

January 10, 2011
Alexander Town Board Regular Meeting
Alexander Town Hall 7:00 p.m.

Present: Supervisor Ruth Hulshoff
Town Board: Emma Jean Grant, William Schmieder, Joseph Higley, William Hirsch
Town Clerk: Laura Schmieder
Absent: Tom Lowe, Highway Superintendent
Guests: Merlin Kirch & Edwyn Hise; Bill Reemtsen and David DiMatteo (7:45 p.m.); Roy Haller; students from ACS PIG Class

The Town Board met informally with Assessor Deb Conti at 6:00 p.m. The Supervisor gave a background of why she was asked to attend tonight. This was a result of the June 14, 2010 meeting at which many residents spoke and had questions regarding their recent reassessments. One question asked was why were these 75-80 residents were selected to have increased assessments in 2010. The Assessor explained that they were due to new construction and some that were incorrectly assessed. She spoke about the process that is adhered to. Letters were sent to these residents weeks ahead of time and they could ask for an informal hearing prior to Grievance Day. This letter also explained how to go about the process of grieving the assessments.

Farmland assessments are split into soil group classes, that information coming from Genesee County Soil and Water.

For 2011, changes in assessments will be due to demolition and new construction. Also, there will be much work to be accomplished to update all properties in Alexander. The Towns of Bethany, Darien and Pembroke have been completed.

The Board will hold a workshop session on January 31st at 7:00 p.m. with Assessor Conti and Mr. Tom Halter, an analyst from the NYS Office of Real Property Service to discuss the new Cyclical Reassessment program. The Board will have decisions to make going forward.

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.

The Board wanted to recognize former Town Justice Merlin Kirch who resigned his position June 30, 2010 after serving the Town for many years in this position. The Supervisor presented him with a certificate signed by the Board and a token of appreciation. Merlin told how much he enjoyed his position as Town Justice and also working with Justice Edwyn Hise.

On motion by Councilperson Grant, seconded by Councilperson Higley, and carried, to approve the December 2nd Information Meeting and December 13th regular meeting minutes, as presented. 5 – Yes Hulshoff, Grant, Higley, Hirsch 0 – No Motion carried

COMMUNICATIONS: Notice of Assoc. of Towns Annual Meeting in NYC on Feb. 20-23, 2011; funding announcements-Sustain Our Great Lakes; Gen. County Legislature agenda; Time Warner monthly franchise letter; Sno-Packers newsletter; GAM minutes from 12/16/10 meeting;

REPORTS:

CEO/ZEO: Annual Report from Karl was distributed and filed with Clerk's office
Insurance Committee: Supv. Hulshoff has been talking with our agent in regard to the Performance Bond we were required to have for work on the salt barn driveway entrance
Town Clerk: a) the update for the dog licensing program was received at the end of December-it was uploaded and seems to be working well; b) tax bills were received on December 21st-were processed and ready to mail by the end of the day on the 23rd; c) we needed to contact Belco Elevator Co. to repair the window glass in the elevator; d) the Clerk's office will be closed on 1/17/11.
Supervisor Financial: the NYS Retirement statement was discussed with the Board and increases in the 2012 estimate was shared;
Highway Supt: a) the men have been busy taking care of the snow covered roads; b) the electric has been run to the salt storage building-now need to have an electrician install lighting
Youth: Winter Swim program will begin on 1/23/2011 and continue until 3/27/2011
Senior Citizen: Councilperson Grant distributed the 2010 annual report and it is filed with Clerk
Town Historian: Katie Goodman distributed the 2010 annual report and it is filed with Clerk
GAM: the next meeting will be 1/20/2011 at Stafford

Bill Reemtsen attended the meeting to discuss the Route 98 water project. Rural Development has seen an increase in the number of applicants and any new projects could be 4 -5 years out. Also initial application guidelines have been changed to include environmental reviews. Applications are scored by Rural Development. The application process is now more in-depth. He discussed applying for Communities Block Grant-the deadline for this is April 29, 2011. If the Board wants to proceed with these applications, we need to have 2 public hearings prior to April 29, 2011.

RES. NO. 1: PUBLIC HEARING: COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
On motion by Councilperson Grant, seconded by Councilperson Higley, and carried, to hold a Public Hearing on February 14, 2011 at 8:00 p.m. at the Alexander Town Hall. This meeting will provide

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residents with information about the Community Development Block Grant program and give them opportunity to assist the Town on defining community development priorities and to assist the Town in identifying possible projects for inclusion in this application. There is anticipation of a second public hearing to be held on March 14, 2011. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

The Clerk will advertise this Public Hearing.

RES. NO. 2: SEQR RESOLUTION: INTENT TO DECLARE LEAD AGENCY STATUS

On motion by Councilperson Higley, seconded by Councilperson Hirsch, and carried, the following resolution was adopted:

RESOLVED, that in accordance with the New York State Environmental Quality Review (SEQR) regulations, the Town Board of the Town of Alexander hereby announces its intent to serve as Lead Agency to conduct an environmental review of public water supply improvements to serve the Town of Alexander Water District No. 2. The project consists of the installation of approximately 21,500 linear feet of watermain along a portion of NYS Route 98.

FURTHER RESOLVED, the Town Board has determined that, as a portion of the project is located within a Genesee County Agricultural District, the proposed action is a Type I action as defined under SEQR; and, be it

FURTHER RESOLVED, that the Town Board hereby accepts the Environmental Assessment of this project, prepared by Stuart I. Brown Associates, Inc., and be it

FURTHER RESOLVED, the Town Board will notify the Involved Agencies of its intention to act as Lead Agency for this project and will provide them with a copy of the full Environmental Assessment which has been prepared, it finds that the project will result in no significant damage to the environment. Therefore, the Town Board does not anticipate the preparation of an Environmental Impact Statement for the project. Further, the Town Board hereby states its intent to issue a Negative Declaration under SEQR for the project, pending review by Involved Agencies. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

RES. NO. 3: PUBLIC HEARING ON THE ESTABLISHMENT OF THE TOWN OF ALEXANDER PIKE ROAD WATER DISTRICT NO. 3

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 has been filed in the office of the Town Clerk of the Town of Alexander in December 2, 2010, and

WHEREAS, a “Petition to Request Water District” was filed in the Alexander Town Clerk’s Office on December 2, 2010, 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 Pike Road Water District No. 3 (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 boundary of the proposed Town of Alexander Pike Road Water District No. 3 includes all that tract or parcel of land situated in the Town of Alexander, County of Genesee, State of New York, being described as follows:

Beginning at a point which is the intersection of the Town of Batavia Wortendyke & Pike Road Water District and the north east corner of Tax Parcel number 14-1-18.111; thence,

1. Southerly, along the easterly line of Tax Parcel number 14-1-18.111, a distance of 868 feet, more or less, and extending to the southeasterly corner of Tax Parcel number 14-1-18.111; thence,
2. Westerly, along the southerly line of Tax Parcel number 14-1-18.111, a distance of 854 feet, more or less, to the southwesterly corner of Tax Parcel number 14-1-18.11; thence,
3. Southerly, along the easterly line of Tax Parcel number 14-1-14, a distance of 140 feet, more or less, to a point on the easterly line of Tax Parcel number 14-1-14; thence,
4. Westerly, through Tax Parcel number 14-1-14, continuing through the right-of-way of Wortendyke Road (49.5 feet wide right-of-way), and along the southerly line of Tax Parcel number 14-1-8.2, a distance of 1,081 feet, more or less, to the southwesterly corner of Tax Parcel number 14-1-8.2; thence,
5. Northerly, along the westerly line of Tax Parcel numbers 14-1-8.2 and 14-1-8.1, continuing through the right-of-way of Pike Road (49.5 feet wide right-of-way), and along the westerly line of Tax Parcel number 14-1-5, a distance of 949 feet, more or less, to the northwesterly corner of Tax Parcel number 14-1-5; thence,
6. Easterly, along northerly line of Tax Parcel number 14-1-5, continuing through the right-of-way of Wortendyke Road (49.5 feet wide right-of-way), continuing along the northerly line of Tax Parcel numbers 14-1-7.2, 14-1-7.1, 14-1-12, continuing through the right-of-way of Pike Road (49.5 feet wide right-of-way), and along the northerly line of Tax Parcel number 14-1-18.111, a distance of 2,948 feet, more or less, to the point of beginning.

All as shown on a map prepared by the Town of Batavia entitled, “Town of Alexander – Pike Road Water District No. 3,” and dated November 2010; and

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WHEREAS, the project area has been identified through public interest and the proposed Water District will connect to the existing Town of Batavia water districts and existing water transmission main; and

WHEREAS, the formation of the proposed Water District is made possible by the Town of Batavia water project which will include approximately 4,600 linear feet of new 8-inch diameter water main and approximately 40 water service installations; and

WHEREAS, the water main will be installed along Wortendyke Road from South Main Street Road to New York State Route 33 with the proposed Town of Alexander Pike Road Water District No. 3 serving approximately 7 units; and

WHEREAS, the debt for the proposed Water District is \$270,140.00 to be paid over a 30-year term at 2.45% interest, thereby creating an annual debt service of \$12,821.00, and assuming this annual debt is shared by 7 units in the proposed Water District, the annual cost of debt service will be \$399.00 per typical property user in the proposed district, which is a single family home, and

WHEREAS, a typical household uses 63,000 gallons of water per year and the estimated cost of the water to be purchased by the Water District's users is a total of \$4.42 per 1,000 gallons used, thereby the average household can expect to additionally pay approximately \$278.00 per year for water purchase above and beyond the debt service, and

WHEREAS, based upon the foregoing estimates, the total annual cost of the typical property in the proposed district will be \$677.00 per year, and

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

WHEREAS, each property will also have to pay for service from their home to the road right-of-way, plus approximately \$8.00 - \$20.00 per linear feet of pipe, plus potential well abandonment or separation charges estimated between \$200.00 - \$600.00, as well as, any internal plumbing charges, and

WHEREAS, any additional revenue due to reduction in debt amount or greater number of units goes toward Town of Batavia's Alexander & Pike Road, Rose Road, Pearl Street Road and Wilkinson Road Water Districts until debt equalized; 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.

NOW ON MOTION OF COUNCILMEMBER HIRSCH which has been duly seconded by **COUNCILMEMBER HIGLEY**, therefore, it is

ORDERED, that the Town Board of the Town of Alexander, New York, shall meet at the Alexander Town Office, located at 3350 Church Street, Alexander, New York on the 14TH day of February 2011, at 7:00 p.m. for the purpose of conducting a public hearing on the proposal to establish said Water District with the improvements specified herein, at which time and place all persons interested in the subject thereof may be heard concerning the same, and it is further

ORDERED, that the Town Clerk of the Town of Alexander is hereby authorized and directed to publish a copy of this Order in The Daily News, to post a copy of the same on the signboard of the Town of Alexander and to mail a copy to all owners of property located within the proposed Water District, in the time and manner required by law. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

Attorney DiMatteo also left a packet of information including a sample of a Workplace Violence Prevention Program for the Board to look at and implement in the near future.

RES. NO. 4: 2011 AUTHORIZATIONS

On motion by Councilperson Higley, seconded by Councilperson Grant, and carried, to adopt the following authorizations for 2011:

Authorizations for:

Town Clerk – Registrar of Vital Statistics
Designated to administer Games of Chance licenses
Collect fees on: Annual Junk Yard license - \$100.
Refuse disposal cards \$20.00
Other

Highway Superintendent – Authorized to purchase highway material off County bid
Authorized to make purchases up to \$2,500 without prior approval
Authorized to provide community service for non-profit organizations as
in past practices

Official Bank - Five Star Bank

Official Newspaper - Batavia Daily News and Attica PennySaver.

Official Signboard – Outside of Clerk's Office

Payroll - Highway employees, Assessor & Town Clerk paid bi-weekly; Town officials paid quarterly

Mileage - \$.51/mile (increase from prior year)

Town Board meetings - 2nd Monday @ 7:00 PM. People wishing to speak must contact the Town Clerk. Speaking time is limited to 15 minutes.

Town Officials authorized to attend training: Town Board, Supervisor, Town Clerk, Justices, Highway Superintendent, Assessor, CEO/ZEO, Planning and Zoning Board members

5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

