

**REGULAR MEETING OF THE TOWN OF DARIEN**

**JUNE 1, 2022**

MINUTES OF THE DARIEN TOWN BOARD: Supervisor Stephen Ferry, Council Members Timothy Benten, 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 June 1, 2022

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

OTHERS PRESENT: Sue Galbraith – Alden Advertiser; Neil Marzolf, Jr. – Highway Superintendent; Jerry Yoder – ZEO; and members of the public

At 7:32 PM the Supervisor called the meeting to order and recited the Pledge to the Flag.

**RESOLUTION #67**

**MEETING MINUTES**

Councilman Grant offered a resolution to accept the minutes as read from the May 4, 2022 meeting; second by Councilman Fix.

AYES 3	Grant, Fix and Ferry	NAYS 0
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**RESOLUTION #68**

**FIRE ALARM**

Supervisor Ferry offered a resolution to contract with Parkside Fire and Security for deficiency repairs at the Town Hall; second by Councilman Fix.

AYES 3	Ferry, Fix and Grant	NAYS 0
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**RESOLUTION #69**

**ARPA – HARPER RD**

Supervisor Ferry offered a resolution accept the Highway Superintendent’s Road project for Harper Road designating ARPA stimulus funds to replace and upgrade stormwater infrastructure and road rehabilitation; second by Councilman Grant.

AYES 3	Ferry, Grant and Fix	NAYS 0
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At 7:45pm the public hearing for the zoning district change for 204 Broadway Road was open with a reading of the notice as appeared in the official papers followed by ZEO Yoder giving an overview of the requested change. Mr. Langiewicz stated the lights for the new buildings are already blinding and he would object due to light pollution. Mr. LeRoy asked if the town has any light trespass ordinances like in Pembroke. Mr. Langiewicz stated he is all for progress but the lights need to be addressed. Supervisor Ferry explained that the Board is not going to act due to waiting on the information. Mr. LeRoy asked if the County has any ordinances or rules on light pollution. Supervisor Ferry explained that this process is just a paper transaction.

**RESOLUTION #70**

**CLOSE PH**

Supervisor Ferry offered a resolution to close the public hearing for 204 Broadway at 8:05pm; second by Councilman Fix.

AYES 3	Ferry, Fix and Grant	NAYS 0
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**TOWN BOARD MEETING**

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At 8:05pm the public hearing for the zoning district change for the Dollard property was open with a reading of the notice as it appeared in the official papers followed by ZEO Yoder giving an overview of the requested change. This parcel falls in the Smart Growth area which is designed for development. Mr. LeRoy asked how far back from Alleghany the building they are planning. Mr. Dollard said about 336 feet back. Mrs. Mischler stated that she had a lot of questions, but Mr & Mrs Dollard have answered them for her. Mrs. Mischler also stated that there have been multiple digs and test pits on their property which is why the one question probably came up the way it did on the SEQR form.

**RESOLUTION #71**

**SHORT FORM SEQR**

Supervisor Ferry offered a resolution to accept the short form SEQR as amended for the Dollard re-zone; second by Councilman Grant.

AYES 3      Ferry, Grant and Fix      NAYS 0

**RESOLUTION #72**

**CLOSE PH**

Supervisor Ferry offered a resolution to close the public hearing for the Dollard zoning district change at 8:20pm; second by Councilman Fix.

AYES 3      Ferry, Fix and Grant      NAYS 0

**RESOLUTION #73**

**iBACKUP**

Supervisor Ferry offered a resolution to authorize the renewal of iBackup at a cost of \$99.50; second by Councilman Grant.

AYES 3      Ferry, Grant, Fix      NAYS 0

**RESOLUTION #74**

**CHAIRS**

Supervisor Ferry offered a resolution to purchase 8 new Hexy chairs with set up and delivery to the Town Hall for a price of \$1677.48 as per the quote from Quest Associates; second by Councilman Grant.

AYES 3      Ferry, Grant and Fix      NAYS 0

**Notifications**

Sewer update – received new proposed numbers. To update the plant it would be about \$3.9 million and to do a forced main to Corfu it would be about \$4.9 million. The benefit of doing the forced main is we won't run into this problem and have to update the plant in 20 years when we still have an outstanding loan.

Also talked to Mr. Kendall and he is taking it under consideration to allow an easement.

Councilman Krzemien is pushing Corfu for a response for court security.

Petitions for Water District #11 – Walker Road are out.

HIGHWAY – everything is in good working order. Have replaced some culvert pipes; started oiling & putting down fibermat and sealed Reynolds. Oil is increasing \$0.18/gallon for June and blacktop increased \$6. Started mowing; put the flags up and put the signs up around the park. National Grid took care of lights through the town, but not sure if they made the changes to the one at 77 & Sumner yet. Hired Adam Lavrincik, he started Tuesday.

ZEO – we've started issuing more permits, the Planning Board & ZBA are busier than last year. Went to the Codes Conference. There are updated codes and the board will need to do a local law adopting those before the end of the year. The Dept. of State has grants available towards updating Comp Plans, it would help cover the cost and would be willing to do the paperwork to apply. Darien Lake probably a little quieter still with only 18 concerts and no nightly fireworks.

ATTORNEY – worked on WD #11, sewer work with Mary

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ASSESSOR – Grievance is Monday

ENGINEER – CPL is working on the sewer district

TOWN CLERK – Town Clerk’s office will be closed on Thursday, June 9<sup>th</sup> for training and on Saturday, Jun 18<sup>th</sup> & Saturday, June 25<sup>th</sup> for graduation activities. The copier/scanner is having issues, a tech is coming out to look what they can do. Canon doesn’t support this model anymore, but United Business Systems will as long as they can find parts. Supervisor Ferry asked if they have lease options instead of buying outright.

TREATMENT PLANT – numbers are good. Had the conference last week, 14 hours in 2 days; there was some info on the DEC limits that will be coming down the pipe.

**RESOLUTION #75**

**CASH REPORT**

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

AYES 3                  Fix, Grant and Ferry                                                  NAYS 0

**RESOLUTION #76**

**ABSTRACT**

Councilman Fix offered a resolution to accept the abstract & pay the bills in accordance with the abstract; second by Councilman Grant. General Fund 120 – 147 for \$21,239.70; Highway 67 - 77 for \$168,427.52; Sewer District #1 44 – 53 for \$9,983.83; and Water District #3 1 for \$4,880.25.

AYES 3                  Fix, Grant and Ferry                                                  NAYS 0

**RESOLUTION #77**

**ADJOURN**

At 8:40PM, Councilman Grant offered a resolution to adjourn; second by Councilman Fix.

AYES 3                  Grant, Fix and Ferry                                                  NAYS 0

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Alice E. Calmes, Town Clerk