

Newstead Town Board Meeting- December 29, 2014

A regular meeting was called to order by the Newstead Town Board on Monday, December 29, 2014 at 8:00pm at the Newstead Town Hall.

Present: James Mayrose – Deputy Supervisor
Justin Rooney- Councilman
Donald York- Councilman
John Jendrowski- Councilman
Nathan Neill- Attorney for the Town
Mike Bassanello- Highway Supt
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present except Supervisor Cummings who is out of town.

Councilman York led the pledge to the flag.

Minutes from the previous regular meeting held on December 8, 2014 were presented for approval. A motion was made by Councilman Rooney, seconded by Councilman York to approve as presented. Carried

Agenda Changes – none

Communications – The Town Clerk presented the following correspondence:

A letter from Time Warner Cable notifying the town of the programmers and service providers they are currently in negotiations with for service as well as some impending price increases for service.

The November 2014 Operations Report was received from Amherst Central Alarm Office reporting 47 calls for Akron Fire Co and 41 calls for Newstead Fire Co.

A letter from NYS Office of Parks, Recreation & Historic Preservation notifying the town that the application submitted for the Environmental Protection Fund grant program has not been selected for funding.

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

Work Session: The Deputy Supervisor reported that at the work session held last week the following items were discussed: highway issues, grants, planning items, the organizational meeting for 2015, and executive session on litigation, contracts and personnel matters.

Agenda Items Question Period: none

Budget Transfers: a motion was made by Councilman York, seconded by Councilman Rooney approving the budget transfers per memo from Bookkeeper Colleen Salmon dated 12/29/14. Carried

Approval of Bills – Councilman Mayrose reported that the Abstract(s) from Batch(es) #1455 and 1456 from the December 8, 2014 meeting have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1461 with pre-pays and electronic payment for bond and #1463 for payment. Vouchers on this abstract(s) numbered from 1275 – 1324, totaling \$42,582.89. Councilman York seconded to approve payment as follows:

Abstract Batch(es) #1461 with pre-pays and electronic payment for bond and #1463:
General Fund (A) -\$21,822.35, General Fund- Outside Village (B) \$388.64, Highway (DA) -\$0, Highway: Outside Village (DB) \$8,397.21, CAP-Murder Creek (HM) \$0, CAP- Scotland Rd (HS)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$8,881.29, Sewer Fund (SS) \$803.64, Sewer District #2 (SS02)- \$98.75, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$140.20, (SW1) \$0,

(SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$2,050.81, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0 Total: \$42,582.89 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – Mike reported he attended a meeting with Erie County Department of Emergency Services where officials and police agencies discussed the November storm. The crews helped the village trim & cut trees and then the village assisted us with trees in the town. They checked roads for downed trees and limbs after the wind storm. They are continuing to fix shoulders, work on the new bike path and patch roads with cold patch as long as weather permits. Mike will be out of town from January 5th thru the 8th.

Assessor – no report was presented.

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

CMK Builders	13303 Stage	One Family Home
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Joe Burg	11109 Rapids	One Family Home
Chad Fout	12850 Carney	One Family Home
David & Leslie Klein	11856 Rapids	Wind turbine
Tobias Schrock	8249 Greenbush	Special Use Permit
David & Leslie Klein	11856 Rapids	Special Use Permit
Dale Kruschke	11455 Stage	Solar panels
13634 Main Rd Corp	13090 Main	Storage shed
Bruce Serena	7895 Maple	Permit renewal
Christopher Perkins	6233 Utley	Demolition

The Town Board accepted the report as presented.

Town Clerk- nothing at this time

Attorney for the Town – nothing at this time

COUNCILPERSONS:

Rooney – nothing at this time

Mayrose – he attended the proposal review session for the bids on the trailway’s grant

York – he attended the celebration committee meeting in preparation for the ball drop.

Jendrowski- nothing at this time

Supervisor- not present

UNFINISHED BUSINESS:

Buildings- nothing new to report

Planning- nothing new to report

Water- nothing new to report

Grants- we received notice we were not awarded the Environmental Protection Program grant.

NEW BUSINESS:

SEQR & Adoption-Local Law #8 of 2014- Dog Law Amendments:

A motion was made by Councilman York, seconded by Councilman Rooney issuing a determination of non-significance negative SEQR declaration on the proposed amendments to the Dog Law in local Law #8 of 2014.

(Resolution Attached) Cummings-Absent, Rooney-Aye, Mayrose-Aye, York-Aye, Jendrowski- Aye
Carried

A motion was made by Councilman York, seconded by Councilman Jendrowski adopting the proposed amendments to the Dog Law known as Local Law #8 of 2014.

(Resolution Attached) Cummings-Absent, Rooney-Aye, Mayrose-Aye, York-Aye, Jendrowski- Aye
Carried

Approval- Trailway Grant Contract:

A motion was made by Councilman Jendrowski, seconded by Councilman York approving the Newstead Trailway Expansion-Transportation Enhancement Program Project, authorizing the payment of the preliminary engineering phase costs, approve the appropriation of \$50,000 from the general fund to a capital project fund for the trailway project, approving all stipulations set forth in the resolution and authorizing the Supervisor to execute the agreement with NYSDOT.

(Resolution Attached) Cummings-Absent, Rooney-Aye, Mayrose-Aye, York-Aye, Jendrowski- Aye
Carried

Approval- Penn Power Systems Contract renewal:

A motion was made by Councilman Rooney, seconded by Councilman Jendrowski approving the renewal of the contract with Penn Power Systems for a two year term to provide backup power to the Sewer District #1 pump/lift station, subject to the terms set forth in the resolution.

(Resolution Attached) Cummings-Absent, Rooney-Aye, Mayrose-Aye, York-Aye, Jendrowski- Aye

Privilege of the Floor/Question Period:

Kevin Borth of Scotland Rd shared a list of items to address in 2015 with board members: term limits for all officials, shorter terms for the Planning Board members, full minutes read at every meeting, meetings recorded, bills and transfers read and explained in more detail at every meeting, more transparency, no committee appointments be made by the Supervisor alone. He asked that the Board stay on top of the Cummings & Main and Martin & Scotland Road issues with the County and DOT and that Martin Road be striped.

Councilman Rooney stated the term limits is not a new idea and several other towns have done it recently so it would be easy to look into.

Councilman Mayrose stated there are pros and cons to the term limits because you lose a lot of experience and knowledge with the turnover. He knows that some of those towns that adopted term limits are now looking into having them reversed.

Highway Supt. Bassanello explained that he has been in contact with Charlie Sickler on the Scotland/Martin Rd situation and will continue to be. He explained that when a town road intersects a County road the County is responsible for all signage at the intersections not the town. He would put stop signs up but legally we can't. The town can only do that where a town road intersects a town road.

There being no further business to come before the board a motion was made by Councilman Rooney, seconded by Councilman York to adjourn the regular meeting at 8:27pm.

Carried

Respectfully Submitted,

Dawn D. Izydorcak, RMC, Town Clerk