

## ALEXANDER TOWN HALL

**PRESENT:** Supervisor David Miller  
**TOWN BOARD:** Jerry Krupka, Eric Wagner, Laura Schmieder  
**TOWN CLERK:** Shannon Bartholomew  
**HIGHWAY SUPT:** Brian Farnsworth  
**GUESTS:** Michael Germonte, Monica Germonte, Sarah Kohl, Tim Hagen, Teresa Thorley, Brenda Post, Brad McCullen, Gabe Meyers, Sam Coughlin, Steve Mountain, Greg Torrey  
**ABSENT:** Ronald Merrill

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, our military serving around the world.

On motion by Councilperson Wagner and seconded by Councilperson Schmieder and carried, the minutes of the July 30, 2025, meeting were adopted.

4– Yes Miller, Krupka, Wagner, Schmieder      0 – No      Absent-Merrill

On motion by Councilperson Wagner and seconded by Councilperson Krupka and carried, the minutes of the August 11, 2025, meeting were adopted.

4- Yes Miller, Krupka, Wagner, Schmieder	0 – No	Absent-Merrill
--	--------	----------------

On motion by Supervisor Miller and seconded by Councilperson Krupka and carried, The Public Hearing for Local Law #2 of 2025 for “Littering and Dumping” was opened at 6:09 PM on September 8, 2025

4– Yes Miller, Krupka, Wagner, Schmieder	0 – No	Absent-Merrill
--	--------	----------------

On motion by Supervisor Miller and seconded by Councilperson Krupka and carried, The Public Hearing for Local Law #3 of 2025 for “Trucks over certain Weight Limit” was opened at 6:13 PM on September 8, 2025

4– Yes Miller, Krupka, Wagner, Schmieder	0 – No	Absent-Merrill
--	--------	----------------

## COMMUNICATIONS

Mercy Flight report was on the table  
NYMIR Annual Report

**OLD BUSINESS:**

WD No. 6:

County Funded Portion:

- EYW is installing SCADA and a new PLC for communications to the Ellicott Street pump station.
- EYW and ME are developing a scope of work for the remote level sensor for the Halstead Tank.
- ME has submitted a recommendation for award of a contract to Josh Landscape for the trees to be added to the Halstead Tank site for approval.
- Reinstallations for the mailboxes are complete. These costs will come through as a change order to the Aquastore contract in October.

WD No. 7:

- Mountain Engineering is working with the Town and Town attorney to provide responses to the questions submitted by Mr. Sodja.
- Responding to NYSDOT's comments for the Phase I submission of plans and specifications once comments are received from NYSDEC; no comments have been received to date.
- Mountain Engineering has received a proposal from Deuel Archaeology & CRM for the 1B subsurface investigation for Phase 1a (Route 98, Broadway, Molasses Hill and Dry Bridge Roads). A resolution has been submitted to request the Town Board's authorization to proceed with the investigation.

Met with the County, Town and Bethany's engineers to review updated cost information and the modified plan of both communities

WD No. 8:

- Justin Lane from the Village of Attica provided comments noting that the residents would be reclassified from "out-of-district" to "District 8" users and a rate increase of \$0.25 per 1,000 gallons above the current rate would be added to cover O&M. Any necessary repair work would be billed to the Town of Alexander.
- Mountain Engineering is working with a representative from the Genesee Street residents in Water District No. 8 to review the Village's most recent requests prior to finalizing the Map, Plan and Report.

#### **NEW BUSINESS:**

##### **Resolution 72: Sign Contract for Halstead Road Tank Site Tree Plantings with Josh Landscape**

On motion by Councilperson Schmieder and seconded by Supervisor Miller and carried, the Town Board has agreed to Sign a Contract with Josh Landscape in the amount of \$18, 255.00 for planting and maintenance of Trees for the Halstead Road Tank Site.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

##### **Resolution 73: Renew Contract with Key Power Systems**

On motion by Supervisor Miller and seconded by Councilperson Schmieder and carried, the Town Board has agreed to renew a Contract with Key Power Systems in the amount of \$475.00 for maintenance of Town Hall Generators from November 1, 2025-October 31, 2025.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

##### **Resolution 74: Water District #6 Project Completion Resolution**

On motion by Supervisor Miller and seconded by Councilperson Krupka and carried, the Town Board has passed the resolution for Project Completion For Water District #6.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

#### **TOWN OF ALEXANDER**

#### **RESOLUTION # 74**

#### **WATER DISTRICT #6**

#### **PROJECT COMPLETION RESOLUTION**

**WHEREAS**, the Town of Alexander has substantially completed construction of the Water District #6 Project; and

**WHEREAS**, the Town Board of Trustees of the Town of Alexander received notice of final completion for the Water District #6 Project; NOW, therefore be it.

**RESOLVED**, that the Town Board of Trustees of the Town of Alexander accepts the Water District #6 Project as complete and authorizes final payment to the contractors.

**BE IT FURTHER RESOLVED**, that the Town Board of Trustees of the Town of Alexander hereby states an operator appropriately licensed by New York State has been retained to oversee operation of the water system: Paul Barrett, license number NY0037009.

I, Shannon Bartholomew, Town Clerk of the Town of Alexander, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Alexander on September 8, 2025, by the following vote:

	AYE	NAY
David Miller, Supervisor	_X	___
Eric Wagner, Councilman	_X	___
Ronald Merrill, Councilman	ABSENT	ABSENT
Laura Schmieder, Councilman	_X	___
Jerry Krupka, Councilman	_X	___

**Resolution 75: Authorizing the Execution of Legal Services Agreement for Town of Alexander Water District #7**

On motion by Supervisor Miller and seconded by Councilperson Schmieder and carried, the Town Board has passed the resolution to Authorize Legal Services with David DiMatteo's office..

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill  
**TOWN OF ALEXANDER**

**RESOLUTION AUTHORIZING THE EXECUTION OF THE LEGAL SERVICES AGREEMENT FOR TOWN OF ALEXANDER WATER DISTRICT NO. 7**

Adopted: September 8<sup>th</sup>, 2025

**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 8<sup>th</sup> day of September, 2025, commencing at 6:00 p.m., at which time and place the following members were:

<u>Present:</u>	Supervisor	David Miller
	Councilman	Laura Schmieder
	Councilman	Eric Wagner
	Councilman	Jerry Krupka
<u>Absent:</u>	Councilman	Ronald Merrill

**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 law; and **WHEREAS**, the Town of Alexander has established Water District No. 7 in the Town of Alexander; and

**WHEREAS**, a portion of the financing of said Water District will involve Rural Development funding which requires the submission of RUS Bulletin 1780-7 Legal Services Agreement; and

**WHEREAS**, this agreement shall have a maximum threshold of \$35,000.00; and

**WHEREAS**, the Town Board feels it is in the best interest of the Town of Alexander to enter into a Legal Services Agreement with DiMatteo Roach & Kelly, Attorney's for the Town of Alexander; and

**NOW ON MOTION OF** Supervisor David Miller which has been duly seconded by Councilman Laura Schmieder , now, therefore be it

**RESOLVED**, the Town Board of the Town of Alexander hereby authorizes and empowers David Miller, Supervisor of the Town of Alexander, to execute the RUS Bulletin 1780-7 Legal Services Agreement.

Ayes: 4

Nays: \_\_\_\_

Abstain: \_\_\_\_

Quorum Present: X Yes ☐ No

Dated: September 8, 2025

**Resolution 76: Public Hearing for Granting Cable Television Franchise Held by Spectrum Northeast**

On motion by Supervisor Miller and seconded by Councilperson Wagnor and carried, the Town Board has agreed to set a Public Hearing for October 13<sup>th</sup> at 6:05 pm for a Franchise Agreement with Spectrum Northeast, LLC for services provided in the Town of Alexander

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Resolution 77: Deuel Archaeology & CRM to perform Archaeological Survey**

On motion by Supervisor Miller and seconded by Councilperson Schmieder and carried, the Town Board has passed the resolution to Allow Deuel Archaeology & CRM to perform the archaeological Phase 1B Subsurface Investigation for Phase 1a of Water District #7 in the Town of Alexander.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

RESOLUTION NO. 77

DATED: SEPTEMBER 8, 2025

**ARCHAEOLOGICAL SURVEY PHASE 1B SUBSURFACE INVESTIGATION -  
WATER DISTRICT NO. 7 PROJECT**

**WHEREAS**, The New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP) require Phase 1A and Phase 1B investigations; and

**WHEREAS**, Deuel Archaeology & CRM from Attica, New York performed the archaeological Phase 1A Investigation for the Water District No. 7 project in the Towns of Alexander and Bethany; and

**WHEREAS**, Mountain Engineering, PLLC, on behalf of the Town, has solicited a proposal for the Phase 1B Subsurface Investigations for Phase 1a of the Town of Alexander Water District No. 7 water main installation in the Town of Alexander, and

**WHEREAS**, the proposal (attached) has been received from Deuel Archaeology & CRM from Attica, New York to perform the archaeological Phase 1B Subsurface Investigation for Phase 1a of the Water District No. 7 project in the Town of Alexander; and

**WHEREAS**, Mountain Engineering has reviewed the proposal and finds it acceptable and recommends the Town award the Phase 1B investigation to Deuel Archaeology & CRM; and

**NOW THEREFORE, BE IT RESOLVED**, the Town Board hereby authorizes Deuel Archaeology & CRM to proceed with the investigation for the sum of \$8,995.00.

**Offered by:** Supervisor David Miller

**Second by:** Councilperson Laura Schmieder

**Ayes:** 4

**APPROVED by unanimous vote (X)**

**CERTIFICATION**

**STATE OF NEW YORK}**  
**COUNTY OF GENESEE}**

I, Shannon Bartholomew, Town Clerk of the Town of Alexander, County of Genesee, and State of New York, DO HEREBY CERTIFY that I have compared the aforementioned resolution duly adopted by the Town Board of the Town of Alexander, on the 8th day of September, 2025 with the original now on file in my office, and the same is a correct and true copy of said resolution and of the whole thereof.

**Dated:** September 08, 2025

**Tentative Budget**

On motion by Councilperson Wagner and seconded by Councilperson Krupka and carried, the Town Board has agreed to table to the discussion on the tentative budget until a later time.

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill

**Resolution 78: Approval of the Audit Draft**

On motion by Councilperson Wagner and seconded by Councilperson Krupka and carried, the Town Board has agreed to approve the Audit Draft for 2024 by EFPR.

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill

**Resolution 79: Approval of Contract with Take Down Tree Services of WNY, LLC**

On motion by Councilperson Wagner and seconded by Councilperson Schmieder and carried, the Town Board agreed to Sign a Contract with Take Down Tree Services of WNY, LLC in the amount of \$1,000.00 for removing 1 maple, pruning 2 Maples, cut down both stumps to ground level.

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill

**Resolution 80: Town Board Goals for 2026**

On motion by Councilperson Krupka and seconded by Councilperson Wagner and carried, the Town Board accepted the Town Goals for 2026

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill

**Resolution 81: Town Capital Plan for 2026**

On motion by Councilperson Schmieder and seconded by Councilperson Wagner and carried, the Town Board accepted the Town Capital Plan for 2026

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill

On motion by Councilperson Schmieder and seconded by Councilperson Krupka and carried, The Public Hearing for Local Law #2 of 2025 for "Littering and Dumping" was closed at 7:08 PM on September 8, 2025.

4- Yes Miller, Krupka, Wagner, Schmieder                      0 – No                      Absent-Merrill

**Resolution 82: Approve Local Law #2 of 2025, "Littering and Dumping"**

On motion by Councilperson Krupka and seconded by Councilperson Wagner and carried, the Town Board approves the Local law #2 of 2025 Littering and Dumping with fine amounts of 1<sup>st</sup> offense \$350.00 fine, 2<sup>nd</sup> offense \$700.00 fine and 3<sup>rd</sup> offense + \$1000.00 fine.

4- Yes Miller, Krupka, Wagner and Schmieder                      0- No                      Absent: Merrill

On motion by Councilperson Krupka and seconded by Councilperson Wagner and carried, The Public Hearing for Local Law #3 of 2025 for “Trucks over a Certain Weight are Excluded” was closed at 7:09 PM on September 8, 2025.

4– Yes Miller, Krupka, Wagner, Schmieder

0 – No

Absent-Merrill

**Resolution 83: Approve Local Law #3 of 2025, “Trucks over a Certain Weight are Excluded”**

On motion by Councilperson Schmieder and seconded by Councilperson Krupka and carried, the Town Board approves the Local law #3 of 2025 Trucks over a Certain Weight are Excluded with a limit of 15 TON on the following local roads Gilhooly Road, Hunn Road, and Peaviner Road

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Resolution 84: Budget Amendment # 1**

**WHEREAS** a yearly contribution is required by Rural Development to be made to the Water District #2 Water Asset account of \$580 and no payments have been made since 2012 when the district was formed and

**WHEREAS** there are sufficient funds in Fund Balance for Water District #2

**THEREFORE BE IT RESOLVED THAT** the Alexander Town Board amends the 2025 Alexander Town Budget to transfer \$5220 from WD#2 fund balance to WD#2 water asset account.

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

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Resolution 85: Budget Transfer # 1**

**WHEREAS** budget line A1320.4 Independent Auditing and Accounting is over budget by \$2500.00 due to the addition of the audit for Town Clerks books and

**WHEREAS** there are sufficient funds available in A1990.4 Contingent

**THEREFORE BE IT RESOLVED THAT** A1320.4 Independent Auditing and Accounting be increased by \$2,500.00 and A1990.4 Contingent be decreased by \$2,500.00.

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

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Resolution 86: Budget Transfer # 2**

**WHEREAS** budget line A1420.4 Attorney-Contractual is over budge by \$47.66 and the Town has more matters requiring the use of our attorney in the next four months and

**WHEREAS** A1990.4 Contingent has sufficient funds.

**THEREFORE BE IT RESOLVED THAT** A1420.4 Attorney-Contractual be increased by \$2,000.00 and A1990.4 Contingent be decreased by \$2,000.00

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

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Resolution 87: Budget Transfer # 3**

**WHEREAS** budget line A6772.4 Senior Citizens Program is over budget by \$32.00 and

**WHEREAS** A7520.4 Historical Property has sufficient funds

**THEREFORE BE IT RESOLVED THAT** A6772.4 Senior Citizens Program be increased by \$350.00 and A7520.4 be decreased by \$350.00

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

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**DISCUSSION:**

**Resolution 88: Approved Fee increase with Genesee County Traffic Prosectors**

On motion by Councilperson and seconded by Councilperson and carried, the Town Board approved the Fee increase in from \$427.00 to \$500.00 starting January 1, 2026 for 2026 and 2027.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

The Town will provide First Aid and AED training to those individuals that would like to attend. A date of September 24, 2025 @8am. Town Clerk will reach out to see if this date is still available and will send a sign up sheet via email to Town Officials and Employees.

**Resolution 89: Approves Cuirzynski Consulting for Design of Highway Barn**

On motion by Councilperson Wagner and seconded by Councilperson Schmieder and carried, the Town Board has chosen Cuirzynski Consulting for Site Plan and Design of the new Highway Barn.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Resolution 90: In Lieu of Health Care Stipend paid to Highway Superintendent**

On motion by Councilperson Krupka and seconded by Councilperson Wagner and carried, the Town Board has authorized to pay the Highway Superintendent a \$5000 stipend to be paid in 2 payments, 1 in September and the second by December 31, 2025.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

The Town has received a formal complaint from Office of Community Renewal (OCR) stating they received a Formal complaint and request for Federal Review-Alexander Water District #7 CDBG Application process, Certification Violations and Statutory defects. A formal written response needs to be submitted back to OCR detailing issue and resolution by October 15, 2025. Town will meet with Town Attorney to discuss a written response.

**COUNTY UPDATE WITH LEGISLATURE GREG TORREY**

Genesee County is looking for support to fight additional Solar Farms going up in Genesee County. Mr. Torrey

stated that we are quadruple what other counties have for Solar Farms and that it needs to end. There will be a meeting on Wednesday September 10, 2025 at 7pm to discuss this issue.

Other topics the County is discussing at this time include; Land Banks, Proposal to limit number of Cows, Land spreading, use of sales tax to create a "Farm Land Protection" Policy, Data Center, and Stamp Project.

Mr. Torrey also stated that his wife is the New Superintendent for Alexander Central School District and would like to attend a meeting to meet the Board Members.

#### **REPORTS:**

Insurance: None

Building: None

CEO/ZEO: monthly report on table

Clerk: Monthly reports on table

Tax Collector: none

Dog control: Carolyn Mruczek is to finish with the Dog enumeration for 2025 224 Dogs, 220 MMiles

Games of Chance: no report

Town Justice: reports on the table.

GAM: next meeting November 20, 2025 at 7 pm, County Building #2

Transfer Station: None

H'way Superint: Day Road Guard rail issue needs and engineer, finishing up road work

H'wy Equipment: John Deere 540 Loader has arrived, New Mower has been picked up

Senior Citizen: no report

Town Historian: dates for open house 9/30, 10/2, 10/7, 10/16, 10/21, 10/23 at various times, Town Clerk will advertise.

#### **Payment of Bills:                      Motion by: Supervisor Miller                      Second by: Councilperson Krupka**

4- Yes Miller, Krupka, Wagner, Schmieder

0- No                      Absent: Merrill

General Fund A	Vouchers	206-225	\$1,7852.66
----------------	----------	---------	-------------

General Fund B	Vouchers	36-41	\$7,223.42
----------------	----------	-------	------------

Highway Fund A	Vouchers	11-13	\$51,528.03
----------------	----------	-------	-------------

Highway Fund B	Vouchers	122-141	\$126,497.60
----------------	----------	---------	--------------

Capital Fund	Vouchers	21-22	\$14,141.60
--------------	----------	-------	-------------

T A Fund	Vouchers	10	\$232.00
----------	----------	----	----------

#### **Tentative Budget:**

On motion by Supervisor Miller and seconded by Councilperson Schmieder and carried, the Town Board has agreed to resume the discussion on the tentative budget.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

#### **Executive Session: ENTER**



On motion by Councilperson Krupka and seconded by Councilperson Wagner and carried, the Town Board has decided to enter into executive session at 9:02 pm

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

**Executive Session: EXIT**

On motion by Councilperson Krupka and seconded by Councilperson Wagner and carried, the Town Board has exited executive session at 10:00 pm

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

Town Board discussed options for 2026 payroll company. The Town Board anticipates switching to PayChex however will review options and discuss at the October 2025 Board Meeting.

**Resolution 91: Approves Tentative Town Board 2026 Budget**

On motion by Supervisor Miller and seconded by Councilperson Krupka and carried, the Town Board has approved the tentative budget for Town of Alexander 2026.

4- Yes Miller, Krupka, Wagner and Schmieder

0- No

Absent: Merrill

Motion to adjourn at 10:02 pm made by Councilperson Schmieder and seconded by Supervisor Miller and carried. 4-0

4-Yes Miller, Schmieder, Krupka, Wagner,

No – 0 Carried

Absent: Merrill

Respectfully Submitted,

Shannon Bartholomew  
Town Clerk