

**Town Board Meeting  
Town of Bergen- Town Hall  
March 26<sup>th</sup>, 2019**

**Agenda**

**I. 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- Grant Cushing, President –Brownfield Group, LLC.-Solar**

**III. Approval of meeting Minutes for- March, 12<sup>th</sup>, 2019 meeting**

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

1. Mercy EMS summary report for January 2019- If available
2. Information from the County on Summary of costs of Bridge/culvert replacements

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

**VI. Reports:**

- Supervisor
- Clerk
- Board Members
- Zoning / Code Enforcement: - Update on Haunted House property - 6471 W. Sweden Road
  - Update on submission of 1203 Forms, current and for past 3 years
  
- Highway
  - Update on Town Barn
  - Request for Traffic Study- update on request
  - Update on DOT payments for 2018

**Committees**

- Building, Grounds, and Facilities - Cemeteries
- Parks- Park Renovations- List of items to purchase -
- Local History & Museum- update on inventory project
- Policy and Personnel- Update on Handbook project
- Village/Town
- Solar

**VII. Old Business:**

- Sales Tax
- Water Benefit Improvement area #1
- Bid for Park Pavilion

**VIII. New Business**

**IX. Meeting and Other Upcoming Dates**

- Next Meeting: - Tuesday 4/9/19 at 7 pm- Town Hall Court Room- Audit of Bills at 6:45 pm

**XI. Adjournment**

**DRAFT**

**March 12, 2019 JOINT MEETING OF THE VILLAGE OF BERGEN TRUSTEES AND BERGEN TOWN BOARD**

The Bergen Town Board convened in a regular session at 6:30 pm in the Town Hall with Supervisor Haywood presiding.

**PRESENT:**

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

**ALSO PRESENT:**

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

**OTHER ATTENDEES:**

Mayor Anna Marie Barclay  
Deputy Mayor Kevin Donovan  
Trustee Vicky Almquist  
Trustee Emily VanEenwyk

Cortney Gale  
Robert Bausch  
Trustee Robert Fedele

**PRAYER**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**JOINT SESSION:**

**DISCUSSION TOPICS:**

Legislator Robert Bausch gave an update from the County: Job openings -over a thousand in Genesee County, unemployment rate 4.1%; prevailing wage law; natural gas; Water-phase II going out to bid soon; Jail - architecture firm hired; new election law – cost towns more; Child Advocacy program; sales tax agreement.

Town Projects: Town wide Water- application submitted to USDA; Parks – SAMS Grant funding for Robins Brook and Drews Nature Center, Library -SAMS and NIOGA Grants; continue Transfer Station operations and upgrades; Historian office – SAM Grant- architect; Personnel Handbook; personal secretary hired for Supervisor.

Village Projects: No longer have a DPW – now have staff counsel once a week; received Main Street Grant- labella Associate for administrative; Historic Markers; Ward Park – gazebo; Go Art Grant – painting window in Sage pavilion; NYSERDA Grant for Electric car and charging stations; Sage pavilion – urban communities award; Tree City recognition; budget work; Comprehensive Plan - updating Zoning Law; Local Law - 5G Cell service; new plow truck; Community Garage Sale; Farmers Market and Disc Golf Tournament.

Float for Park Festival Parade: all are in favor of participating

Sales Tax –GAM request opposition of NYS Special legislation to authorize 40 yr sales tax agreement between the County and City of Batavia: both boards support a 10 yr. agreement

AIM Funding: revenue from internet sales tax; extreme weather funds may be coming back to the towns.

Solar: established Local Law for a 9 month Moratorium; Town formed a committee and met March 9<sup>th</sup> - Brownfield Group will be attending the next Town Board meeting.

**REGULAR TOWN BOARD SESSION** began at 7:31pm in the Courtroom

**MINUTES:** *Councilman Anderson made a motion to approve the minutes of February 26, 2019; seconded by Councilwoman Grant and carried by a vote 5-0.*

**COMMUNICATIONS:**

Supervisor's February Report

Summary Spreadsheets for February

Town Clerk's February Report

CEO/ZEO February Report

Mercy EMS Report for January

Copy of Legal Notice regarding filing and availability of 2018 AUD

Daft Refuse bid specification

Senator Ranzenhofer response to Supervisors letter of concern over AIM and Extreme Weather Funding

Grant Crushing, President of Brownfield Group, LLC regarding interest in solar development

Copy of notice to property owner at 6571 W. Sweden Rd. from ZEO/CEO- operating permit

Resolution to begin process of take over the East Bergen and North Bergen Cemeteries

Correspondence and resolution from GAM in regard to NYS legislation for 40 yr. sales tax agreement

### **REPORTS:**

SUPERVISOR: county water advisory board opening

TOWN CLERK: Sexual Harassment training setup and in progress

HIGHWAY/SOLID WASTE: truck came in- setting up – hook lift bodies are currently out to bid; truck out of service due to accident will be back soon from repair.

ZEO/CEO: a letter was sent to owner at W. Sweden Rd. for operating permit

TOWN CLERK'S FEBRUARY 2019 REPORT: *Councilwoman Sapienza made a motion to file Town Clerk's February 2019 reports; seconded by Councilwoman Grant and it carried by a vote 5-0.*

SUPERVISOR'S FEBRUARY 2019 REPORT *Councilman Starowitz made a motion to file Supervisor's February 2019 reports; seconded by Councilman Anderson and it carried by a vote 5-0.*

### **COMMITTEES:**

Building Committee/Cemeteries: resolution under new business to take over East and North Bergen Cemeteries

Parks: Pavilion Bid- next meeting

Local History & Museum: nothing to report

Policies & Personnel: Personnel Handbook

Solar discussed above during joint session

### **OLD BUSINESS:**

Water Improvement Benefit Area #1 project – nothing new to report

### **NEW BUSINESS:**

Request for proposals for Refuse Waste Management contract expired August 2017. *Councilwoman Sapienza made a motion to authorize request for proposals for Refuse and Garbage; seconded by Councilman Starowitz and it carried by a vote 5-0.*

Resolution East Bergen & North Bergen Cemeteries *Councilwoman Sapienza made a motion to offer Resolution #7-2019 to begin process to take over the East Bergen Cemetery and North Bergen Cemetery to the Town of Bergen; seconded by Councilman Anderson and it carried by a vote 5-0.*

## **RESOLUTION #7-2019**

### **TO BEGIN PROCESS TO TAKE OVER THE EAST BERGEN CEMETERY AND NORTH BERGEN CEMETERY TO THE TOWN OF BERGEN, NY**

**WHEREAS,** the Town of Bergen has maintained East Bergen Cemetery on Route 19 in the Town of Bergen and North Bergen Cemetery on Creamery Road for numerous years, and

**WHEREAS,** the State of New York, Division of Cemeteries claims no interest in the aforementioned cemeteries, and

**WHEREAS,** the Town of Bergen can find no transfer of ownership from the East Bergen Cemetery Association or the North Bergen cemetery Association and believes the foregoing cemeteries have been abandoned, and

**WHEREAS,** the Town of Board desires to properly care for the cemeteries and the grounds, and

**NOW, THEREFORE BE IT RESOLVED,** the Town of Bergen will move forward to formally takeover the East Bergen Cemetery, Tax Map #6.-1-10, and the North Bergen Cemetery, Tax Map #9.-1-39.2, Town of Bergen, Genesee County, New York State.

**BILLS:** The bills were presented for audit and totaled General A Fund \$17,919.53; General B Fund \$14,366.05; Highway DB \$145,425.40; PA-A \$3,720.52; PA-DB \$4,366.91. *Councilwoman Sapienza made a motion to pay the March bills; seconded by Councilwoman Grant and it carried by a vote 5-0.*

**NEXT MEETING:** Tuesday, March 26, 2019 at 7:00 pm in the Courtroom

**CLOSE TOWN SESSION:** *Councilman Anderson made a motion to close the Town Board Session at 7:46 pm; seconded by Councilwoman Grant and carried by a vote 5-0.*

Respectfully submitted,

*Michele M. Smith*

Michele M. Smith,  
Town Clerk

## FD GEN BERGEN

Trip Date IS BETWEEN 02/01/2019 AND 02/28/2019; AND Call Types IS A-MEMS 911 Response 1st Unit OR A-MEMS Squad Resp 1st Unit; AND Initial Priorities IS 911 EMERGENCY

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Response Time Minutes	Call Count	Cumulative Call Count	Percentage of Total Calls	Cumulative Percentage
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**FD GEN BERGEN**

### Response Zone:GEN BERG 17

17:00 - 17:59	1	1	50%	50%
20:00 - 20:59	1	2	50%	100%
<b>Total Calls:</b>	2	2	100%	

### Response Zone:GEN BERG 22

20:00 - 20:59	1	1	50%	50%
21:00 - 21:59	1	2	50%	100%
<b>Total Calls:</b>	2	2	100%	

**Call Source Total Calls: 4**

## SUMMARY

Municipality	#Bridges	#Culverts	Total Cost	Projected System
			Actual	Replacement Cost
Alabama	2	18	\$336,308	\$3,573,276
Alexander	7	29	\$379,783	\$8,665,078
Alexander (V)	3	0	\$0	\$2,309,400
Batavia	3	10	\$549,822	\$3,439,220
Batavia City	3	0	\$2,671,239	\$5,071,239
Bergen	0	5	\$71,046	\$564,910
Bergen (V)	0	2	\$0	\$225,964
Bethany	9	8	\$221,520	\$7,832,056
Byron	5	10	\$740,000	\$4,978,820
Darien	4	15	\$399,383	\$4,773,930
Elba	1	19	\$193,042	\$2,916,458
Elba (V)	0	0	\$0	\$0
Le Roy	3	12	\$420,621	\$3,665,184
Le Roy (V)	1	5	\$0	\$1,334,710
Oakfield	3	9	\$300,097	\$3,326,238
Oakfield (V)	0	1	\$0	\$112,982
Pavilion	1	15	\$908,450	\$2,464,530
Pembroke	5	9	\$0	\$4,865,838
Stafford	4	11	\$772,609	\$4,322,002
<b>Total</b>	<b>54</b>	<b>178</b>		<b>\$64,441,835</b>

GENESEE COUNTY BRIDGES

3/13/2019

ACTUAL FED AID

ID	BIN	CARRIED	CROSSED	TOWN	RATING	AADT	BUILT	TYPE	SD/FO	FLAG	LOAD	COST	SCHED	MAINTENANCE ITEMS
1	507	Culvert		Bergen	4			CBOX						Biennial (every 2 years)
1	506	Culvert		Bergen	5			CBOX				\$ 71,046		Quadrrennial (every 4 years)
1	509	Culvert		Bergen	5			CBOX						Quadrrennial (every 4 years)
1	508	Culvert		Bergen	5			CMP						Quadrrennial (every 4 years)
1	513	Culvert		Bergen	6			CMP						Quadrrennial (every 4 years)
5	0	TOTAL EXPENSE ON TOWN BRIDGES/CULVERTS												\$ 71,046
VILLAGE OF BERGEN														
1	502	Culvert		Bergen	4			CBOX						Biennial (every 2 years)
1	501	Culvert		Bergen	6			CBOX						Quadrrennial (every 4 years)
2	0	TOTAL EXPENSE ON VILLAGE CULVERTS												\$ -

**GENESEE COUNTY BRIDGES**

3/13/2019

ACTUAL FED AID

ID	BIN	CARRIED	CROSSED	TOWN	RATING	AADT	BUILT	TYPE	SD/FO	FLAG	LOAD	COST	SCHED	MAINTENANCE ITEMS
1	507	Culvert		Bergen	4			CBOX						Biennial (every 2 years)
1	506	Culvert		Bergen	5			CBOX						Quadrennial (every 4 years)
1	509	Culvert		Bergen	5			CBOX				\$ 71,046		Quadrennial (every 4 years)
1	508	Culvert		Bergen	5			CMP						Quadrennial (every 4 years)
1	513	Culvert		Bergen	6			CMP						Quadrennial (every 4 years)
5	0	TOTAL EXPENSE ON TOWN BRIDGES/CULVERTS												\$ 71,046

**VILLAGE OF BERGEN**

1	502	Culvert		Bergen	4			CBOX						Biennial (every 2 years)
1	501	Culvert		Bergen	6			CBOX						Quadrennial (every 4 years)
2	0	TOTAL EXPENSE ON VILLAGE CULVERTS												\$ -