

November 12, 2019
Alexander Town Board Regular Meeting
Alexander Town Hall 7:00 p.m.

Present: Supervisor Joseph Higley
H'way Supt: Tom Lowe
Town Board: David Miller, Carol Wolfley, Roy Haller III, Eric Wagner
Town Clerk: Shannon Tiede
Deputy Clerk: Laura Schmieder
Absent:
Guests: Brandon Snyder, Steve Mountain

Supervisor Higley called the meeting to order at 7:00 p.m. with the Pledge of Allegiance and a moment of silence for our military serving around the world.

On motion by Councilperson Wagner, seconded by Councilperson Miller, and carried, the minutes of the October 15, 2019 regular meeting were adopted.

5 – Yes Higley, Miller, Wolfley, Haller, Wagner 0 – No Carried

On motion by Councilperson Miller, seconded by Councilperson Wagner, and carried, the Public Hearings for the Local Law to Override the 2% Tax Cap, the 2020 Town of Alexander Budget and the 2020 Fire Protection Contract were opened concurrently at 7:00 p.m.

5- Yes Higley, Miller, Wolfley, Haller, Wagner 0- No Carried

COMMUNICATIONS: WNY Land and Conservancy contacted Supervisor Higley about a grant for the Paul Schmieder farm.

REPORTS:

Insurance: NYMIR issued the town a check in the amount of \$122.62 due to them having a good year and paying it back to the towns they insure. Supervisor Higley has been in contact with Theresa Demare who will be sending information on different companies for the fire insurance.

CEO/ZEO: Matt Mahaney produced a written report to the board.

Building: The Generator was serviced and Joe Z came and unhooked the hose outside and turned off the outdoor water for the winter.

Clerk: Financial Report was reviewed. Sallome came in and fixed the air that was not working in the vault.

Financial: Supervisor Higley went over budget transfers and the engagement letter from Raymond F Wager for the Audit. Principal and interest due on 12/1/19 for the bond through Municipal Solutions Inc. There will be an Audit in 2020 for the Supervisor's financials which is required by Rural Development.

GAM: County is installing a new \$1.6 million radio tower on Molasses Hill Road.

H'way. Supt: Met with FEMA they are redoing the flood plain maps for our area. First plow of the season went well. Will finish mowing ditches when the weather allows. Tom is currently working with DOT on the snow and ice contract. New truck should arrive around December 1.

The Town Clerk and Town Justices' financial reports were read and filed.

OLD BUSINESS:

1. Water District #5: Steve Mountain spoke to the board about Water District 5 being in good shape. The bid announcement was in the 11/12/2019 Daily Newspaper. Bids are officially out; they open 11/21 at 2:30pm. The tank portion of the bids will open in a couple weeks. Steve is hopeful the project can be done by next fall as long as all goes as planned.

2. Water District #6: Petition is being drafted week of 11/12/19 and will be circulating hopefully within a couple weeks. Steve Mountain spoke about potential out of district agreement with some Darien town residents.

On motion by Councilperson Miller, seconded by Councilperson Haller, and carried, the Public Hearings closed at 8:30 p.m. 5 – Yes Higley, Miller, Wolfley, Haller, Wagner 0 – No Carried

NEW BUSINESS:

RES. NO. 82: SUPPORT OF WNY CONSERVANCY AND P. SCHMIEDER FARM

WHERE AS, Paul Schmieder has been in contact with the Western New York Conservancy to put the farm in a "forever farm" easement, and

WHEREAS, the Town has no objections to all or part of this farm being put under the Conservancy in perpetuity, and

RESOLVED, the Town Board authorizes the Supervisor to provide a letter of support for this project.

Motion made by Councilperson Wagner and seconded by Councilperson Miller and carried.

5- yes Higley, Miller, Wolfley, Haller, Wagner 0- no Carried

RES. NO. 83: BUDGET AMENDMENTS FOR NEW TRUCK PURCHASE

WHEREAS, the fund balance in the Highway B account is sufficient to cover the shortage of appropriated funds for the new plow/highway truck, and

WHEREAS, the Board agrees that it makes sense to use fund balance instead of borrowing the needed \$100,000, and

THEREFORE BE IT RESOLVED, to increase appropriations in DB5130.2.

Motion made by Supervisor Higley and seconded by Councilperson Wagner and carried.

5- yes Higley, Miller, Wolfley, Haller, Wagner 0- no Carried

RES. NO. 84: BUDGET TRANSFERS

WHEREAS, budget line DB5112.2 is over budget by \$19.61 and line DB5112.1 has sufficient funds, and

THEREFORE BE IT RESOLVED, to increase the appropriations of DB5112.2 by \$20.00 and decrease DB5112.1 by \$20.00.

Motion made by Councilperson Miller and seconded by Councilperson Haller and carried.

5- yes Higley, Miller, Wolfley, Haller, Wagner 0- no Carried

RES. NO. 85: ACCEPT ENGAGEMENT LETTER FOR AUDIT BY RAYMOND F. WAGER CPA

WHEREAS, an audit of the Town's finances is required by USDA Rural Development for any year where more than \$750,000 is expensed, and

WHEREAS, the Town expects to exceed that threshold in fiscal year 2020, and

RESOLVED, the Town Board agrees to the Audit Engagement Letter by Ray Wager, CPA, P.C. a division of Mingle, Metzger, Barr & Co., LLP for a cost of \$10,750.

Motion made by Councilperson Wagner and seconded by Councilperson Miller and carried.

5- yes Higley, Miller, Wolfley, Haller, Wagner 0- no Carried

RES. NO. 86: AUTHORIZE DELINQUENT WATER BILLS TO BE RE-LEVIED ON TAX BILL:

On motion by Councilperson Miller, seconded by Councilperson Wolfley, and carried, the following was adopted:

WHEREAS, the Town Clerk has received a list of all property owners who owe for water rents in Water District #2 to the Town of Batavia as of October 31, 2019; and

WHEREAS, Section 229-15 (c) of Town Law stipulates that such amounts owing shall be levied against the property to which the service is rendered;

NOW, THEREFORE, BE IT RESOLVED, that the amount of \$673.81, or as may be amended before final

submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2020 tax warrant.

5 – Yes Higley, Haller, Miller, Wolfley, Wagner 0 – No Carried

RES. NO. 87: APPROVE PURCHASE OFFER AGREEMENT/HALE PROPERTY

WHEREAS, the Town Board and the Hale family have agreed to a price of \$25,000 for a parcel of land on the north side of U.S. Route 20, Broadway Road in the Town of Alexander, and

WHEREAS, it is in the interest of the residents of Water District #5 to have a water storage tank in this area, and

THEREFORE BE IT RESOLVED, the Town Board of the Town of Alexander accepts the purchase offer for the before mentioned property with the closing of the purchase to happen as soon as practicable.

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

5- yes Higley, Miller, Wolfley, Haller, Wagner 0- no Carried

RES. NO. 88: STANDARD WORKDAY REPORTING FOR ELECTED AND APPOINTED OFFICIALS:

On motion by Councilperson Haller, seconded by Councilperson Wolfley, and carried, the following:

BE IT RESOLVED, that the Town of Alexander hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title Elected Officials	Name	Social Security Number (Last 4 Digits)	Registrat ion Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates In Employers' Time Keeping System (Y/N)	Days/ Month (based on record of activities)
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Town Supervisor	Joseph Higley	7835	3777995-6	6	1/1/2016-12/31/2019	N	10.71
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Appointed Officials

Town Clerk	Shannon Tiede	2921	72006844	6	7/29/2019-12/31/2019	N	21.6
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I, Shannon Tiede, Clerk of the governing board of the Town of Alexander, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such Board, at a legally convened meeting held on the 12th day of November, 2019 and it is on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the Full Board consists of 5 members, and that all members were present at such meeting and that all members voted in favor of the resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Town of Alexander.

RES. NO. 89: APPROVE 2020 FIRE PREVENTION CONTRACT

On motion by Supervisor Higley seconded by Councilperson Miller, and carried, to approve the 2020 Fire Protection Contract with the Alexander Fire Department in the amount of \$99,372.00
5 – Yes Higley, Miller, Wolfley, Haller, Wagner 0 – No Carried

RES. NO. 90: ADOPTION OF THE 2020 BUDGET

On motion by Councilperson Wolfley, seconded by Councilperson Haller and carried, the following resolution was adopted: **WHEREAS**, the Town Board has compiled a budget for the fiscal year beginning January 1, 2020 and ending December 31, 2020, making appropriations for the conduct of the Town of Alexander government and establishing the rates of compensation for officers and employees for such period, and **WHEREAS**, this Board has met at the time and place specified in the notice of public hearing on the preliminary budget and heard all persons desiring to be heard thereon; now therefore be it **RESOLVED**, that the preliminary budget as amended and revised and as hereinafter set forth is hereby adopted.
5 – Yes Higley, Miller, Wolfley, Haller, Wagner 0- No Carried

RES. NO. 91: ADOPTION OF THE 2019 GENESEE COUNTY HAZARD MITIGATION PLAN

WHEREAS, all jurisdictions within Genesee County have exposure to natural hazards that increase the risk to life, property, environment, and the County and local economy; and **WHEREAS**; pro-active mitigation of known hazards before a disaster even can reduce or eliminate long term risk to life and property; and **WHEREAS**, The Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre and post disaster hazard mitigation programs; and **WHEREAS**; a coalition of Genesee County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Genesee County; and **WHEREAS**; the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy; now therefore be it **RESOLVED** that the Town of Alexander:

- 1) Adopts in its entirety, the 2019 Genesee County Hazard Mitigation Plan (the "Plan") as the jurisdiction's Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Hazard Mitigation Steering Committee and Planning Partnership as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

PASSED AND ADOPTED ON THE 12th DAY OF NOVEMBER, 2019 BY THE FOLLOWING VOTE:

AYES: 5 Higley, Miller, Wolfley, Haller, Wagner
NOES: 0
ABSENT: 0
ABSTAIN: 0

Executive, Town of _____

ATTEST: _____
Clerk, Town of Alexander

RES. NO. 92: THIRD AMENDED CODE ENFORCEMENT AGREEMENT WITH BATAVIA

On motion by Councilperson Wagner, seconded by Councilperson Miller, and carried, the following: **WHEREAS**, the Town of Batavia and the Town of Alexander entered into a Code Enforcement Officer Agreement in December 2016; and **WHEREAS**, the agreement addresses the need for the Town of Alexander to have its Codes enforced by the Town of Batavia Code Officials and both Towns desire to continue this relationship. **NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Batavia, New York, that a proposed "Town of Batavia and the Town of Alexander Third Amended Code Enforcement Services Agreement", a copy of which shall be annexed hereto and made part of the Town Board Minutes, is hereby approved; and be it **FURTHER RESOLVED**, the Batavia Town Board hereby authorizes the Supervisor to execute the aforementioned agreement.
5 – Yes Higley, Miller, Wolfley, Haller, Wagner 0 – No Carried

DISCUSSION:

- 1. Interim Financing WD#5
- 2. Bowen Road Speed Limit Signs- Contact Sheriff's office for speed issues

On motion by Councilperson Miller, seconded by Councilperson Wagner, and carried, to pay the bills as follows:

General Fund A	Vouchers	280-305	\$71,900.30
General Fund B	Vouchers	24-26	\$717.39
Highway Fund A	Voucher	17-18	\$4,209.36
Highway Fund B	Vouchers	148-170	\$31,306.88

On motion by Councilperson Wagner, seconded by Councilperson Haller, and carried, the meeting adjourned at 9:30 pm.

Respectfully submitted,

Shannon Tiede
Town Clerk