

Newstead Town Board Meeting- September 24, 2012

A regular meeting was called to order by the Newstead Town Board on Monday, September 24, 2012 at 8:00pm at the Newstead Town Hall.

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

Roll Call was taken with all board members present.

Councilman Baran led the pledge to the flag.

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

Communications – The Town Clerk presented the following correspondence:

A letter from residents Kris and Richard Beyer requesting the town reconsider their previous determination on the Destroyer Park Golf project regarding restricting them to “way finding” signage only.

The Amherst Central Fire Alarm Office August 2012 Operations Report was received reporting 44 calls for Akron Fire Co and 34 calls for Newstead Fire Co.

A letter from Erie County Legislator Ed Rath regarding the health conditions being monitored by the County Health Dept at Quarry Hill Estates.

A notice of an upcoming seminar on “Adaptive Re-use” and mixed use development in the suburbs and cities to be held at the Millennium Hotel in Cheektowaga on October 15th from 9:00am – 12:00pm.

A motion was made by Councilman Mayrose, seconded by Councilman York to accept and file the presented correspondence. Carried Unanimously

Work Session: The Supervisor reported that at the work session held last week the following items were discussed: a site visit to the Havenwood Subdivision project, Water district issues, building project updates, planning issues, grants, policy book changes, sex offender law, the 2013 tentative budget, the grant writer, personnel issues, as well as any other issues brought before the board.

Privilege of the Floor – Dr. Ed Burke of Crescent Drive questioned if the noise law was discussed during work session. Supervisor Cummings responded that yes it was discussed.

Budget Transfers: a motion was made by Councilman Mayrose, seconded by Councilman Rooney to approve the budget transfers per the memo from Bookkeeper Colleen Salmon dated September 24, 2012. Carried Unanimously

Approval of Bills – Councilman Mayrose reported that the Abstract from Batch(es) # 1215 plus postage epayment from the September 10, 2012 meeting has been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1217 & 1218 plus wire transfer for bond for payment. Vouchers on this abstract numbered from 1029 - 1076 totaling \$113,324.69 and were presented by Councilman Mayrose, seconded by Councilman Baran to approve payment as follows:

Abstract Batch(es) #1217 & 1218 plus wire transfer for bond:
 General Fund (A) -\$34,268.32, General Fund- Outside Village (B) \$418.00, Highway (DA) -\$0,
 Highway: Outside Village (DB) \$14,508.23, Capital Projects: CAP- Highway Garage- (HG) -
 \$3,229.75, CAP-Murder Creek (HM) \$0, CAP- Equipment Purchase (HR02)- \$0, CAP- Scotland Rd
 (HS)- \$0, CAP- Town Hall (HT)- \$0, CAP- Water Improvement (HW)- \$27,571.13, Drainage (SD)-
 \$0, Fire Protection (SF) \$0, Refuse (SR) \$0, Sewer Fund (SS) \$27.09, Sewer District #2 (SS02)-
 \$199.56, Trust & Agency(TA)- \$3,743.75 and Water Districts: Consolidated (SW00) \$99.79, (SW1)
 \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$236.60, (SW8) \$0,
 (SW9) \$626.95, (SW10) \$28,395.52

Total: \$113,324.69

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway –the new fuel tank has been delivered & set up, the Maple Rd waterline is in and under testing. They will finish grading & restoration once testing is complete.

Assessor – no report presented.

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

Kirk Sherwood	5922 Buell	Pole barn
Cheryl Tadusz	7140 Scotland	Roof
Upstate Cellular/ Verizon Wire	4678 S Newstead	Replace 6 antennas
Scott Deck	13060 Dorsch	I.G. Pool
Eddie Hoover	V/L Greenbush Rd	Demolition
Matthew Karcher	13146 Carney	Roof
James Ames	11198 Hunts Corners	Addition
Dawn Chriswell	5302 Crittenden	Roof
Andrew Addesa	13100 Dorsch	I.G. Pool
Bill Oakes	6729 Cedar	Roof

The Town Board accepted the report as presented.

Town Clerk- nothing at this time

Attorney for the Town – a pre-bid conference will be held this Thursday at 9:00am on the refuse contracts.

COUNCILPERSONS:

Rooney – he had a meeting with Sandy regarding court matters, worked on the town park master plan and attended a recreation meeting with the director.

Mayrose – he also worked on the town park master plan, met with Sandy on the court audit, met with the recreation director, reviewed the next taxes, taxes, taxes issue and reviewed the report from Angeovine on noise.

Baran – nothing to report

York – he met with the ECWA inspector regarding the Hunts Corners Rd project. The lines will be turned on once all approvals have been received from the Dept. of Health.

Supervisor- the August Supervisor’s Report is on file with the Town Clerk. He attended the annual ECWA meeting and met with Legislator Ed Rath on several issues. Work on the 2013 budget continues.

UNFINISHED BUSINESS:

Water Districts – pressure testing and chlorination will be done this week and the first PRV valve is in on Clarence Center Rd and the Hake Rd installation will start tomorrow.

Joint Facility- salt shed contract to be awarded tonight.

Murder Creek- an update report was received from Apex Consulting this week regarding the number and scope of plantings that will have to be replanted next year by CATCO.

Planning Issues- Havenwood Subdivision to be approved tonight. A public scoping meeting on the County Line expansion into Pembroke will be held October 3rd in Corfu. The review of the noise law and special events permit is still on-going.

NEW BUSINESS:

Wendel to Audubon- Assignment of Contract:

A motion was made by Councilman Rooney, seconded by Councilman Mayrose approving the assignment of the existing town engineering contract from Wendel Duchscherer to Audubon Architecture, Engineering, Surveying & Landscape Architecture PC and authorizing the Supervisor to sign the assignment forms.

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

Havenwood- Subdivision Acceptance:

A motion was made by Councilman Baran, seconded by Councilman Mayrose approving the subdivision map for the Havenwood project with authorization to the Supervisor to sign the map and the Town accepts title to the road constructed within the subdivision, the waterlines and the drainage improvements so constructed. The town also accepts all easements over the waterlines and the drainage facilities.

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

Stan Tatara was present and thanked the Town Board, Planning Board, Scott from Wendel and the rest of the town staff for all their guidance and help on the project and helping him make his dream of bringing nice, affordable homes to that area a reality.

Public Hearing- CDBG for 2013:

A motion was made by Councilman York, seconded by Councilman Baran approving the scheduling of a public hearing for public comments on the use of Community Development Block Grant program monies for 2013 for October 8, 2012 at 7:55pm.

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

Public Hearing- Budget 2013:

A motion was made by Councilman Mayrose, seconded by Councilman Rooney approving the scheduling of a public hearing on the proposed 2013 Budget for October 8, 2012 at 7:45pm.

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

Public Hearing- Local Law #6 of 2012:

A motion was made by Councilman Rooney, seconded by Councilman Mayrose approving the rescheduling of the public hearing for Local Law #6 of 2012 regarding proposed changes to the Subdivision Law for November 12, 2012 at 7:50pm.

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

Approval- Award Salt Shed Bid to Park Lane Construction:

A motion was made by Councilman Baran, seconded by Councilman York approving the award of the salt shed project to lowest bidder Park Lane Construction for a bid in the amount of \$278,606.00.

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

Approval- Policy Book Changes:

A motion was made by Supervisor Cummings, seconded by Councilman Rooney approving the attached proposed policy book changes as set forth by the Town Board, effective immediately. Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye Carried Unanimously
Supervisor Cummings informed the Board that 5 additional old policies were found that need to be reviewed as well at the next work session.

Question Period – no one spoke

The Board entered executive session the meet with a member of personnel at 8:37pm.

The Board exited executive session at 10:28pm having taken no action.

There being no further business to come before the board a motion was made by Councilman Mayrose, seconded by Councilman Rooney to adjourn the regular meeting at 10:28pm.
Carried Unanimously

Respectfully Submitted,
Dawn D. Izydorczak, Town Clerk