

March 13, 2023

Alexander Town Board Regular Meeting/ Public Hearing

Town Hall

6:00pm

Present: Supervisor David Miller
Town Board: Laura Schmieder, Roy Haller III, Eric Wagner, Thomas Sanfratello
Town Clerk: Shannon Tiede
Guests: Teresa Thorley, Brandon Snyder, Gerry Krupka, Jeanne and Mike Meyers

Supervisor Miller called the meeting to order at 6:00pm with the Pledge of Allegiance and a moment of silence for first responders and our military serving around the world.

On motion by Councilperson Wagner, seconded by Councilperson Sanfratello, and carried, the minutes of the February 13, 2023, regular meeting were adopted.

5– Yes Miller, Schmieder, Sanfratello, Haller, Wagner 0 - No

*** On motion by Councilperson Schmieder and seconded by Councilperson Sanfratello the board opened the public hearing for the Best Value Local Law at 6:10pm. 5-0*

*** On motion by Councilperson Sanfratello and seconded by Councilperson Schmieder the board closed the public hearing at 7:05pm. 5-0*

COMMUNICATIONS: Supervisor read a letter to the board from the Town of Hempstead.

OLD BUSINESS:

1. Water District #6:

County Funded Portion:

- The County portion of the main is being placed in service and once determined to be fully operational, the Town of Batavia will facilitate resident connections.
- Sergi Construction will be beginning site work for the tank site in the coming weeks.
- Expecting bids for the water storage tank in the coming weeks.

Town Funded Portion:

- Randsco is installing the final stretch of the main on Halstead Road from Pike Road to the tank site.
- Randsco is installing the final stretch of the main for Seward Road from Sprague Road to Dodgeson Road.
- Randsco is completing the main installation on Beaver Road and then will finish with the main for Upton Road to the Batavia town line.
- Pressure testing of the installed mains is underway.
- At the completion of pressure testing service and meter pit installation will begin.
- Flags for water service locations are being distributed to residents.

- 2. Water District #7:** There was an informational meeting on March 9th at 7pm in the school's auditorium. The board discussed whether they would like to form the district by board vote or by petition method. See resolution #33.

***Jeanne and Mike Myers came and expressed their concerns over WD#7 on Genesee Street due to already having public water through the village of Attica. They asked for a meeting with the engineers and all homeowners in that area. Supervisor Miller is going to talk to Steve Mountain to set up the meeting.*

NEW BUSINESS:

RES. NO. 30: LETTER TO KATHY HOCHUL

On motion by Councilperson Wagner and seconded by Councilperson Sanfratello and carried the Board gives Supervisor Miller permission to generate a letter to Governor Kathy Hochul opposing the NY Housing compact and to also send a copy of the letter to our local state representatives.

5- Yes Miller, Schmieder, Sanfratello, Haller and Wagner 0- No

RES. NO. 31: AMENDMENT TO MUNICIPAL SOLUTIONS CONTRACT

On motion by Supervisor Miller and seconded by Councilperson Haller and carried the board approves the amendments made to the contract with Municipal Solutions in connection with the town's Water District #6 project. This amendment adds a USDA Rural Development closing and additional fiscal services.

5- Yes Miller, Schmieder, Sanfratello, Haller and Wagner 0- No

RES. NO. 32: SERGI CHANGE ORDER #2

On motion by Supervisor Miller and seconded by Councilperson Schmieder and carried the board approves the Sergi Change order #2 in the amount of \$661,577.00.

5- Yes Miller, Schmieder, Sanfratello, Haller and Wagner 0- No

RES. NO. 33: FORMING WATER DISTRICT #7

On motion by Councilperson Sanfratello and seconded by Councilperson Schmieder and carried the board agreed to move forward with the petition method of forming Water District #7 and for the clerk to put an ad on the Facebook page looking for petition carriers.

4- Yes Miller, Schmieder, Sanfratello, Haller 0- No 1- Abstain Wagner

RES. NO. 34: CONTRACT WITH ALEXANDER FIRE DEPT FOR SNOW PLOWING OF RECREATION HALL

On motion by Councilperson Sanfratello and seconded by Councilperson Schmieder and carried the board approves the contract between the town and the Alexander fire department for the snow removal at the recreation hall.

5- Yes Miller, Schmieder, Sanfratello, Haller and Wagner 0- No

RES. NO. 35: NYS SNOW AND ICE CONTRACT

On motion by Supervisor Miller and seconded by Councilperson Schmieder the board approves by majority vote for the Town Supervisor to sign the 2022-2023 NYS snow and ice contract.

3- Yes Miller, Schmieder, Haller 2- No Sanfratello, Wagner

RES. NO. 36: HARNESS AND LANYARD FOR BASKET FOR LOADER

Motion made by Councilperson Sanfratello and seconded by Councilperson Wagner and carried for the Town to purchase the harnesses and lanyards for the basket for the loader at a total cost of \$553.30.

5- Yes Miller, Schmieder, Sanfratello, Haller and Wagner 0- No

RES. NO. 37: GENESEE COUNTY AS LEAD AGENCY FOR PHASE III WATER PROJECTS

WHEREAS the Genesee County Legislature has requested Lead Agency status for the projects involved with Phase 3 of the Genesee County Water Supply Project and

WHEREAS the Town of Alexander has no objection to the Genesee County Legislature being Lead Agency for the Phase 3 Water Supply Project

THEREFORE, BE IT RESOLVED THAT THE Town of Alexander consents that the Genesee County Legislature serve as Lead Agency for the Phase 3 Water Supply Project.

Motion made by Supervisor Miller and seconded by Councilperson Schmieder and carried.

Yes- 5 Miller, Schmieder, Sanfratello, Haller, and Wagner 0- No

RES. NO. 38: BUDGET AMENDMENT WD#5

WHEREAS a bill was received from the DEC for a 2022 permit for Water District #5 and

WHEREAS there are sufficient funds in the fund balance for Special Water 5

THEREFORE, BE IT RESOLVED that the Alexander Town Board approves that SW5 8340.2 Transmission and Distribution be increased by \$110.00 and Appropriated Fund Balance for Special Water 5 be increased by \$110.00 in the 2023 Town of Alexander Budget.

Motion made by Supervisor Miller and seconded by Councilperson Haller and carried.

Yes- 5 Miller, Schmieder, Sanfratello, Haller, and Wagner 0- No

RES. NO. 39: BEST VALUE LOCAL LAW

The Town Board of the Town of Alexander met at a regular Town Board Meeting at the Town Offices located at 3350 Church Street, Alexander, New York 14005 on the 13th day of March 2023, commencing at 6:00 p.m., and thereafter a public hearing was held at 6:10 p.m. at which time and place the following members were:

<u>Present:</u>	Supervisor	<u>David Miller</u>
	Councilman	<u>Laura Schmieder</u>
	Councilman	<u>Thomas Sanfratello</u>
	Councilman	<u>Roy Haller III</u>
	Councilman	<u>Eric Wagner</u>

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS the Town Board of the Town of Alexander is considering a local law entitled “Town of Alexander Best Value Competitive Bidding Law”; and

WHEREAS, the purpose of this local law is to authorize the use of a Best Value Award methodology, in the competitive bidding process, for purchase contracts (including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract pursuant to article eight of the labor law) may be awarded on the basis of low bid or best value, as authorized in § 103 of the General Municipal Law and as defined in section one hundred sixty three of the state finance law ;and

WHEREAS, a Notice of Public Hearing was duly published in the Town’s official newspaper and said public hearing was held on March 13, 2023, at which time all parties in attendance were provided an opportunity to speak or provided written comment in favor of or in opposition to the proposed local law; and

WHEREAS, that the Town Board of the Town of Alexander feels it is in the best interests of the Town of Alexander to adopt said law.

NOW ON MOTION OF Councilperson Haller, which has been duly seconded by Councilperson Schmieder, therefore, be it

RESOLVED, that the Town Board of the Town of Alexander feels it is in the best interests of the Town of Alexander to adopt Local Law No. 1 of 2023 entitled, "Town of Alexander Best Value Competitive Bidding Law" and be it

FURTHER RESOLVED, that the Town Clerk be, and she hereby is directed to enter into the adoption of said local law in the minutes of this meeting and give due notice of the adoption of said local law to the Secretary of the State of New York.

Ayes: 4 Miller, Schmieder, Sanfratello, Haller

Nays: 1 Wagner

Absent/Abstain: 0

Quorum Present: Yes

Dated: March 13, 2023

Shannon Tiede, Clerk

Town of Alexander

[SEAL]

RES. NO. 40: TOWN SOLAR LAW

On motion by Councilperson Haller and seconded by Councilperson Sanfratello and carried the Town Board approves the Towns Solar Law as written.

Yes- 5 Miller, Schmieder, Sanfratello, Haller, and Wagner

0- No

RES. NO. 41: TOWN SUPPORT OF NYS ASSEMBLY BILL A2040

WHEREAS the Town of Alexander has concern over ongoing issues in nearby Town's with advertising in the Batavia Daily News and

WHEREAS the Alexander Town Board believes that Johnson Newspaper Corporation/ New York Press Service does not understand the legal ramifications of prompt advertising according to New York State Laws and deadlines and

WHEREAS the Alexander Town Board believes that it is unfair to only allow advertising in a printed, paid publication because it limits notices to only those residents that pay for that service.

NOW, THEREFORE, BE IT RESOLVED that the Town board of the Town of Alexander supports Assembly Bill A2040 Sponsored by Assemblyman Steve Hawley which would allow for online publication of public notices.

Motion made by Supervisor Miller and seconded by Councilperson Wagner and carried.

Yes- 5 Miller, Schmieder, Sanfratello, Haller, and Wagner

0- No

RES. NO. 42: TOWN BOARD ACCESS TO HIGHWAY GPS SYSTEM

Councilperson Sanfratello made a motion to receive data access, not real time access, to the highway GPS system for all Town Board members. Councilperson Wagner seconded the motion. Motion failed.

Yes- 2 Sanfratello, Wagner

No- 3 Miller, Schmieder, Haller

RES. NO. 43: MEMORIAL FOR KATE GOODMAN

On motion by Councilperson Schmieder and seconded by Councilperson Sanfratello and carried the board approves sending a \$100.00 donation to the Alexander Fire Department in Kate Goodmans name.

Yes- 5 Miller, Schmieder, Sanfratello, Haller, and Wagner

0- No

DISCUSSION:

1. Debt service for Water District 6 hookups- The board agreed to bill residents who hookup to Water District 6 in the same manner as done for Water District 6 residents that hooked up to the WD5 transmission line.
2. Clean Energy Cert- an email was sent out about the possibility of grant money. The board asked Supervisor Miller to set up a meeting to discuss it.
3. Audit field days will begin May 1 for 2022 books.
4. A records management meeting was set with the Town of Batavia for March 29.
5. There will be an assessment services meeting April 21 to talk about the way the billing is being done for assessment.
6. A letter was received from Claudia Tenney encouraging boards to put in an application for Community Project Funding. The board asked Supervisor Miller to send a letter thanking her for reaching out and saying that the Town may be interested in the future.
7. Mayor Breton reached out to Supervisor Miller about the possibility of our highway department helping Troy Robbins do projects he can't do alone. Main concern would be during the winter plowing season. The board is looking for more information from the Village.
8. Councilperson Haller requested having a meeting with the Village to discuss the rental fee for WD#1. Supervisor Miller will reach out to the Village to set up a meeting.
9. Councilperson Sanfratello questioned why it's going on 3 months with no access to the GPS data for the highway vehicles and equipment. He advised he is not looking for live access, just access to the data. He believes Verizon should be contacted and questioned about why speeds are incorrect in the data and why the idling report reads wrong. Councilperson Wagner advised other board members that he would also like access to data only and for budgetary purposes. Councilperson Sanfratello requests that Verizon come out and give a demonstration on the system and how to pull reports and what the system does.
10. Councilperson Wagner sent an email to Highway Superintendent Lowe about the discrepancies on the equipment inventory sheet and has not heard back.
11. Councilperson Wagner requested looking into upkeep on Town properties, specifically the Salt Barn.

Reports:

Insurance: Tom and Roy are waiting to hear back from the insurance company to set up a meeting.

Building: Looking for a proposal from Bob Young for spring/summer work.

CEO/ZEO: no report.

Clerk: No report

Tax Collector: February report on table.

Dog Control: No report

Games of Chance: No report

Town Justice: Report submitted to the board.

Financial: Sent to the board members

GAM: 3/16 @ 7pm.

H'way Superint: the highway department has performed usual duties of snow and ice control for the month of February. There were a couple ice events for the month and the trees took a hit from that. Most debris were cleaned up then a heavy snowstorm hit and there was more. Once snow melts, that debris will be cleaned up. County highway made up some signs. The signs were for the no parking and zoning signs around the Town boundary. The signs have been changed. Superintendent Lowe is working on getting a few stop and stop ahead signs to replace some faded ones around the Town.

H'way Equip: No report.

Senior Citizen: No report.

Town Historian: No report.

Payment of Bills: Motion by: Supervisor Miller Second by: Councilperson Haller

Carried 5-0

General Fund A	Vouchers	49-71	10,061.20
General Fund B	Vouchers	9-11	672.79
Highway Fund A	Vouchers	4-5	6,840.84
Highway Fund B	Vouchers	19-31	6,309.97
Capital Fund	Vouchers	10-18	822,707.82
Special Water	Vouchers	2	4500.00
Special Fire	Vouchers	1	118,498.00

Motion to adjourn at 9:35pm made by Supervisor Miller and seconded by Councilperson Haller and carried. 5-0

Respectfully Submitted,

Shannon Tiede, Town Clerk