Newstead Town Board Meeting- September 13, 2004

A Public Hearing was called to order by the Newstead Town Board on Monday, September 13, 2004 at the Newstead Town Hall at 8:10PM.

Present:	Gerald F. Summe, Supervisor
	Tom George- Councilman
	Joan Glor- Councilwoman
	Harold L. Finger- Councilman
	Andrew Casolini- Town Engineer
	Nathan Neill- Town Attorney
	Dawn Izydorczak- Town Clerk
	Kathleen Lang- Deputy Town Clerk

The Town Clerk read the proof of publication on Local Law No. 4 of 2004.

The Supervisor gave an overview of the proposed changes to the sign ordinance.

<u>Comments</u>: Douglas Ceisner, 100 East Avenue, questioned why there is not an annual sign fee. A sign in front of a business is no different than advertising and a cost of doing business.

Will Griffin, 384 Knapp Rd., would not like to see a yearly fee on signs that are simply to display business name. He commended the Town Board on being pro-active regarding zoning issues along Route 5 and signage.

There being no further discussion, a motion was made by Councilman Finger, seconded by Councilwoman Glor to close the public hearing on Local Law No. 4 of 2004- sign ordinance amendments at 8:09pm. Carried Unanimously

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

Doug Ceisner led the pledge to the flag.

Minutes from the previous regular board meeting held on August 23, 2004 were presented for approval. A motion was made by Councilwoman Glor, seconded Councilman George by to approve as presented. Carried Unanimously

Communications - The Town Clerk presented the following:

A fax letter and certified resolution from the Association of Erie County Governments urging state leaders to eliminate from the budget language that severely reduces court fee revenues to towns and villages.

A fax transmission from Amherst Central Alarm Office reporting the calls for Akron Fire Co.- 52 and Newstead Fire Co.- 30 for the month of August 2004.

A copy of a letter from Newstead Fire Co. to attorney Brian Lewandowski regarding non-payment for services rendered on the Senior Center.

A letter from Village Clerk, Dan Borchert to Supervisor Summe notifying the Town Board that their resolution regarding the Drainage District was passed and the 30-day filing period has passed with no petitions filed.

A letter from Attorney Daniel Shonn regarding the re-zoning of the Church & John Street block and the villages position on that proposal.

A motion was made by Councilman George, seconded by Councilwoman Glor to receive and file correspondence as presented. Carried Unanimously

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Work Session: Supervisor Summe reported that no work session was held last week due to the holiday weekend.

Privilege of the Floor –Douglas Ceisner, 100 East Ave, suggested the DOT should put signs at Route 5 and Route 93 for no parking. The truck traffic makes for a hazardous condition by parking to go to McDonalds. He questioned the progress on the Main Rd. property (old Anderson house) and Greenbush Rd (Hoover house) and whether people are living in trailers behind motel on Main Rd again.

Approval of Bills -Councilwoman Glor reported that the Abstract from Batch #314 from the August 23,2004 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batch #317 & 319. Vouchers on these abstracts numbered 904-912,913-992 totaling \$51,351.61 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 317 & 319:

General Fund (A) -\$13,146.98, Fund (B) \$343.68, Highway (DA) -\$0, Highway: Outside Village (DB) \$3,815.27, Capital Projects- WD#5-Phase II (HC) \$0, CAP-Senior Center (HF)- \$0, Sewer Dist. #2 (HJ)- \$0, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$0, CAP- Town Hall (HK)- \$0, Fire Protection (SF) \$2,267.05, Refuse (SR) \$20,210.32, Sewer Fund (SS) \$19.47, Sewer District #2 (SS02)- \$0, and Water Districts (SW1) \$0, (SW2) \$689.04, (SW3) \$98.01, (SW4) \$608.70, (SW5) \$2,369.31, (SW6) \$7,204.28, (SW7) \$463.03, (SW7A) \$0, (SW8) \$31.06, (SW9) \$85.41, Trust & Agency (TA) \$0, Totaling \$51,351.61 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – Not Present. Report submitted and read by Supervisor

Assessor – Not present

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

David Morehouse	11326 Miland	Shed
Ronald Trinkl	V/I Carney	Shed
Randy Schaefer	6557 Utley	Porch
Donald Kreher	13212 Main	Kitchen Addition
Scott Bodenschatz	12664 Hunts Corners	Front Porch
Scott Bodenschatz	12664 Hunts Corners	Roof, Siding, Windows
Bob Vacanti	5498 Barnum	I. G. Pool
Tim Piechocki-Siuta	12566 Lesswing	One Family Home
Brian Criswell	11470 Tonawanda Creek	One Family Home
Leslie Rosenberg	11856 Rapids	Room Remodel
Denise Barbookles	6858 Cedar	One Family Home
Faith Fellowship Church	11478 Main	Church addition
Steven Reiner	5048 N. Ayers	Shed
Robert Nagel	7871 Maple	Deck
Galen Weaver	6277 Dye Rd	Pipe Permit

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

Carried Unanimously

Town Clerk- Water District #10 meeting mailer went out today. School Tax Bills are being mailed tomorrow and are due by October 15th without penalty. The town newsletter is now going to be made available on the town WebPages.

Page 3- 9/13/04 Attorney for the Town – Nothing at this time

COUNCILPERSONS

Chaffee –Not present

George –Nothing at this time

Glor –Nothing at this time

Finger-Work behind the Community Building today with highway department. He took a call from a roofer about Highway garage today.

SUPERVISOR – He attended a rally today in downtown Buffalo regarding the State legislation on Court Fees.

UNFINISHED BUSINESS

Water District #10/Water Tank-Ready for public meeting and he needs to discuss budgets prior to meetings.

Town Wide Drainage-Correspondence received from Village of Akron that the referendum passed and we can move ahead now.

Town Hall Project- Had a meeting this morning. Demolition should be complete this week. The new work is set to start and we are still on target for December 1st move.

Route 5 Zoning-Comments from tonight's informational meeting will go back to committee.

Senior Center Project-Has bills to submit. Meeting with John Wideman from Fire Hall went well.

Other- nothing

NEW BUSINESS:

Lease Management Agreement- ECWA:

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing the Supervisor to sign the Lease Management Agreement with Erie County Water Authority. (Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Wendel Hire-WD#10:

A motion was made by Councilwoman Glor, seconded by Councilman George approving the hiring					
of Wendel Duschcherer Engineers for professional services on the Water District #10 project.					
Ayes-4	Nays- 0	Carried Unanimously			

SJB Services Hiring:

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the hiring of SJB Services to perform the test boring services for the Water District 10 project. (Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Adoption of Local Law No. 4:

A motion was made by Councilman George, seconded by Councilman Finger adopting Local LawNo.4 of 2004 amending the sign ordinance of the Town of Newstead.(Resolution Attached)Ayes-4Nays-0Carried Unanimously

Lateral Restriction Hardship- 6732 Utley Rd:						
A motion was made by Councilman Finger, seconded by Councilwoman Glor approving the Lateral						
Restriction Hardship Application by the owners of 6732 Utley Rd for water service based on the						
evidence provided with application.						
Ayes- 3	Nays-1	Carried Unanimously				
Lateral Restriction Hardship- 12566 Lesswing						
A motion was made by Councilman Finger, second						
Restriction Hardship Application by the owners of 12566 Lesswing Rd for water service based on						
the evidence provided with application.						
Ayes-3	Nays-1	Carried Unanimously				
Akron Airport- Fencing Site Plan & Sign:						
A motion was made by Councilman George, seco	nded by Counc	ilwoman Glor approving the site				
plan for the fencing project at the Akron Airport						
Ayes-4	Nays-0	Carried Unanimously				
LOSAD Detinement Dreamons						
LOSAP Retirement Program:		ilmon Finance and the LOCAD				
A motion was made by Councilwoman Glor, seco						
Retirement Program Trust document for volunteer firemen as presented by program administers in a						
Trust Document and authorizing the Supervisor a		e				
(Resolution Attached) Ayes-4	Nays-0	Carried Unanimously				
Contract Awards for New Town Hall Project:	1.11.0	·1				
A motion was made by Councilman George, seconded by Councilwoman Glor approving contract						
awards as set forth by GPS Construction Services						
(Resolution Attached) Ayes-4	Nay-0	Carried Unanimously				
Question Period- No one spoke						

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman Finger to adjourn the meeting at 8:45 PM

Carried Unanimously

Respectfully Submitted,

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Dawn D. Izydorczak, Town Clerk