

**March 14, 2011**  
**Alexander Town Board Regular Meeting and Public Hearing**  
**Alexander Town Hall 7:00 p.m.**

Present: Supervisor Ruth Hulshoff  
Town Board: Emma Jean Grant, William Schmieder, Joseph Higley, William Hirsch  
H'way. Supt. Tom Lowe  
Town Clerk: Laura Schmieder

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 and also in remembrance of Warren Bauer who passed away this week. He was Town Supervisor in the early 1970's.

On motion by Supervisor Hulshoff, seconded by Councilperson Higley, and carried by unanimous vote, the public hearing to consider an application to the Community Development Block Grant Program for the Town of Alexander was opened at 7:00 p.m. The Clerk provided the Proof of Publication for this hearing. The Board has received letters from residents asking that the Town consider the formation of a water district for Route 98. No other requests were received.

On motion by Councilperson Higley, seconded by Councilperson Grant, and carried, to approve the minutes from the February 14, 2011 regular meeting and the March 2, 2011 special meeting as presented. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

**COMMUNICATIONS:** Notice from Ag & Markets regarding Municipal Shelter inspection; Genesee County Legislature agendas; membership application from Genesee ARC; G/FLRPC and ACS newsletters; Genesee County Federation of Historical Agencies notice; Chamber of Commerce packet for 2011;

**REPORTS:**

**CEO/ZEO:** department is quiet, fielding phone calls for future projects

**Insurance:** the company needed the budget to prepare a quote for next year's insurance package; Councilperson Grant will contact them in regard to a possible claim

**Tax Collector:** February report was presented to the Board with a check for penalty monies

**Building:** discussed areas of the Town Hall that need attention to comply with the Notice of Violation

**Supervisor Financial:** a) reviewed monthly financial report; b) final check received from the Mary Lou Rath member item grant-less 1.1%; c) the BAN for truck loan will be finalized next week; d) filed for an extension for the AUD; e) worker's comp case discussed

**H'way Supt:** a) a busy month with snow, ice, flood waters and potholes; b) new mowing tractor will be delivered soon-up at Alexander Equipment; c) working on Peaviner Road-down to one lane in one section-discussed options available for repair;

**Youth:** Winter program will end on March 27th

**Senior Citizen:** Councilperson Grant and Barb Spring are working on the yearly trip schedule

**GAM:** agenda and minutes were distributed, discussion of attendance at March 17<sup>th</sup> meeting; discussion of Time Warner negotiations;

Monthly financial reports from the Town Justices and Town Clerk were read and filed.

**RES. NO. 13: AUTHORIZE GAM TO APPOINT A COMMITTEE TO NEGOTIATE A TIME WARNER CABLE FRANCHISE CONTRACT ON BEHALF OF ALL GENESEE COUNTY MUNICIPALITIES**

On motion by Councilperson Hirsch, seconded by Councilperson Grant, and carried, the following:  
**WHEREAS,** Municipalities in Genesee County individually are attempting to negotiate with Time Warner a Cable Franchise Contract and

**WHEREAS,** individual negotiations are time consuming, repetitive and usually non-productive;

**THEREFORE, BE IT RESOLVED,** that the Alexander Town Board hereby agrees to cooperate with all municipalities in Genesee County and authorize GAM to form a committee to collectively negotiate with Time Warner for a Cable Franchise Contract that would be acceptable and applicable to all municipalities in Genesee County. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

On motion by Councilperson Higley, seconded by Councilperson Grant, and carried, the public hearing closed at 8:30 p.m.

**OLD BUSINESS:**

**Assessment Office Update:** We have been informed that only those residents that have made changes to their properties will have changed assessments this year; i.e. additions, demolitions, land separations, etc.

**RES. NO. 14: ASSESSMENT INVENTORY INFORMATION**

On motion by Councilperson Higley, seconded by Councilperson Grant, and carried, to proceed with having the Town Assessor put together data inventory packets to send to each homeowner and to work with the Assessor to compile a letter to send with the packets. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

**Water Districts #2 Update:**

**RES. NO. 15: CREATE WATER DISTRICT #2 – ROUTE 98**

On motion by Supervisor Hulshoff, seconded by Councilperson Grant, and carried, to contact the Town Attorney to proceed with the legal Establishment of Water District #2-Route 98. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

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**RES. NO. 16: WATER DISTRICT #2 – NEGATIVE DECLARATION**

At the meeting of the Alexander Town Board held on March 14, 2011 Councilman William Hirsch moved adoption of the following resolution; Councilman Joseph Higley seconded the motion and was passed.

**WHEREAS,**

- 1) in accordance with the New York State Environmental Quality Review regulations (SEQR), the Town Board of the Town of Alexander announced its intent to serve as Lead Agency on January 10, 2011, to conduct an environmental review of the extension of public water facilities along the portion of NYS Route 98 between the Village of Alexander and the Alexander-Batavia Town Line to serve the Town of Alexander Water District No. 2. The project will improve the quality and quantity of water available to residents in this area of the Town of Alexander.
- 2) The Town Board has determined that, as a portion of the project is within a Genesee County Agricultural District, the proposed action is a Type I action as defined under SEQR.
- 3) The Town Board, in its capacity of Lead Agency, has caused to be prepared an environmental assessment of this significance of and potential environmental impact of the action described above.
- 4) On January 17, 2011, the Town Board notified the Involved Agencies of its intention to act as Lead Agency for this project and circulated the full Environmental Assessment Form.
- 5) Comments on the EAF from Involved and Interested Agencies have been addressed (see Negative Declaration). The Town will obtain all necessary permits and approvals from Involved Agencies and will comply with agency requirements.
- 6) The Town Board has considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration.

**NOW THEREFORE BE IT RESOLVED,**

The Town Board declares that it will serve as Lead Agency for the extension of public water supply facilities to Water District No. 2; and,

The Town Board declares that, based on the Environmental Record which has been prepared, the project will result in no major impacts and, therefore, will not cause significant damage to the environment. A Negative Declaration under SEQR is therefore issued for this project.

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

**RES. NO. 17: AUTHORIZE HIGHWAY SUPERINTENDENT TO SIGN GENESEE COUNTY SNOW & ICE AGREEMENT**

On motion by Councilperson Hirsch, seconded by Councilperson Higley, and carried, to authorize the Highway Superintendent to sign the joint agreement for Snow and Ice and Mowing on County Roads for 2011. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Motion carried

**RES. NO. 18: ADOPTION OF TOWN OF ALEXANDER POLICY STATEMENT-WORKPLACE VIOLENCE PREVENTION PROGRAM**

**WHEREAS,** the Town Board of the Town of Alexander met at a regular meeting at the Town Offices in the Village of Alexander, New York on the 14<sup>th</sup> day of March 2011, commencing at 7:00 p.m., and **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 application; and

**WHEREAS,** workplace violence can be any act of physical violence, threats of physical violence, harassment, intimidation, or other threatening, disruptive behavior that occurs at the work site; and **WHEREAS,** workplace violence presents a serious occupational safety hazard to the Town's employees and employees have the right to expect a work environment that promotes safety from violence, threats and harassment; and

**WHEREAS,** the Town of Alexander is committed to the safety and security of its employees and a workplace violence prevention program will provide guidance, training, reporting systems and management of incidents related to workplace violence prevention and response; and

**WHEREAS,** the Town Board of the Town of Alexander feels it is in the best interest of the Town and its employees to adopt a written policy statement for workplace violence prevention program goals and objectives and begin drafting a program to enact same.

**NOW ON MOTION** of Joseph Higley which has been duly seconded by Emma Jean Grant, therefore be it **RESOLVED,** that the Town Board of the Town of Alexander feels it is in the best interests of the Town of Alexander to adopt the attached written Policy Statement regarding the Town of Alexander Workplace Violence Prevention Program. 5 – Yes Hulshoff, Grant, Schmieder, Higley, Hirsch 0 – No Carried

The Town Board was reminded of the Public Hearing to be held on March 25, 2011 at 7:00 p.m. for the Alexander Fire Department to take all steps necessary to secure a loan for all or a portion of the cost to acquire a 2011 KME Pumper truck.

On motion by Councilperson Schmieder, seconded by Councilperson Higley, and carried, to pay the bills on Abstract #2 as follows:

|                |                  |             |
|----------------|------------------|-------------|
| General Fund A | Vouchers 45 – 64 | \$ 7,915.48 |
| General Fund B | Vouchers 12 - 18 | 2,053.65    |
| Highway Fund A | Voucher 2        | 1,875.42    |
| Highway Fund B | Vouchers 25 – 47 | 31,067.23   |
| Highway Fund H | Voucher 6        | 3,050.00    |

On motion by Councilperson Higley, seconded by Councilperson Grant, and carried, the meeting adjourned at 11:10 p.m.

Respectfully submitted,

Laura Schmieder