

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

**PRESENT:**

Supervisor John Specht  
Councilman Donald Cunningham  
Councilman Hugh McCartney  
" Barry Miller

**ALSO PRESENT:**

Michele M. Smith, Town Clerk  
David Roggow, Highway Superintendent  
Bob Patterson, Code Enforcement Officer  
Chad Roggow, Deputy Highway Superintendent

**OTHER ATTENDEES:**

Rachael Millspaugh  
Holden DP Miller  
Marcy Vanderstow

Charlie Redinger  
George Vanderstow  
John Gruendike

**PRAYER**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**Interview Town Board applicants** Rachael Millspaugh, Charlie Redinger, Holden DP Miller, George Vanderstow and John Gruendike were interviewed by the Town Board. *Councilman McCartney made a motion to table appointment of a councilman until the next meeting; Councilman Cunningham seconded it and it was defeated by a vote 2-2 Councilman Miller & Supervisor Specht voting no and Councilmen Cunningham and McCartney voting yes. Councilman Miller made a motion to appoint Rachael Millspaugh as Town Board Member; Councilman Cunningham seconded it and it carried by a vote 4-0.* Rachael Millspaugh was sworn in as Councilwoman and sat on the board.

**COMMUNICATIONS:**

Budget Report thru March

Letter of interest from Councilman candidate John Gruendike

Property on Townline Road court information

Affidavit of non-responsibility in Causyn lawsuit *Councilman Cunningham made a motion for Supervisor Specht to sign the affidavit of non-responsibility in the Causyn lawsuit, Councilman McCartney seconded it and it carried by a vote 5-0.*

Historian's Report & Proposal on status of Town of Bergen Museum with estimate for barn repair work

Adopted copy of 2008 Fire Protection Contract

Authorization for Freed Maxick & Battaglia, PC to prepare 2007 AUD

Proposal from Freed Maxick & Battaglia PC to do an independent 2007 audit

Bev Wooton's retirement party notification

Mowing bids

Albany travel requests – John Specht, Vera Denton *Councilman Miller made a motion to approve travel requests not to exceed \$510 for Supervisor Specht and Vera Denton to the June conference in Albany; Councilman McCartney seconded it and it carried by a vote 5-0.*

**REPORTS:**

**BUILDING & ZONING:** Bob Patterson reported that Raul Valderama was in Town Court on April 2, 2008 without an attorney and plead not guilty and is stuck on the opinion that it is a poor design, the Court adjourned until May 7, 2008 so he could appear with his attorney. Bob also reported that the Sutera residence flooding is not totally the result of the Valderama's but does aggravate the situation. Bob said that George Squires from Genesee County Soil & Water assessed the Sutera situation and said the driveway needs to be raised the pipe needs to be maintained by the owner. Bob think the board should contact Mr. Sutera and let him know it is not the Town responsibility to fix the problem. Bob reported that Liberty Pumps building permit should be ready by mid to late May, and that Liberty Pumps has also purchased another 12 acres of land. Bob has entered into the NYS Retirement System that will save the Town money and he will continue to work for the Town. Bob also agreed to make recommendations on 15 S. Lake for change of occupancy and use for a museum before an engineer is hired. Bob informed the Board that the Linear Park Committee is holding a public hearing in Riga next month and would like the board to be present.

**HIGHWAY:** Superintendent Roggow asked permission to advertise for bid to replace the 2001- F550. *Councilman Cunningham made a motion to permit Superintendent Roggow to advertise for bid of new truck; Councilman Miller seconded it and it carried by a vote 5-0.*

**UNION CONTRACT:** Nothing to report

**TULLEY BUILDING:** Councilman Cunningham shared information from Ralph Garnish which included a hypothesis & sales outlook on the old Bergen High School offered as prospect for new Town Hall at the last meeting. *Councilman Cunningham made a motion to enter into an intermunicipal agreement between the Town of Bergen and the Village of Bergen regarding the renovation of the Tulley Building; Councilman Miller seconded it and it carried by a vote 5-0.*

**TOWN CLERK'S & SUPERVISOR'S MARCH REPORTS** *Councilman Cunningham made a motion to file the Town Clerk's March report, seconded by Councilman Miller and it carried by a vote 5 -0.*

**OLD BUSINESS:**

**Request from Fred Ely to switch positions with Bill Robinson** *Councilman McCartney made a motion to accept Fred Ely's request to become alternate to the Town Planning Board and to move Bill Robinson to the voting position; Councilman Cunningham seconded it and it carried by a vote 5-0.*

**Town Hall roof repair feasibility -** Councilman Miller is going to get bid specifications and options together for bid process.

**NEW BUSINESS:**

**Mowing Bid:** Four bids for mowing were received from James Palmer for \$11,500, Jennifer Avery for \$12,960, Harry Radley for \$6,995 and First Class Lawn Care for \$7,850. *Councilman Miller made a motion to offer the 2008 mowing contract to Harry Radley with the contract to be sent and completed by next meeting , seconded by Councilman Cunningham and it carried by a vote 5-0.*

**Attorney retainer authorization** *Councilman Cunningham made a motion to retain Daniel S. Bryson as Town Attorney; Councilman McCartney seconded it and it carried by a vote 3-0, Councilwoman Millspaugh & Councilman Miller abstained*

**Appointment of committee to review Water District survey forms & compile summary –** Councilwoman Millspaugh was appointed to the Water District Committee

**Town Clerk Michele Smith appointed Connie Kaufman as her new deputy**

**Soccer fields at Fire Department** Councilman McCartney said the fire department has received complaints from residents on Hunter Street about the dirt blowing across from the new soccer field project. The Board will have Jeff Mauer attend the next meeting with an update on the progress of the soccer field.

**BILLS:** The bills were presented for audit and totaled General A Fund \$8,736.20 vouchers #93-121, General B Fund \$962.36 vouchers #23-29, Highway DB \$15,386.82 vouchers #40-52, Post Audit A-4 \$5393.00 vouchers # 10-14, Fire District \$58,846.50 Voucher #1. *Councilman Miller made a motion to pay the April bills, seconded by Councilwoman Millspaugh and it carried by a vote 5 -0.*

**NEXT MEETING:** Tuesday, April 22, 2008 at 7:30 p.m. in the Courtroom.

**ADJOURNMENT** was at 10:34 p.m. on a motion by Councilman McCartney, seconded by Councilman Miller and carried by a vote 5 -0.

Respectfully submitted,

Michele M. Smith,  
Town Clerk