

REGULAR MEETING OF THE TOWN OF DARIEN

AUGUST 1, 2018

MINUTES OF THE DARIEN TOWN BOARD: Supervisor David Hagelberger, Council Members David Krzemien, 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 August1, 2018

PRESENT:	David Hagelberger	Supervisor
	Michael Fix	Councilman
	Barbara Krazmien	Councilwoman
	David Krzemien	Councilman
	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 #86

MEETING MINUTES

Councilman Fix offered a resolution to accept the meeting minutes from the July 11, 2018 meeting as read; second by Councilwoman Krazmien.

AYES 5	Fix, Krazmien, Krzemien, Plitt and Hagelberger	NAYS 0
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RESOLUTION #87

ZBA MEMBER

Supervisor Hagelberger offered a resolution to appoint Albert Stein to the open position on the Town’s Zoning Board of Appeals (ZBA) for a term that expires on 12/31/2020; second by Councilman Krzemien.

AYES 5	Hagelberger, Krzemien, Plitt, Fix and Krzemien	NAYS 0
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RESOLUTION #88

INSURANCE

Supervisor Hagelberger offered a resolution to authorize the Supervisor to sign the yearly renewal of the town’s insurance contract with Tompkins Insurance Agency; second by Councilwoman Krazmien.

AYES 5	Hagelberger, Krazmien, Fix, Plitt and Krzemien	NAYS 0
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RESOLUTION #89

PAY INSURANCE

Supervisor Hagelberger offered a resolution to authorize payment to Tompkins Insurance Agency to pay the insurance invoice in the amount of \$57,388.97 to renew the insurance prior to it being on an abstract; second by Councilman Krzemien.

AYES 5	Hagelberger, Krzemien, Plitt, Fix and Krazmien	NAYS 0
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RESOLUTION #90

SEWER OVERBILL

Supervisor Hagelberger offered a resolution to authorize the Supervisor to issue a sewer rent overbilling refund on sewer district account number 170465 in the amount of \$1,045.00 to Amanda Krzyzanowski caused by a significant water leak at the leased property at 1385 Erie Street in the town; second by Councilman Fix.

AYES 5	Hagelberger, Fix, Krazmien, Krzemien and Plitt	NAYS 0
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Notifications

The Town hall will be open for elections this year as follows:

TOWN BOARD MEETING

AUGUST 1, 2018

Primary Election – Thursday, September 13, 2018 from 12PM – 9PM; held in the Conference Room

General Election – Tuesday, November 6, 2018 from 6AM – 9PM; held in the Main Hall/Court Room

Dawn Mark has resigned her position on the town’s Zoning Board of Appeals effective July 24, 2018

HIGHWAY –everything is in good working order; received money from the State for the first mowing. Have been doing shoulder work on Reynolds Road; milled out and paved in Harlow Road. Reynolds Road will be sealed this year with fiber mat planned for next year. Also did some culvert pipe work and helped other towns and the County. Would like to get a new truck before plow season.

RESOLUTION #91

SUPERINTENDENT TRUCK

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to purchase a new pickup truck, plow, external fuel tank and tool box to replace the vehicle assigned to him in accordance with the budget and the town’s procurement policy; and to sell his current truck through sealed bids or public auction with a minimum bid clause; second by Councilman Krzemien.

AYES 5 Hagelberger, Krzemien, Plitt, Fix and Krazmien

NAYS 0

ZEO – has been working on a number of zoning issues and reviewing Zoning Law changes.

ATTORNEY – supporting Zoning issues

TOWN CLERK – GLOW Region Household Hazardous Waste and Pharmaceutical Collection Event will be on Saturday, September 15 in Rock Glen, Wyoming County, please call 585-815-7906 for a required appointment. There will also be a GLOW Region Electronics Collection on Saturday, September 29, 2018 at 4328 Route 19 South in Rock Glen from 9AM – 12PM on a first come/first served basis.

TAX COLLECTOR – now set up to accept credit cards for taxes starting in January and had the set up done to be able to accept credit cards for other payments to the clerk’s office.

TREATMENT PLANT – last month BOD was out a little and the TSS hit once then went out a little; it looks better now. Working on putting together a list of things that need to be updated at the plant.

RESOLUTION #92

CAUTION LIGHT

WHEREAS, the Town Board of the Town of Darien met at a regular meeting at the Town Offices of the Town of Darien in the Town of Darien, New York on the 1st day of August 2018 commencing at 7:30PM, at which time and place the following members were present:

- Supervisor David Hagelberger
- Councilmember Michael Fix
- Councilmember Barbara Krazmien
- Councilmember David Krzemien
- Councilmember Michael Plitt

WHEREAS, there was an accident on February 18, 2018, that caused damage to the blinking caution light at the intersection of US-20 and RT-238, the accident damage has been cleaned up; however, the blinking caution light has not been replaced, and

WHEREAS, northbound traffic on RT-238 stops at US-20, due to the incline, it may be difficult for drivers to see traffic on US-20; especially when turning left. The Route 63 Corridor Study, prepared by the New York State Department of Transportation Region 4, identified the US-20 & RT-238 intersection as a non-conforming intersection in regards to sight distance.

NOW on a motion of Michael Plitt, which has been duly seconded by Barbara Krazmien, therefore, be it RESOLVED, that the Darien Town Board requests the State of New York Department of Transportation to replace the blinking caution light that was at the intersection of US-20 & RT-238 and hereby directs the Town Clerk to send certified copies of this resolution to: Paul Spitzer, NYS DOT Region 4 Traffic Engineer, Andrew Cuomo, Governor; and Stephen Hawley, NYS Assemblyman 139th District.

AYES 5 Plitt, Krazmien, Fix, Krzemien and Hagelberger

NAYS 0

RESOLUTION #93

CASH REPORT

Councilwoman Krazmien offered a resolution to accept the Supervisor’s Cash report dated July 31, 2018; second by Councilman Fix.

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

RESOLUTION #94

ABSTRACT

Councilman Fix offered a resolution to pay General Fund 211 – 234 & 139H – 143H for \$19,756.37; Highway 9 & 126H – 134H for \$23,321.87; and Sewer District #1 27 – 28 & 135H – 138H for \$2,745.45; second by Councilwoman Krazmien.

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

Comments from the Public

Mr. Sullivan stated that Neil and the Highway did a wonderful job on Reynolds Road and he has a petition he would like to submit to reduce the speed on Reynolds Road from 55mph to 45mph and pointed out that McVean Road just across Route 77 is 45mph; but Reynolds Road isn’t posted. There are quite a few families with children on Reynolds Road now and people are just driving too fast.

RESOLUTION #95

ACCEPT PETITION

Supervisor Hagelberger offered a resolution to accept the petition for a speed change on Reynolds Road; second by Councilman Plitt.

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

RESOLUTION #96

FORWARD PETITION

Supervisor Hagelberger offered a resolution to forward to the State and County the accepted speed reduction petition and a request letter from the Town Board that Reynolds Road be evaluated for speed reduction; second by Councilman Plitt.

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

Comments from the Public

Mr. Sullivan asked if Water District #6 was dead; Supervisor Hagelberger stated that it is not dead. There are still petition carriers with significant signatures, but we don’t know how many. Supervisor Hagelberger also stated that the rest of the County is moving forward with water and the board is considering opportunities because it takes a long time to get that many signatures.

Councilwoman Krazmien asked if the board is to act on the letter from Jerry regarding Zoning Law changes or if they have time to look at it further. Supervisor Hagelberger stated the board should take time to look at it further.

Supervisor Hagelberger went to the Volunteer Firemen’s Cancer Benefit Training; this is an unfunded mandate from the State; because we have a Fire Protection District, it will have to be in the new contract renewal with the Fire Company.

RESOLUTION #85

ADJOURN

At 8:05PM, Councilman Plitt offered a resolution to adjourn; second by Councilman Krzemien.

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

Alice E. Calmes, Town Clerk