

The Bergen Town Board convened in a regular session at 7:30 p.m. in the Town Hall with Supervisor Cunningham presiding.

PRESENT:

Supervisor Donald Cunningham
Councilman Hugh McCartney
Councilman Barry Miller
Councilman Joe Nenni

ALSO PRESENT:

Michele M. Smith, Town Clerk
Robert Patterson, ZEO/CEO
Dave Roggow, Highway Superintendent
Lori Nelson, Bookkeeper

ABSENT:

Councilwoman Rachael Millspaugh

OTHER ATTENDEES:

John Murray

PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

MINUTES: *Councilman McCartney made a motion to approve the minutes of January 26, 2010; Councilman Nenni seconded it and it carried by a vote 4 -0.*

JUSTICE FUNDS: Lori Nelson presented a report on court reported revenues.

FLOOR CLEANING/New Building: John Murray presented three proposals for carpet and floor cleaning. *Councilman McCartney made a motion to sign a contract with Clean All for carpet and floor cleaning twice a year; seconded by Councilman Nenni and it carried by a vote 4-0.*

COMMUNICATIONS:

Letter from Chatfield Engineers w/contact Info
December 2009 Budget & Supervisors Reports
January 2010 Budget & Supervisors Reports
Copy of letter from Stu Brown Assoc. to USDA Rural Development
Copy of letter from Nation Grid Re: Transmission Line
Historians 2009 Report
Letter Re: United Way Day of Caring
Letter from ORPS Re: Annual Aid Certification
Local Government Grant award notification
Memo Re: Closing of B of A "Joint Parks Account
Letter from Cathy DeFelice Re: Lake/Peachey Rd Water District
Letter & Environmental Assessment form from Kathy Spencer (Stu Brown Assoc.)
SEQR Resolution – Negative Declaration
Letter from Chatfield Engineers requesting Engineering Services Agreement
Sample Resolution to establish and fund A6420.4 "Promotion of Industry"
Draft follow up letter and survey Re: North Bergen Water District

REPORTS:

HIGHWAY: Nothing to report

BUILDING & ZONING: Norman Ball has submitted his Manufacturer application for Mapledale Estates and is in compliance; an expired permit has also been renewed. *Councilman McCartney made a motion to approve the license application for Mapledale Estates on the recommendation of Officer Patterson that the Park is in compliance; Councilman Miller seconded it and it carried by a vote of 4 -0*

SUPERVISOR'S DECEMBER 2009 & JANUARY 2010 AND TOWN CLERK'S JANUARY 2010 REPORT *Councilman McCartney made a motion to file the Supervisor's December 2009 & January 2010 and Town Clerk's January 2010 report; seconded by Councilman Nenni and it carried by a vote 4-0.*

UNION CONTRACT: Councilman Miller gave an update on negotiations

NEW BUSINESS:

Pilot Taxes /PIF Agreement Resolution # 4 – 2010 Be it resolved the Town of Bergen will transfer \$750.00 from A1990.4 (Contingency) to A6420.4 (Promotion of Industry) for the purpose of funding the diverted PILOT payments to GCEDC per the PILOT Increment Financing Agreement (PIF Agreement).

Proposed North Bergen Water District letter & Survey Councilman McCartney made a motion to send the survey and information letter to residents that haven't already filled one out; seconded by Councilman Miller and it carried by a vote 4-0. Engineering Services Councilman Miller made motion to secure Chatfield Engineering for engineering services; seconded by McCartney and it carried by a vote 4-0.

United Way Day of Caring Project ideas Possible Cemetery clean up

Supervisor and Deputy Supervisor Out of Town Supervisor Cunningham made a motion to appoint Councilman McCartney to act as interim Supervisor February 11 – 17th; seconded by Councilman Nenni and carried by a vote 4-0.

Peachey Road SEQR Resolution

**TOWN OF BERGEN RESOLUTION #5-2010
PEACHEY ROAD WATER DISTRICT
SEQR RESOLUTION - NEGATIVE DECLARATION**

At a meeting of the Town Board of the Town of Bergen held on the 9th day of February, 2010, at the Town Hall in said Town, Councilman McCartney moved adoption of the following resolution; Councilman Miller seconded the motion with a roll call vote: Councilman Miller aye, Councilman McCartney aye, Supervisor Cunningham aye, Councilman Nenni abstained

WHEREAS,

1. In accordance with the New York State Environmental Quality Review regulations (SEQR), the Town Board of the Town of Bergen announced its intent to serve as lead agency on December 8, 2009, to conduct an environmental review of a project to install public water improvements to serve residents within the Peachey Road Water District. The project will improve the quality and quantity of water available to area residents.
2. The Town Board has determined that, as a portion of the project is within a Genesee County Agricultural District, the proposed action is a Type I action as defined under SEQR.
3. The Town Board, in its capacity of lead agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above.
4. On December 15, 2009, the Town Board notified the Involved Agencies of its intention to act as Lead Agency for this project and circulated the full Environmental Assessment Form.
5. Comments received from Involved or Interested Agencies on the project have been addressed in the Negative Declaration. The Town will comply with these requirements and will continue to work with State, Federal and local agencies until all necessary permits and approvals have been obtained.
6. The Town Board has considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration.

NOW THEREFORE BE IT RESOLVED,

The Town Board of the Town of Bergen declares that it will serve as Lead Agency for the Peachey Road Water District; and,

The Town Board declares that, based on the Environmental Record which has been prepared, the project will result in no major impacts and, therefore, will not cause significant damage to the environment. A Negative Declaration under SEQR is therefore issued for this project.

OLD BUSINESS:

Planning/Zoning Board Secretary Anne Sapienza has expressed interest *Councilman McCartney made a motion to place paid ad for planning/zoning secretary in the Suburban News; seconded by Councilman Miller and it carried by a vote 4-0.*

BILLS: The bills were presented for audit and totaled General A Fund \$43,249.80 vouchers #22-60, General B Fund \$13,881.74 vouchers #6-13, Highway DB \$29,077.57 vouchers #6-20, Town Hall Relocation \$497.05 vouchers # 6, Fire District \$63,003.90 voucher # 1 and PA-A1 \$6,526.55 vouchers # 1-3. *Councilman Miller made a motion to pay the February bills; seconded by Councilman Nenni and it carried by a vote 4 -0.*

REGULAR MEETING – Tuesday, February 23, 2010 at 7:30 PM in the Courtroom

ADJOURNMENT was at 9:23 p.m. on a motion by Councilman Miller; seconded by Councilman Nenni and carried by a vote 4-0.

Respectfully submitted

Michele M. Smith

Michele M. Smith,
Town Clerk