will be issued once the Contractor(s) are selected and their necessary paperwork has been submitted.
- **NYS Department of Environmental Conservation:** We have received the NYS DEC Permit. The Town published the Notice in the legal newspaper and provided certification to the NYS DEC.
- **US Army Corp of Engineers:** We have received a "No Jurisdiction" letter from the Army Corp of Engineers which indicates they are not involved and they will not need to issue a permit.
- **Genesee County Health Department:** We have received the approval from the Genesee County Health Department.
- **Genesee County Highway Department:** We have received the Genesee County Highway Permit. They will require us to revise the plans that will include boring of road crossings on West Sweden Road and West Bergen Road, in lieu of open cutting them as we had proposed. This requirement will increase the project costs for those crossings.
- **CSX Railroad:** The Town has received the three (3) crossing Preliminary Agreements from them.
- **USDA Rural Development:** We have received the USDA RD review letter on Friday November 6, 2020 and are addressing their comments which will be incorporated into the final documents.
- **Monroe County Water Authority (MCWA):** We have been in contact with the MCWA staff on a regular basis addressing their comments and concerns as they come in. We have received their most recent comment email for both Contract A and B on Friday February 19, 2021 and are addressing their comments and re-submitted the plans and specifications to them by March 12, 2021. We anticipate their final review and approval within the next few weeks.

Easements: We have been responding to questions from property owners regarding the easements as they come in. We have also met with property owners in person as necessary. The Project cannot be advertised for bids until all easements have been obtained.

Breakdown of Contracts: The Project will be broken down into two contracts, generally split near the old railroad bed. Contract A will be the area generally north of the old railroad bed and Contract B will be the area generally south of the old railroad bed. Contract B includes three (3) CSX railroad crossings.

Monthly Conference Calls: We have held a monthly conference call with Ernie Haywood, Donegan's office, Labella's office and Dan Bryson to review the project status and various other topics. Our next conference call is scheduled for Tuesday March 30, 2021 at 10:00 a.m.

Project Schedule: At this point we have received permits and approvals from all agencies with the exception of the MCWA. We anticipate their final approval shortly. As stated above there are several easements that we are awaiting approval from property owners.

Assuming that final approval from the MCWA and easements are obtained in the next 2-3 weeks, we would anticipate bidding Contract A in April 2021 and Contract B in May 2021, with construction starting in July/August 2021 and be completed by October/November 2022. We anticipate portions of the project area may receive public water in late 2021, while some areas may be extended into mid/late 2022. Once the project bids have been received we will have a better handle on the Contractor's schedule for completion of the project.

School Road Parcels in Leroy: There are 3 property owners just outside the project area on School Road that are in the process of entering into a Developers Main Extension Agreement with the MCWA to serve their properties with public water. There is no action necessary for the Town of Bergen to take at this time.

RESOLUTION NO.

Capitalization of Fixed Assets

WHEREAS, the Town of Bergen maintains an inventory of fixed assets in accordance with guidelines established by the New York State Comptroller; and

NOW, THEREFORE BE IT RESOLVED: That the Town Board of the Town of Bergen hereby approves a minimum threshold of \$2,500 for the capitalization of fixed assets.

MOTION for adoption of this resolution

Seconded by

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilman Anderson

Councilwoman Grant

Councilwoman Sapienza

Councilman Starowitz

Supervisor Haywood

Submitted – February 23, 2021

Resolution in opposition of the Genesee County Legislature and the Monroe County Water Authorities (MCWA) consideration of a equalized uniform retail water rate for customers in the currently defined Eastern and Western Genesee Retail Rate areas of Genesee County;

WHEREAS the Genesee County Legislature , through resolution No. 95 Recommendation To Monroe County Water Authority to Study the Establishment of a County-Wide Retail Water Service Rate for Genesee County requested a Rate Equalization Study from the MCWA ; and

WHEREAS the MCWA currently charges two different retail rates for Genesee County property owners within two differed Retail Rate Areas. The rate study only impacts those towns and village which are current customers of MCWA. One area is referred to as the Western Genesee Retail Rate, for the towns where MCWA water is purchased through a third party and includes the towns and associated village of Pembroke, Corfu and Darien and the Eastern Genesee Retail Rate. The second area is referred to as the Eastern Genesee Retail Rate area, where the MCWA provides water directly and does not have to purchase water from a third party and includes the towns of Bergen, Byron, Leroy, Stafford and Pavilion.

WHEREAS the Central part of the county includes, Towns of Alabama, Oakfield, Elba, Batavia, Alexander, the Villages in those Towns and the City of Batavia are not included in this study;

WHEREAS the Monroe County Water Authority (MCWA) retained the Amawlak Consulting Group to prepare a Rate Consolidation Study for Genesee County retail customers; and

WHEREAS the MCWA has presented the outcomes of the Rate Consolidation Study in a report dated December 14, 2020, to the Genesee County Legislature; and

WHEREAS the Water Rate Consolidation Study, requested by the Genesee County Legislature and commissioned by the MCWA , dated December 14th 2020 recommends the creation of one Genesee County- Wide retail rate as opposed to the existing two separate water retail rates; and

WHEREAS the proposed recommended Genesee County-Wide retail rate will result in the residents included in the currently defined Eastern Genesee Retail Rate area paying a disproportionately higher rate (\$.49 per 1000 gallons more than current rates) than the residents of the currently defined Western Genesee Retail Rate area and for which the residents of the Western Genesee Retail Rate area would pay a disproportionately lower rate (\$.81 per gallons less than current rates) than the residents of the currently defined Eastern Genesee Retail Rate area; and

WHEREAS the proposed unified, one county-wide retail water rate;

- does not appear to take into consideration future growth in water consumption for municipalities in the Eastern Retail Rate Area;
- is not based upon the cost of provision of the water to the retail customers in each of their respective service areas i.e. MCWA purchase of water from a third party to provide water to residents of the Western Genesee Retail Rate Area and uses their own water to provide water to residents of the Eastern Genesee Retail Rate Area;
- is based upon the interest of the County Legislator, on behalf of the municipalities in the Western Genesee Retail Rate Area , to have a lower rate and ;
- does not include all municipalities in Genesee County; and

WHEREAS the proposed unified rate unfairly financially burdens, through a significant rate increase for Genesee County residents of five towns and associated villages and retail customers of the Eastern Genesee Retail Rate area for the financial benefit, through a significant reduction of current rates for Genesee County residents of three towns and associated villages and retail customers of the Western Retail Rate area;

NOW, BE IT THEREFORE RESOLVED that the Town Board of the Towns of Bergen, is in opposition of the proposed unified County –Wide one rate for Genesee County for the reasons as outlined in this resolution; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Bergen, requests the Genesee County Legislature not promote a unified rate and the Monroe County Water Authority not establish a unified County-Wide one retail water rate that results in a financial burden for residents of the Towns of Bergen in order to provide a financial gain for residents of the Western Genesee Retail Rate area.

Motion by: _____

Second by: _____

Vote: _____ Ayes

_____ Nays

Date: _____ Resolution Number: _____

Resolution in opposition of the Genesee County Legislature and the Monroe County Water Authorities (MCWA) consideration of a equalized uniform retail water rate for customers in the currently defined Eastern and Western Genesee Retail Rate areas of Genesee County;

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WHEREAS the Water Rate Consolidation Study, requested by the Genesee County Legislature and commissioned by the MCWA , dated December 14th 2020 recommends the creation of one Genesee County- Wide retail rate as opposed to the existing two separate water retail rates; and

WHEREAS the proposed recommended Genesee County-Wide retail rate will result in the residents included in the currently defined Eastern Genesee Retail Rate area paying a disproportionately higher rate (\$.49 per 1000 gallons more than current rates) than the residents of the currently defined Western Genesee Retail Rate area and for which the residents of the Western Genesee Retail Rate area would pay a disproportionately lower rate (\$.81 per gallons less than current rates) than the residents of the currently defined Eastern Genesee Retail Rate area; and

WHEREAS the proposed unified, one county-wide retail water rate;

- does not appear to take into consideration future growth in water consumption for municipalities in the Eastern Retail Rate Area;
- is not based upon the cost of provision of the water to the retail customers in each of their respective service areas i.e. MCWA purchase of water from a third party to provide water to residents of the Western Genesee Retail Rate Area and uses their own water to provide water to residents of the Eastern Genesee Retail Rate Area;
- is based upon the interest of the County Legislator, on behalf of the municipalities in the Western Genesee Retail Rate Area , to have a lower rate and ;
- does not include all municipalities in Genesee County; and

WHEREAS the proposed unified rate unfairly financially burdens, through a significant rate increase for Genesee County residents of five towns and associated villages and retail customers of the Eastern Genesee Retail Rate area for the financial benefit, through a significant reduction of current rates for Genesee County residents of three towns and associated villages and retail customers of the Western Retail Rate area;

NOW, BE IT THEREFORE RESOLVED that the Town Boards of the Towns of Bergen, Byron LeRoy, Stafford and Pavilion are in opposition of the proposed unified County –Wide one rate for Genesee County for the reasons as outlined in this resolution; and

BE IT FURTHER RESOLVED that the Town Boards of the Town of Bergen, Byron, LeRoy, Stafford and Pavilion requests the Genesee County Legislature not promote a unified rate and the Monroe County Water Authority not establish a unified County-Wide one retail water rate that results in a financial burden for residents of the Towns of Bergen, Byron, LeRoy, Stafford and Pavilion in order to provide a financial gain for residents of the Western Genesee Retail Rate area.

Dated _____

Supervisor - Town of Bergen

Supervisor – Town of Stafford

Supervisor – Town of Byron

Supervisor – Town of Pavilion

Supervisor – Town of LeRoy

3/9/2021 RESOLUTION

Resolution to remove EDU charge for property # 12-1-30 – West Sweden Road

RESOLUTION #__-2021

ADOPTION OF WIBA #1 EDU CHANGE

RESOLVED by the Town Board of the Town of Bergen that the following EDU change will be made to the WIBA #1 Water District retroactive to the Formation of the Water District:

Tax ID EDU	Address	Initial EDU /Rate	Proposed
12-1-30	West Sweden Road	.5	0-non buildable lot

FURTHER RESOLVED,

1. That the Town Assessor is directed to record the EDU changes; and
2. That the Town Engineer and Town Attorney are directed to amend the District Documents as necessary; and
3. That the Town Supervisor is authorized to sign District documents as necessary.