

**Town Board Meeting
Town of Bergen
August 22, 2017**

I. Call to Order 7:00pm.

Prayer Almighty God, grant us wisdom that we may remember as we work, that we are servants of our constituency and all our decisions should be in the best interests of the Town and its citizens, entirely unblemished by any thoughts of personal benefit. Bless us with tolerance and understanding for opinions differing from our own and help us keep an open mind in gathering information before voting on all issues. Help us overcome any ignorance of our duties and enable us to learn more of the intricacies of the roles we have assumed. May we rest assured to know You are with us and will guide us through all we do. Amen.

Pledge to the flag

II. Privilege of the Floor:

III. Approval of Meeting Minutes for – Aug.7, 2017

IV. Communications:

1. Notice from Charter Communications, Re: Cable Service Changes
2. Notice from Genesee Co. Chamber of Commerce, Re: 28th Annual Agricultural Tour
3. Letter from NYS Homes and Community Renewal, Re: CDBG Application.
4. Certificate of Final State Equalization Rate for 2017 Assessment Roll from NYS Dept. of Taxation & Finance ORPTS.
5. Operations Report from the Mill Seat Citizens Advisory Board

V. Board Members' items for addition to the agenda

VI. Reports:

-Zoning / Code Enforcement

-Highway

-Committees

- Buildings, Grounds & Facilities
- Discuss CDBG Application response

-Parks

-Policies & Personnel

Old Business:

VII. New Business:

- Authorization to execute Genesee County Self-Insurance Participant Agreement.

VIII. Next Meeting Day: - Regular meeting Tuesday, Sept. 12, 2017, 7:00 pm in the Courtroom with Audit of the Bills at 6:45 pm.

IX. Adjournment:

Charter

COMMUNICATIONS

①

August 4, 2017

Dear Municipal Official:

I am providing you with this notification as part of our ongoing efforts to keep you apprised of developments affecting Charter Communications subscribers in your community:


Effective on or after August 14, 2017, ESPN College Extra will be launching on SPP Tier 2/Sports Pass.

Effective on or after September 29, 2017, Eleven Sports Network, formerly One World Sports, will no longer be available on Latino View channel 414.

For a complete lineup, visit spectrum.com/channels.
To view this notice online, visit spectrum.net/programmingnotices

If you have any questions or concerns please feel free to contact me at 716-686-4446 or via email at mark.meyerhofer@charter.com.

Sincerely,



Mark Meyerhofer
Director, Government Affairs
Charter Communications

WNY

08/10/17
DSC

2

Donald Cunningham

From: Melissa George [chamber@geneseeny.com]
Sent: Wednesday, August 16, 2017 4:31 PM
To: Melissa George
Subject: Save the Date - 28th Annual Agricultural Tour - September 20

28TH ANNUAL AGRICULTURAL TOUR SEPTEMBER 20

The 28th Annual Decision Maker's Agricultural tour will take place this year on Wednesday, September 20. The tour will start with breakfast at 8 a.m. at the Kennedy Building on the Genesee County Fairgrounds.

From the fairgrounds, a bus tour will depart and return around noon. This year's theme is "Genesee County's International Ag Connections" and will feature agri-businesses with ties to international companies.

Look for more details to follow soon.

Melissa A. George
Executive Assistant
Genesee County Chamber of Commerce
8276 Park Road
Batavia, NY 14020
585-343-7440, ext. 1027
585-343-7487 Fax
www.geneseeny.com
Leadership Genesee 2014

Visit China: <http://geneseeny.com/Trips/CHINA2017.aspx>
Visit Alaska: <http://geneseeny.com/Trips/2018AlaskaDiscovery.aspx>
Visit France: <http://geneseeny.com/Trips/2018FranceMagnifique.aspx>

3



Homes and Community Renewal

ANDREW M. CUOMO
Governor

RUTHANNE VISNAUSKAS
Commissioner/CEO

August 14, 2017

Honorable Donald Cunningham
Town of Bergen
PO Box 249
13 South Lake Avenue
Bergen, NY 14416

Re: Ineligible Application
CFA# 75127

Dear Supervisor Cunningham:

On behalf of the Housing Trust Fund Corporation's Office of Community Renewal (OCR), thank you for applying for New York State Community Development Block Grant (NYS CDBG) Public Facility funding through the 2017 NYS Consolidated Funding Application (CFA). As part of the application review process, applications undergo a threshold and completeness review to determine the eligibility of the applicant and the activities proposed.

The OCR regrets to inform the Town of Bergen that the application was determined to be ineligible for consideration because the activities proposed were not in compliance with the U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant Program requirements. Specifically:

The Town of Bergen requested NYS CDBG funding assistance for accessibility improvements to the Town Hall.

The Town of Bergen has failed to hold the required public hearing prior to submission of the application as per 24CFR570.486(a)(5) and in compliance with NYS Open Meeting Law Section 104. While the Town provided evidence that a hearing was held prior to submission, the Town failed to meet the required notice period of seven (7) days. The notice for the hearing was published on June 24, 2017 with the actual hearing held June 27, 2017. This determination of your OCR application does not pertain to potential funding awards or applications submitted to other agencies or programs through the CFA.

Thank you again for your application. We look forward to assisting the Town of Bergen in developing a stronger project and application for upcoming funding opportunities. NYS CDBG program staff is available to provide technical assistance in building grant administration and program capacity throughout the year.

Sincerely,

Christian Leo
President
Office of Community Renewal

08/18/17
DZL

(4)

Certificate of the Final State Equalization Rate
for the 2017 Assessment RollMr. Donald Cunningham , Supervisor
Town of Bergen
P.O. Box 249
Bergen, NY 14416 0249County of Genesee
Town of Bergen
Municipal Code: 182600
Final State Equalization Rate: * 100.00 *

I, Brian F. Moon, hereby certify that on August 07, 2017 the State Office of Real Property Tax Services established a final State equalization rate of 100.00 for the above named municipality.

Brian F. Moon
Real Property Analyst 2

Note: Since your municipality did not file a complaint with respect to the tentative rate, the final equalization rate is the same as the tentative rate. Notice of the final rate will be filed with the clerk of the county legislative body and in the office of the State Comptroller.

Ms. Rhonda Saulsbury , Appointed Assessor
Town of Bergen
3833 West Main Street
Batavia, NY 140208/18/17
DSC

4

Municipal Code	Municipal Name	(A) 2016 State Equalization Rate	(B) 2017 State Equalization Rate and Status	(C) Percentage Change in Estimate of Full Value
182000	Town of Alabama	99.00	96.00 Final	3.13%
182200	Town of Alexander	100.00	100.00 Final	0.00%
182600	Town of Bergen	100.00	100.00 Final	0.00%
183400	Town of Elba	100.00	94.68 Final	9.60%
184400	Town of Stafford	100.00	100.00 Final	3.04%
189901	Genesee County C.A.P. #1 Town of Bethany Town of Darien Town of Pembroke	97.00	100.00 Final	6.27%
189902	Genesee County C.A.P. #2 City of Batavia Town of Batavia	100.00	100.00 Tentative	1.83%
189903	Genesee County C.A.P. #3 Town of Le Roy Town of Pavillon	100.00	100.00 Final	0.00%
189904	Genesee County C.A.P. #4 Town of Byron Town of Oakfield	100.00	100.00 Final	2.99%

Column C is the percentage change in the estimate of full value between the 2016 State equalization rate and the 2017 State equalization rate due to the change in full value standard.

This percentage change is important because county and school taxes are apportioned according to a municipality's share of the full value of the county or the school. A municipality will be apportioned a larger share of the tax levy if its full value increases by a larger percentage than others, or if its full value decreases less than the decrease for other municipalities in the county or school.

The information shown in columns B and C is subject to change as the other tentative rates are established in the county and as rates are finalized after the completion of rate complaint processing. You will be sent a complete report when we have established 2017 State equalization rates for all municipalities in your county.



MILL SEAT LANDFILL & RENEWABLE ENERGY

Meeting Dates:

January 17, 2017
 April 18, 2017
 July 18, 2017
 October 17, 2017
 January 16, 2018

5

CAB OPERATIONS REPORT January - December 2017

Month	Days in month (Open)	LANDFILL					RENEWABLE ENERGY				
		MSW / Special-Tons	BUD/RGC Tons	MSW / Special - avg tons/day	BUD/RGC - avg tons/day	Leachate Discharge to Sewer (gallons)	Landfill Gas (scf-flare)	Power Plant (scf)	Power Plant Kwh generated	Power Plant Engine Hours per Month (8-Engines)	Barrels of Oil Saved
January	22	31,772	7,078	1,444	322	2,364,816	49,484,987	98,366,000	4,722,516	5,935	8,902
February	20	26,635	9,227	1,332	461	2,367,450	29,061,658	91,876,000	4,268,617	5,362	8,043
March	23	32,238	13,188	1,402	573	2,440,845	22,218,448	91,870,000	4,359,879	5,678	8,517
Q1 Totals	65	90,645	29,494	1,395	454	7,173,111	100,765,093	282,112,000	13,351,012	16,975	25,462
April	21	34,922	13,235	1,663	630	3,335,803	10,305,838	92,668,000	4,539,199	5,689	8,534
May	22	38,438	15,979	1,747	726	2,747,368	1,024,884	97,404,000	4,740,436	5,929	8,894
June	23	49,720	19,326	2,162	840	1,533,872	37,421	96,556,000	4,541,906	5,724	8,586
Q2 Totals	66	123,080	48,540	1,865	735	7,617,043	11,368,143	286,628,000	13,821,541	17,342	26,013
July				0	0						0
August				0	0						0
September				0	0						0
Q3 Totals	0	0	0	0	0	0	0	0	0	0	0
October				0	0						0
November				0	0						0
December				0	0						0
Q4 Totals	0	0	0	0	0	0	0	0	0	0	0
Total to Date	131	213,725	78,034	1,631	596	14,790,154	112,133,236	568,740,000	27,172,553	34,317	51,475

REVENUE SHARING

Benefactor	Benefit 1993-Q-T-D	Q1	Q2	Q3	Q4	Total 2017
Town of Riga (rev sharing)	\$29,273,472.03	\$371,734.09	\$515,593.18			\$887,327.27
Town of Riga (collection)	\$4,183,000.00	\$89,000.00	\$89,000.00			\$178,000.00
Town of Bergen (rev sharing-est. 2012)	\$299,978.22	\$9,064.50	\$37,308.01			\$46,372.51
Bergen Fire Department	\$163,960.17	\$7,884.51	\$10,000.00			\$17,884.51
Byron-Bergen Schools	\$1,584,677.22					\$0.00
Water Main Improvements	\$12,100,000.00					\$0.00
Property Protection	\$207,150.00					\$0.00
TOTAL COMMUNITIES BENEFIT	\$47,782,237.64	\$477,683.10	\$651,901.19	\$0.00	\$0.00	\$1,129,584.29

Includes one-time pymt of \$25k
 Includes one-time pymt of \$10k

CAPITAL PROJECTS / EQUIPMENT		January - December 2017
1.)	Cell 5A Construction	
2.)	Wetland mitigation south of Bovee Rd	
3.)	Gas Well Installation	
COMMUNITY INVOLVEMENT		
Contact	Welcome Tess Donovan to the WM Team	
Open House -	Will be at High Acres in 2017	
Scout Day -	Will be at Mill Seat Monday, October 9, 2017	
WHC -	Recertification has been granted for 3 years. Bluebird boxes continue to be monitored seasonally.	
2017 Events -	Sponsoring the Churchville Concert @ the Gazebo, August 2.	
	Churchville Lions Country Fair, August 19-20	
COMPLIANCE		
CYCLE -	Compliance management system current. No violations (NOV's). 100% compliant.	
SAFETY		
Programs -	WM Safety Programs including Mission to Zero, Safety Alerts, Rule Book, NY area safety program, overweight, and Safety Training and Documentation utilized daily.	
	WM-Mill Seat operations have been OSHA recordable injury free since 07/9/2017.	
	Equipment operator back injury reported on 7/9/17.	
ENVIRONMENTAL MONITORING		
Q1	Groundwater monitoring is not performed in Q1. Q2 field sampling is underway, awaiting results.	
Q2	Groundwater, surface water, sediment, stream, leachate, and air monitoring completed in accordance with the facilities' NYSDEC approved environmental monitoring plan. Mill Seats Q2 Environmental Monitoring Report concludes that: The second quarter sampling activities for the Mill Seat Landfill environmental monitoring program demonstrate that landfill operations do not appear to have impacted the water quality of the surrounding area. Q3 field sampling underway. Awaiting results.	
NYSDEC OVERSIGHT		
	NYSDEC monitor Joe Melito has retired. David Kay assigned to monitor Mill Seat.	
	Operational/compliance reports completed. No issues.	
NOTIFICATIONS		
	No notifications.	
Other		