

**REGULAR MEETING OF THE TOWN OF DARIEN**

**JANUARY 2, 2019**

MINUTES OF THE DARIEN TOWN BOARD: Supervisor David Hagelberger, Council Members Michael Fix, Barbara Krazmien, David Krzemien, Michael Plitt 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 January 2, 2019

PRESENT:	David Hagelberger	Supervisor
	Michael Fix	Councilman
	Barbara Krazmien	Councilwoman
	David Krzemien	Councilman
	Michael Plitt	Councilman
	Alice Calmes	Town Clerk

ABSENT:

OTHERS PRESENT: Sue Galbraith-Alden Advertiser; Neil Marzolf – Highway Superintendent; and members of the public.

At 7:33 PM the Supervisor called the meeting to order and recited the Pledge to the Flag.

RESOLUTION #1

**MEETING MINUTES**

Councilman Fix offered a resolution to accept the meeting minutes from the December 5, 2018 meeting; second by Councilman Plitt.

AYES 5	Fix, Plitt, Krzemien, Krazmien and Hagelberger	NAYS 0
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RESOLUTION #2

**MEETING MINUTES**

Councilwoman Krazmien offered a resolution to accept the meeting minutes from the December 17, 2018 meeting; second by Councilman Krzemien.

AYES 5	Krazmien, Krzemien, Plitt, Fix and Hagelberger	NAYS 0
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RESOLUTION #3

**MEETING MINUTES**

Councilman Fix offered a resolution to accept the meeting minutes from the December 28, 2018 meeting; second by Councilwoman Krazmien.

AYES 5	Fix, Krazmien, Krzemien, Plitt and Hagelberger	NAYS 0
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RESOLUTION #4

**PLANNING BOARD**

Supervisor Hagelberger offered a resolution to reappoint Thomas Dougherty to the open Planning Board position expiring December 31, 2025; second by Councilman Krzemien.

AYES 5	Hagelberger, Krzemien, Fix, Krzemien and Plitt	NAYS 0
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RESOLUTION #5

**ZONING BOARD OF APPEALS**

Supervisor Hagelberger offered a resolution to reappoint Anthony Hackett to the open Zoning Board of Appeals position expiring December 31, 2023; second by Councilwoman Krazmien.

AYES 5	Hagelberger, Krazmien, Fix, Plitt and Krzemien	NAYS 0
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RESOLUTION #6

**BOARD OF ASSESSMENT REVIEW**

**TOWN BOARD MEETING**

**JANUARY 2, 2019**

Supervisor Hagelberger offered a resolution to appoint Pamela Trowbridge to the open position on the Board of Assessment Review for the open five year term expiring on September 30, 2023; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Krazmien, Krzemien and Plitt

NAYS 0

**RESOLUTION #7**

**SEWER DISTRICT RENTS**

Supervisor Hagelberger offered a resolution to maintain the Sewer District #1 sewer rents minimum charge which includes the first 4,000 gallons of usage at \$25, but increase the rate above the initial 4,000 gallons to \$6.25 per 1,000 gallons of usage; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Fix, Plitt and Krzemien

NAYS 0

**Town of Darien  
2019 Holiday Schedule**

New Year's Day	January 1st	Tuesday
Martin Luther King Day	January 21st	Monday
Presidents' Day	February 18th	Monday
Memorial Day	May 27th	Monday
Independence Day	July 4th	Thursday
Labor Day	September 2nd	Monday
Columbus Day	October 14th	Monday
Veteran's Day	November 11th	Monday
Thanksgiving Day	November 28th	Thursday
Christmas Day	December 25th	Wednesday

**2020 Holiday Schedule (partial)**

New Year's Day 2020	January 1st	Wednesday
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**2019 Darien Town Board Meeting Schedule**

**Scheduled Town Board Meetings**

	1st Wednesday of the Month
January 2, 2019	Organizational Meeting
February 6, 2019	
March 6, 2019	
April 3, 2019	
May 1, 2019	
June 5, 2019	
July 10, 2019	Note: delayed 1 week due to the Holiday
August 7, 2019	
September 4, 2019	
October 2, 2019	
November 6, 2019	
December 4, 2019	
December 27, 2019	Year End Meeting
January 8, 2020	2020 Organizational Meeting

**Board Work Sessions**

Board Meets only when Business Requires

**TOWN BOARD MEETING**

**JANUARY 2, 2019**

Monday preceeding the Monthly Meeting (see above)

February 4, 2019

March 4, 2019

April 1, 2019

April 29, 2019

June 3, 2019

July 8, 2019

August 5, 2019

September 3, 2019

Moved to Tuesday due to Holiday

September 30, 2019

2020 Budget Mtg

November 4, 2019

December 2, 2019

January 6, 2020

<b>2019</b>		
<b>Town Board Appointments &amp; Fees</b>		
<b>Position</b>	<b>Appointment</b>	<b>Yearly Salary or Hourly Rate</b>
Zoning Enforcement Officer (ZEO)/CEO	Jerome Yoder	\$ 10,335/yr
Building Inspector, Senior/CEO	Joseph Kowalik	\$ 11,193/yr
Building Inspector /CEO	Jerome Yoder	\$ 7,389/yr
House Enumerator	Neil Marzolf Jr.	\$ 500/yr
Cemetery Flags	TBD (To Be Determined)	
Dog Control	Genesee County	
Dog Enumerator	Deputy Town Clerk	
Official Newspapers	The Daily News Alden Advertiser	
Official Bank	Depository Name	Maximum Amount
	Five Star Bank,	\$3,000,000
	Key Bank	\$2,000,000
	Alden State Bank	\$1,000,000
	M&T Bank	\$1,000,000
Transfer Station Rates	per Town Board approved schedule (full list)	
<b>Planning Board</b>		
Member		\$ 30.00
Chair		\$ 60.00
Clerk		\$ 60.00
Zone Board of Appeals		
Member		\$ 30.00
Chair		\$ 60.00
Clerk		\$ 60.00

**TOWN BOARD MEETING**

**JANUARY 2, 2019**

Board of Assessment Review		
Member		\$ 30.00
Gas Mileage (\$/mile)		\$ 0.50
Board Meetings	1st Wednesday of the month 7:30 p.m.	
Engineer	Continue with MRB Group	
Attorney	Contract with David M DiMatteo	
Town Procescutor	Contract with Robert Zickl	
Highway Employee's Work Schedule	May -Oct 4-10 hour days, Oct-May 6:30 a.m.-3:00p.m.	per contract
Budget Control Officer	Dave Hagelberger	\$ 530.00
Coodinator of Disaster Preparedness	Dave Hagelberger	\$ -
Janitorial Service	Contract with Warren Commerical Cleaning Inc.	
Planning Board Member 12/31/2025 (7 year term)	Thomas Dougherty	
Zone Board of Appeals Member to 12/31/2023 (5 year term)	Anthony Hackett	
Board of Assessment Review Member 9/30/2023 (5 year term)	Pamela Trowbridge	
Registrar of Vital Status	Alice Calmes	\$ 477.00
Records Management	Alice Calmes	\$ 2,015.00
Fee Schedule (see separate sheet)		
<b>Sewer District #1 Operation</b>		
Sewer Bill Collector	Alice Calmes	\$ 601.00
Waste Treat Plant Operator	Neil Marzolf Jr.	\$ 10,001.00
Waste Treat Plant Operator - Assistant	Joseph Marino Jr.	\$17.50/hr
<b>Quarterly Sewer billing rate</b>		
minimum payment ( includes 4,000 gal usage)		\$ 25.00
For each 1,000 gals above 4,000 gals		\$ 6.25
<b>Ethics Review Board</b>		
Ethics Review Board, Town Official	Alice Calmes	\$ -
Ethics Review Board	Donna Ferry	\$ -
Ethics Review Board	Christopher Nicastro	\$ -

**TOWN BOARD MEETING**

**JANUARY 2, 2019**

**RESOLUTION #8**

**2019 APPOINTMENTS & FEES**

Supervisor Hagelberger offered a resolution to approve the Holiday Schedule, Meeting Schedule and Appointments & Fees; second by Councilman Krzemien.

AYES 5 Hagelberger, Krzemien, Plitt, Fix and Krazmien NAYS 0

Supervisor Appointments

Deputy Supervisor David Krzemien \$775/year

Historian Nicole Kelly \$700/year

Confidential Secretary to the Supervisor Bethany Hoover \$16.33/hour

Highway Superintendent Appointment

Deputy Highway Superintendent Brian Bontrager \$574/year

Town Clerk Appointments

Deputy Clerk Teresa Burkhardt \$11.80/hour

Deputy Clerk Gwen Yoder \$11.80

**RESOLUTION #9**

**DEPUTY SUPERVISOR**

Supervisor Hagelberger offered a resolution to appoint David Krzemien as Deputy Supervisor for 2019; second by Councilwoman Krazmien.

AYES 5 Hagelberger, Krazmien, Fix, Plitt and Krzemien NAYS 0

**RESOLUTION #10**

**AUDIT**

Supervisor Hagelberger offered a resolution to authorize the Supervisor to contract with an independent agency to audit the 2018 year-end financials in accordance with the budget; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Krazmien, Krzemien and Plitt NAYS 0

**RESOLUTION #11**

**ASSOCIATION OF TOWNS**

Supervisor Hagelberger offered a resolution to continue the town’s membership in the NYS Association of Towns for 2019; second by Councilman Plitt.

AYES 5 Hagelberger, Plitt, Krzemien, Krazmien and Fix NAYS 0

**RESOLUTION #12**

**UTILITY BILLS**

Supervisor Hagelberger offered a resolution to authorize the Supervisor to pay utility bills prior to abstract approval to avoid late payment charges; second by Councilman Krzemien.

AYES 5 Hagelberger, Krzemien, Plitt, Fix and Krazmien NAYS 0

**RESOLUTION #13**

**GARBAGE DISPOSAL BILLS**

Supervisor Hagelberger offered a resolution to authorize the Supervisor to pay garbage disposal bills prior to abstract approval to avoid late payment charges; second by Councilman Fix.

AYES 5 Hagelberger, Fix, Krazmien, Krzemien and Plitt NAYS 0

**RESOLUTION # 14**

**INSURANCE & RETIREMENT**

**TOWN BOARD MEETING**

**JANUARY 2, 2019**

Supervisor Hagelberger offered a resolution to authorize the Supervisor to pay authorized medical insurance premiums and New York State Retirement employee benefit expenses prior to abstract approval; second by Councilwoman Krazmien.

AYES 5         Hagelberger, Krazmien, Fix, Plitt and Krzemien                                 NAYS 0

**RESOLUTION #15**

**HIGHWAY BIDS**

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to make purchases at State and County bid prices and piggyback off other municipal bid contracts; second by Councilwoman Krazmien.

AYES 5         Hagelberger, Krazmien, Fix, Plitt and Krzemien                                 NAYS 0

**RESOLUTION #16**

**HIGHWAY SEMINARS**

Supervisor Hagelberger offered a resolution to authorize the Highway Superintendent to attend 2019 spring and fall highway seminars at reasonable town expense in accordance with the town’s employee manual; second by Councilman Plitt.

AYES 5         Hagelberger, Plitt, Krzemien, Krazmien and Fix                                 NAYS 0

**RESOLUTION #17**

**POLLING PLACE**

Supervisor Hagelberger offered a resolution to designate the Darien Town Hall, 10569 Alleghany Road, Darien Center, New York as the official Polling Place for 2019 elections in the Town of Darien pursuant to Section 4-104 of New York State Election Law Section 6202; second by Councilman Fix.

AYES 5         Hagelberger, Fix, Krazmien, Krzemien and Plitt                                 NAYS 0

**RESOLUTION #18**

**AOTS DELEGATE**

Supervisor Hagelberger offered a resolution to appoint David Krzemien as the Town of Darien designated Association of Towns delegate for the 2019 Annual Meeting and Training School; second by Councilman Plitt.

AYES 5         Hagelberger, Plitt, Krzemien, Krazmien and Fix                                 NAYS 0

**RESOLUTION #19**

**AOTS DUES**

Supervisor Hagelberger offered a resolution to pay the Association of Towns dues for 2019 in the amount of \$1000 before being on an abstract; second by Councilwoman Krazmien.

AYES 5         Hagelberger, Krazmien, Fix, Plitt and Krazmien                                 NAYS 0

Notifications  
Happy New Year

HIGHWAY – everything is in good working order; did salt and plow early and a lot of shop work to go over tractors and the excavator. The 450 has the brakes off, doing maintenance. Did receive the CHIPs money, it was almost \$150,000 and received the first payment for Snow & Ice which was around \$95,000. Received the new pick up and plow and the old one is going to auction on Monday.

**RESOLUTION #20**

**EXPENDITURES OF HIGHWAY MONEYS**

Supervisor Hagelberger offered a resolution for the approval and the board to sign the Agreement for Expenditures of Highway Moneys; second by Councilman Krzemien.

AYES 5         Hagelberger, Krzemien, Plitt, Fix and Krazmien                                 NAYS 0

**TOWN BOARD MEETING**

**JANUARY 2, 2019**

ATTORNEY – got a settlement on one of the zoning issues

ENGINEER – will probably be engaging with the Sewer Plant

TAX COLLECTOR – bills went out on December 31st

HISTORIAN – Elmer turned in his key and Nicole Kelly will be taking over

TREATMENT PLANT – in the winter limits; TSS & BOD in the quarters in summer threw up a red flag; snails are a problem out there and no one seems to know how to fix

Councilwoman Krazmien announced that she is working on the Sexual Harassment Policy

**RESOLUTION #21**

**CASH REPORT**

Councilwoman Krazmien offered a resolution to accept the Supervisor’s Cash Report dated December 31, 2018; second by Councilman Plitt.

AYES 5 Krazmien, Plitt, Krzemien, Fix and Hagelberger

NAYS 0

Councilman Fix announced that he contact Dave from Waste Management to clarify some questions on the bills.

**RESOLUTION #22**

**ABSTRACT**

Councilman Fix offered a resolution to pay General Fund 1 – 13 for \$29,625.36; Highway 1 - 2 & 1H for \$19,104.11; Sewer District #1 1 – 4 for \$991.06; and Trust & Agency 1 -2 for \$22,098.67; second by Councilwoman Krazmien.

AYES 5 Fix, Krazmien, Krzemien, Plitt and Hagelberger

NAYS 0

**RESOLUTION #23**

**ADJOURN**

At 8:11PM, Councilman Plitt offered a resolution to adjourn; second by Councilman Krzemien.

AYES 5 Plitt, Krzemien, Krazmien, Fix and Hagelberger

NAYS 0

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Alice E. Calmes, Town Clerk