

Newstead Town Board Meeting- June 8, 2020

A regular meeting was called to order by the Newstead Town Board on Monday, June 8, 2020 at 7:30pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
Edmund Burke- Councilman
John Jendrowski- Councilman
Joseph Dugan- Councilman
Brendan Neill- Town Attorney
Emily Janicz- Assistant Town Attorney
Michael Bassanello- Highway Supt.
Dawn Izydorzak- Town Clerk

Roll Call was taken with all board members present except Councilwoman Morlacci.

Town Attorney Neill led the pledge to the flag.

Minutes from the regular meeting held on May 25, 2020 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Burke to approve as presented.
Carried

Agenda Changes – a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to make the following agenda changes: add motion to approve lateral restriction hardship application for 12130 Stage Rd & add motion to approve proposed modified Recreation program for the summer
Carried

Communications – The Clerk presented the following correspondence:

A notice was received from Charter Communications announcing programming changes coming in June and July.

A letter of resignation was received from Town Board member Jeannine Morlacci resigning her position effective May 27, 2020.

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

Work Session: The Supervisor reported no work session was held last week but the following items were discussed prior to tonight’s meeting: water & sewer project updates, planning item updates, building issue updates, grant updates, plus any other items brought before the Board.

Agenda Items Question Period: no one spoke

Budget transfers: none

Approval of Bills – Councilman Burke reported that the Abstract(s) from Batch(es) #2038 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #2044 for payment. Vouchers on this abstract(s) numbered 561-603, totaling \$51,058.60. Councilman Jendrowski seconded to approve payment as follows:

Abstract Batch(es) #2044:
General Fund (A)-\$15,987.89, General Fund- Outside Village (B)-\$50.00, Highway (DA) -\$0, Highway: Outside Village (DB)-\$1,448.37, CAP-SEW 1 Rehab (HAR)-\$0, CAP- Bike Path (HTG)-\$0, CAP- Water Improvement (HW)-\$0, CAP Water-Downey (HW01)-\$0, CAP- Water- Cedar (HW02)-\$0, CAP- Water-Knapp- (HW03)-\$810.00, Drainage (SD)-\$0, Fire Protection (SF)-\$4,721.20, Refuse (SR)-\$27,059.39, Sewer #1 Fund (SS)-\$124.50, Sewer District #2 (SS02)-\$231.50, Sewer District #3 (SS03)-\$621.25, Trust & Agency(TA)-\$0 and Water Districts: Consolidated (SW00)-\$4.50, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0; Total:\$51,058.60
Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – a report was presented from the Highway Supt as follows: the tire drop-off was held on June 6th. 571 normal size tires and 29 oversized tires were collected from town residents. 114 normal size tires and 6 oversized tires were collected from village residents for a total of 720 tires collected. This number includes roadside pickup of tires. The McNeeley Rd project has been postponed for now but the shoulder work will still be done.

Assessor – A report was presented by Tina read by the Supervisor stating Grievance Day is done. Approximately 35-40 phone conferences were done successfully with Julies help. The Board of Assessment Review members worked very well together and made fair decisions. Final Roll will be filed with the County and required Legal Notices placed in the Akron Bugle. 2 Grievances were handled with an attorney, which avoided Article 7 court cases. We should now be at 100% equalization and the next project planned for 2023 should result in less significant increases.

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

Michael Tamol	12730 Lewis	Rear deck
Charles Nadler	12710 Brucker	Roof
Geneva Lamberth	8294 Greenbush	Pole barn
5720 Cummings Rd, Inc	5720 Cummings Rd	Deck
Richard Greiner	6723 Cedar St	Shed
Vito Destito	6140 Utley	Storage building
Christopher Mazur	5040 Havens	Deck
Jason Koons	8372 Greenbush	Floodplain Development
Paul Jeziorski	4725 Ayers	Deck
Donald Douglas	12845 Dorsch	Shed
William Detine	7317 Sandhill	AG pool
Bruce Serena	7895 Maple	Shed
Charles Mullins	12381 Main	Demolition

The Town Board accepted the building report as presented.

Town Clerk- Dawn reported the NYS Archives will be issuing a new MU-1 schedule in August. The Board will have to review it when it is distributed and then formally adopt it before the end of the year.

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski- he attended an online library board meeting which addressed the reopening plan for the Library. He spoke with a Cedar St resident regarding speed study request procedures and spoke with Utley Rd residents about water/drainage issues in their rear yards from a creek tributary. Mike & Dave will check out the drainage issue.

Dugan – nothing at this time

Burke – he attended a virtual recreation board meeting where they have come up with a well thought out plan for the summer program that will be beneficial to residents.

Supervisor- the May Supervisor’s Report is on file with the Town Clerk. He attended the mask giveaway this past weekend. Between the 2 distribution events 259 masks were given out and \$121 in cash donations and several food items were collected for donation to the food pantry. He also fielded several complaints/issues from residents over the past 2 weeks.

UNFINISHED BUSINESS:

Buildings- nothing new

Planning- discussion was held on opening of the parks for events and youth sports and what phase that will take place during.

Water/Sewer- paperwork for the grant is being finished up for the next meeting.

Grants- no new updates on any that are in progress. He met with Bernie to discuss some new possible applications to consider. Dave, Scott & Mike met on the Culvert grant to begin moving forward.

NEW BUSINESS:

Public Hearing- Unsafe Building-6801 Maple Rd:

A motion was made by Councilman Burke, seconded by Councilman Dugan approving the calling of a public hearing on the unsafe building located at 6801 Maple Rd with said hearing to be held on July 13, 2020 at 7:25pm. The Code Officer is authorized to serve notice to the owner of record. (Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Lead Agency- 6-lot subdivision- Havens Rd:

A motion was made by Councilman Dugan, seconded by Councilman Burke declaring lead agency status on the proposed 6-lot subdivision application to be located on Havens Rd by owner CMK Builders. The building department is authorized to conduct a coordinated review. (Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Approval- DOH application for PWI- Havens Rd:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan authorizing the Town Supervisor to execute an application for approval of plans for Public Water Supply Improvement to the NYS Department of Health to construct waterlines on Havens Rd. (Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Approval- Acceptance of Resignation:

A motion was made by Councilman Burke, seconded by Councilman Dugan formally accepting the resignation of Jeannine Morlacci from her position as Town Councilwoman on the Town Board effective May 27, 2020, with regrets voiced by all the Board members. Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Approval- Advertisement of Open Position:

A motion was made by Councilman Burke, seconded by Councilman Dugan authorizing the advertisement for the newly open position on the Town Board. Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Approval- Cancel Work Sessions:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the cancellation of the work session on June 15th due to the COVID-19 emergency requirements. Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Approval- Lateral Restriction Exception- 12130 Stage Rd:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the application for a lateral restriction exception hardship for construction of a new build home in water district #10 at 12130 Stage Rd as submitted by CMK Builders/Herdzik, based on supporting documentation provided. Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

Approval- Modified Summer Recreation Program:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the modified recreation program for the summer 2020 session as proposed and presented by Recreation Director Dan Roland this evening and approved by the Recreation Board. Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye Carried

The Town Board members give Dan and the Recreation Board kudos for their efforts to come up with an effective program for the kids given the restrictions they had to work under with COVID-19.

Privilege of the Floor/Question Period: no one spoke

The Board entered executive session at 8:00pm to discuss contractual issues regarding the Borrego Solar Farm on a motion from Councilman Jendrowski, seconded by Councilman Dugan. Carried

The Board exited executive session on a motion by Councilman Burke, seconded by Councilman Dugan at 8:25pm, having taken no action. Carried

There being no further business to come before the board for the regular meeting a motion was made by Councilman Burke, seconded by Councilman Jendrowski to adjourn the regular meeting at 8:26pm. Carried

Respectfully Submitted,

Dawn D. Izydorczak, RMC, Town Clerk