

**Town Board Meeting  
Town of Bergen  
Bergen NY  
May 11th, 2021  
Meeting to be held in Town Hall  
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:** Paul Chatfield, Engineer – Update on WIBA #1

**III. Approval of meeting Minutes for:** 4/13/2021

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

1. Supervisor Report for April 2021 – if available
2. Summary spreadsheets for April 2021-if available
3. Town Clerk Report for April 2021
4. ZEO/CEO Report for April., 2021
5. 4/22/2021 Updated Financial Services Agreement with BPD for financial services for WIBA#1
6. Mercy EMS report for March 2021
7. 5/2/2021 and 4/30/2021 communications from Charter Communications

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

**VI. Reports:**

**Supervisor-**

**Clerk**

**Board Members**

**Committees**

-Building, Grounds, and Facilities (cemeteries)

-Parks

-Local History & Museum- inventory

-Policy and Personnel

-Transfer Station

**VII. Old Business:**

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

**VIII. New Business:**

- Approval of revised Financial Services Agreement with BPD for financial Services for WIBA #1

**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: 5/25/2021 at 7 pm in the town hall.

**XI. Adjournment**

**DRAFT**



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21102418.pdf

**April 13, 2021**

**BERGEN TOWN BOARD**

**REGULAR MEETING**

The Bergen Town Board convened in a regular session at 7:00 pm in the Town Hall with Supervisor Haywood presiding.

**PRESENT:**

Supervisor Ernie Haywood  
Councilwoman Belinda Grant  
Councilwoman Anne Sapienza  
Councilman Jim Starowitz  
Councilman Mark Anderson

**ALSO PRESENT:**

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

**PRAYER**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**MINUTES:** *Councilwoman Grant made a motion to approve the minutes of March 23, 2021; seconded by Councilwoman Sapienza and carried by a vote 5-0.*

**COMMUNICATIONS:**

Supervisor Report for March 2021  
Summary Spreadsheet for March 2021  
Town Clerk Report for March 2021  
ZEO/CEO Report for March 2021  
Charter Communications Correspondence  
Proposed Town of Bergen On-line Banking Policy  
Proposed Town of Bergen Cash Management Policy  
Resolution to support NYS Senate Bill S.4717B and NYS Assembly Bill A.06223A regarding reporting County Revenue Sharing  
Request from Sleds of Stafford for permission to mark trail system for the 2021-2022 Season  
Youth Rugby use request

**REPORTS:**

**SUPERVISOR:** met with other towns about assessor agreement for more equitable cost; audit preparation meeting; stimulus payments over 2yrs share with village; marijuana law.

**TOWN CLERK:** Nothing to report

**HIGHWAY:** taking off plows cleaning up trucks and getting ready for summer; rolling the parks; getting ready to start mowing;

**TOWN CLERK'S REPORTS:** *Councilwoman Sapienza made a motion to file the Town Clerk's March 2021 Report seconded by Councilman Starowitz and it carried by a vote 5-0.*

**SUPERVISOR REPORT** *Councilwoman Grant made a motion to file the Supervisor's March 2021 Report; seconded by Councilwoman Sapienza and it carried by a vote 5-0.*

**COMMITTEES:**

**Building and Grounds:**

**Parks:** Request for Youth Rugby use Robins Brook Park for 6 weeks for rugby camp May 26<sup>th</sup> – June 30<sup>th</sup> - check with Gillam Grant sports schedule. Councilwoman Sapienza made a motion to allow the Genesee Creamers Youth Rugby Club to hold a six camp at Robins Brook Park contingent on coordination, certificate of insurance and covid 19 plan; seconded by Councilman Starowitz and carried by a vote 5-0.

**Local History & Museum:** Nothing to report

**Policy and Personnel:** policies in new business

**OLD BUSINESS:**

Water improvement Benefit Area #1: Out to bid with opening Contract B April 30<sup>th</sup> and Contract A May 5<sup>th</sup> both at 10:00 am; tentative schedule

**NEW BUSINESS:**

On-line Banking Policy Councilwoman Sapienza made a motion to accept the Town of Bergen On-Line Banking Policy; seconded by Councilman Anderson and it carried by a vote 5-0.

Cash Management Policy Councilman Starowitz made a motion to accept the Town of Bergen Cash Management Policy; seconded by Councilwoman Sapienza and it carried by a vote 5-0.

Property complaints Councilwoman Sapienza received complaints about 6002 N. Lake Rd. and 7448 Evans Rd. - discussion on property maintenance code

Sleds of Stafford Councilwoman Grant made a motion to approve the use of West Shore tracks by Sleds of Stafford for 2021-2022; seconded by Councilman Anderson and it carried by a vote 5-0.

Resolution to support NYS Senate Bill S.4717B and NYS Assembly Bill A.06223A regarding reporting County Revenue Sharing Councilwoman Grant offered Resolution #19-2021 to support the NYS Senate Bill S.4717B and NYS Assembly Bill A.06223A regarding reporting County Revenue Sharing; seconded by Councilman Starowitz and it carried by a vote 5-0.

**RESOLUTION #19-2021  
RESOLUTION IN SUPPORT OF S.4717B & A.06223A**

**WHEREAS**, Genesee County authorized voluntary revenue distribution payments to towns and villages within the County and it was the understanding of the county and towns and villages that the county would make voluntary distribution payments when fiscally possible and presumed the payments would be allocated and spent in the same way as would funds paid (previously) pursuant to a tax sharing agreement, and

**WHEREAS**, It has been determined that funds made pursuant to voluntary contributions cannot be used in the same way as funds received through a tax sharing agreement in towns that contain a village, and

**WHEREAS**, Genesee County requested Senator Edward Rath and Assemblyman Steve Hawley introduce legislation to address this and allow funds to be allocated as was intended by both Genesee County and the towns and villages within the county, Now therefore, Be it

**RESOLVED**, That the Town of Bergen supports S.4717B and A.06223A and urges the New York State Senate and Assembly to pass this legislation during this 2021 Legislative Session.

**BILLS**: The bills were presented for audit and totaled General A Fund \$14,831.23; General B Fund \$1,448.30; Highway DA \$6,716.16; Highway DB \$67.98; HH (Water District) \$31,817.82; PA-A \$18,387.24; PA-DA \$2,321.82 and PA-DB \$2,515.30. Councilwoman Grant made a motion to pay the April bills; seconded by Councilman Starowitz and it carried by a vote 5-0.

**REGULAR MEETING** – Tuesday, April 27, 2021 at 7:00 pm in the Courtroom

**ADJOURNMENT** was at 7:51 pm on a motion by Councilwoman Sapienza; seconded by Councilman Starowitz and carried by a vote 5-0.

Respectfully submitted  
*Michele M. Smith*

Michele M. Smith, Town Clerk



**supervisor@bergenny.org**

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**Subject:** FW: monthly report  
**Attachments:** april report.pdf

**From:** zeo-ceo@bergenny.org <zeo-ceo@bergenny.org>  
**Sent:** Thursday, May 6, 2021 10:53 AM  
**To:** supervisor@bergenny.org  
**Subject:** Re: monthly report

Ernie and Board,  
here is a copy of Aprils report. also wanted to keep you in the loop as far as things going on round town. 2  
land separations sound be finalized this month at the planning board meetings. also Liberty Pump and AD  
Tech has proposed a new warehouse at their locations.  
hope everyone is safe and healthy  
gerry

# Permit Monthly Report

04/01/2021 - 04/30/2021

Permit #	Issue Date	Owner	Permit Type	Property Location	Valuation	Amount
<b>April 2021</b>						
BP-0011-2021	04/15/2021	Peggy Swapceinski	Res-Acc Structure	7567 Dublin Rd SBL#: 14.-1-27.2		
BP-0012-2021	04/15/2021	Shawn McAlister	Res-Swimming Pool	7137 Clinton St Rd SBL#: 16.-1-27		
BP-0010-2021	04/22/2021	Joseph Marrinan	Comm-New Structure	8166 Liberty Way SBL#: 13.-1-58.1		\$550.00
BP-0014-2021	04/22/2021	Christopher Magliocco	Res-Acc Structure	Buffalo Street Ext SBL#: 12.-1-54.212		\$75.00
BP-0015-2021	04/29/2021	Carol M. Ray	Other	7045 North Bergen Rd SBL#: 9.-1-1.2		\$25.00
BP-0016-2021	04/29/2021	Luke Giannone	Res-Acc Structure	6004 North Lake Rd SBL#: 8.-1-12		\$35.00
<b>April 2021 Total:</b>					<b>\$0.00</b>	<b>\$685.00</b>
<b>Reporting Period Total:</b>					<b>\$0.00</b>	<b>\$685.00</b>



**MUNICIPAL FINANCE**

April 22, 2021

Mr. Ernest Haywood  
Supervisor  
Town of Bergen  
PO Box 249  
Bergen, NY 14416-0249

Re: Town of Bergen  
\$8,958,000 Water Improvement Benefit Area #1 Project  
Municipal Advisor Services - Amendment  
Our File # 2803

Dear Ernie:

As requested and as a follow up to our Financial Services Agreement dated January 17, 2020, we now anticipate our total invoices for financial services to be less than \$98,000 for the above project. Given the updated current Financial Plan, this estimate includes the Bond Anticipation Notes (quantity = 2) issued as well as those to be issued (quantity = 3?) and one Rural Development Bond as well as Financial Management Services for the updated capital project. If the project changes further, we may need to revisit this estimate.

Please feel free to call us with any questions. Thank you in advance for your consideration.

Yours truly,

Charles A. Bastian  
President

\_\_\_\_\_  
Ernest Haywood, Supervisor, Town of Bergen

\_\_\_\_\_  
Date

CAB/jam

cc: Ms. Barbara Johnston, LaBella Associates, P.C.

**BERNARD P. DONEGAN, INC.**

345 WOODCLIFF DRIVE, 2ND FLOOR  
FAIRPORT, NY 14450

585 • 924-2145 • FAX 585 • 924-4636

E-MAIL: team@bpdinc.net

Genesee County 911  
Response Times Report

**GEN BERGEN FIRE**

Report Date Range from: 3/1/2021 to 3/31/2021

# Mercy Flight EMS

*Report includes Emergent First On Scene Responses.*

Response Time Minutes	Call Count	Cumulative Call Count	Percentage of Total Calls	Cumulative Percentage
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**Response Zone: GEN BERG 17**

14:00 - 14:59	1	1	25.00%	25.00%
16:00 - 16:59	1	2	25.00%	50.00%
17:00 - 17:59	1	3	25.00%	75.00%
19:00 - 19:59	1	4	25.00%	100.00%
<b>Total Calls:</b>	<b>4</b>	<b>4</b>	<b>100%</b>	

**Response Zone: GEN BERG 22**

19:00 - 19:59	1	1	14.29%	14.29%
20:00 - 20:59	2	3	28.57%	42.86%
22:00 - 22:59	4	7	57.14%	100.00%
<b>Total Calls:</b>	<b>7</b>	<b>7</b>	<b>100%</b>	

**Call Source Total Calls: 11**





**Mark Meyerhofer**  
Senior Director  
Government Affairs

May 2, 2021

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

At Spectrum Northeast, LLC (“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 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 May 2, 2021, customers are being noticed via bill message of the following monthly pricing changes, which will take effect on or after June 2, 2021. Customer promotional rates will not change until the end of the promotion period.

Services/Products/Equipment	Pricing Adjustment
Broadcast TV Surcharge	Will increase by \$1.54. This reflects the costs incurred from local Broadcast TV Stations.
Seasonal Broadcast TV Surcharge	Will reduce by \$6.45.
Spectrum Receiver/Digital Adapter	Will increase by \$1.00 per receiver/adaptor.
Spectrum TV Select	Will increase by \$3.00.
Spectrum TV Silver	Will increase by \$8.00*.
Spectrum TV Gold	Will increase by \$8.00*.
Latino Tier	Will increase by \$1.00.

\* Except certain grandfathered/Active packages where increase is \$3.00.



**Mark Meyerhofer**  
Senior Director  
Government Affairs

April 30, 2021

Re: Charter Communications – Upcoming Changes

Dear Municipal Official:

Spectrum Northeast, LLC, locally known as Spectrum, is noticing its customers that on or around June 1, 2021, Living Faith Network, located on Spectrum Channels 59, 91, 98, 472 or 496, will rebrand to Bull Dog Shopping Network on the channel lineup serving your community.

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

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

Sincerely,

A handwritten signature in black ink that reads "Mark Meyerhofer". The signature is written in a cursive, flowing style.

Mark Meyerhofer  
Senior Director, Government Affairs  
Charter Communications