

REGULAR MEETING OF THE TOWN OF DARIEN

APRIL 5, 2017

MINUTES OF THE DARIEN TOWN BOARD: Supervisor David Hagelberger, Council Members Stephen Ferry, Michael Fix, Barbara Krazmien, Michael Plitt and Town Clerk Alice Calmes.

A regular meeting of the Darien Town Board, County of Genesee and State of New York was held at the Town Hall, 10569 Allegany Road, Darien Center, NY on April 5, 2017

PRESENT:	David Hagelberger	Supervisor
	Stephen Ferry	Councilman
	Michael Fix	Councilman
	Barbara Krazmien	Councilwoman
	Michael Plitt	Councilman
	Alice Calmes	Town Clerk

ABSENT:

OTHERS PRESENT: Sue Galbraith-Alden Advertiser; Neil Marzolf – Highway Superintendent and members of the public.

At 7:30 PM the Supervisor called the meeting to order and recited the Pledge to the Flag.

RESOLUTION #39

MEETING MINUTES

Councilman Ferry offered a resolution to accept the meeting minutes from the March 1, 2017 meeting as read and corrected; second by Councilwoman Krazmien.

AYES 5 Ferry, Krazmien, Fix, Plitt and Hagelberger NAYS 0

RESOLUTION #40

ROADSIDE FLAGS

Supervisor Hagelberger offered a resolution to authorize the purchase of flags and associated hardware for the town hall flag pole and road side display to replace damaged items at a cost not to exceed \$800.00; second by Councilman Plitt.

AYES 5 Hagelberger, Plitt, Fix, Ferry and Krazmien NAYS 0

RESOLUTION #41

INSTALL FLAGS

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to install an American Flag on identified poles in the town prior to the Memorial Day holiday and removed those decoration at a convenient time after the Columbus Day holiday; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Ferry, Plitt and Fix NAYS 0

RESOLUTION #42

VETERAN’S FLAGS

Supervisor Hagelberger offered a resolution to authorize the purchase of a quantity of two gross of cemetery flags for display on the town’s cemetery veteran’s graves on Memorial Day at a \$189 per gross cost; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Ferry, Plitt and Fix NAYS 0

RESOLUTION #43

BOY SCOUTS

Supervisor Hagelberger offered a resolution to authorize Alexander Boy Scout Troop #650 to place flags on veteran’s graves in the cemeteries for this Memorial Day holiday; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Plitt, Ferry and Krazmien NAYS 0

RESOLUTION #44

MONITORS

Supervisor Hagelberger offered a resolution to accept the lowest of three quotes to install two 65” Smart TV monitors for display purposes in the town’s main hall to Hurricane Technologies of Avon, NY for an amount of \$4699.03 and authorize the Supervisor to sign the purchase agreement; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Plitt, Ferry and Krazmien NAYS 0

RESOLUTION #45

CHANGE ORDER

Supervisor Hagelberger offered a resolution to incorporate a change order into the Hurricane Technologies purchase agreement to install a TV monitor in the town hall’s conference room and configure all monitors to support wireless input from electronic devices at an added cost not to exceed \$2700; second by Councilman Ferry.

AYES 5 Hagelberger, Ferry, Krazmien, Fix and Plitt NAYS 0

RESOLUTION #46

ELECTRIC

Supervisor Hagelberger offered a resolution to accept the \$475 quote of Hillside Electric to install power outlets to power two TV monitors in the town’s main hall and add an additional outlet in the conference room for a total not to exceed cost of \$750; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Ferry, Plitt and Fix NAYS 0

RESOLUTION #47

CEMETERY TREE

Supervisor Hagelberger offered a resolution as a matter of public safety to authorize payment of \$960.00 to Draves Tree & Landscape to remove a fallen tree hazard in the Darien Cemetery on Broadway Road, based on a quote obtained by the Darien Cemetery Association; second by Councilman Plitt.

AYES 5 Hagelberger, Plitt, Fix, Krazmien and Ferry NAYS 0

RESOLUTION #48

PROSECUTOR CONTRACT

Supervisor Hagelberger offered a resolution to accept Town Prosecutor Zickl’s proposal to convert his agreement with the town for traffic prosecution to a fixed rate agreement at a monthly cost of \$1,050.00 and authorize the Supervisor to sign the agreement; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Ferry, Plitt and Fix NAYS 0

RESOLUTION #49

ZONING VIOLATION

DIRECTING COMMENCEMENT OF ACTION ON BEHALF OF MUNICIPALITY

WHEREAS, it appears that Thomas Capwell is in violation of nine sections of the International Property Maintenance Code relative to the property located at 177 Broadway Road; and

WHEREAS, it appears to be in the best interest of the Town of Darien to prohibit Thomas Capwell from continuing to be in violation of nine sections of the International Property Maintenance Code specifically:

- Chapter 1: Unsafe Structures & Equipment §108.1
- Chapter 1: Unsafe Structures & Equipment §108.1.1”Unsafe Structures”
- Chapter 1: Unsafe Structures & Equipment §108.1.3 “Structure unfit for human occupancy”
- Chapter 3: General Requirements §302.4 “Weeds”

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AYES 5 Hagelberger, Krazmien, Ferry, Plitt and Fix

NAYS 0

RESOLUTION #53

FERRIS MOWER

Supervisor Hagelberger offered a resolution to accept the Alexander Equipment’s quote to trade-in the Town’s 2014 Ferris Pro Cut lawn mower on a new Ferris Pro Cut mower at a total net amount of \$3,780.00 and authorize the Highway Superintendent to sign the purchase agreement; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Plitt, Ferry and Krazmien

NAYS 0

RESOLUTION #54

FLAIL MOWER

Supervisor Hagelberger offered a resolution to accept the lowest of three quotes for a Rear PTO Drive HD Center Rear Flail mower from John Deere at an amount of \$10,075.00 and authorize the Highway Superintendent to sign the purchase agreement; second by Councilman Plitt.

AYES 5 Hagelberger, Plitt, Fix, Krazmien and Ferry

NAYS 0

RESOLUTION #55

PLATE TAMPER

Supervisor Hagelberger offered a resolution to accept the lowest of three quotes from ADMAR Supply Company for a “Plate Tamper” at an amount of \$4,900.00 and authorize the Highway Superintendent to sign the purchase agreement; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Ferry, Plitt and Fix

NAYS 0

Notifications

Water District #6

HIGHWAY – everything is in good working order; half the month did some plowing and the other half the month not so much plowing. Have been doing tree work, brush work and sign work. Received a price on a tractor to replace the 2003 New Holland; pricing was on State bid. For a 2017 John Deere 5075 4 wheel drive 70 horse power tractor, the price will be \$53,804.44. They gave a trade in price on the New Holland tractor with mower of \$12,550.00 which would make the cost of the new John Deere \$41,254.44. A new 90” Heavy Duty Tiger mower with a hydraulic side hitch is \$12,860; with a straight hitch is \$10,378.

RESOLUTION #33

TRACTOR

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to trade in the 2003 New Holland tractor with mower on a new John Deere model 5075 tractor only at a package deal price from Land Pro of \$41,254.44 in accordance with State bid pricing; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Plitt, Ferry and Krazmien

Highway Superintendent Marzolf will get 3 prices on mowers

ZEO – report submitted and updated the board on complaints

ATTORNEY – is working on zoning issues and reviewing water district map & petitions

BUILDING INSPECTOR – has scheduled an appointment for the Bible Church addition

ZBA – routine work, the two new members have started with the board

ENGINEER – Steve Mountain is refining the petitions and map

TOWN CLERK – requesting authorization to go to the NYSTCA conference

RESOLUTION #34

TOWN CLERK CONFERENCE

