

MAY 20, 2015
REGULAR TOWN BOARD MEETING

Town Hall

7:00 P.M.

Greg Post, Supervisor led the pledge to the flag.

Roll Call

Present: Supervisor Post
Deputy Supervisor Underhill
Councilman Lang
Councilwoman Michalak
Councilman Zambito

Others

Present: Town Clerk Morasco
Constituents from Galloway and Kelsey Road Area

The Supervisor called the meeting to order at 7:03 P.M.

April 15, 2015 Regular Town Board Meeting: Motion Deputy Supervisor Underhill, second Councilman Zambito to approve the minutes as written.

Ayes: Underhill, Zambito, Lang, Michalak, Post

MOTION CARRIED by unanimous vote (5-0)

SPEAKERS:

Richard Sztaba, Nancy Francis, Debbie Conway, and Richard Stefani each of them addressed the Town Board on the noise, dust and dirt issue caused by their neighbor. The noise, dust and dirt from neighbor's four wheelers is outrageous and has become a harassment issue. The problem is that the neighbor is running the four wheelers all times of the day and night and the residents are asking the Town Board for help to resolve this issue, possibly with a noise ordinance. Mr. Sztaba presented a petition from the residents of Galloway Road and Kelsey Road.

The Supervisor informed the residents that the Town expended money considering a noise ordinance years ago, but it is difficult, if not impossible to move forward with due to enforcement issues and such. The Supervisor expressed his understanding of the situation as he has experienced a similar situation. Harassment and neighbors disputing is not a Town Board action. It was suggested for the residents to seek an option from an attorney as to what they can and can't do.

Mr. Post, stated that, as a citizen, he would be happy to stop out for a visit to help be a better neighbor.

RESOLUTION NO. 118:

Councilman Lang offered the following:

CODE ENFORCEMENT OFFICER AGREEMENT BETWEEN
THE TOWN OF BATAVIA AND THE TOWN OF BETHANY

WHEREAS, the Town of Batavia and the Town of Bethany employs Code Enforcement

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Officers to enforce Zoning Code, Fire and Building Codes and other various codes and regulations; and

WHEREAS, each party has identified a need to have its Codes enforced during periods when its Enforcement Officers are unavailable due to illness, vacation and other absences.

NOW, THEREFORE, BE IT

RESOLVED, pursuant to Article 5-G of the General Municipal Law, the Batavia Town Board wishes to enter into an agreement between the Town of Batavia and the Town of Bethany for Code Enforcement coverage, a copy of which is annexed hereto and made a part of the minutes; and be it

FURTHER RESOLVED, the Batavia Town Board hereby authorizes the Supervisor to execute the aforementioned agreement.

Second by: Deputy Supervisor Underhill

Ayes: Lang, Underhill, Michalak, Zambito, Post

APPROVED by unanimous vote (5-0)

CODE ENFORCEMENT

AGREEMENT

THIS AGREEMENT, made this _____ day of _____, _____ by and between the **Town of Bethany**, a municipal corporation with offices at 10510 Bethany Center Road, Bethany, NY 14054 (“Bethany”), and the **Town of Batavia**, a municipal corporation with offices at 3833 West Main Street Road, Batavia, NY 14020 (“Batavia”),

WHEREAS, both parties employ Code Enforcement Officers to enforce Zoning Code, Fire and Building Codes and other various codes and regulations, and

WHEREAS, each party has identified a need to have its Codes enforced during periods when its Enforcement Officers are unavailable due to illness, vacation and other absences,

NOW THEREFORE, BE IT RESOLVED, pursuant to Article 5-G of the General Municipal Law, it is agreed as follows:

First: That Bethany shall appoint the Code Enforcement Officer of the Town of Batavia as its Deputy Code Enforcement Officer.

Second: That Batavia shall appoint the Code Enforcement Officer of the Town of Bethany as one of its Deputy Code Enforcement Officers.

Third: That each party shall establish an hourly rate at which it shall be reimbursed for such times as its Code Enforcement Officer is performing duties in the other Town and the Town receiving such services shall and hereby does agree to pay for such services at said rate. Each party shall also reimburse the other for any expenses paid by the other, including mileage for vehicle use by the officer while in the other party’s Town, or reimburse the officer directly for the use of his personal vehicle in those instances when he uses it for either party’s purposes with prior authorization.

Fourth: The rate shall include the hourly cost to the Town for the Code Enforcement Officer’s wages, health insurance, retirement fund contribution, and any other fringe benefits, and shall not exceed such hourly costs.

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Fifth: Each Town Supervisor shall notify the other Town Supervisor as soon as it becomes known that the services of the Deputy will be necessary, but in no event shall such notice be given less than 72 hours prior to the time when the Deputy is needed. In the event that one of the officers becomes injured, ill or otherwise suddenly incapacitated, the Town supplying the Deputy shall do so as soon as practical, but shall not be required to do so any sooner than 72 hours after notification. It is further understood that each municipality may have or currently has similar agreements with other municipalities and, therefore it is understood that the Deputy may not be available due to services being provided to those other municipalities. In this event the Deputy will be provided on a first come first serve basis.

Sixth: Each Town shall indemnify the other against any negligent act and shall name the other as an additional insured on any and all liability insurance policies. Each town shall be responsible for the acts of the deputy enforcement officer when working in its Town and the other shall not be so responsible.

Seventh: This agreement shall take effect upon the adoption of resolutions by Town Board agreeing hereto and the authorizing of the respective Supervisors to execute this Agreement and shall be in effect until December 31, 2015.

Eighth: This agreement may be terminated by either party by giving the other party ninety (90) days notice of intention to terminate and shall become effective on the first day of the month following the expiration of the ninety (90) day period.

Ninth: All notices shall be sent to the respective Towns at their addresses as set forth above.

IN WITNESS WHEREOF, the Towns have caused this Agreement to be signed by the Supervisors and the Town Seal attached on the date first set forth above.

TOWN OF BETHANY

TOWN OF BATAVIA

Carl Hyde, Jr., Supervisor

Gregory H. Post, Supervisor

STATE OF NEW YORK)
COUNTY OF GENESEE) SS.

On the _____ day of _____, 201____ before me, the undersigned, a Notary Public in and for said State, personally appeared **Carl Hyde, Jr.**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK)
COUNTY OF GENESEE) SS.

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On the _____ day of _____, 20__ before me, the undersigned, a Notary Public in and for said State, personally appeared **Gregory H. Post**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

RESOLUTION NO. 119:

Deputy Supervisor Underhill offered the following:

**GENERATOR MAINTENANCE AGREEMENT
KEY POWER SYSTEMS, INCORPORATED**

WHEREAS, in May 2012 the Town of Batavia entered into an agreement with Key Power Systems, Inc. to service the Town's Emergency Generators; and

WHEREAS, the agreement is due to expire on May 31, 2015; and

WHEREAS, Key Power Systems, Inc. submitted an itemized preventative maintenance proposal agreements totaling \$4,400.00 to maintain eight generators on a semi-annual basis (agreement attached).

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby accepts Key Power Systems, Inc. proposals to perform Prevention Maintenance for eight emergency generators; and be it

FURTHER, RESOLVED the Batavia Town Board hereby authorizes the Supervisor to execute the agreements, effective June 1, 2015 and expiring May 31, 2016; and be it

FURTHER RESOLVED the expenditure will be appropriated from the corresponding water and sewer contractual line items.

Second by: Councilman Lang

Ayes: Underhill, Lang, Michalak, Zambito, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 120:

Supervisor Post offered the following:

**RESOLUTION TO APPROVE WATER EASEMENTS
FOR THE TOWNLINE WATER DISTRICT**

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WHEREAS, the Town of Batavia has awarded the contract for the construction of water lines and appurtenances as part of the Townline Water District, and

WHEREAS, the Contractor needs various easements in order to install these water lines, and

WHEREAS, the Town of Batavia needs these various easements in order to hereinafter operate and maintain these lines, and

WHEREAS, the required owners of real property have signed Water Easements granted to the Town of Batavia.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that certain Water Easements granted by the owners of real property, as hereinafter set forth, running to the Town of Batavia are hereby approved and accepted with regard to the parcels of lands set forth in the Easements, and the Supervisor is hereby authorized to execute on behalf of the Town of Batavia any documents necessary to record the following Temporary and Permanent Easements:

1. From James B. Ayotte and Christine Ayotte regarding Tax Map No. 4.-1-8, situated in the Town of Batavia dated February 26, 2015;
2. From James B. Ayotte and Christine Ayotte regarding Tax Map No. 4.-1-8, situated in the Town of Batavia dated February 26, 2015; (temporary easement)
3. From Valerie Northup as Executrix of the Estate of Freda H. Churchill regarding Tax Map No. 3.-1-5.2, situated in the Town of Batavia
4. From Valerie Northup as Executrix of the Estate of Freda H. Churchill regarding Tax Map No. 3.-1-5.2, situated in the Town of Batavia (temporary easement)

Second by: Deputy Supervisor Underhill

Ayes: Post, Underhill, Michalak, Zambito, Lang

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 121:

Councilwoman Michalak offered the following:

MAINTENANCE AGREEMENT
STUDIO 355SE DIGITAL COPIER/ PRINTER/SCANNER

RESOLVED, the Batavia Town Board hereby authorizes the renewal the annual maintenance agreement with Toshiba Business Solutions for a three year period, a copy of which is annexed hereto and made a part of the Town Board minutes, for the Toshiba Studio 355SE Copier, Printer, and Scanner at a cost of \$513.00/year, based on 54,000 images per year, with overages being billed at \$.009500.

Second by: Councilman Lang

Ayes: Michalak, Lang, Underhill, Zambito, Post

APPROVED by unanimous vote (5-0)

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RESOLUTION NO. 122:

Councilman Zambito offered the following:

**RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW No. 3 OF 2015
AND TO SCHEDULE A PUBLIC HEARING**

WHEREAS, the Town Board of the Town of Batavia, New York desires to consider adopting legislation to add a carry in – carry out policy and to prohibit the use of inflatable structures in Town Parks, also known as Town of Batavia Local Law No. 3 of 2015.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York that proposed Local Law No. 3 of 2015 entitled “A Local Law to Amend Portions of Chapter 169 of the Code of the Town of Batavia, Entitled ‘Parks’”, which proposed Local Law is now in its final form as appears by a copy thereof hereto attached, be and the same hereby is introduced for adoption; and

BE IT FURTHER RESOLVED that said proposed Local Law be laid upon the desks of the members of this Town Board on this date and remain there and a copy thereof be kept on file in the office of the Town Clerk until June 17, 2015, and that a public hearing be held before this Town Board on the 17th day of June, 2015, at 6:55 p.m. at the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York, on the advisability of enacting said proposed Local Law; and

BE IT FURTHER RESOLVED that a copy of said proposed Local Law be mailed to each member of the Town Board not in attendance at this meeting in a postpaid, properly addressed and securely closed envelope in a post box within the Town of Batavia, New York not less than ten (10) calendar days, exclusive of Sunday, prior to the date of said public hearing; and

BE IT FURTHER RESOLVED that the Town Clerk shall cause notice of said public hearing to be published once in The Daily News at least five (5) days prior to the date of said public hearing, which notice shall contain the time and place of said hearing, the title and purpose thereof, as well as a statement that a copy of said proposed Local Law is on file in the Town Clerk's Office.

Second by: Councilwoman Michalak

Ayes: Zambito, Michalak, Lang, Underhill, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 123:

Councilman Lang offered the following:

**RESOLUTION TO APPROVE A LEGAL SERVICES AGREEMENT FOR THE
JOINT TOWNLINE WATER PROJECT AND THE BATAVIA NORTH WATER DISTRICT**

WHEREAS, the Owner has formed a public water supply district, known as the Batavia North

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Water District, which is part of the Townline Water Project creating joint water facilities among the Towns of Batavia, Oakfield, Elba and Stafford, and

WHEREAS, the Town Attorney, Kevin D. Earl, Esq., has previously performed legal services for this District and this Project, and will continue to do so in the future.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that a proposed Legal Services Agreement, a copy of which shall be annexed to the Town Board Minutes, is hereby approved, and the Town Supervisor is hereby authorized and directed to sign this Agreement on behalf of the Town of Batavia, and

BE IT FURTHER RESOLVED that the Town Board approves the compensation set forth in the Legal Services Agreement, to pay the Town Attorney at the rate of \$195.00 per hour, not to exceed \$25,000.00, and

BE IT FURTHER RESOLVED that based upon the fact that the Town Attorney has already preformed legal services for this District and Project, the Town Board does hereby approve and ratify all bills previously submitted and the Legal Services Agreement shall have full force and effect retroactively to the date of April 2, 2013, when the preliminary work of the Townline Water Project began.

Second by: Councilman Zambito

Ayes: Lang, Zambito, Underhill, Michalak, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 124:

Deputy Supervisor Underhill offered the following:

**RESOLUTION TO APPROVE A FINANCIAL SERVICES AGREEMENT FOR THE
JOINT TOWNLINE WATER PROJECT AND
THE BATAVIA NORTH WATER DISTRICT**

WHEREAS, the Owner has formed a public water supply district, known as the Batavia North Water District, which is part of the Townline Water Project creating joint water facilities among the Towns of Batavia, Oakfield, Elba and Stafford, and

WHEREAS, the Municipal Solutions, Incorporated, has previously performed financial services for this District and this Project, and will continue to do so in the future.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that a proposed Financial Services Agreement for the Town of Batavia's Joint Water project for Bond Anticipation Note Borrowings, Long-Term Serial Bond Borrowing, General Financial Services, and Continuing Disclosure Updates, a copy of which shall be annexed to the Town Board Minutes, is hereby approved, and the Town Supervisor is hereby authorized and directed to sign this Agreement on behalf of

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the Town of Batavia, and

BE IT FURTHER RESOLVED that based upon the fact that Municipal Solutions Incorporated has already preformed financial services for this District and Project, the Town Board does hereby approve and ratify all bills previously submitted and the Financial Services Agreement shall have full force and effect retroactively to the date of April 2, 2013, when the preliminary work of the Townline Water Project began.

Second by: Councilman Lang

Ayes: Underhill, Lang, Michalak, Zambito, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 125:

Supervisor Post offered the following:

**RESOLUTION TO APPROVE A BOND COUNSEL SERVICES AGREEMENT FOR THE
JOINT TOWNLINE WATER PROJECT AND
THE BATAVIA NORTH WATER DISTRICT**

WHEREAS, the Owner has formed a public water supply district, known as the Batavia North Water District, which is part of the Townline Water Project creating joint water facilities among the Towns of Batavia, Oakfield, Elba and Stafford, and

WHEREAS, Hodgson Russ LLP, has previously performed bond counsel services for this District and this Project, and will continue to do so in the future.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that a proposed Bond Counsel Services Agreement for the Town of Batavia's Joint Water project, a copy of which shall be annexed to the Town Board Minutes, is hereby approved, and the Town Supervisor is hereby authorized and directed to sign this Agreement on behalf of the Town of Batavia, and

BE IT FURTHER RESOLVED that based upon the fact that Hodgson Russ LLP has already preformed bond counsel services for this District and Project, the Town Board does hereby approve and ratify all bills previously submitted and the Bond Counsel Services Agreement shall have full force and effect retroactively to the date of April 2, 2013, when the preliminary work of the Townline Water Project began.

Second by: Deputy Supervisor Underhill

Ayes: Post, Underhill, Michalak, Zambito, Lang

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 126:

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Councilwoman Michalak offered the following:

**RESOLUTION TO APPROVE AN AUDITING SERVICES AGREEMENT FOR THE
JOINT TOWNLINE WATER PROJECT AND
THE BATAVIA NORTH WATER DISTRICT**

WHEREAS, the Owner has formed a public water supply district, known as the Batavia North Water District, which is part of the Townline Water Project creating joint water facilities among the Towns of Batavia, Oakfield, Elba and Stafford, and

WHEREAS, Freed Maxick CPAs, P.C., has previously performed auditing services for this District and this Project, and will continue to do so in the future.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that the proposed Auditing Services Agreements for the Town of Batavia's Joint Water project, copies of which shall be annexed to the Town Board Minutes, are hereby approved, and the Town Supervisor is hereby authorized and directed to sign the Agreements on behalf of the Town of Batavia, and

BE IT FURTHER RESOLVED that based upon the fact that Freed Maxick CPAs, P.C. has already performed auditing services for this District and Project, the Town Board does hereby approve and ratify all bills previously submitted and the Auditing Services Agreements shall have full force and effect retroactively to the date of April 2, 2013, when the preliminary work of the Townline Water Project began.

Second by: Councilman Zambito

Ayes: Michalak, Zambito, Lang, Underhill Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 127:

Councilman Zambito offered the following:

**RESOLUTION TO APPROVE A FINANCIAL SERVICES AGREEMENT FOR
WASTEWATER (SEWER) CAPACITY PURCHASE**

WHEREAS, Town of Batavia entered into an agreement with the City of Batavia to increase the wastewater capacity; and

WHEREAS, the Town Engineer completed and filed map, plan and reports for the Sewer Capacity Purchase of the East Main, Route 63, McWethy, Commerce Park sewer improvement areas and for Sewer District No.1, Sewer District No. 2 and West Main Sewer District; and

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WHEREAS, the establishment of these sewer improvement areas and existing districts consist of the purchase of a portion of additional sewer capacity from the City of Batavia and the acquisition of sanitary flow meters to monitor the amount of wastewater transmitted from the Town, as well as other such improvements; and

WHEREAS, Municipal Solutions has previously performed financial services for the Wastewater Treatment Plant and Capacity Improvement Project, and will continue to do so in the future.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that a proposed Financial Services Agreement, a copy of which shall be annexed to the Town Board Minutes, is hereby approved, and the Town Supervisor is hereby authorized and directed to sign this Agreement on behalf of the Town of Batavia, and

BE IT FURTHER RESOLVED that based upon the fact that Municipal Solutions has already preformed financial services for this Project, the Town Board does hereby approve and ratify all bills previously submitted and the Financial Services Agreement shall have full force and effect retroactively to the date of June 3, 2013, when the preliminary work first began on the Sewer Capacity Purchase project.

Second by: Councilwoman Michalak

Ayes: Zambito, Michalak, Lang, Underhill, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 128:

Councilman Lang offered the following:

**RESOLUTION TO APPROVE A BOND COUNSEL SERVICES AGREEMENT FOR THE
WASTEWATER (SEWER) CAPACITY PURCHASE**

WHEREAS, Town of Batavia entered into an agreement with the City of Batavia to increase the wastewater capacity; and

WHEREAS, the Town Engineer completed and filed map, plan and reports for the Sewer Capacity Purchase of the East Main, Route 63, McWethy, Commerce Park sewer improvement areas and for Sewer District No.1, Sewer District No. 2 and West Main Sewer District; and

WHEREAS, the establishment of these sewer improvement areas and existing districts consist of the purchase of a portion of additional sewer capacity from the City of Batavia and the acquisition of sanitary flow meters to monitor the amount of wastewater transmitted from the Town, as well as other such improvements; and

WHEREAS, Hodgson Russ has previously performed bond counsel services for the Wastewater Treatment Plant and Capacity Improvement Project, and will continue to do so in the future.

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NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that a proposed Bond Counsel Services Agreement, a copy of which shall be annexed to the Town Board Minutes, is hereby approved, and the Town Supervisor is hereby authorized and directed to sign this Agreement on behalf of the Town of Batavia, and

BE IT FURTHER RESOLVED that based upon the fact that Hodgson Russ has already preformed bond counsel services for this Project, the Town Board does hereby approve and ratify all bills previously submitted and the Bond Counsel Services Agreement shall have full force and effect, retroactively to the date of June 3, 2013, when the preliminary work first began on the Sewer Capacity Purchase project.

Second by: Councilman Zambito
Ayes: Lang, Zambito, Underhill, Michalak, Post
APPROVED by unanimous vote (5-0)

SUSPEND THE RULES-Motion Deputy Supervisor Underhill, second Councilman Zambito to suspend the rules to introduce an additional resolution.
Ayes: Underhill, Zambito, Lang, Michalak, Post
MOTION CARRIED by unanimous vote (5-0)

RESOLUTION NO. 129:

Deputy Supervisor Underhill offered the following:

RESOLUTION TO EMPLOY LEGAL COUNSEL
FOR CABLE FRANCHISE NEGOTIATIONS

WHEREAS, the Town Board would like to enter into negotiations with Empire Video Services Corporation, (hereinafter "Empire"), to consider a non-exclusive cable franchise throughout the Town of Batavia, and

WHEREAS, the Cohen Law Group has submitted a proposal to the Town Board to provide legal services for all aspects of negotiating the franchise and related issues, such as compensation to the Town for use of its public rights of ways, and

WHEREAS, it appears from information and documentation provided to the Town Board by the Cohen Law Group that it possesses the necessary experience and qualifications to assist the Town in this regard, and

WHEREAS, the Cohen Law Group has submitted a proposal for its services for a flat fee not to exceed \$4,275.00.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that a proposal, dated May 13, 2015, from the Cohen Law Group to conduct cable franchise negotiations with Empire for a flat fee not to exceed the sum of \$4,275.00, a copy of which is to be made

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part of the Town Board Minutes, is hereby approved, and the Town Supervisor is hereby authorized and directed to execute the proposal on behalf of the Town of Batavia, and

BE IT FURTHER RESOLVED that the Town Supervisor is authorized to pay the Cohen Law Group the flat fee sum of \$4,275.00, pursuant to the schedule in the proposal of one-third upon commencement of the work, one-third in the middle of the project, and one-third upon completion, and

BE IT FURTHER RESOLVED that in the event that the Cohen Law Group proposes additional compensation for extraordinary or unforeseeable services, to be paid above and beyond the said flat fee, no additional payments will be made without the prior consent of the Town Board.

Second by: Councilman Lang

Ayes: Underhill, Lang, Michalak, Zambito, Post

APPROVED by unanimous vote (5-0)

Discussion-The Supervisor commented that they are expediting this process to have this service available for the constituents.

Abstract No. 5-2015: Motion Deputy Supervisor Underhill, second Councilman Lang to authorize the Supervisor to pay the following vouchers:

General	\$112,051.15
Highway	65,131.27
Sewer No. 1	68,981.52
Sewer No. 2	40,620.12
Water	17,904.27
Townline Water	7,690.77
Creek	2,275.00
Pratt	5,040.00
Saile Sewer	1,400.00
Townline Joint Water	937,545.83
Total	\$1,258,639.93

Check numbers 19938 thru 20015, SM-1006 - 1007

Ayes: Underhill, Lang, Michalak, Zambito, Post

MOTION CARRIED by unanimous vote (5-0)

DEPARTMENT REPORTS:

Supervisor's Report:

Status Report on expenditures and revenues is available for the Board's review.

GAM- is tomorrow evening at 7:00 P.M. hosted by the Town of Darien at the Darien Town Hall.

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The Supervisor introduced his dad, who just arrived from the State of Wyoming.

COMMUNICATIONS:

The Town Clerk reported on the following:

April Town Clerk monthly report collected a total of \$31,370.39, remitted \$30,335.18 to the Supervisor for the Local Share.

Water Petition – Received an informal petition requesting the establishment of a water district on Batavia-Bethany Townline Road.

Liquor License- Received notification from ACME Holdings of NY (Dibble Family Center) for an application of removal and a notification from Ridans Inc. to renew their liquor license

ADJOURNMENT:

Motion Councilman Zambito, second Councilman Lang to adjourn the Regular Town Board Meeting at 7:50 P.M.

Ayes: Zambito, Lang, Underhill, Michalak, Post

MOTION CARRIED by unanimous vote (5-0)

Respectfully submitted,

Teressa M. Morasco
Town Clerk