

**ALEXANDER TOWN BOARD
ALEXANDER TOWN HALL
December 9, 2024
REGULAR MEETING**

PRESENT: Supervisor David Miller
TOWN BOARD: Laura Schmieder, Jerry Krupka, Eric Wagner, Ronald Merrill
HIGHWAY SUPT: Brian Farnsworth
CLERK: Danielle Riggs
GUESTS: Teresa Thorley, Brad McClellan, Tim Hagen, Sean McPhee, Heidi McPhee, Gabe and Mike Meyers, Joan Parrish, Dale Spring, Steve Mountain, David DiMatteo (Pierce and Eli)

Supervisor Miller called the meeting to order at 6:00 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 Wagner and seconded by Councilperson Merrill and carried, the minutes of the November 12, 2024, were adopted.

5– Yes Miller, Schmieder, Merrill, Krupka, and Wagner

0 – No

OLD BUSINESS

Water District #6 Update:

County Funded Portion:

- Completed a kickoff meeting with EYW Companies for SCADA work to be implemented at various County water system control points.
- EYW Companies progressing project submittals and the development of individual scopes of work for each of the system points of monitoring/control

Rural Development Funded Portion:

- Assembling all close-out documentation for all WD No. 6 contracts.

NYSEFC WIIA Funded Portion:

- The remaining balance of the WIIA grant is \$67,625.99 after the purchase of 181 meters and radios.
- A standardization resolution for instrumentation and control equipment will be developed for presentation following the review and approvals of the proposed equipment. This equipment will use the balance of the WIIA funds.

Water District #7 Update:

- Submitted contract plans and specifications to the remaining agencies for Phase I.
- Preparing and notifying owners of potential easements.
- We are coordinating with funding agencies to address funding eligibility and project phasing. Scheduled a meeting for December 11th with the Town Fiscal Advisors, Town Attorney and Bond Council to discuss options with funding and district formation.
- Coordinating with Deuel Archaeology & CRM to submit a proposal to perform the Phase 1B investigation for Phases 1a and 1b (Broadway, Brookville, Old Creek, Molasses Hill and Dry Bridge Roads) by the end of the month.

Water District #8 Update:

- Reviewed the Village of Attica Water Ordinance to determine if any modifications are necessary before the Town adopts it.

- Reviewing draft of Map, Plan and Report and Operation and Maintenance Agreement between the Town and Village of Attica, to be presented to the Town Attorney at the December 11th meeting.
- Following the attorney review, it will be presented to the Village of Attica and then the residents, in January.

NEW BUSINESS

RES. NO. 107: RESOLUTION TO SCHEDULE A PUBLIC HEARING REGARDING PASS A LOCAL LAW TO AMEND INCOME ELIGIBILITY FOR THE SENIOR INCOME EXEMPTION

The Town Board of the Town of Alexander met at a regular board meeting at the at the Town Office located at 3350 Church Street on the 9 day of December, 2024, commencing at 6:00 P.M. and the following members were:

Present:	Supervisor	David Miller
	Council Member	Laura Schmieder
	Council Member	Ronald Merrill
	Council Member	Jerry Krupka
	Council Member	Eric Wagner

Absent: _____

WHEREAS, all Board Members, having due notice of said meeting, and 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, Section 467 of Real Property Tax law allows local governments to amend income eligibility for the senior income exemptions by passing a local law, provided the municipality already has such an exemption in place; and

WHEREAS, the Town Board desires to bring its income eligibility scale in line with the scale adopted by the Genesee County Legislature on the 28th day of February, 2024; and

WHEREAS, the Town Board is considering the adoption of Local Law No. A of 2024 entitled “Providing a Partial Exemption From Taxation to Persons Sixty-Five Years of Age or Older Pursuant to the Provisions of Section 467 of the Real Property Tax Law” to achieve this purpose; and

WHEREAS, the Town Board of the Town of Alexander finds it in the best interest of the Town to hold a public hearing to consider such a local law.

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

RESOLVED, by the Town Board of the Town of Alexander will hold a public hearing on the proposed local law on the 13th day of January, 2025 at 6:05 P.M., at which time all interested parties and citizens for or against the proposed amendment will be heard; and be it further

RESOLVED, the Town Clerk is hereby directed to publish a Notice of Public Hearing in the Town’s official newspaper, and such Notice shall also be posted to the Town notice board, along with a copy of the proposed local law; and be it further

RESOVLED, the Town Clerk is hereby direct to make a copy of such proposed Local Law shall be made available for public review at the Town office.

Ayes: 5

Nays: 0

Quorum Present: Yes

Dated: December 9, 2024

_____, Clerk

[SEAL]

Town of Alexander

RES. NO. 108: AUTHORIZE SUPERVISOR TO EXECUTE DEED TO PLACE DEED RESTRICTIONS ON PROPERTY

WHEREAS, The Town Board of the Town of Alexander met at a regular board meeting at the Town Hall located at 3350 Church Street in the Town of Alexander, New York on the 9th day of December 2024, commencing at 6:00 P.M., at which time and place the following members were:

Present:	Supervisor	David Miller
	Counsel Person	Laura Schmieder
	Counsel Person	Ronald Merrill
	Counsel Person	Jerry Krupka
	Counsel Person	Eric Wagner

Absent: _____

WHEREAS, all Town Board Members, having due notice of said meeting, and that pursuant to Section 94 of the Public Officers Law (Public Meetings 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 desires to transfer real property known as 3431 Telephone Road, Alexander, New York 14005, Genesee County Tax ID# 2.-3-3 ("the Property" hereinafter) to the Town of Alexander to place deed restrictions on the Property; and

WHEREAS, The Robert T. Stafford Disaster Relief and Emergency Assistance Act, ("The Stafford Act"), 42 U.S.C. §5121 et seq., identifies the use of disaster relief funds under §5170c, Hazard Mitigation Grant Program, including the acquisition and relocation of structures in the floodplain; and

WHEREAS, the mitigation grant program provides a process for a local government, through the State, to apply the federal funds for mitigation assistance to acquire interest in property, including the purchase of structures in the floodplain, to demolish and/or remove the structures, and to maintain the use of the Property as open space in perpetuity; and

WHEREAS, the Town of Alexander, has applied for and been awarded such funding from the Department of Homeland Security, Federal Emergency Management Agency and has entered into a mitigation grant program Grant Agreement dated April 23, 2024 with FEMA and herein incorporated by reference; making it a mitigation grant program grantee; and

WHEREAS, the Property is located in the Town of Alexander, Village of Alexander, County of Genesee, and Town of Alexander, Village of Alexander, County of Genesee participates in the National Flood Insurance Program and is in good standing with NFIP as of Parcel I dated August 24, 1935, Parcel II dated June 10, 1937, Parcel III dated March 13, 1944, and Parcel IV dated March 18, 1999. More recently described in a survey made by Kevin M. O'Donoghue, L.S. on October 24, 2024 job no. G24-1724S; and

WHEREAS, the Town of Alexander, acting by and through the Town Board, has applied for and been awarded federal funds pursuant to an agreement with New York State dated April 23, 2024 ("State-Local Agreement"), and herein incorporated by reference, making it a mitigation grant program subgrantee; and

WHEREAS, the terms of the mitigation grant program statutory authorities, Federal program requirements consistent with 44 C.F.R. Part 80, the Grant Agreement mitigation grant program Grant Agreement dated April 23, 2024 with FEMA, and the State-local Agreement require that the Grantee agree to conditions that restrict the use of the land to open space in perpetuity in order to protect and preserve natural floodplain values; and

WHEREAS, the Town Board shall give the Supervisor the authority to sign all documents on behalf of the Town of Alexander.

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

RESOLVED, that the Town of Alexander feels it is in the best interest of the Town of Alexander to transfer the aforementioned parcel; and be it further

RESOLVED, the transfer will incorporate the terms of the Mitigation Grant Program Statutory Authorities and Federal program requirements consistent with 44 C.F.R. Part 80 and mitigation grant program Grant Agreement dated April 23, 2024 with FEMA; and be it further

RESOLVED, the Town of Alexander, acting by and through the Town Board, has been awarded federal funds pursuant to an agreement with New York State dated April 23, 2024, making it a mitigation grant program subgrantee; and be it further

RESOLVED, the Town of Alexander authorizes the Supervisor to execute any and all documents necessary for the transfer, including the deed regarding such transfer attached hereto as Exhibit A; and be it further

RESOLVED, that said deed shall be filed at the office of the Genesee County Clerk.

Ayes: 5

Nays: 0

Quorum Present: Yes

Dated: December 9th, 2024

_____, Clerk
Town of Alexander

[SEAL]

EXHIBIT A

QUITCLAIM DEED

THIS INDENTURE, made the 9th day of December, 2024, **between**

Town of Alexander, with a principal address of 3350 Church Street, Alexander, New York, 14005

party of the first part,

and

Town of Alexander, with a principal address of 3350 Church Street, Alexander, New York, 14005

party of the second part,

WITNESSETH, that the party of the first part, in consideration of One Dollar and no more (\$1.00 & no more), lawful money of the United States, paid by the party of the second part, does hereby remise, release and quitclaim unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

SCHEDULE A

ALL THAT TRACT AND PARCEL LAND, situate in the Village of Alexander, County of Genesee, State of New York, being part of Lot 6, Section 6, Township 11, Range 2 of the Holland Purchase and further described as follows.

Beginning in the centerline of Telephone Road (66.0' wide) (Railroad Avenue) (Old Route 20) at the southwest corner of lands now or formerly belonging to Bonnie E. Green, as recorded in Liber 859 of Deeds at page 91, said point being 420.94 feet easterly from the intersection of said centerline with the east edge of the concrete bridge deck over the Tonawanda Creek; thence

- 1) N 75°-05'-42" W along the centerline of Telephone Road, a distance of 150.80 feet to a point; thence
- 2) N 19°-01'-38" E along the east bounds of lands of now or formerly belonging to Thomas M. Green, as recorded in Liber 848 of Deeds at page 967, a distance of 319.33 feet to a point in the southerly top of the high bank of Tonawanda Creek; thence the following 4 courses along said top of high bank
- 3) S 47°-59'-22" E a distance of 40.42 feet to a point; thence
- 4) S 81°-06'-47" E a distance of 62.15 feet to a point; thence
- 5) N 87°-47'-48" E a distance of 85.33 feet to a point; thence
- 6) N 71°-56'-43" E a distance of 39.89 feet to the northeast corner of lands conveyed to the Town of Alexander, as recorded in Liber 734 of Deeds at page 38; thence

- 7) S 19°-01'-38" W along the east bounds of said lands conveyed in Liber 734 of Deeds at page 38, a distance of 83.49 feet to the southeast corner thereof, in the north bounds of the aforesaid lands of Bonnie E. Green; thence
- 8) N 80°-58'-12" W along the north bounds of said lands of Bonnie E. Green, a distance of 70.60 feet to the northwest corner thereof; thence
- 9) S 16°-29'-28" W along the west bounds of said lands of Bonnie E. Green, a distance of 230.00 feet to the north bounds of Telephone Road; thence
- 10) S 19°-01'-38" W a distance of 33.09 feet to the point of beginning.

Containing 1.135 acres (1.021 acres excluding the highway).

Being the same premises, Parcel I, conveyed by George Mentzien to Town of Alexander by deed dated August 23, 1935 and recorded in the Genesee County Clerk's Office on August 24, 1935 in Liber 265 of deeds at page 212.

Being the same premises, Parcel II, conveyed by Matilda L. Bryant to Town of Alexander by deed dated May 20, 1937 and recorded in the Genesee County Clerk's Office on June 10, 1937 in Liber 265 of deeds at page 288.

Being the same premises, Parcel III, conveyed by Matilda L. Bryant to Town of Alexander by deed dated March 1944 and recorded in the Genesee County Clerk's Office on March 13, 1944 in Liber 292 of deeds at page 69.

Being the same premises, Parcel IV, conveyed by Walter Buck and Betty Buck to Town of Alexander by deed dated March 18, 1999 and recorded in the Genesee County Clerk's Office on March 18, 1999 in Liber 734 of deeds at page 38.

Tax Map No.: 2.-3-3

Premises known as: 3431 Telephone Road, Alexander, New York, 14005

In reference to the property or properties ("Property") conveyed by the Deed between the Town of Alexander participating in the federally-assisted acquisition project ("the Grantor") and the Town of Alexander, ("the Grantee"), its successors and assigns:

WHEREAS, the Town Board of the Town of Alexander adopted a resolution dated December 9th, 2024 at a meeting of board members where it was agreed upon to transfer real property known as 3431 Telephone Road, Alexander, New York 14005, Genesee County Tax ID# 2.-3-3 to the Town of Alexander to place deed restrictions on the Property, attached as **Exhibit A**;

WHEREAS, The Robert T. Stafford Disaster Relief and Emergency Assistance Act, ("The Stafford Act"), 42 U.S.C. § 5121 et seq., identifies the use of disaster relief funds under § 5170c, Hazard Mitigation Grant Program, including the acquisition and relocation of structures in the floodplain;

WHEREAS, the mitigation grant program provides a process for a local government, through the State, to apply the federal funds for mitigation assistance to acquire interest in property, including the purchase of structures in the floodplain, to demolish and/or remove the structures, and to maintain the use of the Property as open space in perpetuity;

WHEREAS, the Town of Alexander, has applied for and been awarded such funding from the Department of Homeland Security, Federal Emergency Management Agency and has entered into a mitigation grant program Grant Agreement dated April 23, 2024 with FEMA and herein incorporated by reference; making it a mitigation grant program grantee.

WHEREAS, the Property is located in the Town of Alexander, Village of Alexander, County of Genesee, and Town of Alexander, Village of Alexander, County of Genesee participates in the National Flood Insurance Program and is in good standing with NFIP as of Parcel I dated August 24, 1935, Parcel II dated June 10, 1937, Parcel III dated March 13, 1944, and Parcel IV dated March 18, 1999. More recently described in a survey made by Kevin M. O'Donoghue, L.S. on October 24, 2024 job no. G24-1724S;

WHEREAS, the Town of Alexander, acting by and through the Town Board, has applied for and been awarded federal funds pursuant to an agreement with New York State dated April 23, 2024 ("State-Local Agreement"), and herein incorporated by reference, making it a mitigation grant program subgrantee;

WHEREAS, the terms of the mitigation grant program statutory authorities, Federal program requirements consistent with 44 C.F.R. Part 80, the Grant Agreement, and the State-local Agreement require that the Grantee agree to conditions that restrict the use of the land to open space in perpetuity in order to protect and preserve natural floodplain values;

Now, therefore, the grant is made subject to the following terms and conditions:

1. Terms. Pursuant to the terms of the New York State Division of Homeland Security & Emergency Services program statutory authorities, Federal program requirements consistent with 44 C.F.R. Part 80, the Grant Agreement, and the State local Agreement, the following conditions and restrictions shall apply in perpetuity to the Property described in the attached deed and acquired by the Grantee pursuant to FEMA program requirements concerning the acquisition of property for open space:

- a. Compatible uses. The Property shall be dedicated and maintained in perpetuity as open space for the conservation of natural floodplain functions. Such uses may include: parks for outdoor recreational activities; wetlands management; nature reserves; cultivation; grazing; camping (except where adequate warning time is not available to allow evacuation); unimproved, unpaved parking lots; buffer zones; and other uses consistent with FEMA guidance for open space acquisition, Hazard Mitigation Assistance, Requirements for Property Acquisition and Relocation for Open Space.
- b. Structures. No new structures or improvements shall be erected on the Property other than:
 - i. A public facility that is open on all sides and functionally related to a designated open space or recreational use;
 - ii. A public rest room; or

- iii. A structure that is compatible with open space and conserves the natural function of the floodplain, including the uses described in Paragraph 1.a., above, and approved by the FEMA Administrator in writing before construction of the structure begins.

Any improvements on the Property shall be in accordance with proper floodplain management policies and practices. Structures built on the Property according to paragraph b. of this section shall be floodproofed or elevated to at least the base flood level plus 1 foot of freeboard, or greater, if required by FEMA, or if required by any State, Tribal, or local ordinance, and in accordance with criteria established by the FEMA Administrator.

- c. Disaster Assistance and Flood Insurance. No Federal entity or source may provide disaster assistance for any purpose with respect to the Property, nor may any application for such assistance be made to any Federal entity or source. The Property is not eligible for coverage under the NFIP for damage to structures on the property occurring after the date of the property settlement, except for pre-existing structures being relocated off the property as a result of the project.
- d. Transfer. The Grantee, including successors in interest, shall convey any interest in the Property only if the FEMA Regional Administrator, through the State, gives prior written approval of the transferee in accordance with this paragraph.
 - i. The request by the Grantee, through the State, to the FEMA Regional Administrator must include a signed statement from the proposed transferee that it acknowledges and agrees to be bound by the terms of this section, and documentation of its status as a qualified conservation organization if applicable.
 - ii. The Grantee may convey a property interest only to a public entity or to a qualified conservation organization. However, the Grantee may convey an easement or lease to a private individual or entity for purposes compatible with the uses described in paragraph (a), of this section, with the prior approval of the FEMA Regional Administrator, and so long as the conveyance does not include authority to control and enforce the terms and conditions of this section.
 - iii. If title to the Property is transferred to a public entity other than one with a conservation mission, it must be conveyed subject to a conservation easement that shall be recorded with the deed and shall incorporate all terms and conditions set forth in this section, including the easement holder's responsibility to enforce the easement. This shall be accomplished by one of the following means:
 - a. The Grantee shall convey, in accordance with this paragraph, a conservation easement to an entity other than the title holder, which shall be recorded with the deed, or
 - b. At the time of title transfer, the Grantee shall retain such conservation easement, and record it with the deed.
 - iv. Conveyance of any property interest must reference and incorporate the original deed restrictions providing notice of the conditions in this section and must incorporate a provision for the property interest to revert to the State, Tribe, or local government in the event that the transferee ceases to exist or loses its eligible status under this section.

2. Inspection. FEMA, its representatives and assigns including the state or tribe shall have the right to enter upon the Property, at reasonable times and with reasonable notice, for the purpose of inspecting the Property to ensure compliance with the terms of this part, the Property conveyance and of the grant award.

Monitoring and Reporting. Every three years on Parcel I dated August 24, 1935, Parcel II dated June 10, 1937, Parcel III dated March 13, 1944, and Parcel IV dated March 18, 1999, the Grantee (mitigation grant program

subgrantee), in coordination with any current successor in interest, shall submit through the State to the FEMA Regional Administrator a report certifying that the Grantee has inspected the Property within the month preceding the report, and that the Property continues to be maintained consistent with the provisions of 44 C.F.R. Part 80, the property conveyance, and the grant award.

3. Enforcement. The Grantee (mitigation grant program subgrantee), the State, FEMA, and their respective representatives, successors and assigns, are responsible for taking measures to bring the Property back into compliance if the Property is not maintained according to the terms of 44 C.F.R. Part 80, the property conveyance, and the grant award. The relative rights and responsibilities of FEMA, the State, the Grantee, and subsequent holders of the property interest at the time of enforcement, shall include the following:

- a. The State will notify the Grantee and any current holder of the property interest in writing and advise them that they have 60 days to correct the violation.
 - i. If the Grantee or any current holder of the property interest fails to demonstrate a good faith effort to come into compliance with the terms of the grant within the 60-day period, the State shall enforce the terms of the grant by taking any measures it deems appropriate, including but not limited to bringing an action at law or in equity in a court of competent jurisdiction.
 - ii. FEMA, its representatives, and assignees may enforce the terms of the grant by taking any measures it deems appropriate, including but not limited to 1 or more of the following:
 - a. Withholding FEMA mitigation awards or assistance from the State or Tribe, and Grantee; and current holder of the property interest.
 - b. Requiring transfer of title. The Grantee or the current holder of the property interest shall bear the costs of bringing the Property back into compliance with the terms of the grant; or
 - c. Bringing an action at law or in equity in a court of competent jurisdiction against any or all of the following parties: the State, the Tribe, the local community, and their respective successors.

5. Amendment. This agreement may be amended upon signatures of FEMA, the state, and the Grantee only to the extent that such amendment does not affect the fundamental and statutory purposes underlying the agreement.

6. Severability. Should any provision of this grant or the application thereof to any person or circumstance be found to be invalid or unenforceable, the rest and remainder of the provisions of this grant and their application shall not be affected and shall remain valid and enforceable.

SUBJECT TO easements, restrictions, covenants, and rights of way of record, if any, affecting the above described premises.

ALSO SUBJECT TO the public in and to any streets and roads abutting the above described premises.

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the costs of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed as of the day and year first above written.

Supervisor, Town of Alexander

Attest:

[SEAL]

Deputy Town Clerk, Town of Alexander

RES. NO. 109: INSURANCE FOR WATER SYSTEMS

WHEREAS the Alexander Town Board recognizes the need to provide insurance for the tanks and pump stations in our water system and

WHEREAS it is in the best interest of the users of the water system to have a system that functions properly and that is covered by insurance where the insurance premium can be paid as part of the O&M portion of the water rate for water provided by the Town of Batavia for Alexander Water Districts 2,5 and 6 and future water districts that are added to the system and

WHEREAS Lawley Insurance has provided a 2025 premium quote of \$7,294.00 based on replacement costs for the components broken down as follows WD#5 tank (\$1,294.00), WD#5 pump station (\$1,200.00), WD#2 pump station (\$1,200.00), WD#6 tank (\$3,600.00)

THEREFORE BE IT RESOLVED THAT the Town of Alexander bind insurance on the two tanks and two pump stations in the Alexander water system through Lawley Insurance for 2025 and once the insurance premium has been paid bill the Town of Batavia Water for the cost of the premium.

Motion made by Councilperson Schmieder and seconded by Councilperson Merrill and carried.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 110: SPEED LIMIT STUDY REQUEST FOR MAPLEWOOD ROAD

Whereas there currently is a speed limit in The Town of Alexander on Maplewood Road of 55 mph and

Whereas it has been suggested by a resident that the speed limit be lowered to 45mph due to a large number of walkers and runners on said road and

Therefore be it resolved that the Town Board of The Town of Alexander approves the request to the Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to lower the maximum speed limit to 45mph.

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

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 111: SPEED LIMIT STUDY REQUEST FOR GENESEE STREET

Whereas there currently is a speed limit in The Town of Alexander on Genesee Street of 55 mph and

Whereas it has been suggested by a resident that the speed limit be lowered to 45mph due to a large number of walkers and runners on said road and

Therefore be it resolved that the Town Board of The Town of Alexander approves the request to the Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to lower the maximum speed limit to 45mph.

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

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 112: CASELLA CONTRACT

On motion by Supervisor Miller and seconded by Councilperson Merrill and carried the Town Board approved the 2025 contract with Casella for trash removal from the Transfer Station at a rate of \$325.00 per haul for a 40 yard container.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 113: APPROVAL OF RESIGNATION OF SARAH KOHL

On motion by Councilperson Merrill and seconded by Councilperson Krupka and carried the Town Board approved the resignation of the Town Hall cleaner Sarah Kohl effective November 25, 2024.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 114: OPEN CLEANER POSITION

On motion by Councilperson Wagner and seconded by Councilperson Krupka and carried the Town Board approved the application for the cleaner position from Evelyn Fouquet pending County approval.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 115: NYS SNOW AND ICE AGREEMENT

On motion by Councilperson Merrill and seconded by Councilperson Wagner and carried the Town Board approved the NYS snow and ice agreement on recommendation of Highway Superintendent Farnsworth.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 116: BUDGET TRANSFER 1

Whereas A 1355.4 Assessor- Contractual is over budget by \$ 1,341.68 higher than the amount, A 1330.4 Tax Collector -Contractual is over budget by \$19.16 and A 8160.4 Refuse and Garbage-Contractual is over budget by \$1,109.04 and

Whereas there are sufficient funds in A 3310.4 Traffic Control-Contractual and

Therefore be it resolved that A 1330.4 Tax Collector -Contractual be increased by \$100.00. A 1355.4 Assessor- Contractual be increased by \$1,500.00 and A 8160.4 Refuse and Garbage-Contractual be increased by \$5,000.00 and A 3310.4 Traffic Control-Contractual be decreased by \$6,600.00 Motion made by Supervisor Miller and seconded by Councilperson Schmieder and carried.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 117: BUDGET TRANSFER 2

Whereas A 1650.4 Central Communications is over budget by \$ 487.71

Whereas there are sufficient fund in A 1990.4 Contingent

Therefore be it resolved that A 1650.4 Central Communications be increased by \$1,200.00 and A1990.4 Contingent be decreased by \$1,200.00

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

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 118: BUDGET TRANSFER 3

Whereas DA 5130.4 Machinery-Contractual is over budget by \$53.65 and

Whereas DA 5130.2 Machinery-Equipment has sufficient funds

Therefore be it resolved that DA 5130.4 Machinery-Contractual be increased by \$100.00 and DA 5130.2 Machinery - Equipment be decreased by \$100.00

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

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 119: BUDGET TRANSFER 4

Whereas DB 5148.4 Services to Other Governments is over budget by \$7,479.10 and

Whereas DB 5110.4 General Repairs-Contractual has sufficient funds

Therefore be it resolved that DB 5148.4 Services to Other Governments be increased by \$20,000.00 and DB 5110.4 General Repairs-Contractual be decreased by \$20,000.00

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

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 120: BOARD APPROVAL TO CONTACT TOWN ATTORNEY

On motion by Councilperson Krupka and seconded by Councilperson Merrill and carried the board agreed to obtain board approval prior to contacting the Town attorney once the budget line is exceeded. Email contact is acceptable.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

RES. NO. 121: TAX COLLECTION TO BE DONE BY GENESEE COUNTY

On motion by Councilperson Merrill and seconded by Councilperson Wagner and carried the Town Board agreed to have Genesee County provide tax collection services for 2025 at a cost of no more than \$7500.00.

5- Yes Miller, Schmieder, Merrill, Krupka, Wagner

0- No

DISCUSSION:

- The Town board discussed the sale of Town Property to Brad Merle on Railroad Ave. Supervisor Miller is going to contact Mr. Merle.
- The Town board discussed CEO and their responsibilities. Supervisor Miller will set up a meeting with the Town of Batavia.
- The board is going to send back the Teamsters Grievance Settlement due to it not being what was agreed upon.
- The board discussed the possibility of increasing the amount the Town charges for Transfer Station cards.
- The board discussed checking to see if there was any interest in the open Planning Board position.
- The board discussed the lighting at the Highway barns. Will discuss further at the next meeting.
- The board discussed the Asset Policy and revising it on our own.
- The board discussed the Hazard Mitigation Plan and completed a survey. Supervisor Miller will be meeting with the county regarding this survey.

REPORTS

Insurance: no report

Building: no report

CEO/ZEO: Matt sent a report to the board

Clerk: no report

Tax Collector: no report

Dog Control: no report

Games of Chance: no report

Town Justice: reports on table

Financial: Sent from Laura Landers LLC to the board

GAM: February 15, 2025 next meeting.

Transfer Station: no report

H'way Superint:

H'way Equip: Brian Farnsworth discussed items he is going to surplus, and also repairs that some of the trucks need, tires, etc.

Senior Citizen: No report.

Town Historian: Provided end of year report.

Payment of Bills: Motion by: Councilperson Wagner Second by: Councilperson Krupka

5- Yes Miller, Schmieder, Merrill, Krupka and Wagner

0- No

General Fund A	Vouchers	302-322	6,951.05
General Fund B	Vouchers	46-47	496.98
Highway Fund A	Vouchers	19-21	2,375.15
Highway Fund B	Vouchers	185-199	17,540.91
Capital Fund	Vouchers	43-44	24,402.50
Trust and Agency	Vouchers	10	204.00

Motion to adjourn at 8:10pm made by Councilperson Merrill and seconded by Councilperson Krupka and carried. 5-0

Respectfully Submitted,

Danielle Riggs, Deputy Clerk