

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

**PRESENT:**

Supervisor John Specht  
Councilman Donald Cunningham  
Councilman Hugh McCartney  
Councilman Barry Miller (left 9:20)  
Councilwoman Rachael Millspaugh

**ALSO PRESENT:**

Michele M. Smith, Town Clerk  
Dave Roggow, Highway Superintendent  
Bob Patterson, CEO/ZEO

**PRAYER**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**MINUTES:** *Councilman McCartney made a motion to approve the minutes of November 25, 2008; Councilman Cunningham seconded it and it carried by a vote 5 -0.*

**COMMUNICATIONS:**

Budget Report thru November 2008

Proposal from Stu Brown for Records Management grant application submittal *Councilman Cunningham made a motion to accept and for Supervisor Specht to sign the proposal from Stu Brown for Records Management grant application; Councilman Miller seconded it and it carried by a vote 5-0.*

Court System Grant award letter to Judge Kunego from Judge Boller

Kunego's Travel request *Councilman Cunningham made a motion to approve the Kunego's travel request to NYC Association of Towns Meeting; Councilman Miller seconded it and it carried by a vote 5-0.*

Bob Patterson's November Report

Copy of Planning Board's Revision to Zoning Regulations - A local Law & Public Hearing are required  
2009 Medical Insurance Rates

**REPORTS:**

**HIGHWAY:** Superintendent Roggow reported that CSX is sending a performance bond for work on Dublin Road  
**CEO/ZEO:** Bob reported that Liberty Pumps permit will be closing in the next couple of weeks, also electrical inspection fees should be revisited. The Valderama case is over and Bob is requesting the cost of legal and engineering fees charged to the Town and asking why there is not a law in effect to recover legal fees. Bob was also questioning why the Board decreased the mileage rate at the last board meeting and not wait until the organizational meeting in January.

**TOWN CLERK'S & SUPERVISOR'S OCTOBER REPORTS:** *Councilman McCartney made a motion to file the Town Clerk's and Supervisor's November reports, Councilwoman Millspaugh seconded it and it carried by a vote 4 -0. Councilman Miller was absent for vote.*

**UNION CONTRACT:** Councilman Miller said there were no changes.

**OLD BUSINESS:**

Town Facilities/Fire Hall Councilman Miller reported that Simbari Design will be producing bid documents soon.

Ambulance contract extension *Councilman McCartney made a motion to approve and for Supervisor Specht to sign Extension and Modification of Inter-Municipal Ambulance Agreement; Councilman Cunningham seconded it and it carried by a vote 5-0.*

**NEW BUSINESS**

Peachey Road Water District *Councilman McCartney made a resolution to become Lead Agency to comply with SEQR for the Peachey Road Water District; Councilman Cunningham seconded it and it was carried by a vote 5-0.*

THE TOWN OF BERGEN  
RESOLUTION NO. 14  
PEACHEY ROAD WATER DISTRICT

RESOLVED, that in accordance with the New York State Environmental Quality Review (SEQR) procedures, the Town Board of the Town of Bergen hereby expresses its intent to serve as Lead Agency to comply with SEQR. In accord with the likelihood that the Town Board will serve as Lead Agent, the Board has prepared an environmental assessment of the significance of and potential impact of the Town of Bergen Peachey Road Water District formation process.

The purpose of this project is to create the legal water district for the proposed town of Bergen Peachey Road Water District.

*Councilman McCartney made a resolution to accept the Environmental Assessment for the Peachey Road Water District; Councilman Cunningham seconded it and it was carried by a vote 5-0.*

THE TOWN OF BERGEN  
RESOLUTION NO. 15  
PEACHEY ROAD ENVIRONMENTAL ASSESSMENT

RESOLVED, that the Town Board hereby accepts the Environmental Assessment of this project, prepared by Chatfield Engineers, PC. The Town Board further declares that, based on the Environmental Assessment, it finds that the action will result in no significant adverse impacts to the Environment.

THEREFORE, the Town Board does not anticipate the preparation of an Environmental Impact Statement for the project.

FURTHER, the Town Board herewith states its intent to issue a Negative Declaration under SEQR for the action.

**APPROVAL OF BILLS:** The bills were presented for audit and totaled General A Fund \$21,202.42 vouchers #313-339, General B Fund \$65,201.52 vouchers #108-120, Highway DB \$14,153.23 vouchers #139-154, PA-A11 \$3,408.70 vouchers #36 -38, PA-DB4 \$3,217.32 voucher #4. *Councilwoman Millspaugh made a motion to pay the November bills, seconded by Councilman Cunningham and it carried by a vote 4-0. Councilman Miller was absent for vote.*

**NEXT MEETING:** Wednesday, December 10, 2008 7:00 PM at the Fire Hall - Water District Public Hearing  
Second regular monthly meeting - Tuesday, December 23, 2008 at 7:30 p.m. in the Courtroom  
End-of-Year Meeting – Tuesday, December 30, 2008 at 7:00 p.m.  
Organizational Meeting – January 3, 2009 at 12:00 p.m.

**ADJOURNMENT** was at 9:35 p.m. on a motion by Councilman McCartney; seconded by Councilwoman Millspaugh and carried by a vote 4-0. Councilman Miller was absent for vote.

Respectfully submitted,

Michele M. Smith,  
Town Clerk