

**March 12, 2007**

**Alexander Town Board Regular Meeting  
Alexander Town Hall 7:00 p.m.**

Present: Supervisor Ruth Hulshoff  
Town Board: Joseph Higley, Emma Jean Grant, William Hirsch  
H'way Supt: Tom Lowe  
Town Clerk: Laura Schmieder  
Absent: William Franz  
Guests: David Kelsey, John Volpe, David DiMatteo

The meeting was called to order at 7:00 p.m. by Supervisor Hulshoff. The Pledge of Allegiance was recited and a moment of silence for our servicemen and women.

Prior to the meeting, Elizabeth Horner invited the Board Members to a Girl Scout program she put together and held on the 2<sup>nd</sup> floor. It was very nicely done and the Board members thanked her for the invitation.

On motion by Councilman Hirsch, seconded by Councilwoman Grant, and carried, to approve the minutes of the February 12, 2007 meeting as presented. 4 - Yes 0 - No Motion carried

**COMMUNICATIONS:** GAM minutes and agenda; GLOW Hazardous Waste collection day announcement - May 12, 2007; letter from Carolyn Pratt with a sample resolution passed by Stafford Town Board to increase Town surcharges to pay the costs of a Prosecutor; Gen.Co. Legislature Agenda - includes a correction to Alexander Tax Roll; Gen Co. Chamber of Commerce memo with an update on progress in Albany on Worker's Compensation; Southern Tier West Local Government Conference to be held at Houghton College on May 2, 2007; G/FLRPC Spring Local Government Workshop to be held in Pittsford on May 3, 2007; Intercommunity Medical Building Participation Agreement signed by the Supervisor; DEC Permit for Keeler Construction for reclamation of land on Brookville Road; Justice Court Inspection Report received-will present at 4/09/07 Board meeting; Letter from City of Batavia raising Advanced Life Support intercepts from \$200 to \$500 effective May 1, 2007.

**REPORTS:**

**Insurance:** Supervisor Hulshoff met with Dan Hale for preliminary information for insurance package renewal in June. They will meet again with the Insurance Committee in the next few weeks.

**Building Committee:** The Town Clerk gave a written report with updates on the elevator service, emergency lighting repair done by Richard Ireland, and 3<sup>rd</sup> floor furnace repair done by Turnbull. The Supervisor reported that her office door doesn't latch. We need to inquire as to who does an annual inspection of the Town Hall. Front door needs to be replaced soon. Councilman Higley will contact a local carpenter.

**Highway Supt:**

- a) Mr. Lowe attended Advocacy Day in Albany this past week -asking for an increase in CHIPS funding
- b) The grader had a wheel bearing problem -being repaired
- c) There was an accident involving a snowplow during the whiteout conditions during the recent snowstorm. No one was injured.
- d) '93 White GMC truck - to do work on the body would be \$1,600.
- e) '02 International - box body and frames to be sandblasted, get firm estimate for next meeting
- f) Mr. Lowe will be out of the office from 4/11 - 4/22/07.
- g) FEMA/SEMO check for storm clean up was received - \$13,188.27. Discussion of purchasing a wood chipper using this money. State bid price is \$21,000.
- h) Draves Tree Service contacted on 2/13 to inspect trees on Town Hall grounds. No response yet.
- i) Mr. Lowe's computer crashed today

**RES. NO. 10: REPAIR WHITE GMC**

On motion by Councilman Hirsch, seconded by Councilman Higley, and carried, to authorize the Highway Superintendent to have body work done on the '93 White GMC for \$1,600. 4 - Yes 0 - No Motion carried

**RES. NO. 11: REQUEST BIDS FOR WOOD CHIPPER**

On motion by Councilman Hirsch, seconded by Councilman Higley, and carried, to authorize the Highway Superintendent to request bids to purchase a wood chipper. 4 - Yes 0 - No Motion carried

**RES. NO. 12: AMEND THE 2007 BUDGET**

On motion by Councilman Higley, seconded by Councilwoman Grant, and carried, to amend the 2007 Budget to increase revenues by adding line item DA3589 - Other Transportation Programs - Revenues by \$13,188.27. 4 - Yes 0 - No Motion carried

**RES. NO. 13: RESOLUTION FOR EXTENDING WIND ENERGY MORATORIUM**

**WHEREAS**, the Town of Alexander Zoning Law regulations presently fail to adequately regulate wind energy conversion devices/farms and in the face of present and anticipated applications, this represents a clear and obvious deficiency in the Zoning Law; and

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**WHEREAS**, the Town previously had a nine-month moratorium in place and began to work toward developing suitable siting, land use and zoning standards and controls for the integration of wind energy conversion systems within the Town's existing pattern of predominantly residential and agricultural land uses for forming a committee to deal with this issue; and

**WHEREAS**, the Town is in need of additional time to complete this work; and

**WHEREAS**, the Town Board of the Town of Alexander is considering the adoption of a local law imposing a six-month moratorium on the placement of wind energy conversion devices/farms until provisions can be considered to specifically regulate same; and

**WHEREAS**, the Town Board of the Town of Alexander has reviewed the criteria set forth in 6 NYCRR, specifically section 617.5 (30), which sets forth the following as a Type II Action; *adoption of a moratorium land development or construction*, and in accordance with, the Town Board has determined the project (to wit, the proposed local law imposing a six-month moratorium on the placement of wind energy conversion devices/farms in the Town of Alexander) is a Type II Action and the Town has no further responsibilities or obligations under the State Environmental Quality Review Act, also known as SEQRA; and

**WHEREAS**, pursuant to sections 239-l and 239-m of the General Municipal Law, said law and all supporting documents will need to be submitted to the County Planning Agency for their review and recommendations; and

**WHEREAS**, the Town Board of the Town of Alexander finds it in the best interest of the Town of Alexander to hold a public hearing to consider said local law, at which time and place all interested parties and citizens for or against the proposed law will be heard.

**NOW ON MOTION OF** Councilwoman Grant which has been duly seconded by Councilman Higley, be it

**RESOLVED**, by the Town Board of the Town of Alexander that the Wind Energy Committee is in need of additional time to develop regulations for the placement, construction, enlargement and erection of wind energy conversion devices/farms; and

**RESOLVED**, by the Town Board of the Town of Alexander, that the proposed local law imposing a six-month moratorium on the placement of wind energy conversion devices/farms in the Town of Alexander is a Type II Action and the Town has no further responsibilities or obligations under the State Environmental Quality Review Act, also known as SEQRA; and be it further

**RESOLVED**, that pursuant to sections 239-l and 239-m of the General Municipal Law, all supporting documents will be submitted to the County Planning Agency for their review, comments and/or recommendations; and be it further

**RESOLVED**, that the Town Board of the Town of Alexander will hold a public hearing on the 14th day of May, 2007 at 7:00 p.m. at the Town Offices of the Town of Alexander, to consider a proposed local law entitled, Imposing a Six-Month Moratorium on the placement of Wind Energy Conversion Devices/Farms in the Town of Alexander.

Ayes: 4

Nays: 0 Motion carried

Attorney David DiMatteo arrived to discuss several items with the Town Board. First, he talked at length about having our Zoning Ordinance put on computer to more easily make changes. We are going to be adding the Wind Energy Local Law, and a wording and zoning map change to allow self storage facilities. David Kelsey, Planning Board Chairman, would also like to see Incentive Zoning addressed in the Ordinance, and perhaps something regarding the building of roadways.

**RES. NO. 14: ZONING ORDINANCE PUT INTO ELECTRONIC FORMAT**

On motion by Councilman Higley, seconded by Councilman Hirsch, and carried, to authorize David DiMatteo's office to put our current zoning ordinance into electronic format with necessary codification to incorporate 2007 Wind Energy changes, and special use wording for self storage units. 4 – Yes 0 – No Motion carried

Randy Wall's request for a re-zone of his property to Commercial will be done by the Town Board. Mr. DiMatteo will contact Randy Wall with the timing of this project.

Mr. DiMatteo also discussed the Salt Storage facility. Our engineer recommends purchasing a 600' x 600' piece of land to accommodate our present and future needs. The Highway Superintendent concurs. Mr. DiMatteo suggested that the Town Board walk the particular parcel and mark out what they feel would work for the Town. Then meet with the landowner.

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**RES. NO. 15: MEMORANDUM OF UNDERSTANDING**

On Motion by Councilman Higley, seconded by Councilwoman Grant, and carried, to authorize Supervisor Hulshoff to sign the Memorandum of Understanding with Teamsters Local 264, as attached. 4 – Yes  
0 – No Motion carried

**RES. NO. 16: ASSESSOR TO ATTEND SUMMER TRAINING**

On motion by Councilman Higley, seconded by Councilman Hirsch, and carried, to approve Assessor William Sivecz' request to attend the New York State Institute of Assessing Officers Annual Assessment Seminar in Ithaca, NY during the week of July 16-20, 2007. 4 – Yes 0 – No Motion carried

The monthly reports from the Town Justices, Town Clerk, Supervisor Financial and Tax Collector were read and filed.

The Clerk Review was done by Councilman Higley, read and filed. Councilwoman Grant will do the March Review.

On motion by Councilman Higley, seconded by Supervisor Hulshoff, and carried, to pay the bills on Abstract #3:

|                |                  |           |
|----------------|------------------|-----------|
| General Fund A | Vouchers 44 – 60 | 7,940.95  |
| General Fund B | Vouchers 12 – 16 | 2,308.81  |
| Highway Fund B | Vouchers 33 – 52 | 28,570.83 |

On motion by Councilman Higley, seconded by Supervisor Hulshoff, and carried, the meeting adjourned at 11:10 p.m.

Respectfully submitted,

Laura Schmieder  
Town Clerk

Next Planning Board Meeting: March 26, 2007

Next Town Board Meeting: April 9, 2007