

**REGULAR MEETING OF THE TOWN OF DARIEN**

**MAY 4, 2022**

MINUTES OF THE DARIEN TOWN BOARD: Supervisor Stephen Ferry, Council Members Timothy Bente, Michael Fix, Michael Grant, David Krzemien, 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 4, 2022

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

ABSENT:

OTHERS PRESENT: Neil Marzolf, Jr. – 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 #53

**MEETING MINUTES**

Councilman Grant offered a resolution to accept the minutes as corrected from the April 6, 2022 meeting; second by Councilman Krzemien.

AYES 5	Grant, Krzemien, Bente, Fix and Ferry	NAYS 0
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RESOLUTION #54

**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 Krzemien.

AYES 5	Ferry, Krzemien, Grant, Fix and Bente	NAYS 0
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RESOLUTION #55

**CEMETERY FLAGS**

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

AYES 5	Ferry, Fix, Bente, Krzemien and Grant	NAYS 0
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RESOLUTION #56

**INSURANCE**

Supervisor Ferry offered a resolution to authorize the Supervisor to sign the insurance paperwork for Excess Employers Liability insurance and pay the invoice prior to being on an abstract; second by Councilman Bente.

AYES 5	Ferry, Bente, Fix, Grant and Krzemien	NAYS 0
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RESOLUTION #57

**TRAINING**

Supervisor Ferry offered a resolution to authorize interested employees to attend the 27<sup>th</sup> Annual Local Government Conference at Houghton College on June 9, 2022, at reasonable town expense in accordance with the Employee Handbook; second by Councilman Fix.

AYES 5	Ferry, Fix, Bente, Krzemien and Grant	NAYS 0
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RESOLUTION #58

**ALVORD REZONE**

**TOWN BOARD MEETING**

**MAY 4, 2022**

Supervisor Ferry offered a resolution to send the re-zone application for the property at 204 Broadway Road to the Genesee County Planning Board and to the Town of Darien Planning Board; second by Councilman Benten.

AYES 5      Ferry, Benten, Fix, Krzemien and Grant

NAYS 0

**RESOLUTION #59**

**ALVORD HEARING**

Supervisor Ferry offered a resolution to set a public hearing on June 1, 2022 at 7:45PM for the re-zone application for the property at 204 Broadway Road; second by Councilman Grant.

AYES 5      Ferry, Grant, Krzemien, Benten and Fix

NAYS 0

**RESOLUTION #60**

**DOLLARD REZONE**

Supervisor Ferry offered a resolution to send the re-zone application for the Dollard vacant property on Alleghany Road (aka: Tax Map #6.-1-10.11) to the Genesee County Planning Board and to the Town of Darien Planning Board; second by Councilman Grant.

AYES 5      Ferry, Grant, Krzemien, Benten and Fix

NAYS 0

**RESOLUTION #61**

**DOLLARD HEARING**

Supervisor Ferry offered a resolution to hold a public hearing on June 1, 2022 at 8PM for the re-zone application for the Dollard property on Alleghany Road (aka: Tax Map # 6.-1-10.11); second by Councilman Grant.

AYES 5      Ferry, Grant, Krzemien, Benten and Fix

NAYS 0

**Notifications**

Sales tax is at a quarter of what the County said and what we budgeted.

CHIPs funding – the state changed things; last year we budgeted \$125000 but are now getting \$226,886.07. Would like to add that extra \$100,000 to highway work due to cost increases. We budgeted \$315,000 but the work want to do is going to be \$428,300 and that is just doing the oiling and shoulder work with no extra work. We did adjust last year because of salt, but only have to buy 2000 ton this year because of having more left than usual. If we could also move \$70,000 from the Winter line to the highway line for a total of \$485,000. The cost of black top increased and the cost of oil increased by more than \$1/gallon.

**RESOLUTION #62**

**HIGHWAY EXPENDITURES**

Councilman Grant offered a resolution to allow the Highway Superintendent to transfer the excess \$100,000 from CHIPs and \$70,000 from the Snow line to the General Highway Budget for roadwork; second by Councilman Krzemien.

AYES 5      Grant, Krzemien, Benten, Fix and Ferry

NAYS 0

Justice Gary Graber submitted his letter of retirement effective July 1, 2022. The other judge will be solo until we can find help.

Offices will be closed on Monday, May 30<sup>th</sup> for Memorial Day.

HIGHWAY – took one truck apart, waiting on some parts. Everything else is in good working order. Cut down about 50 trees, mainly ash & did some ditching. Talked to Tracy will National Grid about Sumner & 77, they will put a bigger LED with a block only on the side with a house to help with lighting at that corner; told her prefer before concerts start. Have a couple guys looking at the Harper project with me next week. Brian Bontrager is retiring effective May 6<sup>th</sup> after 34 ½ years; will have something for him at some point. The pickup truck budgeted for is not made anymore. Will put the stuff at the pole barn on the auction, but it will be mid May before can take care of that.

**TOWN BOARD MEETING**

**MAY 4, 2022**

Discussion on a potential water district on Sumner & Harlow to loop with possibility of going a little further each way. Supervisor Ferry stated to anticipate the costs of any new water districts to be between \$1200 - \$1400 a year for the tax debt service and the average yearly usage. The residents in attendance were interested in a list to go around and have an unofficial petition to get a better gauge of interest.

ASSESSOR – change notices will be going out next week.

ENGINEER – CPL is working on the sewer district

TOWN CLERK – received a deficiency report from the fire alarm company with an estimate on doing the repairs and additional testing. Supervisor Ferry is going to look into further.

TAX COLLECTOR – Final report read

RESOLUTION #63

**FINAL REPORT**

Supervisor Ferry offered a resolution to accept the final report from the Tax Collector; second by Councilman Krzemien.

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

TREATMENT PLANT – numbers are good, just waiting on the Engineer.

RESOLUTION #64

**CASH REPORT**

Councilman Fix offered a resolution to accept the Supervisor’s Cash report for March 2022; second by Councilmen Benten.

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

RESOLUTION #65

**ABSTRACT**

Councilman Fix offered a resolution to accept the abstract & pay the bills in accordance with the abstract; second by Councilman Krzemien. General Fund 91 – 119 for \$26,860.50; Highway 48 - 66 for \$15,592.09; Sewer District #1 31 – 43 for \$5,654.78; and Trust & Agency – Reilein Fund 1 for \$2,050.00.

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

Comments from the public:

Mr. B. LeRoy contacted the Legislative Clerk and mailed letters to all of the Villages & Town Councils and asked if we received any response. Supervisor Ferry stated he received one response from Bethany, but left a message returning his call. Mr. LeRoy states that Corfu’s sales tax is 8.75% while the rest of the County is 8%; Councilman Krzemien will look into that

RESOLUTION #66

**ADJOURN**

At 8:27PM, Councilman Grant offered a resolution to adjourn; second by Councilman Krzemien.

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

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Alice E. Calmes, Town Clerk