

**Town Board Meeting
At the Village Hall
Joint Session with the Village of Bergen Trustees
October 9th, 2013**

**I Audit of the bills 6:45pm, Call to Order of Joint Session 7:00pm.
Pledge to the flag**

II Joint Session as per Agenda. Regular session of the Town Board immediately following.

III Approval of Meeting Minutes for – September 24th, 2013

IV Communications:

1. Supervisors Report for September 2013
2. September 2013 Summary Spreadsheet
3. Town Clerks Report for September 2013
4. Zoning & Code Enforcement Log Sheets for September 2013
5. Mercy EMS Response Times Reports for 09/01/12 – 09/15/13
6. Payment Application # 8 for Peachey Road Water District
7. Sample Resolution accepting completion of the Peachey Road Water Project.
8. Email from Bernard P. Donegan, Inc, Re: Contingency Plan for Funding Water Project
9. Sample Resolution authorizing execution of a contingency funding plan for BAN payoff.
10. Sample Resolution establishing a Special Board for Comprehensive Plan review.

V Board Members' items for addition to the agenda

VI Reports:

-Zoning / Code Enforcement

-Highway

- Update on totaled 10 wheeler.

-Committees

-Highway & Parks

-Briefing from 10/1 meeting

-Buildings

-Discuss RFP for cleaning service

-Discuss review of applicants for maintenance of building & grounds

-Village Relations

-Briefing from 12/9

VII Old Business:

-Peachey Rd. Water District

- Approval of Resolution to Accept Project Completion

- Approval of Payment Application #9

VIII New Business:

- Discussion / Approval of Resolution for Contingency Funding Plan for BAN payoff
- Discussion / Approval of Resolution to Establish a Special Board for Comprehensive Plan Review.
- Discuss appointments for Comprehensive Plan Review Board.
- Budget Workshop. Set date for Tuesday 10/16?

IX Reports & Bills: - Action to file Town Clerks and Supervisors reports
-Detailed budget reports provided separately due to size.
- Approve payment of the bills.

X Next Meeting Day: Next meeting Tuesday 10/22/13, 7:00 pm in the courtroom

XII Adjournment:

MONTHLY REPORT OF SUPERVISOR

TO THE TOWN BOARD OF THE TOWN OF BERGEN:

Pursuant to Section 125 of the Town Law, I hereby render the following detailed statement of all moneys received and disbursed by me during the month of September 2013:

DATED: October 8, 2013

Donald S. Simpson

 SUPERVISOR

	Balance 08/31/2013	Increases	Decreases	Balance 09/30/2013
A GENERAL FUND - TOWNWIDE				
CASH - CHECKING	30,378.36	40,148.70	29,190.31	41,336.75
CASH - MONEY MARKET	674,080.78	13,484.48	161,969.94	525,595.32
CASH RESERVE FOR PARKS	21,818.85	0.00	0.00	21,818.85
TOTAL	726,277.99	53,633.18	191,160.25	588,750.92 ✓
B GENERAL - OUTSIDE VILLAGE				
CASH - CHECKING	804.00	10,356.02	6,860.22	4,299.80
CASH - MONEY MARKET	397,488.33	25,816.21	406,922.63	16,381.91
TOTAL	398,292.33	36,172.23	413,782.85	20,681.71 ✓
DB HIGHWAY - OUTSIDE VILLAGE				
CASH - CHECKING	57,553.33	40,101.77	42,129.94	55,525.16
CASH - MONEY MARKET	168,664.36	407,140.69	54,372.37	521,432.68
TOTAL	226,217.69	447,242.46	96,502.31	576,957.84 ✓
SF FIRE DISTRICT				
	0.00	0.00	0.00	0.00
CASH - MONEY MARKET	-124,671.64	132,203.00	0.00	7,531.36
TOTAL	-124,671.64	132,203.00	0.00	7,531.36 ✓
SW WATER DISTRICT #2				
	0.00	0.00	0.00	0.00
CASH - SPECIAL RESERVE	185,892.94	0.00	0.00	185,892.94
TOTAL	185,892.94	0.00	0.00	185,892.94 ✓
L LIBRARY				
CASH - CHECKING	21,584.90	4,454.93	2,912.76	23,127.07
CASH - MONEY MARKET	40,905.27	1,549.69	4,499.06	37,955.90
CD	20,788.22	0.00	0.00	20,788.22
TOTAL	83,278.39	6,004.62	7,411.82	81,871.19 ✓
H4- CAPITAL-GARAGE				
	0.00	0.00	0.00	0.00
TOTAL	0.00	0.00	0.00	0.00
TA TRUST AND AGENCY				

MONTHLY REPORT OF SUPERVISOR

①

	Balance 08/31/2013	Increases	Decreases	Balance 09/30/2013
CASH - CHECKING	6,556.71	39,224.71	37,642.82	8,138.60
TOTAL	6,556.71	39,224.71	37,642.82	8,138.60 ✓
H3- CAPITAL - TOWN HALL RELOCATION				
	0.00	0.00	0.00	0.00
CASH - MONEY MARKET	-35,741.93	0.00	0.00	-35,741.93
CASH SPECIAL RESERVE	81,226.30	0.00	0.00	81,226.30
TOTAL	45,484.37	0.00	0.00	45,484.37 ✓
H5- PEACHEY RD WATER DISTRICT				
CASH - CHECKING	30,993.35	0.00	30,993.35	0.00
CASH - MONEY MARKET	149,388.51	0.00	0.00	149,388.51
TOTAL	180,381.86	0.00	30,993.35	149,388.51 ✓
TOTAL ALL FUNDS	1,727,710.64	714,480.20	777,493.40	1,664,697.44 ✓

Month: Sept2013

DATE	FUND	A	B	DB	SF	SW	L	TA	H3	H5
		Townwide	Outside Village	Hwy Outside Village	Fire District	Water District	Library	Payroll/Rec	Town Hall Reloc	Peachey Water District
	OPENING BAL									
	Cash Accts									
	Operating	\$ 88,735.69	\$ 30,378.36	\$ 804.00	\$ 57,553.33	\$ -	\$ -	\$ -	\$ -	\$ -
	Payroll	\$ 6,556.71						\$ 6,556.71		
	Savings	\$ 1,322,397.28	\$ 674,080.79	\$ 397,488.33	\$ 168,664.36	\$ (124,671.64)	\$ 40,905.28	\$ -	\$ (35,741.93)	\$ 179,853.24
	Rec/Parik Res	\$ 267,119.24							\$ 81,226.30	
	Library Checking						\$ 21,584.90			
	Library Money Market	\$ 20,788.22					\$ 20,788.22			
	Total All	\$ 1,705,597.14	\$ 726,278.00	\$ 398,292.33	\$ 226,217.69	\$ (124,671.64)	\$ 83,278.40	\$ 6,556.71	\$ 45,484.37	\$ 179,853.24
	SAVINGS									
	Deposits									
18-Sep	See deposit	\$ 4,229.26	\$ 4,196.00	\$ 33.26						
18-Sep	See deposit	\$ 10,742.98	\$ 9,214.98	\$ 1,528.00						
30-Sep	See deposit	\$ 16,823.42		\$ 9,706.34	\$ 7,117.08					
	See deposit									
	See deposit									
	JE Taxes	\$ (132,203.00)			\$ 132,203.00					
	JE interfund transfer		\$ (400,000.00)	\$ 400,000.00						
	JE reclass interest	\$ -	\$ (191.38)	\$ (62.41)	\$ (211.59)		\$ (45.04)		\$ -	\$ 510.42
	JE reclass Health Ins & Dep	\$ (450.00)	\$ 14,508.30	\$ (14,058.30)						
	Total Deposits	\$ 31,795.66	\$ (119,433.40)	\$ (374,286.51)	\$ 392,947.19	\$ 132,203.00	\$ (45.04)	\$ -	\$ -	\$ 510.42
	Interest	\$ 163.32	\$ 73.50	\$ 40.31	\$ 22.89		\$ 8.43			\$ 18.20
	Transfers OUT	\$ 70,769.16	\$ 8,458.64	\$ 3,389.14	\$ 25,015.27		\$ 2,912.76			\$ 30,993.35
	Payroll Trans OUT	\$ 39,224.50	\$ 20,666.92	\$ 3,471.08	\$ 15,086.50					
	Fee									
	ACCT BAL	\$ 1,244,362.60	\$ 547,414.18	\$ 16,381.91	\$ 521,432.68	\$ 7,531.36	\$ 37,955.90	\$ -	\$ (35,741.93)	\$ 149,388.51
	OPERATING									
	TRANSFERS IN	\$ 88,735.69	\$ 30,378.36	\$ 804.00	\$ 57,553.33	\$ -	\$ -	\$ -	\$ -	\$ -
	NYS OSC	\$ 70,769.16	\$ 8,458.64	\$ 3,389.14	\$ 25,015.27		\$ 2,912.76			\$ 30,993.35
	Interest	\$ 3.14	\$ 3.14							
	DISBURSMENTS									
	Abstract 9	\$ 63,740.01	\$ 8,458.64	\$ 3,389.14	\$ 17,986.12		\$ 2,912.76			\$ 30,993.35
	JE correct 14, 17	\$ -	\$ (3,495.80)	\$ 3,495.80	\$ 3,495.80					
	Pre-pay	\$ 5,626.27	\$ 64.75	\$ 5,561.52						
	Total Disb	\$ 69,366.28	\$ 8,523.39	\$ (106.66)	\$ 27,043.44	\$ -	\$ 2,912.76	\$ -	\$ -	\$ 30,993.35
	ACCT BAL	\$ 101,161.71	\$ 41,336.75	\$ 4,299.80	\$ 55,525.16	\$ -	\$ -	\$ -	\$ -	\$ -

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10/07/2013

Fee Details Report

Fee Date From 09/01/2013 to 09/30/2013

Fee Group : Building, Periodic Inspections, Planning And Zoning
Municipality : All

Parent Type	Transaction Number	Fee Type	Date	Based On	Quantity	Amount
Comm-Renovation						
	22-13	Misc Inspections	9/19/13	Hourly	0	\$40.00
					Total :	<u>\$40.00</u>
Res-Acc Structure						
	21-13	Deck	9/12/13	Square Feet	600	\$45.00
		Zoning Permit	9/12/13	Square Feet	0	\$30.00
	23-13	Acc Structure Attach	9/19/13	Square Feet	0	\$0.00
		Zoning Permit	9/19/13	Square Feet	0	\$30.00
					Total :	<u>\$105.00</u>
					Grand Total :	<u>\$145.00</u>

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10/07/2013

Payment Detail Report

From September 01, 2013 to September 30, 2013

For User : All

Payment Date	Parent Type	Transaction	Customer	Payment Type	Payment #	Amount
09/12/2013						
09/12/2013	Res-Acc Structure	21-13	Barry Taylor	Check #2144	00033	\$75.00
Total :						<u>\$75.00</u>
09/19/2013						
09/19/2013	Comm-Renovation	22-13	leonard bus sales	Cash	00034	\$40.00
09/19/2013	Res-Acc Structure	23-13	Frank Stumpf	Check #124	00035	\$30.00
Total :						<u>\$70.00</u>
Grand Total :						<u><u>\$145.00</u></u>

FD GEN BERGEN - EB

Trip Date IS BETWEEN 09/01/2012 AND 09/15/2013; AND Initial Priorities IS 911 EMERGENCY; AND Call Source IS FD GEN BERGEN - EB

Response Time Minutes	Call Count	Cumulative Call Count	Percentage of Total Calls	Cumulative Percentage
00:00 - 00:59	1	1	1.00%	1%
01:00 - 01:59	1	2	1.00%	2%
03:00 - 03:59	2	4	2.00%	3%
05:00 - 05:59	2	6	2.00%	5%
06:00 - 06:59	2	8	2.00%	6%
07:00 - 07:59	1	9	1.00%	7%
09:00 - 09:59	1	10	1.00%	8%
10:00 - 10:59	3	13	2.00%	10%
11:00 - 11:59	5	18	4.00%	14%
12:00 - 12:59	11	29	8.00%	22%
13:00 - 13:59	3	32	2.00%	24%
14:00 - 14:59	9	41	7.00%	31%
15:00 - 15:59	13	54	10.00%	41%
16:00 - 16:59	20	74	15.00%	56%
17:00 - 17:59	19	93	14.00%	70%
18:00 - 18:59	17	110	13.00%	83%
19:00 - 19:59	7	117	5.00%	88%
20:00 - 20:59	5	122	4.00%	92%
21:00 - 21:59	4	126	3.00%	95%
22:00 - 22:59	2	128	2.00%	96%
23:00 - 23:59	1	129	1.00%	97%
24:00 - 24:59	1	130	1.00%	98%
26:00 - 26:59	2	132	2.00%	99%
27:00 - 27:59	1	133	1.00%	100%

Mercy EMS will sometimes respond multiple units to an EMS incident (example - ambulance and supervisor) or a crew may evaluate multiple patients at the same incident. This report shows the response of the Mercy EMS unit that arrived first on scene for each incident. (Responses that were cancelled enroute are not included in this report.)

Total Calls: **133**

FD GEN BERGEN - EB

Trip Date IS BETWEEN 09/01/2012 AND 09/15/2013; AND Initial Priorities IS 911 EMERG-NLS; AND Call Source IS FD GEN BERGEN - EB

Response Time Minutes	Call Count	Cumulative Call Count	Percentage of Total Calls	Cumulative Percentage
10:00 - 10:59	1	1	3.00%	3%
13:00 - 13:59	2	3	5.00%	8%
14:00 - 14:59	1	4	3.00%	11%
15:00 - 15:59	3	7	8.00%	18%
16:00 - 16:59	2	9	5.00%	24%
17:00 - 17:59	3	12	8.00%	32%
18:00 - 18:59	3	15	8.00%	39%
19:00 - 19:59	4	19	11.00%	50%
20:00 - 20:59	3	22	8.00%	58%
21:00 - 21:59	4	26	11.00%	68%
22:00 - 22:59	5	31	13.00%	82%
23:00 - 23:59	2	33	5.00%	87%
24:00 - 24:59	3	36	8.00%	95%
25:00 - 25:59	1	37	3.00%	97%
28:00 - 28:59	1	38	3.00%	100%

Mercy EMS will sometimes respond multiple units to an EMS incident (example - ambulance and supervisor) or a crew may evaluate multiple patients at the same incident. This report shows the response of the Mercy EMS unit that arrived first on scene for each incident. (Responses that were cancelled enroute or encountered a "significant weather delay" are not included in this report.)

Total Calls: **38**

9



ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Contractor's Application for Payment No. 9

Application Period: August 30, 2013 to September 27, 2013	Application Date: 10/1/2013
From (Contractor): Mar-Wal Construction Co. Inc. 440 Gould Avenue Depew, NY 14043	Via (Engineer): Chatfield Engineers, P.C. 2800 Dewey Avenue Rochester, NY 14616
Contract: Town of Bergen Peachey Road Water District	Engineer's Project No.: 07-823
Owner's Contract No.:	Contractor's Project No.:

**Application For Payment
Change Order Summary**

Approved Change Orders	Additions	Deductions
Number 1	\$64,000.00	
Number 2		\$101,158.70
TOTALS	\$64,000.00	\$101,158.70
NET CHANGE BY CHANGE ORDERS		-\$37,158.70

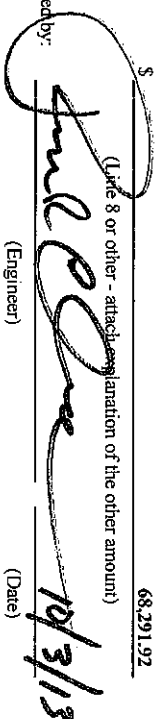
1. ORIGINAL CONTRACT PRICE..... \$ 906,565.20
2. Net change by Change Orders..... \$ (37,158.70)
3. Current Contract Price (Line 1 ± 2)..... \$ 869,406.50
4. TOTAL COMPLETED AND STORED TO DATE
(Column F on Progress Estimate)..... \$ 869,406.50
5. RETAINAGE:
 - a. 0% X \$869,406.50 Work Completed..... \$ -
 - b. 0% X \$ - Stored Material..... \$ -
 - c. Total Retainage (Line 5a + Line 5b)..... \$ -
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)..... \$ 869,406.50
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... \$ \$801,114.58
8. AMOUNT DUE THIS APPLICATION..... \$ 68,291.92
9. BALANCE TO FINISH, PLUS RETAINAGE
(Column G on Progress Estimate + Line 5 above)..... \$ -

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: _____ Date: _____

Payment of: \$ _____ (Line 8 or other - attach explanation of the other amount) 68,291.92

is recommended by:  (Engineer) 10/3/13 (Date)

is approved by: _____ (Owner) _____ (Date)

Approved by: _____ (Date)

Funding Agency (if applicable) _____ (Date)

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Contract for Construction
 Town of Bergen
 Packer Road Water District
 Water Main Installation
 Contractor:
 Mar-Wal Construction Co. Inc.
 449 Gould Avenue
 Denville, NY 14043

Owner:
 Town of Bergen
 10 Hamer Street
 Bergen, NY 14416

Pay Application No. 9
 Period of Application
 August 30, 2013 to September 27, 2013

Item #	Description	Qty	Unit	Unit Price	Amount	This Period		Total To Date	
						Quantity	Amount	Quantity	Amount
01105	Maintenance & Protection of Traffic	1	LS	\$20,000.00	\$20,000.00	0	\$0.00	0	\$20,000.00
02229	Road Removal	115	CY	\$0.01	\$1.15	0	\$0.00	0	\$1.15
02230	Select Fill	150	CY	\$25.00	\$3,750.00	0	\$0.00	0	\$3,750.00
02518	Top Assembly	2	EA	\$1,500.00	\$3,000.00	0	\$0.00	0	\$3,000.00
02612A	18" DR-14 PVC Water Main	200	LF	\$24.00	\$4,800.00	0	\$0.00	0	\$4,800.00
02612B	10" DR-14 PVC Water Main	12,200	LF	\$23.50	\$286,700.00	0	\$0.00	0	\$286,700.00
02612C	Pipe Bedding for PVC Pipe	12,400	LF	\$3.00	\$37,200.00	0	\$0.00	0	\$37,200.00
02619A	1" Short Side Service	54	EA	\$418.00	\$22,572.00	0	\$0.00	0	\$22,572.00
02619B	1" Comp. Stop, Tap & Saddle	280	EA	\$33.00	\$9,240.00	0	\$0.00	0	\$9,240.00
02632A	1" Long Side Service	1,830	LF	\$5.50	\$10,065.00	0	\$0.00	0	\$10,065.00
02633	1" Club Stop and Box	54	EA	\$380.00	\$20,520.00	0	\$0.00	0	\$20,520.00
02645A	Hydrant Assembly	22	EA	\$4,100.00	\$90,200.00	0	\$0.00	0	\$90,200.00
02645B	6" Long Hydrant Extension	1	EA	\$342.00	\$342.00	0	\$0.00	0	\$342.00
02645C	12" Long Hydrant Extension	1	EA	\$393.00	\$393.00	0	\$0.00	0	\$393.00
02645D	18" Long Hydrant Extension	1	EA	\$437.00	\$437.00	0	\$0.00	0	\$437.00
02650	Direct Water Main Connection	1	EA	\$4,000.00	\$4,000.00	0	\$0.00	0	\$4,000.00
02654	2" Tapped Tee Blow-Off	1	EA	\$950.00	\$950.00	0	\$0.00	0	\$950.00
02660A	8" Gate Valve, Box and Marker	1	EA	\$1,100.00	\$1,100.00	0	\$0.00	0	\$1,100.00
02670	Horizontal Highway Barrie at Packer Road	15	EA	\$2,000.00	\$30,000.00	0	\$0.00	0	\$30,000.00
2671 A	10" HDPE Water Main Directional Drilled	900	LF	\$372.00	\$334,800.00	0	\$0.00	0	\$334,800.00
2671 B	10" R/LU Water Main Directional Drilled	175	LF	\$150.00	\$26,250.00	0	\$0.00	0	\$26,250.00
02720	12" S/C/P Culvert w/ End Sections	60	LF	\$40.00	\$2,400.00	0	\$0.00	0	\$2,400.00
02920A	Asphalt Road Restoration	130	LF	\$50.00	\$6,500.00	0	\$0.00	0	\$6,500.00
02920B	Asphalt Drive Restoration	350	LF	\$35.00	\$12,250.00	0	\$0.00	0	\$12,250.00
02920C	Gravel Drive Restoration	625	LF	\$2.00	\$1,250.00	0	\$0.00	0	\$1,250.00
02924	Removal and Disposal of Existing Trees	5	EA	\$800.00	\$4,000.00	0	\$0.00	0	\$4,000.00
02936	Sealing Restoration	1	LS	\$30,000.00	\$30,000.00	0	\$0.00	0	\$30,000.00
					Total Contract Amount (Base Bid Part 1) =	\$756,790.15			\$756,790.15

Item #	Description	Qty	Unit	Unit Price	Amount	This Period		Total To Date	
						Quantity	Amount	Quantity	Amount
01105	Maintenance & Protection of Traffic	1	LS	\$5,250.00	\$5,250.00	0	\$0.00	0	\$5,250.00
02229	Road Removal	35	CY	\$0.01	\$0.35	0	\$0.00	0	\$0.35
02230	Select Fill	50	CY	\$25.00	\$1,250.00	0	\$0.00	0	\$1,250.00
02612A	18" DR-14 PVC Water Main	3,400	LF	\$18.50	\$62,700.00	0	\$0.00	0	\$62,700.00
02612C	Pipe Bedding for PVC Pipe	3,400	LF	\$17.00	\$57,800.00	0	\$0.00	0	\$57,800.00
02651B	1" Comp. Stop, Tap & Saddle	27	EA	\$305.00	\$8,235.00	0	\$0.00	0	\$8,235.00
02652A	1" Short Side Service	70	LF	\$5.00	\$350.00	0	\$0.00	0	\$350.00
02652B	1" Long Side Service	470	LF	\$5.50	\$2,585.00	0	\$0.00	0	\$2,585.00
02653	1" Club Stop and Box	27	EA	\$305.00	\$8,235.00	0	\$0.00	0	\$8,235.00
02654	Hydrant Assembly	0	EA	\$3,800.00	\$0.00	0	\$0.00	0	\$0.00
02645B	6" Long Hydrant Extension	0	EA	\$3,420.00	\$0.00	0	\$0.00	0	\$0.00
02645C	12" Long Hydrant Extension	0	EA	\$3,930.00	\$0.00	0	\$0.00	0	\$0.00
02645D	18" Long Hydrant Extension	0	EA	\$3,925.00	\$0.00	0	\$0.00	0	\$0.00
02650	Direct Water Main Connection	0	EA	\$4,000.00	\$0.00	0	\$0.00	0	\$0.00
02654	2" Tapped Tee Blow-Off	0	EA	\$950.00	\$0.00	0	\$0.00	0	\$0.00
02660A	8" Gate Valve, Box and Marker	0	EA	\$1,100.00	\$0.00	0	\$0.00	0	\$0.00
02670	Horizontal Highway Barrie at Packer Road	0	EA	\$2,000.00	\$0.00	0	\$0.00	0	\$0.00
2671 A	10" HDPE Water Main Directional Drilled	0	LF	\$372.00	\$0.00	0	\$0.00	0	\$0.00
2671 B	10" R/LU Water Main Directional Drilled	0	LF	\$150.00	\$0.00	0	\$0.00	0	\$0.00
02720	12" S/C/P Culvert w/ End Sections	0	LF	\$40.00	\$0.00	0	\$0.00	0	\$0.00
02920A	Asphalt Road Restoration	0	LF	\$50.00	\$0.00	0	\$0.00	0	\$0.00
02920B	Asphalt Drive Restoration	0	LF	\$35.00	\$0.00	0	\$0.00	0	\$0.00
02920C	Gravel Drive Restoration	0	LF	\$2.00	\$0.00	0	\$0.00	0	\$0.00
02924	Removal and Disposal of Existing Trees	0	EA	\$800.00	\$0.00	0	\$0.00	0	\$0.00
02936	Sealing Restoration	0	LS	\$30,000.00	\$0.00	0	\$0.00	0	\$0.00
					Total Contract Amount (Base Bid Part 2) =	\$149,785.05			\$149,785.05

Change Orders	Description	Qty	Unit	Unit Price	Amount	This Period		Total To Date	
						Quantity	Amount	Quantity	Amount
C.O. #1									
C.O. #2									
C.O. #3									
Total C.O.'s									

Less Previous Estimates	Description	Qty	Unit	Unit Price	Amount	This Period		Total To Date	
						Quantity	Amount	Quantity	Amount
Est. # 1									
Est. # 2									
Est. # 3									
Est. # 4									
Est. # 5									
Est. # 6									
Est. # 7									
Est. # 8									
Total									

Total Work Completed to date (Base Bid Part 1 + Part 2) = \$869,406.50
 Original Contract = \$906,545.20
 Change Orders = (\$37,138.70)
 Revised Contract = \$869,406.50

Total Materials Stored on Site = \$0.00
 Sub-Total To Date = \$869,406.50
 Less Retention Amount (0%) = \$0.00
 Sub-Total = \$869,406.50
 Less Previous Estimates = \$800,114.58
Total Amount Due This Estimate = \$69,291.92
 Balance to Finish = \$0.00

Resolution

Whereas, the construction of the improvements for the Town of Bergen Peachey Road Water District Project have been completed and approved by the NYS Department of Health; and

Whereas, that the Town of Bergen accepts the project as constructed.

Now, therefore be it resolved, that the Town of Bergen hereby authorizes final payment to be made to the contractor.

Be it further resolved that pursuant to the Agreement between the Town of Bergen and the Monroe County Water Authority, the Authority's Operator-in-Charge, Thomas F. Clark (NYSDOH Certificate #NY29567), will operate the water system.



Don Cunningham

From: <team@bpdinc.net>
To: <supervisor@bergenny.org>; <bergenclerk@frontier.com>; <dbryson@lacykatzen.com>; <mcgill_law@frontiernet.net>; <kmb_mcgill@frontier.com>; "Carol Monello" <cmonello_mcgill_law@frontiernet.net>; "Paul Chatfield" <PaulChatfield@ChatfieldEngineers.com>
Sent: Thursday, October 03, 2013 11:44 AM
Subject: FW: Bergen T - Peachey Rd WD - Interest rate on RD loan

The contingency plan if we are not able to close with Rural Development by October 23rd is as follows:

- (1) October 4, 2013 – mail out a draft Notice of Sale to all parties for sign-off. Since we do not have enough time to prepare an Official Statement for the borrowing we will be limiting the denominations.
- (2) October 10, 2013 – mail out Notice of Sale to several Banks and Underwriters. These Banks and Underwriters may require additional items to complete their due diligence to put a rate on the Notes so we may have follow up questions for the Town such as latest financials or where they actually stand in the 2013 year versus what was budgeted.
- (3) October 17, 2013 – receive rate on Bond Anticipation Note. We will need to have the Town Supervisor available via telephone to award.
- (4) October 24, 2013 – receipt of funds and payoff of existing Bond Anticipation Note with First Niagara Bank. Tim/Kris – is one week enough time for you to prepare the necessary documents for an October 24th funding date?

As we begin the preparation of the Notice of Sale, we have the following questions:

- (1) Would you like us to renew the Bond Anticipation Note for the full amount (\$1,103,000) as we may need to adjust additional line items on the Form E for Bond Counsel fees, BPD, Inc. fees and capitalized interest. Maybe there are others that I'm forgetting?
- (2) As the Town will be making a principal reduction in December, 2013 we plan to have the Note mature on December 30, 2013. We will keep our fingers crossed that the federal government is back in order by that time and we can issue the loan through Rural Development. If not, then we will need to renew the Bond Anticipation Note at that time. We just wanted to confirm that the December 30th maturity date is okay with everyone?

Please let us know if you have any additional questions or concerns.

Thank you,
 Tammy
Tamara A. Bullis
Client Administrator

Bernard P. Donegan, Inc.
 PO Box 70
 Victor, New York 14564
 (585) 924-2145
 (585) 924-4636 FAX

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From: Dear, Kathy [<mailto:kdear@LaBellaPC.com>]
Sent: Tuesday, October 01, 2013 10:45 AM
To: BPD; Don Cunningham; Bergen Town Clerk
Cc: dbryson@lacykatzen.com; 'Timothy McGill'; Kristine Bryant; Kristine Beach; Paul Chatfield
Subject: RE: Bergen T - Peachey Rd WD - Interest rate on RD loan

10/8/2013

Sample Resolution

2013 Resolution No. _____

WHEREAS, the Town of Bergen has received funding for the Peachey Road Water Project through a Bond Anticipation Note, and

WHEREAS, the Bond Anticipation Note will become due on 10/24/2013, and

WHEREAS, the payoff of the Bond Anticipation Note was to be provided through long term funding from a USDA Rural Development loan for the project , and

WHEREAS, the United States Federal Government is presently shutdown leaving the closing of the Rural Development loan indefinite, and

WHEREAS, the financial obligation to payoff the Bond Anticipation Note remains certain **NOW, THEREFORE BE IT**

RESOLVED, that the Town Board of the Town of Bergen authorizes the Town Supervisor to effectuate a contingency financial plan under the council of financial advisors for the project, and the attorney of the town, to fulfill the payoff obligation of the Bond Anticipation Note.

The following is a true and accurate record of votes cast for this resolution.

Supervisor Donald Cunningham	_____
Deputy Supervisor / Councilman Joseph Nenni	_____
Councilman Hugh McCartney	_____
Councilman Brian Stone	_____
Councilwoman Belinda Grant	_____

Sample Resolution

2013 Resolution No. _____

WHEREAS, the Bergen Town Board desires to review and revise the Comprehensive Plan of the Town, and

WHEREAS, the Bergen Town Board recognizes the similar interest of the Village of Bergen Trustees, and

WHEREAS, both legislative bodies recognize the benefit of establishing a Special Board for the purpose of reviewing and recommending updates to the Comprehensive Plan, and

WHEREAS, both legislative bodies agree to a 7 member special board comprised of 3 appointed members of the Town, 3 appointed members of the Village, and 1 mutually agreed upon appointment, **NOW, THEREFORE BE IT**

RESOLVED, that the Town Board of the Town of Bergen authorizes the formation of a Special Board, for the review of the Town's Comprehensive Plan, comprised of 3 appointed members by the Bergen Town Board, 3 appointed members by the Village of Bergen Trustees, and 1 mutually agreed upon appointment.

The following is a true and accurate record of votes cast for this resolution.

Supervisor Donald Cunningham	_____
Deputy Supervisor / Councilman Joseph Nenni	_____
Councilman Hugh McCartney	_____
Councilman Brian Stone	_____
Councilwoman Belinda Grant	_____