

Newstead Town Board Meeting- January 9, 2017

A regular meeting was called to order by the Newstead Town Board on Monday, January 9, 2017 at 8:10pm at the Newstead Town Hall with the same members present as during the organizational meeting held prior.

Present: David Cummings- Supervisor
John Jendrowski- Councilman
Joseph Dugan- Councilman
Edmund Burke- Councilman
Mike Bassanello- Highway Supt
Nathan Neill- Town Attorney
Scott Rybarczyk- Wendel/Town Engineer
Dawn Izydorczak- Town Clerk

Roll Call was taken before the organizational meeting as well as the pledge to the flag.

Minutes from the previous regular meeting held on December 29, 2016 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Jendrowski to approve with corrections to the verbiage in the resolution on the Twin City contract amendment and removing the acquisition of land from the Akron Airport resolution. Carried

Agenda Changes – a motion was made by Councilman Burke, seconded by Councilman Jendrowski to make the following agenda changes: add a motion to authorize the Supervisor to sign the DEC application for SD#3 Carried

Communications – The Town Clerk presented the following correspondence:

A letter was received from the NYS Department of State notifying the town that Local Law #3 of 2016 was received and filed on December 21, 2016.

A request for a beer/wine permit at Skyline park for a family reunion on July 30, 2017.

An information packet was received on the upcoming Association of Towns annual training in NYC for town officials from February 19th-22nd.

The December Operations Report was received from Amherst Central Alarm office reporting 43 calls for Akron Fire Co and 25 calls for Newstead Fire Co.

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

Work Session: The Supervisor reported that at the no work session was held last week due to the holiday however the following items were discussed prior to tonight's meeting: resolutions and motions, planning items- 2017 fee schedule, solar moratorium, CEO position, master plan; water & sewer updates; sidewalk project at library; grant items; IT services, highway items, holiday schedule for 2017 and any other matters brought before the Board.

Agenda Items Question Period: no one spoke

Budget transfers: a motion was made by Councilman Burke, seconded by Councilman Jendrowski to approve the budget transfers as presented in a memo from Bookkeeper Colleen Salmon dated 1/9/17. Carried

Approval of Bills – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1680 & electronic payment for postage fee have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1684 for 2016 and 1685 with wire for bond payments for 2017 for payment. Vouchers on this abstract(s) numbered from 1469- 1490 for 2016 and 1- 14 for 2017, totaling \$174,650.61. Councilman Dugan seconded to approve payment as follows:

Abstract Batch(es) #1684 for 2016 and 1685 with wire for bond payments for 2017:
General Fund (A) -\$47,660.74, General Fund- Outside Village (B) \$1,375.00, Highway (DA) -\$0,
Highway: Outside Village (DB) \$2,073.52, CAP-Sewer Dist 3(HNL) \$0, CAP- Trail Grant (HTG)-
\$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, CAP- Water- Cedar
(HW02)- \$0, Drainage (SD)- \$0, Fire Protection (SF) \$5,000.00, Refuse (SR) \$0, Sewer #1 Fund
(SS) \$1,250.63, Sewer District #2 (SS02)- \$1,058.00, Trust & Agency(TA)- \$0 and Water Districts:
Consolidated (SW00) \$90.72, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$116,142.00,
(SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0
Total: \$174,650.61 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – nothing at this time

Assessor – no report presented

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

The year-end report was presented

The Town Board accepted the report as presented.

Town Clerk- nothing at this time

Attorney for the Town – nothing at this time

COUNCILPERSONS:

Jendrowski- he met with Disaster Coordinator Dan Kowalik, Kristine on finalizing the library sidewalk project, the Code Enforcement Officer along with the Supervisor and attended the celebration of life held for Don York, which was very nice and well attended. He also asked everyone to keep Gary Baehr and his wife Jessica in their prayers as she undergoes surgery.

Dugan – he attended the celebration of life for Councilman Don York.

Burke – he paid his respects to the York family on Don’s passing. He also thanked the Clerk and the town hall staff for helping him through the transition as Councilman. Everyone has been very helpful.

Supervisor- he met with Kristine at the library, the CEO, talked to the County on the Master Plan grant as well as the Village Board on the CEO position and the master plan update. He also attended the celebration of life for Councilman York.

UNFINISHED BUSINESS:

Buildings- Library sidewalk is in and working. Project is completed.

Planning- 2017 fee schedule is being worked on, the planning board is scheduled to have a draft of the solar law to the town board soon, the CEO position and master plan update are moving forward with the Village

Water/Sewer- nothing new

Grants- nothing new

NEW BUSINESS:

Approval- Legal Contract Renewal:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the proposed contract renewal with Nathan Neill, Esq. for legal services for the town in 2017, subject to the terms set forth in the resolution and authorizing the Supervisor to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Agreement to Expend Highway Funds for 2017:

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the proposed agreement to expend highway funds for 2017 in the sum of \$175,000.00 on 29.75 miles of road for chipping and sealing where needed and a 60' cross culvert replacement on both Billo and Dye roads, subject to the terms set forth in the contract and authorizing the Highway Superintendent to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Engineering Contract Renewal:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the proposed contract renewal with Wendel WD Architecture, Engineering, Survey & Landscape Architecture, PC for engineering services for 2017, subject to the terms set forth in the resolution and authorizing the Supervisor to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Bond Counsel Contact Renewal:

A motion was made by Councilman Dugan, seconded by Councilman Burke approving the proposed contract renewal with Hawkins Delafield & Wood LLP for bond counsel services for 2017, subject to the terms set forth in the resolution and authorizing the Supervisor to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Troy & Banks for Utility Review:

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the proposed contract with Troy & Banks Inc. to perform an audit or survey of the town's utility providers, use and costs and provide the town with recommendations for savings measures, subject to the terms set forth in the resolution and authorizing the Supervisor to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Town of Clarence Contact Renewal:

A motion was made by Councilman Burke, seconded by Councilman Dugan approving the proposed contract renewal with the Town of Clarence for the Going Places Senior Van service for 2017, subject to the terms set forth in the resolution and authorizing the Supervisor to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Association of Towns Training:

A motion was made by Councilman Dugan, seconded by Councilman Burke approving the attendance by the Supervisor and the Town Attorney at the annual Association of Towns training in NYC Feb 19th – 22nd.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Park Use- Akron Soccer League:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the use of both the Skyline Park and Veteran's Park for the Akron Soccer Leagues annual tournament May 5,6,&7 and for their 2017 soccer season.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye
Carried

Approval- Beer/Wine Permit- Skyline Park:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the request for a beer/wine permit for a family reunion on July 30th at Skyline Park.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye Carried

Approval- DEC application for SD#3:

A motion was made by Councilman Dugan, seconded by Councilman Burke authorizing the Supervisor to sign the DEC application for the Sewer District #3 project.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye Carried

Privilege of the Floor/Question Period: no one spoke

Supervisor Cummings asked for a moment of silence for the passing of Town Councilman Donald York and a prayer for Jessica Baehr and her family as she undergoes surgery and recovery.

There being no further business to come before the board for the regular meeting a motion was made by Councilman Burke, seconded by Councilman Dugan to adjourn the regular meeting at 8:30pm.

Carried

Respectfully Submitted,

Dawn D. Izydorzak, RMC, Town Clerk