

REGULAR MEETING OF THE TOWN OF DARIEN

SEPTEMBER 7, 2011

MINUTES OF THE DARIEN TOWN BOARD: Supervisor David Hagelberger, Councilman Stephen Ferry, David Riker, Christopher Nicastro, Kathryn Phelps 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 September 7, 2011.

PRESENT:	David Hagelberger	Supervisor
	Stephen Ferry	Councilman
	David Riker	Councilman
	Christopher Nicastro	Councilman
	Kathryn Phelps	Councilwoman
	Alice Calmes	Town Clerk

ABSENT:

OTHERS PRESENT: Sue Galbraith-Alden Advertiser; Neil Marzolf-Highway Superintendent; Mike Plitt-Planning Board; Elmer Heiman-Historian and several town residents.

At 7:37 PM the Supervisor called the meeting to order and recited the Pledge to the Flag.

RESOLUTION # 100

APPROVAL OF MINUTES

Councilman Ferry made a motion to approve the minutes of the August 3, 2011 meeting as read; second by Councilman Riker.

AYES 5 Ferry, Riker, Nicastro, Phelps and Hagelberger NAYS 0

RESOLUTION # 101

ELEVATOR INSPECTION

Supervisor Hagelberger offered a resolution to authorize the Supervisor to contract with a company to perform the annual town hall elevator inspection; second by Councilman Nicastro.

AYES 5 Hagelberger, Nicastro, Riker, Phelps and Ferry NAYS 0

RESOLUTION # 102

LAND USE TRAINING

A resolution to authorize town employees and board members with zoning and planning responsibilities to attend any of the Fall 2011 Land Use Decision Making Training Program Workshop individual sessions in Rochester, NY was brought forth by Supervisor Hagelberger; second by Councilman Riker.

AYES 5 Hagelberger, Riker, Nicastro, Phelps and Ferry NAYS 0

RESOLUTION # 103

HOME GROWN MARKETS

Supervisor Hagelberger offered a resolution authorizing town employees and board members with zoning and planning responsibilities to attend the "Home Grown Markets" tour and forum on Wednesday, September 21, 2011 starting in Batavia. Second by Councilman Nicastro.

AYES 5 Hagelberger, Nicastro, Riker, Phelps and Ferry NAYS 0

RESOLUTION # 104

BACKUP GENERATOR

A motion was made by Supervisor Hagelberger to have the town hall power backup generator troubleshot and repaired provided the repair cost is reasonable compared to the cost of a replacement unit; second by Councilman Ferry.

AYES 5 Hagelberger, Ferry, Phelps, Nicastro and Riker NAYS 0

RESOLUTION # 105

CONFERENCE ROOM WINDOW

Supervisor Hagelberger made a motion to authorize the repair and or replacement of the interior glass window at the conference room at the rear of the town hall's main room; second by Councilwoman Phelps.

AYES 5 Hagelberger, Phelps, Ferry, Riker and Nicastro NAYS 0

RESOLUTION # 106

JOINT YOUTH PROGRAMS

A resolution was offered by Supervisor Hagelberger to participate in the 2012 Joint Youth Programs with the towns of Alexander and Pembroke at the amount budgeted in the adopted 2012 budget, second by Councilman Nicastro.

AYES 5 Hagelberger, Nicastro, Riker, Phelps and Ferry NAYS 0

DEPARTMENT REPORTS

HIGHWAY reported they have started the last cutting of mowing with 1 corner of town left; salt is all put away & taken care of; sluice pipes on Snipery Road; paving – put a top on Herkimer & Warner Roads; working still on the drainage issues on Herkimer. Estimate for 19 yards with a cost between \$7,000 and \$8,000 that is with us tearing out, supplying new crusher run & having a guy help do it; new truck was delivered & is in the shop getting the radios put in, will have on the road in another week

PLANNING BOARD received the letter to review the Zoning Law and they are coming up with ideas to bring to the board

ATTORNEY has a new court date of September 16th at 9:30am to continue the action in the Allison case

TOWN ENGINEER is looking into the floor issue

TOWN CLERK – Town offices will be closed on Monday, October 10th for Columbus Day

HISTORIAN the Historical display went extremely well for Darien Days; lots of good workers came out to help; there is a lecture series in Batavia, for more information please see the flyer by the Town Clerk's desk

TREATMENT PLANT working on the blockage, it's looking better; according to Smith & Lovelace – for the flow & size of plant it is under loaded; recommended to let it go a week but we may have to feed it; increased summertime temperatures tend to cause problems

COUNCIL REPORTS

Councilman Riker – has a petition from a group of residents on Colby Road between Sumner and Broadway requesting new signage & decreased speed limits. Would also like to thank Sam Williams and everyone else who came out and worked for Darien Days.

RESOLUTION #107

COLBY ROAD PETITION

A motion was made by Councilman Ferry and second by Councilwoman Phelps to accept the petition by the residents of Colby Road between Broadway and Sumner.

AYES 5 Ferry, Phelps, Nicastro, Riker and Hagelberger NAYS 0

Colby Road is a County Road; the board will forward onto Tim Hens of the County Highway and ultimately the decision is made by NYSDOT

RESOLUTION #108

LETTERS FOR PETITION

Councilman Ferry offered a resolution to submit two letters to Tim Hens; one for the decreased speed limit request and one for the signage; each with a copy of the petition. Second by Councilman Riker.

AYES 5 Ferry, Riker, Nicastro, Phelps and Hagelberger NAYS 0

Councilman Nicastro – has received a couple emails from Mike Caton from Computel Consultants; they are working on going through all the paperwork for us

Councilwoman Phelps – contacted the office of procurement services regarding the small business energy incentives; they gave her some other numbers to contact

Councilman Ferry – the GAM meeting is the third Thursday; unsure where it is going to be held

RESOLUTION # 109

SUPERVISORS CASH REPORT

Councilman Ferry made a motion to accept the Supervisors Cash Report for the month of August 2011; second by Councilman Nicastro.

AYES 5 Ferry, Nicastro, Riker, Phelps and Hagelberger NAYS 0

RESOLUTION #110

ABSTRACT

Councilman Ferry made a motion to pay General Fund 255 - 296 & 183H – 185H for \$22,318.13; Highway 15 & 165H – 177H & 187H – 188H for \$210,911.03; and Sewer 37 - 39 & 178H – 182H for \$4,328.15, second by Councilman Nicastro.

AYES 5 Ferry, Nicastro, Riker, Phelps and Hagelberger NAYS 0

RESOLUTION #111

TAX COLLECTION

A resolution was offered by Councilman Ferry to authorize the move of \$373.74 from contingency to line item 1330.4 in order for the purchase of items necessary for the Town Clerk to be ready to start collecting taxes as of January 1, 2012; second by Councilman Nicastro.

AYES 5 Ferry, Nicastro, Riker, Phelps and Hagelberger NAYS 0

COMMENTS FROM THE PUBLIC

Mr. English is concerned over the intersection of Sumner and Colby; stating that often vehicles are not stopping on Colby Road at the stop sign and recommended the possibility of signs that indicate the cross traffic does not stop.

A resident wanted to know why Colby Road was not striped yet. Superintendent Marzolf stated that the striping will be done, but they haven't gotten out here yet.

Mrs. Lidner-Strange expressed concern over the parking issues and inconsiderate nature of some of the concert patrons on Sumner Road near the Theme Park.

RESOLUTION #112

ADJOURNMENT

At 8:35 pm, Councilman Riker made a motion, second by Councilwoman Phelps to adjourn.

AYES 5 Riker, Phelps, Ferry, Nicastro and Hagelberger NAYS 0

Alice E Calmes, Town Clerk