

**REGULAR MEETING OF THE TOWN OF DARIEN**

**NOVEMBER 7, 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 November 7, 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 #126

**MEETING MINUTES**

Councilman Fix offered a resolution to accept the minutes from the October 3, 2018 meeting as read; second by Councilman Krzemien.

AYES 5	Fix, Krzemien, Plitt, Krazmien and Hagelberger	NAYS 0
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RESOLUTION #127

**MEETING MINUTES**

Councilman Plitt offered a resolution to accept the minutes from the October 15, 2018 work session as read; second by Councilwoman Krazmien.

AYES 5	Plitt, Krazmien, Fix, Plitt, Krzemien and Hagelberger	NAYS 0
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RESOLUTION #128

**PRELIMINARY BUDGET**

Supervisor Hagelberger offered a resolution to approve the 2019 Preliminary Budget; second by Councilwoman Krazmien.

AYES 5	Hagelberger, Krazmien, Fix, Plitt and Krzemien	NAYS 0
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RESOLUTION #129

**UNPAID SEWER RENTS**

Supervisor Hagelberger offered a resolution to levy unpaid 2018 sewer rent bills on delinquent property owner's 2019 tax bill; second by Councilwoman Krazmien.

AYES 5	Hagelberger, Krazmien, Fix, Plitt and Krzemien	NAYS 0
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RESOLUTION #130

**2<sup>nd</sup> MAILING FEE**

Supervisor Hagelberger offered a resolution to authorize the Tax Collector to impose a \$2.00 postage and handling fee for outstanding and unpaid 2019 County Real Property Tax bills to cover the cost of a second mailing; second by Councilman Fix.

AYES 5	Hagelberger, Fix, Krazmien, Krzemien and Plitt	NAYS 0
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RESOLUTION # 131

**HOLIDAY DECORATIONS**

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to install the holiday decorations on power poles in town in the same locations as last year after Thanksgiving; second by Councilman Krzemien. Decorations shall be removed and stored as soon as practical after New Year’s Day.

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

RESOLUTION # 132

**CODE TRAINING**

Supervisor Hagelberger offered a resolution to authorize Town Code Enforcement Officers to attend the Niagara Frontier Building Officials Education Conference in Cheektowaga, NY, January 28-30, 2019 at reasonable town expense in accordance with the town’s employee manual; second by Councilman Fix.

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

RESOLUTION # 133

**MEO NEW HIRE**

Supervisor Hagelberger offered a resolution to approve the hiring of Mr. Curtis Lamb to fill the open Motor Equipment Operator position in the highway department; second by Councilman Krzemien.

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

RESOLUTION # 134

**FIRE CONTRACT**

Supervisor Hagelberger offered a resolution to hold a public hearing to hear comments from the public on the renewal of the town’s Fire Protection Contract with the Darien Chemical Fire Department on December 5, 2018 at the Town Hall at 8:15PM; second by Councilman Krzemien.

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

RESOLUTION # 135

**TRAINING**

Supervisor Hagelberger offered a resolution to authorize up to three town officials attendance at this year’s NYS Association of Towns 2019 Training School and Annual Meeting in New York City, February 17-20, 2019 at reasonable town expense in accordance with the employee manual; second by Councilman Fix.

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

RESOLUTION # 136

**DUMP BODY**

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to place an order, piggy backed onto a 2018 Oneida County Bid Contract, with Henderson Products, Inc. of Watertown, NY for a dump body, plow, wing, and spreader to be supplied and installed on the new plow truck previously ordered for an amount of \$137,661.00; second by Councilman Krzemien.

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

RESOLUTION #137

**TRANSFER BALANCE**

Supervisor Hagelberger offered a resolution to transfer the remaining balance in the Capital Fund to the General Fund; second by Councilman Krzemien.

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

Notifications

The Alexander Cub Scout Pack 650 will take down the flags in the Town’s cemeteries this year.

**TOWN BOARD MEETING**

**NOVEMBER 7, 2018**

HIGHWAY – everything is in good working order. All the trucks have been through NYS inspections and have had all issues taken care of. Have the four main trucks set up for winter; finished mowing and invoiced the State for the second pass. CHIPs paperwork was submitted a couple weeks ago, should get the check in mid-December. Helped the County with paving on Colby Road. Snow and Ice agreement should be set and the money should be here in December.

ZEO – memo read

**RESOLUTION #138**

**ZONING CHANGE**

Supervisor Hagelberger offered a resolution forward the zoning change to the Town Attorney; second by Councilman Krzemien.

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

ATTORNEY – has been working with Zoning Issues

TOWN CLERK – the Clerk’s Office is closed on Thanksgiving and the day after Thanksgiving

TREATMENT PLANT – working with the DEC due to the BOD & TSS being out of limits for a few months. Looking at with them to work through the issues from summer.

Councilwoman Krazmien thanked the Town Clerk for coordinating with the painting contractor. In final walk through, noticed some issues in the bathrooms on this side. Received a quote from Kaminiski’s to do the repairs in the women’s room; although there is also needed repairs that are not as bad in the men’s room. In December, we need to fine tune the Sexual Harassment Policy.

**RESOLUTION #139**

**BATHROOM REPAIRS**

Councilwoman Krazmien offered a resolution to have Kaminiski do the work as quoted to the women’s bathroom and to make the necessary repairs to the men’s room as well; second by Councilman Fix.

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

**RESOLUTION #140**

**CASH REPORT**

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

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

**RESOLUTION #141**

**ABSTRACT**

Councilman Fix offered a resolution to pay General Fund 300 – 339 & 207H – 211H for \$46,198.06; Highway 12 & 191H – 201H for \$19,192.83; Sewer District #1 37 – 40 & 202H – 206H for \$2,897.22; and Trust & Agency 2 for \$1,640.55; second by Councilwoman Krazmien.

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

**RESOLUTION #142**

**STAPLES BILL**

Supervisor Hagelberger offered a resolution to pay the Staples invoice for \$26.33 for supplies prior to it appearing on an abstract; second by Councilwoman Krazmien.

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

At 8PM, the public hearing on the 2019 Preliminary Budget was opened with a reading of the notice as it appeared in the official newspaper. Supervisor Hagelberger read through the budget for those present.

**TOWN BOARD MEETING**

**NOVEMBER 7, 2018**

**RESOLUTION #143**

**CLOSE PUBLIC HEARING**

Councilman Fix offered a resolution at 8:16PM to close the public hearing on the 2019 Preliminary Budget; second by Councilwoman Krazmien.

AYES 5      Fix, Krazmien, Krzemien, Plitt and Hagelberger

NAYS 0

**RESOLUTION #144**

**BUDGET**

Supervisor Hagelberger offered a resolution to adopt the 2019 Preliminary Budget as the 2019 Adopted Budget; second by Councilman Fix.

AYES 5      Hagelberger, Fix, Krazmien, Krzemien and Plitt

NAYS 0

**RESOLUTION #145**

**ADJOURN**

At 8:18 PM, Councilman Fix offered a resolution to adjourn; second by Councilman Plitt.

AYES 5      Fix, Plitt, Krzemien, Krazmien and Hagelberger

NAYS 0

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Alice E. Calmes, Town Clerk