

**ALEXANDER TOWN BOARD
ALEXANDER TOWN HALL
August 12, 2024
REGULAR MEETING**

PRESENT: Supervisor David Miller
TOWN BOARD: Laura Schmieder, Jerry Krupka, Ronald Merrill
HIGHWAY SUPT: Brian Farnsworth
ABSENT: Shannon Tiede, Eric Wagner
GUESTS: Sean McPhee, Heidi McPhee, Beth Gloss, Adrienne Schiller, Thomas Schiller,
 Brenda Post, Tim Hagen, Florence Nolan, Dan Rautenstrauch, Branden Snyder,
 Dale Spring, Brad McClellan, Steve Mountain, David DiMatteo, Elijah McWhinney,
 Brian Quinn

Supervisor Miller called the meeting to order at 6:02 p.m. with the Pledge of Allegiance and a moment of silence for our first responders and our military serving around the world.

On motion by Councilperson Krupka and seconded by Councilperson Merrill and carried, the minutes of the July 8, 2024, regular meeting and July 29, 2024, special meeting were adopted as ammended.

4– Yes Miller, Schmieder, Merrill, Krupka 0 – No

OLD BUSINESS

Water District #6 Update:

County Funded Portion:

Statewide Aquastore has completed erecting the tank shell and we are in a 2-3 week curing period for the sealant.

Statewide is anticipating filling and sanitizing the tank towards the end of August and placing it in service.

JL Kingdon Mechanical will be installing the panels and electric and control conduits to the vaults in the next 2 weeks.

ME is finalizing the telemetry scope of work with EYW for inclusion in Statewide's contract.

Rural Development Funded Portion:

Rural Development approved use of the remaining funds, approximately \$13,098 in contingencies.

NYSEFC WIIA Funded Portion:

Waiting for invoice from Core and Main for the 181 meters and radios.

May need a standardization resolution for instrumentation and control equipment.

Water District #7 Update:

- The Public Hearing on the Petition for the Establishment of Water District No. 7 was held on July 29th, attended by town residents, Town Board members, DiMatteo Roach & Kelly and Mountain Engineering.

The following information was requested:

David DiMatteo requested costs for water service installations and well abandonment - Local contractors were surveyed. The average cost for a 100-foot water service installation was \$2,500 for all interior and exterior work and \$500 to abandon the wells.

- A conference call regarding project funding was held between Dave Miller, Town attorneys and Mountain Engineering.

- Coordinating with attorneys to finalize the resolution for the Order of Establishment. Steve Mountain followed up to address funding eligibility and project phasing.
- Coordinating with Deuel Archaeology & CRM to reduce the number subsurface investigations in the archaeological sensitive areas for the Phase 1B subsurface investigations before the RFQ is sent to other archaeology firms.
- Preparing contract specifications and contract plans for agency review.
- Continuing to prepare permitting documentation for stream and wetland crossings and SWPPP.
- 184 households. 100 signed yes and 42 initialed no and 42 were no signature or initial. This is informational only and is not used to determine whether or not the district should be formed.
- The board reviewed criteria on whether or not to form Water District #7 with the Town Attorney.

Water District #8 Update:

- Preparing the draft report this month.
- Setting up a meeting with Village of Attica to confirm past information and discussions.

NEW BUSINESS

RES. NO. 55: RESOLUTION AND ORDER FOR THE ESTABLISHMENT OF THE WATER DISTRICT NO. 7 OF THE TOWN OF ALEXANDER

Dated: August 12, 2024

WHEREAS the Town Board of the Town of Alexander met at a regular board meeting at the Town Offices of the Town of Alexander in the Town of Alexander, New York on the 12th day of August 2024, commencing at 6:00, P.M., at which time and place the following members were:

<u>Present:</u>	Supervisor	David Miller
	Council Member	Laura Schmieder
	Council Member	Ronald Merrill
	Council Member	Jerry Krupka

<u>Absent:</u>	Council Member	Eric Wagner
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WHEREAS, the Town Board of the Town of Alexander, New York, has duly adopted a resolution directing the Supervisor of the Town of Alexander to file a map, plan and report for providing the facilities, improvements or services in a portion of the Town of Alexander, where a Water District is proposed to be established, and said map, plan and report, dated May 2023, has been filed in the office of the Town Clerk of the Town of Alexander on May 15, 2023; and

WHEREAS, a “Petition to Request Water District” was filed in the Alexander Town Clerk’s Office on June 6, 2024, signed by the required number of property owners within the proposed district, namely, pursuant

to the latest completed assessment roll of the Town of Alexander, the owners of taxable real property located in the proposed Town of Alexander Water District No. 7 (also referred to herein as “Water District”) owning in the aggregate at least one-half (½) of the assessed valuation of all of the taxable real property of the proposed Water District; and also constituting the signatures of resident owners who own taxable real property aggregating at least one-half (½) of the assessed valuation of all of the taxable real property of the proposed Water District owned by residents; and

WHEREAS, the Town Board adopted an “Order for a Public Hearing on the Petition for Establishment of the Town of Alexander Water District No. 7” on July 8, 2024 reciting a description of the boundaries of the proposed district, the maximum amount proposed to be expended for the improvement, the proposed method of financing to be employed, the fact that a map, plan and report describing the same is on file in the Town Clerk’s Office for public inspection and specifying that said Town Board shall meet at the Town of Alexander Town Office on the 22nd day of July, 2024 at 6:30 p.m. for the purpose of conducting a public hearing on such proposal to establish the water district with the specified improvements and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS the project area has been identified through public interest and the proposed Water District shall connect to the existing Town of Alexander Water District No. 2 along NYS Route 98 and to the Town of Bethany Water District No. 4 along Creek Road and Old Creek Road. There will be connections to the existing Town of Alexander Water District No. 4 at US Route 20, Brookville Road and Sandpit Road; and

WHEREAS, the project will generally consist of installing approximately 125,300 linear feet of new water main along Old Creek Road, Creek Road, Hunn Road, Gilhooly Road, Brookville Road, Cook Road, Route 20 Broadway Road, Browns Mill Road, West Bethany Road, Molasses Hill Road, Dry Bridge Road, Sandpit Road, Chaddock Road, Spring Road, Stroh Road, and Maplewood Street, including 5,650 linear feet of transmission water mains in along US Route 20 in the Town of Alexander and 4,250 linear feet of transmission water mains in the Town of Bethany; and

WHEREAS the new water mains shall consist of approximately 8,300 linear feet of 2” diameter PVC appurtenances, 89,930 linear feet of 8” diameter PVC appurtenances, and 26,790 linear feet of 12” diameter PVC appurtenances servicing approximately 184 units; and

WHEREAS the water system will be designed to provide 165 gallons of water per household per day for domestic and commercial use and to provide fire protection meeting Insurance Services Office (ISO) Standards and will serve approximately 184 units, which may include single family houses, mobile homes, vacant land, manufactured homes, or non-residential properties; and

WHEREAS, the debt service for the initial project costs are based on equivalent dwelling units and the Town of Alexander anticipates securing grants from the USDA Rural Development and/or New York Office of Community Renewal (OCR) and/or New York State Water Infrastructure (WIIA) program and/or other local, state, or federal funding programs to partially fund the project through grant, while the remaining share will be paid for by a USDA Rural Development Loan in addition to all other local, state or federal funding; and

WHEREAS a typical average household uses 60,000 gallons of water per year and water rates for that usage shall be as follows:

1. The Town of Batavia bills their customers quarterly. In 2023, a rate of \$6.48 per thousand gallons of water used ($\$6.48 \times 60 = \388.80) was used; and the total cost to homeowners for water would be \$388.00 per year; In 2024, a rate of \$6.67 per thousand gallons of water used ($\$6.67 \times 60 = \400.20) is in place; and the total cost to homeowners for water would be \$400.20 per year; and

WHEREAS, the total capital cost (estimated maximum amount) for the Town of Alexander Water District No. 7 is \$17,536,000 (seventeen million five hundred thirty six thousand dollars) which amount is to be financed by the issuance of serial bonds in an aggregate amount not to exceed \$17,536,000.00 (seventeen million five hundred thirty six thousand dollars), such amount to be offset by any federal, state, county and/or local funds received including, but not limited to, a USDA Rural Development grant and/or New York Office of Community Renewal (OCR) and/or New York State Water Infrastructure (WIIA) and/or other local, state, or federal funding programs grant in the approximate amount of \$13,152,000.00 (thirteen million one hundred fifty two thousand dollars); and

WHEREAS Net local project costs are anticipated to be approximately \$4,384,000 (four million three hundred eighty-four thousand dollars) with an annual debt service including (38 years at 2.25 % interest) of \$172,850.00 (one hundred seventy-two thousand eight hundred fifty dollars) and the estimated Debt Service per Unit of \$939.00 (nine hundred thirty-nine dollars); and

WHEREAS, the payment of debt service will be made by levy and collection of special assessments from the several lots and proceeds of lands within the District which for the Town Board shall determine and specify to be specifically benefitted thereby, so much upon and from each as such shall be in just proportion of the amounts of benefit conferred upon the same, to pay the principal of and interest on said bonds, as same shall become due and payable; and

WHEREAS the total annual cost for an average homeowner including debt service and water bill would be estimated to be \$1,328.00 (one thousand three hundred twenty eight dollars) per year, per household; and

WHEREAS, in addition each unit shall be responsible for several one-time costs, including service line costs and well abandonment costs estimated at \$25.00 (twenty-five dollars) per linear foot for service line installation, and well abandonment costs of \$500.00 (five hundred dollars); and

WHEREAS the map, plan and report describing such improvements is on file in the office of the Town Clerk of the Town of Alexander and available for public inspection; and

WHEREAS, copies of the aforesaid said “Order for a Public Hearing on the Petition for the Establishment of the Town of Alexander Water District No. 7” was duly published and posted according to law, and said Town Board did, at the time and place specified in said Order, duly meet and consider such proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

WHEREAS the boundary of the proposed Town of Alexander Water District No. 7 shall have an exterior boundary described in **Appendix A**, attached hereto and incorporated herein by reference; and

WHEREAS, the evidence offered at such a hearing requires that the Town Board make the determinations hereinafter made.

ON MOTION OF Councilperson Schmieder, which was duly seconded by Councilperson Krupka,

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Alexander, in the County of Genesee, duly convened, that it be and hereby is determined as follows:

- (1) The aforesaid “Petition to Request Water District” was signed and acknowledged or proved or authenticated, as required by law and is otherwise sufficient;
- (2) The Notice of Hearing was published and posted as required by law and is otherwise sufficient;
- (3) That all the property and property owners, within the proposed water district are benefited thereby;
- (4) That all of the property and property owners benefited are included within the proposed water district; and
- (5) It is in the public interest to establish the proposed water district as hereinafter described; and be it

FURTHER RESOLVED, that the Town Board does hereby approve the establishment of a water district as hereinafter described to be known as the Town of Alexander Water District No. 7 and shall have an exterior boundary described in **Appendix A**, attached hereto and incorporated herein by reference; and be it

FURTHER RESOLVED, the project will generally consist of installing approximately 125,300 linear feet of new water main along Old Creek Road, Creek Road, Hunn Road, Gilhooly Road, Brookville Road, Cook Road, Route 20 Broadway Road, Browns Mill Road, West Bethany Road, Molasses Hill Road, Dry Bridge Road, Sandpit Road, Chaddock Road, Spring Road, Stroh Road, and Maplewood Street, including 5,650 linear feet of transmission water mains in along US Route 20 in the Town of Alexander and 4,250 linear feet of transmission water mains in the Town of Bethany; and; and be it

FURTHER RESOLVED, the new water mains shall consist of approximately 8,300 linear feet of 2" diameter PVC appurtenances, 89,930 linear feet of 8" diameter PVC appurtenances, and 26,790 linear feet of 12" diameter PVC appurtenances servicing approximately 184 units

FURTHER RESOLVED, the water system will be designed to provide 165 gallons of water per household per day for domestic and commercial use and to provide fire protection meeting Insurance Services Office (ISO) Standards and will serve approximately 184 units, which may include single family houses, mobile homes, vacant land, manufactured homes, or non-residential properties; and be it

FURTHER RESOLVED, the debt service for the initial project costs are based on equivalent dwelling units and the Town of Alexander anticipates securing grants from the USDA Rural Development and/or New York Office of Community Renewal (OCR) and/or New York State Water Infrastructure (WIIA) program and/or other local, state, or federal funding programs to partially fund the project through grant, while the remaining share will be paid for by a USDA Rural Development Loan in addition to all other local, state or federal funding; and be it

FURTHER RESOLVED a typical average household uses 60,000 gallons of water per year and water rates for that usage shall be as follows:

1. The Town of Batavia bills their customers quarterly. In 2023, a rate of \$6.48 (six dollars and 48 cents) per thousand gallons of water used ($\$6.48 \times 60 = \388.80) was used; and the total cost to homeowners for water would be \$388.00 (three hundred eighty eight dollars) per year; In 2024, a rate of \$6.67 (six dollars and sixty seven cents) per thousand gallons of water used ($\$6.67 \times 60 = \400.20) is in place; and the total cost to homeowners for water would be \$400.20 (four hundred dollars and twenty cents) per year; and be it

FURTHER RESOLVED, the total capital cost (estimated maximum amount) for the Town of Alexander Water District No. 7 is \$17,536,000.00 (seventeen million five hundred thirty six thousand dollars) which amount is to be financed by the issuance of serial bonds in an aggregate amount not to exceed \$17,536,000.00 (seventeen million five hundred thirty six thousand dollars), such amount to be offset by any federal, state, county and/or local funds received including, but not limited to, a USDA Rural Development grant and/or New York Office of Community Renewal (OCR) and/or New York State Water Infrastructure (WIIA) and/or other local, state, or federal funding programs grant in the approximate amount of \$13,152,000.00 (thirteen million one hundred fifty two thousand dollars); and be it

FURTHER RESOLVED, Net local project costs are anticipated to be approximately \$4,384,000 (four million three hundred eighty-four thousand dollars) with an annual debt service including (38 years at 2.25 % interest) of \$172,850.00 (one hundred seventy-two thousand eight hundred fifty dollars) and the estimated Debt Service per Unit of \$939.00 (nine hundred thirty-nine dollars); and be it

FURTHER RESOLVED, the payment of debt service will be made by levy and collection of special assessments from the several lots and proceeds of lands within the District which for the Town Board shall determine and specify to be specifically benefitted thereby, so much upon and from each as such shall be in just proportion of the amounts of benefit conferred upon the same, to pay the principal of and interest on said bonds, as same shall become due and payable; and be it

FURTHER RESOLVED, the total annual cost for an average homeowner including debt service and water bill would be estimated to be \$1,328.00 (one thousand three hundred twenty-eight) per year, per household; and be it

FURTHER RESOLVED, in addition each unit shall be responsible for several one-time costs, including service line costs and well abandonment costs estimated at \$25.00 (twenty-five dollars) per linear foot for service line installation, and well abandonment costs of \$500.00 (five hundred dollars); and be it

FURTHER RESOLVED, that this Resolution and Order is subject to the approval of the Office of the State Comptroller, Department of Audit and Control and the Town Supervisor, assisted by the Town Attorney, will prepare an application to the Office of the State Comptroller, Department of Audit and Control for approval of the formation of this water district; and be it

FURTHER RESOLVED, that the Town Clerk be and she hereby is authorized and directed, within ten (10) days hereof, to record a certified copy of this Resolution and Order with the Wyoming County Clerk's Office and submit duplicate certified copies of this Resolution and Order with the Office of the State Department of Audit and Control, together with an application, in duplicate, executed and verified by the Supervisor of the Town of Covington for permission to create such district.

DATED: August 13, 2024

[SEAL]

Shannon Tiede, Town Clerk

Town of Alexander

Approved on Roll Call as follows:

Supervisor	David Miller	X Yes	☐ No	☐ Abstain	☐ Absent
Councilmember	Laura Schmieder	X Yes	☐ No	☐ Abstain	☐ Absent
Councilmember	Ronald Merrill	☐ Yes	☐ No	X Abstain	☐ Absent
Councilmember	Jerry Krupka	X Yes	☐ No	☐ Abstain	☐ Absent
Councilmember	Eric Wagner	☐ Yes	☐ No	☐ Abstain	X Absent

RES. NO. 56: QUOTE FOR HIGHWAY SONIC WALL

On motion by Supervisor Miller and seconded by Councilperson Merrill and carried the board approved the quote from Hurricane to renew the Highway sonic wall contract for \$725.00 for two years.

4- Yes Miller, Schmieder, Merrill and Krupka

0- No

RES. NO. 57: BUDGET TRANSFER

WHEREAS B1910.4 Special Items-Unallocated Insurance is over budget due to higher premiums than expected when the budget was formed and

WHEREAS there are sufficient funds in the B1990.4 Special Items-Contingent line

THEREFORE, BE IT RESOLVED THAT B1910.4 be increased by \$1,100.00 and B1990.4 be decreased by \$1,100.00.

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

4- Yes Miller, Schmieder, Merrill and Krupka

0- No

RES. NO. 58: CONTRACT WITH MUNICIPAL SOLUTIONS

On motion by Supervisor Miller and seconded by Councilperson Schmieder and carried the board approved the contract to continue with Municipal Solutions effective August 1, 2024.

4- Yes Miller, Schmieder, Merrill and Krupka

0- No

RES. NO. 59: PURCHASE OF A 8' SALTER

On motion by Councilperson Schmieder and seconded by Councilperson Merrill and carried the board approved the purchase of an 8' salter to be used on the one-ton dump truck from Valley Fab for the cost of \$9,955.00 including installation.

4- Yes Miller, Schmieder, Merrill and Krupka

0- No

DISCUSSION

- Comprehensive Plan- Grant approval went to the State DOS August 2 then will go to OSC for approval. Should take approximately 2-3 months for a decision. Meeting with the Village and NY Green is scheduled for August 21st to plan kickoff.
- Opera house demo- asbestos abatement is completed. Appraisal is in progress. The Deed change is in progress.
- Budget meeting scheduled for August 26, 2024, at 6pm at the Town Hall.
- NYSEDA audit for the Town Hall is scheduled for August 30th.
- Guests brought concerns about the speed of vehicles on Route 98 between Alexander and Attica. Councilperson Merrill will contact the Sherriff and request more patrol for that section. A guest questioned the status of the Town Clerk.

Reports:

Insurance: Insurance committee meeting with Justin Randaccio from Lawley to discuss policy and coverage will be August 22nd.

Building: AED will be installed with contract from Cintas, First aid cabinet to be added to copy room in the Town Hall and serviced by Cintas.

CEO/ZEO: Matt will send a report to the board.

Clerk: no report

Tax Collector: no report

Dog Control: Carolyn working on enumeration

Games of Chance: no report

Town Justice: reports on table

Financial: Sent from Laura Landers LLC to the board

GAM: Next meeting this month

Transfer Station: no report.

H'way Superint: Brian Farnsworth provided the board with a written report.

H'way Equip: Brian Farnsworth provided the board with a written report.

Senior Citizen: No report.

Town Historian: a recent visitor sent a \$500 check to be used for displays. Suggestion was made for Barber Conables work at the World Bank.

Payment of Bills: **Motion by: Councilperson Schmieder** **Second by: Councilperson Merrill**

4- Yes Miller, Schmieder, Merrill, and Krupka

0- No

General Fund A	Vouchers	195-218	10,108.04
General Fund B	Vouchers	29-32	1,495.57
Highway Fund A	Vouchers	11-12	167.98
Highway Fund B	Vouchers	111-136	28,921.37
Capital Fund	Vouchers	18-26	1,581,064.14
Trust and Agency	Vouchers	6	196.00

Motion to adjourn at 8:50pm made by Councilperson Merrill and seconded by Councilperson Schmieder and carried. 4-0

Respectfully Submitted,

Shannon Tiede, Town Clerk