

Newstead Town Board Meeting- May 9, 2005

A Regular Meeting was called to order by the Newstead Town Board on Monday, May 9, 2005 at the Newstead Town Hall at 8:00PM.

Present: Gerald F. Summe, Supervisor
Tom George- Councilman
Harold Finger- Councilman
Mark Decker- Councilman
Rebecca Baker- Assessor
Christine Falkowski- Building Admin.
Dale Kruschke- Highway Supt.
Andrew Casolini- Town Engineer
Nathan Neill- Town Attorney
Dawn Izydorzak- Town Clerk
Kathleen McLeod Lang- Deputy Clerk

Roll Call was taken with all board members present except Councilman Chaffee who is on vacation.

Michael Bassanello led the pledge to the flag.

Minutes from the previous regular board meeting held on April 25, 2005 were presented for approval. A motion was made by Councilman George seconded by Councilman Finger to approve as presented.

Carried

Communications – The Town Clerk presented the following:

A letter from the Village of Akron was received announcing the new water rates beginning July 1, 2005 for water customers.

The monthly report was received from Amherst Central Fire Alarm Office reporting the April calls for Akron Fire Co. - 34 and Newstead Fire Co. - 26.

An announcement was received from the State Comptrollers office regarding their next teleconference to be held on May 23, 2005 at 6:15 pm titled "Local Government Cooperation: Get on Board- We'll Show You How". See the Clerk for more information.

The 2004 Water Quality Report was received from Erie County Water Authority.

A motion was made by Councilman Finger, seconded by Councilman Decker to receive and file correspondence as presented.

Carried

Work Session: Supervisor Summe reported that a work session was held last week and the following issues were discussed: unsafe buildings, Zoning Board applicants, water district #10, water tank, Plumbers Licenses, County Park property playing fields, landscaping at town hall, Latka subdivision and water service in District #1.

Privilege of the Floor – Bruce Paycon, Center Road, Holland, NY who owns Wahl Road property, would like the road to be abandoned. He and his brother have pictures which prove that LaFarge Corp. has other access to their lands and they would like to take back their land by having the road abandoned. Mr. Paycon gave copies of pictures, surveys, easements and deeds for proof of "Paper Road" to the Town Attorney for inspection. If everything points to an ability to abandon the road, the Town of Newstead is willing to do it, but they must make sure everything is in order before this is done. All appropriate agencies would have to okay the abandonment. Mr. Paycon stated Joe Russo and Doug Norr from EPA were called in on the LaFarge project for drainage. The Supervisor instructed the Paycon's to remove the fencing they installed across road as a sign of good faith. This matter will be discussed at work session next week.

Approval of Bills -Councilman Decker reported that the Abstract from Batch #390 from the April 25, 2005 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. He presented Abstract Batch #399 & 400. Vouchers on these abstracts numbered 438-440 and 441-501, totaling \$68,303.53 and were presented for payment approval by Councilman Decker, seconded by Councilman Finger to approve payment.

Abstract Batch 399 & 400:

General Fund (A) -\$20,535.32, Fund (B) \$123.89, Highway (DA) -\$0, Highway: Outside Village (DB) \$6,641.97, Capital Projects- CAP-WD#10 (HI)- \$3,500.00, Town Hall (HK)- \$3,109.00, Fire Protection (SF) \$2,347.68, Refuse (SR) \$22,219.93, Sewer Fund (SS) \$4,015.77, Sewer District #2 (SS02)- \$88.20, and Water Districts (SW1) \$85.00, (SW2) \$88.44, (SW3) \$85.00, (SW4) \$112.56, (SW5) \$2,420.04, (SW6) \$305.52, (SW7) \$426.12, (SW7A) \$48.24, (SW8) \$32.16, (SW9) \$88.44, (SW10) \$2,030.25, Trust & Agency(TA)- \$0 Totaling \$68,303.53.

Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –The white metal goods pick up was completed today with 60 tons of scrap collected. They will return to mowing and general maintenance.

Assessor –May 20th final roll due to the County.

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Spencer Brown	11651 Rapids	One Family Home
Philip Sperandeo	12440 Meahl	Addition
MGA Research	12790 Main	Testing/storage bldg
Frank Favale, Jr.	12304 Meahl	Pool, barn add'n, patio
William Gliss	7201 Sandhill	Patio
Dwayne Sarow	4525 S. Ayers	I.G. pool
Sam Militello	12275 Meahl Rd	Attached garage
Earl Prior	12228 Clarence Ctr	Roof
John Wilson	4132 Crittenden Rd	Windows

A motion was made by Councilman George, seconded by Councilman Finger to accept and approve the Building Report as presented.

Carried

Town Clerk- April 2005 Dog Control Officers report presented, with request for work session time to discuss dog enumeration for this summer.

Attorney for the Town – There are just a few easements left to sign. The title for the water tank land should be done soon.

COUNCILPERSONS

Chaffee – Not present

George –Nothing at this time

Finger-Landscaping almost complete and new flag pole installed at New Town Hall.

Decker-Nothing at this time

SUPERVISOR –Meeting at Orchard Park for snow plowing contracts will be held this Thursday.

UNFINISHED BUSINESS

Water District #10/ Water Tank- Contractors on site on Sandhill Road installing new water line. They will then be moving onto Meahl. The construction schedule will be handed out to everyone at Town Hall and will be updated regularly.

Town Wide Drainage-The 30 day permissive referendum period will be complete and finalized at next meeting.

Town Hall Project: Handicapped Accessible Entrance-They are on target for completion at end of month and then landscaping to begin for that area.

Route 5 Zoning- The draft legal description almost done. There are a few areas still in need of decision on their zoning.

Plumber's License-The Town Engineer will get comments from last meeting to Councilman Chaffee.

Shared Public Works Facility Committee-They will be putting a draft out in next 1-2 weeks for another joint meeting with the Village of Akron in early June.

NEW BUSINESS:

Site Plan Approval/Neg Dec – Niagara Specialty-12600 Clarence Center Rd:

A motion by Councilman George, seconded by Councilman Decker approving the proposed site plan for a 3,453 sq. ft. addition to an existing factory building to be constructed at 12600 Clarence Center Rd by Niagara Specialty Metals per the conditions set forth in the resolution and issuing a Negative SEQRA Declaration on the project.

(Resolution Attached) Ayes-4 Nays- 0 Carried

Site Plan Approval/Neg Dec – Niagara Specialty- Hake Rd:

A motion by Councilman Decker, seconded by Councilman Finger approving the proposed site plan for a 1,200 sq. ft. substation to be constructed along Hake Rd by Niagara Specialty Metals per the conditions set forth in the resolution and issuing a Negative SEQRA Declaration on the project.

(Resolution Attached) Ayes-4 Nays- 0 Carried

Town Hall (57 John St) - Contract Amendment:

A motion was made by Councilman Finger, seconded by Councilman George to amend the contract made with the First United Methodist Church on the old town hall building located at 57 John St in the amount of \$157,000.00 making it subject to permissive referendum.

(Resolution Attached) Ayes-4 Nays-0 Carried

Town Mileage Rate Change

A motion was made by Councilman Decker, seconded by Councilman George to adopt a change in the Town rate of reimbursement for mileage from \$.35/mile to \$.405/mile.

 Ayes-4 Nays-0 Carried

Easement Approvals

A motion was made by Councilman George, seconded by Councilman Finger to approve the easements for the Anthony Zola property on Brucker Road and Douglas Stanbury property on Rapids Road.

 Ayes-4 Nay-0 Carried

Question Period- Robert Izydorczak, 20 Hoag Avenue, presented his Eagle Scout Project to the Town Board. He spent 4 months with 15 other scouts updating the records of deceased veterans in the Evergreen, St. Teresa's, Maple Lawn and Ledge Lawn cemeteries in the Town of Newstead. He also created new locator maps for the gravesites to make it easier for placing flags at the graves on veteran's holidays.

There being no further business to come before the board a motion was made by Councilman Decker, seconded by Councilman George to adjourn the meeting at 8:32 PM.

Carried

Respectfully Submitted,
Dawn D. Izydorczak, Town Clerk