

Newstead Town Board Meeting- December 27, 2012

A regular meeting was called to order by the Newstead Town Board on Thursday, December 27, 2012 at 8:05pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
Justin Rooney- Councilman
James Mayrose- Councilman
Richard Baran- Councilman
Donald York- Councilman
Nathan Neill- Town Attorney
Michael Bassanello- Highway Supt.
Jennifer Heberling- Deputy Town Clerk

Roll Call was taken with all board members present.

Supervisor Cummings led the pledge to the flag.

Minutes from the previous regular meeting held on December 10, 2012 were presented for approval. A motion was made by Councilman Mayrose, seconded by Councilman Rooney to approve as presented. Carried Unanimously

Communications – No correspondence presented.

Work Session: The Supervisor reported that at the work session held last week the following issues were discussed: water district issues, building projects, planning issues, grants, recreation report, sex offender law, parks master plan, the organizational meeting for 2013 and an executive session regarding personal issues.

Privilege of the Floor – no one appeared to speak.

Budget Transfers: a motion was made by Councilman Baran, seconded by Councilman York to approve the budget transfers and amendment to the Recreation Department budget per the memo from Bookkeeper Colleen Salmon dated December 27, 2012.

Carried Unanimously

Approval of Bills – Councilman Mayrose reported that the Abstract from Batch(es) # 1237, 1239 and the electronic bond payment from the December 10, 2012 meeting has been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1240 & 1243 for payment. Vouchers on this abstract numbered from 1377 – 1422 totaling \$64,581.46 and were presented by Councilman Mayrose, seconded by Councilman Rooney to approve payment as follows:

Abstract Batch(es) #1240 & 1422:
General Fund (A) -\$26,774.94, General Fund- Outside Village (B) \$204.26, Highway (DA) -\$0, Highway: Outside Village (DB) \$2,942.99, Capital Projects: CAP- Highway Garage- (HG) - \$0, CAP-Murder Creek (HM) \$0, CAP- Equipment Purchase (HR02)- \$0, CAP- Library Basement (HR04) \$0, CAP- Scotland Rd (HS)- \$0, CAP- Town Hall (HT)- \$0, CAP- Water Improvement (HW)- \$3,085.72, Drainage (SD)- \$0, Fire Protection (SF) \$46.60, Refuse (SR) \$31,069.44, Sewer Fund (SS) \$26.82, Sewer District #2 (SS02)- \$78.89, Trust & Agency(TA)- \$292.50 and Water Districts: Consolidated (SW00) \$59.30, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$2,400.81, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0
Total: \$64,581.46 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway –Superintendent Bassanello thanked his crew for coming in Christmas morning and taking care of the roads. They went out three times Monday-Tuesday and did a great job.

Assessor – no report was presented

Building Office –the building report was presented by Christine Falkowski of the Planning & Building Department:

Robert Overfield	12369 Nice Road	Shed
Kevin Stoldt	4990 Havenwood	SFH
Kevin Stoldt	4990 Havenwood	Driveway
Kevin Stoldt	5005 Havenwood	SFH
Kevin Stoldt	5005 Havenwood	Driveway
County Line Stone	4653 Crittenden	Demo

The Town Board accepted the report as presented.

Town Clerk- nothing at this time

Attorney for the Town – nothing at this time.

COUNCILPERSONS:

Rooney – attended the recreation task force meeting, reviewed proposed changes to the park master plan with regards to the property the town is purchasing, waiting for an update on park property purchase and rode along on a plow truck on Friday. Thanked the highway crews for their work on Christmas morning.

Mayrose – will be attending the joint meeting with the highway staff tomorrow, attended tonight’s ZBA meeting, the joint facility meeting, the recreation task force meeting and a meeting regarding the court consolidation.

Baran – responded to a call at the Denio building for a burning smell. Electrician found a burned ballast which was replaced. Waiting for an estimate to replace the lights.

York – attended the open house for the recycling and met with the librarian with regards to improving computer safety.

Supervisor – The November Supervisors report is on file with the Town Clerk. He attended tonight’s ZBA meeting, the joint facility meeting, will be attending a joint meeting with the highway staff tomorrow, met with Jeff Peters regarding insurance on the buildings and is waiting for a reply from Erie County regarding the purchase of park property.

UNFINISHED BUSINESS:

Joint Highway Facility – will be a joint meeting with the highway staff tomorrow.

Planning Issues – nothing to report

NEW BUSINESS:

Public Hearing- Local Law #1 of 2013:

A motion was made by Councilman Rooney, seconded by Councilman Mayrose approving the calling of a public hearing for the proposed Local Law #1 of 2013 entitled sex offender law to be held on January 14’ 2013 at 7:50pm at the Town Hall.

(Resolution Attached) Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye
Carried Unanimously

Adoption- Local Law #9 of 2012:

A motion was made by Councilman Baran, seconded by Councilman Rooney adopting a determination of Non-Significance of Local Law regarding Local Law #9 of 2012- proposed Special Events Permit Law.

(Resolution Attached) Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-No
Carried

A motion was made by Councilman Baran, seconded by Councilman Rooney approving the adoption of Local Law #9 of 2012 regarding the creation of a Special Events Permit Law. (Resolution Attached) Cummings-Aye, Rooney -No, Mayrose-Aye, Baran-Aye, York-No
Carried

Adoption- Local Law #10 of 2012:

A motion was made by Councilman York, seconded by Councilman Mayrose adopting a determination of Non-Significance of Local Law regarding Local Law #10 of 2012- proposed Amendment to the Penalties Provisions of the Zoning Law of the Town of Newstead. (Resolution Attached) Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye
Carried Unanimously

A motion was made by Councilman York, seconded by Councilman Baran approving the adoption of Local Law #10 of 2012 regarding amendments to the Penalties Provisions of the Zoning Law of the Town of Newstead. (Resolution Attached) Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye
Carried Unanimously

Approval- Engineering Contract for 2013:

A motion was made by Councilman Mayrose, seconded by Councilman Rooney awarding the Engineering Contract for the Town for 2013 to Audubon Engineering, Architects, etal (formerly Wendel Duchscherer). (Resolution Attached) Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-No
Carried

Councilman York explained his no vote as he feels the town needs a different perspective.

Question Period – No one appeared to speak.

Supervisor Cummings stated that the Organization Meeting for 2013 will be held on January 7, 2013 at 7:30PM. Any board members that would like to submit board assignments should do so prior to the meeting.

There being no further business to come before the board a motion was made by Councilman Mayrose, seconded by Councilman York to adjourn the regular meeting at 8:29pm.
Carried Unanimously

Respectfully Submitted,
Jennifer Heberling, Deputy Town Clerk