

REGULAR MEETING OF THE TOWN OF DARIEN

MAY 5, 2021

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 May 5, 2021

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

OTHERS PRESENT: Neil Marzolf – Highway Superintendent; Sue Galbraith – Alden Advertiser; Sherri Garigen - Seniors

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

RESOLUTION #73

MEETING MINUTES

Councilman Benten offered a resolution to accept the meeting minutes from the April 7, 2021 meeting as read with the correction of the header to say 2021 not 2020; second by Councilman Krzemien.

AYES 4 Benten, Krzemien, Grant and Ferry NAYS 0

RESOLUTION #74

FLAGS

Councilman Grant offered a resolution to purchase the flags necessary to continue with the decorations on the street poles and the veteran’s graves from Carrot-Top for \$1,080.62 (street flags & hardware) and \$509.23 (cemetery flags & Town Hall pole); second by Councilman Krzemien.

AYES 4 Grant, Krzemien, Benten and Ferry NAYS 0

At 7:45PM, the Public Hearing for the 2021 Zoning Changes was open with a reading of the notice as it appeared in the official papers.

RESOLUTION #75

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 Columbus Day; second by Councilman Grant.

AYES 4 Ferry, Grant, Krzemien and Benten NAYS 0

RESOLUTION #76

VETERAN’S GRAVES

Supervisor Ferry offered a resolution to authorize the Boy Scouts to place flags on veteran’s graves in the cemeteries for this Memorial Day holiday; second by Councilman Benten.

AYES 4 Ferry, Benten, Grant and Krzemien NAYS 0

Supervisor Ferry offered a resolution which was seconded by Councilman Grant to change the day of pay from Wednesday to Friday. During discussions, it was determined more time was needed prior to making this change. Supervisor Ferry and Councilman Grant agreed to withdraw the resolution.

Supervisor Ferry offered a resolution to enter into a yearly maintenance agreement with Arctic for annual maintenance to the furnaces, boiler, and A/C units; Councilman Krzemien seconded. During discussions, multiple

questions needed to be clarified; Supervisor Ferry and Councilman Krzemien agreed to rescind the resolution with Supervisor Ferry contacting Arctic to get the answers.

RESOLUTION #77

SHARED SERVICES

Supervisor Ferry offered a resolution to renew the Shared Services Agreement with surrounding towns; second by Councilman Krzemien.

AYES 4 Ferry, Krzemien, Grant and Benten NAYS 0

RESOLUTION #78

HANDYMAN POSITION

Supervisor Ferry offered a resolution to abolish the position of Handyman effective 5/5/2021; second by Councilman Grant.

AYES 1 Ferry NAYS 3 Grant, Krzemien and Benten

Notifications

Received the monthly sales tax from the county – believe the amount is on track to be what the county said they would distribute or possibly a little more. Not sure what happens when they get to what they said we would get; difficult to know with nothing in writing.

Town Wide reassessment

Chips funding from Neil – increased from what they gave last year by about 22,000. The new budget is up another \$53,429.09 from last years total. It was nice last winter, so didn't spend as much. Got 84% of the Snow & Ice amount and all of the County amount. Salt price & liquid price are both the same. With those savings, we have \$97,117 left; would like to put that \$97,000 into highway to offset the decrease from the original budget. Have roadwork going on, sealing a lot of roads, milling, and fixing up a few spots and shoulders to maintain.

RESOLUTION #79

HIGHWAY FUNDS

Supervisor Ferry offered a resolution to authorize the Highway Superintendent to switch \$97,000 in savings from Snow & Ice to Highway Road Capital improvements (DA5110.4) with the assumption the Town Board will authorize a new Highway Expenditures Agreement of \$412,000; second by Councilman Krzemien.

AYES 4 Ferry, Krzemien, Grant and Benten NAYS 0

RESOLUTION #80

At 8:28PM, Supervisor Ferry offered a resolution to close the Public Hearing on the 2021 Zoning Law Changes; second by Councilman Benten.

AYES 4 Ferry, Benten, Krzemien and Grant NAYS 0

HIGHWAY – opened the bids on the mower and trailer. Received one bid on the mower for \$6063; minimum bid was \$6000. Trailer received 11 bids with the highest bid of \$1539; minimum bid of \$900. Already received the money on the mower.

RESOLUTION #81

MOWER SALE

Councilman Grant offered a resolution to accept the sealed bids for the mower and trailer; second by Councilman Benten.

AYES 4 Grant, Benten, Krzemien and Ferry NAYS 0

Have the NYS Mowing Contract, need to get the proof of Comp & Disability. Contract is for \$6,825 for mowing two times (spring & fall). It takes two guys three days (about 30 hours) for one time around.

RESOLUTION #82

NYS MOWING

Supervisor Ferry offered a resolution to authorize the Highway Superintendent to sign the Roadside Mowing Contract with NYS for 2021; second by Councilman Krzemien.

AYES 4 Ferry, Krzemien, Grant and Benten NAYS 0

Everything is in good working order. Cleaned up all winter equipment and put away. Sent one big truck to have the frame painted and little truck in for box painting. Salt Shed is here today.

ATTORNEY – working on Townline Road area Water District – Alexander submits the bills from the Attorney & Engineer to water district and we get reimbursed on the Attorney fees.

ENGINEER – can ask for more information on Nussbaumer & Clarke, haven’t contacted yet.

TOWN CLERK – Offices will be closed on Monday, May 31, 2021 for Memorial Day

TAX COLLECTOR – read final report.

RESOLUTION #83

TAX COLLECTOR REPORT

Supervisor Ferry offered a resolution to accept the Tax Collector’s Final 2021 report; second by Councilman Benten.

AYES 4 Ferry, Benten, Krzemien and Grant NAYS 0

TREATMENT PLANT – Looks great; last set of numbers were good. Coming out of winter set it slightly out of limit but bounced right back to within limits. Any more on the Corfu plant talk? Supervisor Ferry explained that Darien Lake sees a benefit in a line; they have a lot of horsepower in a letter writing campaign to get extra assistance. The DEC said can do a 1-year extension at no cost as long as showing movement. Grants can be amended.

Superintendent Marzolf asked how long if it goes through for water on Walker Road. Supervisor Ferry said, has to be formed as a district, apply for grants, etc. Alexander is waiting on funding, so they haven’t even bid yet.

Councilman Benten has been messaging Charter. They double downed that the funding for broadband build out will go to them. Haven’t discussed how many houses are without. At the Rath building discussions on the tax revenue being up by 10% at least over 2019 and it’s believed that should last throughout the year; should see the revenues at least meet or be a bit higher than the County promised.

RESOLUTION #84

CASH REPORT

Councilman Benten offered a resolution to accept the Supervisor’s Cash report for March 2021; second by Councilman Grant.

AYES 4 Benten, Grant, Krzemien and Ferry NAYS 0

RESOLUTION #85

ABSTRACT

Councilman Benten offered a resolution to pay the bills in accordance with the abstract as read; second by Councilman Krzemien. General Fund 93 – 122 for \$25,786.91; Highway Fund 42 – 51 for \$10,057.98; and Sewer District #1 28 – 39 for \$12,221.72

AYES 4 Benten, Krzemien, Grant and Ferry NAYS 0

RESOLUTION #86

ADJOURN

At 8:55PM, Councilman Grant offered a resolution to adjourn; second by Councilman Krzemien.

AYES 4 Grant, Krzemien, Benten and Ferry NAYS 0

Alice E. Calmes, Town Clerk