

MEETING LIVE STREAMED ON YOUTUBE LIVE

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MINUTES OF THE DARIEN TOWN BOARD: Supervisor Stephen Ferry Jr, Council Members Michael Grant, David Krzemien, Timothy Benten, Michael Fix 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 1, 2020

PRESENT: Stephen Ferry Jr Supervisor
Timothy Benten Councilman
Michael Fix Councilman
Michael Grant Councilman
David Krzemien Councilman
Alice Calmes Town Clerk

ABSENT:

OTHERS PRESENT: Neil Marzolf – Highway Superintendent; Shawn Calmes – sound/video

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

RESOLUTION #50

MEETING MINUTES

Councilman Grant offered a resolution to accept dispensing with reading the meeting minutes from the April 1, 2020; second by Councilman Krzemien.

AYES 5 Grant, Krzemien, Fix, Benten and Ferry NAYS 0

RESOLUTION #51

STREET FLAGS

Supervisor Ferry 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 remove those decorations at a convenient time after the Columbus Day holiday; second by Councilman Fix.

AYES 5 Ferry, Fix, Krzemien, Benten and Grant NAYS 0

RESOLUTION # 52

VETERAN'S FLAGS

Supervisor Ferry offered a resolution to authorize 3 small family groups to place flags on veteran's graves in the cemeteries for this Memorial Day holiday, please use social distancing protocols; second by Councilman Krzemien.

AYES 5 Ferry, Krzemien, Fix, Grant and Benten NAYS 0

NOTE: National Grid's Opt-In Program to replace any end of life high intensity discharge (HID) roadway streetlights with energy efficient LED roadway lights at no cost to the town was resolved last year at this time.

RESOLUTION #53

ROADSIDE MOWING

Supervisor Ferry offered a resolution to authorize the Town Supervisor to sign the 2020 roadside mowing contract from the State of New York at the same lane mile price as 2019, \$375.00 per center lane mile; second by Councilman Fix.

Superintendent Marzolf stated that we can finish and pass; but as of right now, the state is going to mow themselves because there is no money for them to contract out. By passing the resolution, we are all set if something changes.

AYES 5 Ferry, Fix, Krzemien, Benten and Grant NAYS 0

Supervisor Ferry brought up the possibility of re-opening the Transfer Station and what the Board feels should be done. May 15th is supposed to be the opening of Phase I, but it is not looking like that will happen. Our workers are willing to go back and work under protocol; possibly open either May 16 or May 23.

Councilmembers offered input and asked questions

RESOLUTION # 54

TRANSFER STATION

Supervisor Ferry offered a resolution to re-open the Transfer Station on May 16, 2020 for Saturdays only; second by Councilman Fix.

Councilman Benten stated the board would be looking at over the next couple of months.

AYES 5 Ferry, Fix, Krzemien, Benten and Grant NAYS 0

RESOLUTION #55

C&D

Supervisor Ferry offered a resolution to allow the C&D portion of the Transfer Station to re-open as well on May 16, 2020; second by Councilman Benten.

AYES 5 Ferry, Benten, Grant, Fix and Krzemien NAYS 0

Discussion was held on the re-opening of the Town Hall.

RESOLUTION #56

TOWN HALL

Supervisor Ferry offered a resolution to re-open the Town Hall with signage and protocols in place to allow the Town Clerk to re-open starting May 13, 2020; second by Councilman Grant.

AYES 5 Ferry, Grant, Benten, Krzemien and Fix NAYS 0

Notifications

Received the first quarter Revenue Sharing (Sales Tax) from the County. Darien was one of three municipalities that got a chargeback for water equalization. We are also one of three that did not sign the County Agreement. Genesee County is to rescind the Revenue Sharing (Sales Tax redistribution) Resolution at the Ways and Means meeting.

Councilman Krzemien asked to verify that we are still under contract with the County on the first water agreement. Supervisor Ferry confirmed we are still under that contract.

HIGHWAY – Received the truck that had the front-end damage back yesterday. There was over \$20,000 in damage; insurance handled all except the deductible. Had to pull the radiator and getting it re-cored on that truck; wasn't covered under the insurance repair. Have been working on cutting trees and brush. Hauled about 40 truckloads of brush; so, doing a lot of cleaning up. Put in a few driveway culverts and ditching. Got notification that we should be getting the Snow & Ice payment in May or June, but then heard the State is holding all payments. CHIPS money is about \$150,000, not sure if we will get that money either. Getting pricing on road work planned to do and will try to be pickier on what ones we will actually do this year. Employee who used to mow the lawns informed that he isn't interested in continuing. Got four quotes from a local mower for mowing and trimming from May 1 to November 1. The quote for the Town Hall lawn is \$500. The quote for the Sewer Plant lawn is \$1500. The quote for the Fire Hall property is \$1550. The quote for the 3 Town owned cemeteries is \$1450.

RESOLUTION # 57

MOWING

Councilman Grant offered a resolution to accept each of the four quotes for mowing from Diamond Landscaping and hire in accordance with each of the proposals as submitted; second by Councilman Krzemien.

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AYES 5 Grant, Krzemien, Fix, Benten and Ferry

NAYS 0

RESOLUTION #58

TOWN MOWER

Supervisor Ferry offered a resolution to keep the old mower for another year to see how this works; second by Councilman Fix.

AYES 5 Ferry, Fix, Krzemien, Benten and Grant

NAYS 0

ZEO – report issued

PLANNING BOARD – suspended until at least 6/1

ATTORNEY – have to go into executive session; will go over attorney matters then

ASSESSOR – there is no Town Wide Update this year

ZBA – also suspended until at least 6/1

ENGINEER – Bruce hasn't gotten back to us, working remotely which slows down the process. Talked to Jay Grasso about the Income Survey; he updated, so we are eligible for another grant with the State up to one million dollars; we can at least get into the queue for the grant now.

TOWN CLERK – Town offices will be closed on Monday, May 25th for Memorial Day. Also have the quote for the flags for the Veteran's graves and for the flags in front of the town hall.

RESOLUTION # 59

FLAGS

Supervisor Ferry offered a resolution to purchase flags in accordance with the Carrot-Top quote; second by Councilman Krzemien.

AYES 5 Ferry, Krzemien, Fix, Grant and Benten

NAYS 0

TAX COLLECTOR – Final Report read

RESOLUTION # 60

COLLECTOR REPORT

Supervisor Ferry offered a resolution to accept the Final Tax Collector report; second by Councilman Benten.

AYES 5 Ferry, Benten, Grant, Fix and Krzemien

NAYS 0

TREATMENT PLANT – the plant did pretty well through the winter; missed BOD and ammonia one-time last month. Called the lab because the numbers were way out of whack from usual. Tested again, if these numbers are good, I'll call the DEC. Adding artificial bugs for ammonia. Every 5 years go through the blowers; the guy to do that should be coming soon, it's about \$6,000. Have been having a priming issue with a pump at the pump station; had Koester check it. They said there are parts in there that are ready to croak & we can't get those parts any longer. That part of the system has 6 different relays; upgrading it would be about \$1700. It needs to be addressed and taken care of or we will have problems. We have two pumps and always keep fingers crossed whenever have to pull a pump for repairs that we don't have a problem with the other one.

RESOLUTION #61

WWTP REPAIRS

Supervisor Ferry offered a resolution to authorize the Treatment Plant Operator to get the necessary repairs; second by Councilman Krzemien.

AYES 5 Ferry, Krzemien, Fix, Grant and Benten

NAYS 0

RESOLUTION #62

ABSTRACT

TOWN BOARD MEETING

MAY 6, 2020

Councilman Fix offered a resolution to pay General Fund 99 – 123 for \$16,191.53; Highway 40 - 49 for \$12,895.56; Sewer District #1 21 – 29 for \$4,001.97; Water District #5 1 for \$742.50; and Trust & Agency 1 for \$76.00 in accordance with the abstract; second by Councilman Grant.

AYES 5 Fix, Grant, Benten, Krzemien and Ferry NAYS 0

RESOLUTION #63

CASH REPORT

Councilman Fix offered a resolution to accept the Supervisor’s Cash Report for March 2020; second by Councilman Krzemien.

AYES 5 Fix, Krzemien, Grant, Benten and Ferry NAYS 0

RESOLUTION #64

EXECUTIVE SESSION

Councilman Fix offered a resolution to enter into executive session at 8:20PM in order to discuss a contract dispute; second by Councilman Benten.

AYES 5 Fix, Benten, Grant, Krzemien and Ferry NAYS 0

Board members discussed the contract dispute and Supervisor Ferry relayed the information the Town Attorney gave related to the dispute.

RESOLUTION # 65

WATER BREAKOUT

Supervisor Ferry offered a resolution to sign a letter to Genesee County Deputy Treasurer, Kevin Andrews requesting a breakdown on the calculations from the first quarter Revenue Sharing; second by Councilman Fix.

AYES 5 Ferry, Fix, Krzemien, Benten and Grant NAYS 0

RESOLUTION # 66

AGREEMENT

Supervisor Ferry offered a resolution to enter into an agreement with DiMatteo & Roach with respect to the Genesee County Water Agreement; second by Councilman Grant. Supervisor Ferry stated that it will either be an agreement with just us and DiMatteo & Roach or an agreement with other municipalities, us and DiMatteo & Roach if the other municipalities so choose to enter into the agreement as well.

AYES 5 Ferry, Grant, Benten, Fix and Krzemien NAYS 0

RESOLUTION # 67

EXECUTIVE SESSION

At 8:43PM, Councilman Fix offered a resolution to adjourn the executive session; second by Councilman Krzemien.

AYES 5 Fix, Krzemien, Benten, Grant and Ferry NAYS 0

RESOLUTION #68

ADJOURN

At 8:44PM, Councilman Fix offered a resolution to adjourn; second by Councilman Benten.

AYES 5 Fix, Benten, Grant, Krzemien and Ferry NAYS 0

Alice E. Calmes, Town Clerk