

**REGULAR MEETING OF THE TOWN OF DARIEN**

**FEBRUARY 1, 2023**

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 February 1, 2023

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

OTHERS PRESENT: Neil Marzolf Jr – Highway Superintendent; Sue Galbraith – Alden Advertiser; and Members of the public

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

**RESOLUTION #24**

**MEETING MINUTES**

Deputy Supervisor Krzemien offered a resolution to waive the reading of the minutes from the January 4, 2023, and January 30, 2023 meetings and accept both; second by Councilman Fix.

AYES 4 Krzemien, Fix, Bente, and Grant NAYS 0

**RESOLUTION #25**

**AUDIT**

Deputy Supervisor Krzemien offered a resolution to authorize the Supervisor to enter into an agreement with Lumsden McCormick to audit the Town’s General, Highway, Sewer, and Justice Court Funds; second by Councilman Fix.

AYES 4 Krzemien, Fix, Bente, and Grant NAYS 0

**RESOLUTION #26**

**BUDGET TRANSFERS**

Deputy Supervisor Krzemien offered a resolution to approve the 2022 budget transfers as attached at the end of these minutes; second by Councilman Grant.

AYES 4 Krzemien, Grant, Fix, and Bente NAYS 0

**RESOLUTION #27**

**NYS SNOW & ICE**

Deputy Supervisor Krzemien offered a resolution to authorize the Supervisor & Highway Superintendent to sign the 2022/2023 Snow & Ice Agreement and Adjustment/Calculation Worksheets with NYS; second by Councilman Fix.

AYES 4 Krzemien, Fix, Bente, and Grant NAYS 0

**Notifications**

Sales tax distribution for last quarter of 2021 was: \$242,787.50; sales tax distribution for last quarter of 2022 was: \$227,307.95

Letter received that the court books are available for auditing purposes.

HIGHWAY – have a fuel tank off a truck and are getting it repaired; otherwise, everything is in good working order. Have been plowing & salting, this is a salt year. We are using a lot of material. Received the State Snow &

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Ice contract; just have to finish filling it out. It is up to \$214,000; originally 5 years ago was \$172,000. Haven't received the check from them yet, it's usually by the beginning of the year. Got prices on mowing and a mower. Mowing in 2022 for everything except the cemeteries was \$7100, and the cemeteries were \$2500. The price for 2023 would be \$7800 for everything except the cemeteries and \$2800 for the cemeteries. Bids for mowers Ferris for \$11,204.17, John Deere \$12,815.11, and Dixie Chopper was \$15,000.

RESOLUTION #18

**LAWN MOWER**

Deputy Supervisor Krzemien offered a resolution to approve the purchase of a Ferris 590278 lawn mower for \$11,204.17 contingent on funding from the appropriate appropriations line; second by Councilman Benten.

AYES 4 Krzemien, Benten, Fix, and Grant NAYS 0

Superintendent Marzolf stated that in the last few years when we have requested bids or invited vendors to bid, we haven't received other bids besides Diamond Landscaping.

RESOLUTION #29

**CEMETERY MOWING**

Deputy Supervisor Krzemien offered a resolution to contract with Diamond Landscaping for \$2800 to mow the 3 cemeteries; second by Councilman Benten.

AYES 4 Krzemien, Benten, Fix, and Grant NAYS 0

TREATMENT PLANT – numbers are good; Steve has been pretty much taking care of the other stuff with the grants

TAX COLLECTOR – report read

RESOLUTION #30

**COLLECTOR REPORT**

Deputy Supervisor Krzemien offered a resolution to accept the Tax Collector's report for January 2023; second by Councilman Benten.

AYES 4 Krzemien, Benten, Fix, and Grant NAYS 0

Councilman Grant – will get working on the banners so we have them in for this year.

Councilman Benten – Councilman Fix & I will contact the Court Clerk to do the audit of the court books

RESOLUTION #31

**CASH REPORT**

Councilman Fix offered a resolution to accept the Supervisor's Cash Report for December 2022; second by Councilman Grant.

AYES 4 Fix, Grant, Benten, and Krzemien NAYS 0

RESOLUTION #32

**ABSTRACT**

Councilman Fix offered a resolution to pay the bills in accordance with the abstract; second by Councilman Benten. General Fund 24 – 51 for \$28,247.21; Highway 4 - 17 for \$14,135.94; Sewer District #1 5 - 10 for \$3,066.77; Special Zoning 1 for \$475.76; Capital – Sewer 1 for \$187.50; and Fire Protection District 2 for \$307,818.00.

AYES 4 Fix, Benten, Grant, and Krzemien NAYS 0

RESOLUTION #33

**ADJOURN**

At 7:58PM, Councilman Benten offered a resolution to adjourn; second by Councilman Grant.

Alice E. Calmes, Town Clerk

2022 YEAR END BUDGET TRANSFERS				
DRAFT 1/22/2023				
FROM		TO		AMOUNT
AA 00 1010 400	Legislative board, contr	AA 00 1010 100	Legislative board, salary	\$ 60.00
	ARPA??	AA 00 1220 400	Supervisor contr	\$ 7,915.40
AA 00 1355 200	Assessment, equipment	AA 00 1355 400	Assessment contr/ sup	\$ 913.69
AA 00 1410 400	Town Cler, Contr/ Sup	AA 00 1410 100	Town Clerk, salary	\$ 108.24
AA 00 1990 400	Contingent	AA 00 1420 400	Law, contract	\$ 5,154.74
AA 00 1990 400	Contingent	AA 00 1440 400	Engineer, contract	\$ 1,865.00
	ARPA??	AA 00 1650 411	Cent. Comm Sys, Phone	\$ 3,859.50
AA 00 3650 400	Demo Unsafe Bldg, contr	AA 00 3989 400	Other Public Safety	\$ 3,595.15
AA 00 1990 400	Contingent	AA 00 5132 400	Garage, contr	\$ 1,656.71
AA 00 9089 800	Other Employee Bene	AA 00 9060 800	Employee Hosp/ Med Ins	\$ 12,335.61
DA 00 5142 100	Snow - Salary	DA 00 5110 100	Maint Streets - Salary	\$ 1,428.03
DA 00 5142 100	Snow - Salary	DA 00 5130 100	Machinery - Salary	\$ 21,764.86
DA 00 5142 400	Snow - Contr	DA 00 5130 100	Machinery - Salary	\$ 7,094.77
DA 00 5140 400	Brush & Weeds - Contr	DA 00 5130 400	Machinery - Contr	\$ 4,106.45
DA 00 5142 400	Snow - Contr	DA 00 5110 400	Maint Streets - Contr	\$ 67,000.00
DA 00 9010 800	Highway - St Retirement Sys	DA 00 5110 400	Maint Streets - Contr	\$ 14,380.00
DA 00 9060 800	Hwy - Hosp/ Med Ins	DA 005112 200	Highway - Perm Improv.	\$ 3,570.00
DA 00 9040 800	Hwy - Worker Comp	DA 00 9030 800	Highway - Soc Sec	\$ 197.43
	FUND BALANCE	DA 00 5110 400	Maint Streets - Contr	\$ 48,782.03
SS 01 8120 400	COLL SYS CONTR	SS 01 8110 400	Sewer Admin - Contr	\$ 5,000.00
SS 01 8130 200	Sewage Treat & Disp. - Equip	SS 01 8110 400	Sewer Admin - Contr	\$ 5,000.00
SS 01 8130 400	Sewage Treat & Disp. - Contr	SS 01 8110 400	Sewer Admin - Contr	\$ 7,153.20
SS 01 8130 100	Sewage Treat & Disp. - Salary	SS 01 8110 400	Sewer Admin - Contr	\$ 1,532.13
SS 01 9030 800	SS1 Soc Sec	SS 01 9060 800	SS Hosp/ Med ins	\$ 48.35

*Prior resolution to use*

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