

July 10, 2023

Alexander Town Board Regular Meeting/ Public Hearings

Town Hall

7:00pm

Present: Supervisor David Miller
Town Board: Roy Haller III, Eric Wagner, Laura Schmieder, Thomas Sanfratello
Town Clerk: Shannon Tiede
Guests: Teresa Thorley, Barbara Eddy, Brandon Snyder, Tim Hagen, Steve Mountain

Supervisor Miller called the meeting to order at 7:00pm with the Pledge of Allegiance and a moment of silence for first responders and our military serving around the world.

On motion by Councilperson Schmieder, and seconded by Councilperson Haller, and carried, the minutes of the June 12, 2023, regular meeting were adopted.

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

0 - No

COMMUNICATIONS: Mercy Flight report, Letter from Ruth Geer

OLD BUSINESS:

Water District #6:

County Funded Portion:

- Sergi Construction is progressing piping installation for the tank site.
- Topsoil restoration has been completed and asphalt repairs will follow.
- Expecting bids for the water storage tank in 2-3 weeks.

Town Funded Portion:

- The Town portion of the main is in service and the Town of Batavia will facilitate resident connections as requested.
- Restoration is complete. Residents are urged to mow any seeded area to allow the grass seed to establish and keep in check any weeds that are inherent to freshly placed topsoil.

The tank is out to bid- meeting will be held July 28 at 2pm at the Town Hall.

Water District #7:

Waiting for the Town Attorney to set a date to meet with petition carriers. A letter has been drafted for the Genesee Street residents about the costs of forming a district. The board approved giving them 3 years to pay the cost to form the district pending what they decide.

NEW BUSINESS:

RES. NO. 64: RESOLUTION URGING THE NEW YORK STATE LEGISLATURE AND GOVERNOR KATHY HOCHUL TO DRAFT AND ENACT LEGISLATION REGARDING A VOTER'S IDENTIFICATION PROCESS

The following resolution was offered by Councilperson Schmieder and seconded by Councilperson Haller and carried.

WHEREAS this country was formed on the principles of democracy and our forefathers fought for our right to elect our representation; and

WHEREAS the majority of the states in the U.S. require a voter's identification to increase the public's confidence and ensure a fair election process; and

WHEREAS the Board of Elections may not get notification of a voter registering in another location or of a death of a registered voter; and

WHEREAS in an economy where the Board of Elections may not have sufficient funding or staffing to purge voters rolls of individuals who no longer live in each election district or county, as required; and

WHEREAS in a day and age where the ability to work does not necessarily need to be where you live, this allows for more individuals to be transient in nature and the addition of voter's identification will assist in keeping all voter rolls current; and

WHEREAS in the State of New York the requirement is to compare the signature on file, this doesn't necessarily help maintain current voter registration, as name and address changes are not necessarily communicated in the current process, also this would assist in the purging of the roles of individuals who are no longer active voters in that county; and

WHEREAS the subject of the resolution is not an action as defined by 6 N.Y.C.R.R. §617.2 (b), and therefore no further SEQRA review is required.

NOW, THEREFORE, the Town Board hereby requests the New York State Legislature and Governor Hochul to draft and enact legislation to allow for a voter's identification process to assist with maintaining voter's registration rolls; and

BE IT RESOLVED that the Town Clerk is hereby directed to forward certified copies of this resolution to Governor Hochul, New York State Legislature Assemblyman Steve Hawley, and Senator George Borrello.

5- Yes 0- No

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| Supervisor David Miller | Aye |
| Councilperson Laura Schmieder | Aye |
| Councilperson Thomas Sanfratello | Aye |
| Councilperson Roy Haller III | Aye |
| Councilperson Eric Wagner | Aye |

RES. NO. 65: REVISED HARASSMENT POLICY

On motion by Councilperson Sanfratello and seconded by Councilperson Wagner and carried the Town Board approves the revised harassment policy sent by Lawley effective July 10, 2023.

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

RES. NO. 66: ASSESSOR COMPUTER SET UP

On motion by Councilperson Schmieder and seconded by Supervisor Miller and carried the Town Board approves the quote from Hurricane for a new computer and set up for the Town Assessor in the amount of \$1,836.96.

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

RES. NO. 67: TOWN OF ALEXANDER RESOLUTION TO SEEK LEAD AGENCY, SET A PUBLIC HEARING AND EXECUTE PART 1 OF THE FULL EAF RELATING TO THE PROPOSED LOCAL LAW ENTITLED "TOWN OF ALEXANDER SOLAR LAW"

Adopted: July 10, 2023

The Town Board of the Town of Alexander met at a regular board meeting at the Town Hall located at 3350 Church Street, Alexander, New York, 14005, on the 10th day of July 2023, commencing at 7:00 p.m. and the following members were:

Present: Supervisor David Miller

Council Member Laura Schmieder
Council Member Thomas Sanfratello
Council Member Roy Haller III
Council Member Eric Wagner

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 proposed local law, entitled “Town of Alexander Solar Law”, to regulate the placement of industrial solar energy facilities (SEFs) to protect the public health, safety and welfare of its citizens and visitors and to minimize the adverse impacts on the Town of Alexander character and economy; and

WHEREAS, pursuant to and in accordance with the provision of section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations, (6 NYCRR part 617) the Town Board of the Town of Alexander declares its intention to seek lead agency status for purposes of SEQRA review, has reviewed the proposed law and will take a “hard look” at all potential adverse environmental impacts pursuant to SEQRA by completing Part 1 of the Full EAF; and

WHEREAS, pursuant to §§239-l and 239-m of the General Municipal Law, said local law and all supporting documentation has been submitted to the Genesee County Planning Board for their review and recommendations; and

WHEREAS, the Town Board feels it is in the best interest of the Town of Alexander to hold a public hearing to consider the adoption of said local law.

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

RESOLVED, pursuant to and in accordance with the provision of section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations, (6 NYCRR part 617) the Town Board of the Town of Alexander declares its intention to seek lead agency status for purposes of SEQRA review, has reviewed the proposed law and will take a “hard look” at all potential adverse environmental impacts pursuant to SEQRA by completing Part 1 of the Full EAF; and be it further;

RESOLVED, that pursuant to §§239-l and 239-m of the General Municipal Law, said local law has been submitted to the Genesee County Planning Board for their review and recommendations; and be it further

RESOLVED, that Town Board of the Town of Alexander will hold a public hearing on the proposed adoption of the local law entitled “Town of Alexander Solar Law” on the 14th day of August, 2023 at 6:00 p.m., at which time all interested parties and citizens for or against the proposed local law will be heard.

Ayes: 5
Nays: 0

Quorum Present: Yes
Dated: July 10, 2023

Shannon Tiede, Clerk
Town of Alexander

[SEAL]

RES. NO. 68: NOTICE OF PUBLIC HEARING

On motion by Councilperson Sanfratello and seconded by Councilperson Schmieder and carried the Town Board set a public hearing date for the proposed Solar Law for August 14, 2023, at 6:00pm.

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

RES. NO. 69: AUTHORIZING THE TOWN SUPERVISOR TO SIGN THE FULL ENVIRONMENTAL ASSESSMENT FORM

PART 1

On motion by Councilperson Sanfratello and seconded by Councilperson Haller and carried the Town Board authorizes Supervisor Miller to sign the full environmental assessment form part 1 for the proposed solar law.

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

RES. NO. 70: BUDGET AMENDMENT

WHEREAS the amount of fuel used by Alexander Central School has increased since the development of the Town of Alexander 2023 budget and

WHEREAS the increase in the amount and cost of fuel in DA 5148.4 services to other governments- contractual is subsequently passed on to the customers of the fuel farm and returned to the budget as revenue in DA 2665

THEREFORE, BE IT RESOLVED the appropriations for DA5148.4 services to other governments- contractual be increased by \$40,000.00 to \$80,000.00 and DA2665 minor sales be increased by \$40,000 to \$80,000.00.

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

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

RES. NO. 71: SONICWALL RENEWAL QUOTE

Councilperson Haller made a motion to approve the quote for the Sonic Wall renewal from Hurricane Technologies in the amount of \$380.00 on the contingency that it is a 1 year or more renewal. Supervisor Miller seconded the motion.

3- Yes Miller, Schmieder, and Haller

2- No Wagner, and Sanfratello

DISCUSSION:

1. Supervisor Miller brought up the other options for security through Hurricane. The board agreed to wait until budget time to discuss and consider for next year.
2. Supervisor Miller received a quote for asset appraisal for \$4200.00 from Industrial Appraisal. And is looking to get a quote from CBIZ.
3. Supervisor Miller and Councilperson Schmieder discussed their meeting with Mt Pleasant Cemetery. They believe their biggest concern at this time is community involvement and they are looking to find interest and recruit.
4. The board discussed looking for RFP's for the design of the highway barn. Some mentioned were Dave Ciurzynski and Andy Schmieder. The board suggested Supervisor Miller ask CEO Matt Mahaney, Greg Post, Steve Mountain, and Tim Batzel for their opinion. The board would like some numbers by the beginning of October.
5. The Town Clerk shared the Town of Bethany's Conceal and Carry resolution. The board decided not to follow.
6. The Town board discussed having Superintendent Lowe attend the next board meeting to answer a few questions they have for him about the 2014 Mack plow truck and hiring another MEO.

*** Tim Hagen addressed the board about removal of tires at the Transfer Station. Supervisor Miller advised him that he would talk to Superintendent Lowe and see what could be done.*

Reports:

Insurance: Tom S. met with Justin and gave the Town Clerk the insurance report.

Building: sealing has been done.

CEO/ZEO: no report.

Clerk: No report

Tax Collector: No report

Dog Control: Carolyn has started the enumeration.

Games of Chance: No report

Town Justice: No report given.

Financial: Sent to the board members

GAM: No meeting until September

H'way Superint: Report from Superintendent Lowe

1. **We were on Cookson Road this month fixing potholes.**
2. **Worked on road work:**
 - a. **Molasses Hill Road installed stone shoulder where needed.**
 - b. **Darien Alexander Townline Road installed stone shoulders where needed.**
 - c. **Shimmed Bowen Road to prepare it for chip seal.**
3. **I recommend that we declare and sell the 2014 Mack plow truck as that has had a lot of issues with the after-treatment system.**
4. **We have finished the first pass of mowing roadsides.**
5. **I would like to hire a replacement employee for the highway department as we had the resignation earlier this year. We have had four employees in the highway department in the past. I believe that we need to keep the department staffed at four employees.**

H'way Equip: see above.

Senior Citizen: No report.

Town Historian: Linda has been coming in approx. once a week and is working on sorting through the office area.

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

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

0- No

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| General Fund A | Vouchers | 142-164 | 8,417.63 |
| General Fund B | Vouchers | 23-26 | 2,613.86 |
| Highway Fund A | Vouchers | 12-13 | 9,590.01 |
| Highway Fund B | Vouchers | 80-93 | 23,324.38 |
| Capital Fund | Vouchers | 33-38 | 505,896.20 |
| Trust and Agency | Vouchers | 1-2 | 3,697.75 |

Motion to adjourn at 9:23pm made by Councilperson Haller and seconded by Councilperson Schmieder and carried. 5-0

Respectfully Submitted,

Shannon Tiede, Town Clerk