

## Newstead Town Board Meeting- March 12, 2012

A public hearing was called to order by the Newstead Town Board on Monday, March 12, 2012 at 7:45pm at the Newstead Town Hall.

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

Roll Call was taken with all board members present.

The Supervisor called the public hearing to order on the proposed dog law amendment Local Law #1 of 2012.

The Clerk read the proof of publication.

Comments: no one appeared to speak.

There being no further comments a motion was made by Councilman Mayrose, seconded by Councilman Baran to close the public hearing at 7:53pm.

The Supervisor called the public hearing to order on the proposed subdivision at Billo and Stage Roads by Kelly Schultz at 7:53pm.

The Clerk read the proof of publication.

Comments: Planning Board has reviewed and made recommendations that an additional piece of property must be merged with said piece before any lots would be approved. Comment period in progress.

No else one appeared to speak.

There being no further comments a motion was made by Councilman Mayrose, seconded by Councilman Baran to close the public hearing at 7:55pm.

The regular meeting of the Newstead Town board was called to order at 7:55pm with the same members present as listed above.

Scott Rybarczyk led the pledge to the flag.

Minutes from the previous regular meeting held on February 27, 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 Carol Sauer, owner of the Border Line located at 11825 Main Rd, expressing her intent to renew the liquor license for 2012 thru 2014 for the bar.

A letter from NYS Assembly Majority Leader Ron Canestrari, thanking the town board for the 2 resolutions that were forwarded to his office.

A letter from NYS Assembly Minority Leader Brian Kolb, thanking the town board for the 2 resolutions that were forwarded to his office.

An invitation to NYS Senator Kathy Hochuls Economic Action Summit to be held on March 13<sup>th</sup> from 8:30am – 12:00pm at the Natural Sciences Complex at the UB North Campus

A letter from Time Warner Cable informing the town of the programmers and service providers it is currently under negotiations with for service.

An announcement of the 19<sup>th</sup> annual Southern Tier West Local Government Conference to be held at Houghton college on May 9, 2012. Anyone interested in attending can see the Clerk.

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

**Work Session:** The Supervisor reported that at the work session that was held last week the following items were discussed: a meeting with Akron Fire Co on hall renovation plans, water districts issues, building projects updates, planning issues updates, grants update, personnel issues, contracts, as well as any other issues brought before the board.

**Privilege of the Floor** – no one appeared to speak.

**Budget Transfers:** none

**Approval of Bills** – Councilman Mayrose reported that the Abstract from Batch(es) # 1161 from the February 27, 2012 meeting has been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1165 for payment. Vouchers on this abstract numbered from 234 - 279, totaling \$151,589.70 and were presented by Councilman Mayrose, seconded by Councilman Baran to approve payment as follows:

Abstract Batch(es) #1165:

General Fund (A) -\$17,420.02, General Fund- Outside Village (B) \$146.68, Highway (DA) -\$0, Highway: Outside Village (DB) \$8,249.88, Capital Projects: CAP- Highway Garage- (HG) - \$69,148.71, CAP-Murder Creek (HM) \$0, CAP- Equipment Purchase (HR02)- \$0, CAP- Scotland Rd (HS)- \$0, CAP- Town Hall (HT)- \$0, CAP- Water Improvement (HW)- \$10,790.25, Drainage (SD)- \$0, Fire Protection (SF) \$4,352.32, Refuse (SR) \$28,865.46, Sewer Fund (SS) \$0, Sewer District #2 (SS02)- \$225.00, Trust & Agency(TA)- \$5,858.40 and Water Districts: Consolidated (SW00) \$6,532.98, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0

Total: \$151,589.70

Carried Unanimously

### **COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – attended advocacy day in Albany. Over 500 people attended. He hopes to see better highway funding as a result of the meetings. Phones are all up and functioning at the joint facility. They are fixing radius' on corners, starting ditching and continuing work at joint facility.

**Assessor** – an update report was presented on reval project

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

Ryan Roetzer	13421 Steiner	One Family Home
Norma Schumacher	6920 Cedar	Roof
Charles Spalla	6595 Utley	Addition

The Town Board accepted the report as presented.

**Town Clerk** - County/Town tax bill collection penalty free period ends this week Thursday, March 15<sup>th</sup>. The Town has been paid in full for their portion and partial remittance has been made to the County as well. Dawn presented the Dog Control Officers report for 2011.

**Attorney for the Town** – nothing to report

## **COUNCILPERSONS:**

**Rooney** – working on electronic recycling figures and has some numbers to go over with the Supervisor. Reviewed recreation director policies and registration applications. Spoke with Glenn Joachimiak several times during the wind storms and thanked the Town for the flowers.

**Mayrose** – attended highway negotiations meeting downtown and the library board meeting. They will be getting security cameras for the outside of the library.

**Baran** – Denio not done, waiting for more materials to finish the ceiling.

**York** – regarding the dog license issue, he feels it is very important for public safety as it monitors control of rabies. Keeping the dog licenses renewed is the only way the Town can control that.

**Supervisor** – nothing to report

## **UNFINISHED BUSINESS:**

**Water Districts** – moving quite well. Lines should be in by the end of this week. Then testing and flushing of lines and then lateral hook ups. Town will then begin work on 1500' of water lines on Maple Road.

**Shared Public Works Facility Project** – Everyone in the offices are moved in and working out of the facility. Some items continue to be moved in slowly over time. Need to have some discussion on the direction of the old building. The Assessor will be getting an appraisal through the commercial company working on the re-val.

**Murder Creek** – nothing new. Plant inspections to start April 1<sup>st</sup>. DEC contracts to come in soon.

## **NEW BUSINESS:**

### **Local Law #2 of 2012- Public Hearing:**

A motion was made by Councilman York, seconded by Councilman Rooney approving the calling of a public hearing on the proposed Local Law #2 of 2012 entitled Zoning Law Amendments of 2012 to be held at the town hall on March 26, 2012 at 7:50pm.

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

### **Approval- Sale of Cemetery Lots at Maple Lawn:**

A motion was made by Councilman Mayrose, seconded by Councilman York approving the sale of cemetery lots at the Maple Lawn Cemetery on Marshall Ave and John St.

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

### **Approval- NYS CLASS resolution:**

A motion was made by Councilman Baran, seconded by Councilman Rooney approving the amendment dated as of April 23, 2012 to the Cooperative Liquid Asset Securities System Municipal Cooperation Agreement and authorizing the Supervisor to execute said amendment.

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

### **Approve- Senior Center Attendant hire:**

A motion was made by Councilman Mayrose, seconded by Councilman Rooney approving the hiring of Kay Green as a part time “recreation attendant” for the Senior Center effective today.

Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye  
Carried Unanimously

**Approve – E & WG Foundation Grant Application:**

A motion was made by Councilman Rooney, seconded by Councilman Mayrose to authorize and direct Supervisor Cummings to file an application for funds from the E & WG Foundation in an amount not to exceed \$25,000 for the final year phase of the Newstead Library Lower Level Enrichment Project.

Cummings-Aye, Rooney-Aye, Mayrose-Aye, Baran-Aye, York-Aye           Carried Unanimously

**Approve Liquor License- The Border Line:**

A motion was made by Councilman Baran, seconded by Councilman York approving the liquor license renewal for The Border Line located at 11825 Main Rd owned by Carol Sauer.

Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye           Carried Unanimously

**Approve Ride for Roswell Use of Town Roads:**

A motion was made by Councilman Mayrose, seconded by Councilman Baran to allow the Ride for Roswell to use town roads for portions of their routes on June 23, 2012 between 7:30am and 2:00pm.

Cummings-Aye, Rooney-Aye, Mayrose-Aye, Baran-Aye, York-Aye           Carried Unanimously

**Question Period** – no one spoke

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

Carried Unanimously

Respectfully Submitted,  
Dawn D. Izydorczak, Town Clerk