Newstead Town Board Meeting- December 22, 2003

A Regular Meeting was called to order by the Newstead Town Board on Monday, December 22, 2003 at the Newstead Town Hall at 8:00 PM.

Present: Gerald F. Summe- Supervisor Joan M. Glor- Councilwoman David Cummings- Councilman Tom George- Councilman Harold L. Finger- Councilman Fred Pask- Assessor Christine Falkowski- Building Administrator Andrew Casolini- Town Engineer Nathan Neill- Town Attorney Kathleen Lang- Deputy Town Clerk

Roll Call was taken with all board members present.

Kathleen Lang led the pledge to the flag.

Minutes from the previous regular board meeting held on December 8, 2003 were presented for approval. A motion was made by Councilman George, seconded by Councilman Cummings to approve as presented. Carried Unanimously

Communications – The Town Clerk presented the following:

A certified resolution was received from the Town of Colden Town Board voicing their support in honoring the Indian treaties made with the Seneca Nation of Indians.

The Water Sampling Reports were received for November and December 2003 from the Village of Akron with all levels being in acceptable ranges.

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

Work Session: Supervisor Summe reported that at the work session held on December 15, 2003 the following issues were discussed: change orders on the Senior Center, T-Mobile cell tower negotiations, Overlay Zones as well as other issues.

Privilege of the Floor – Sheriff Flynn, Liaison for Public Safety to the Town wished all happy holidays from him and Sheriff Gallivan.

Approval of Bills -Councilwoman Glor reported that she had reviewed the Abstract from Batch #215 & 216 from the 12/8/03 meeting with the previously UN-audited vouchers and found everything in order. She presented Abstract Batch #222 &223. Vouchers on this abstract numbered Batch#222-2766&27812,Batch 223, 2767-2811 totaling \$53,956.26 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 222 & 223

General Fund (A) -\$23,600.54, Fund (B) \$125.00, Highway (DA) -\$0, Highway: Outside Village (DB) \$8,038.35, Capital Projects- WD#5-Phase II (HC) \$282.93, CAP-Senior Center (HF)- \$163.27, Sewer Dist. #2 (HJ)- \$967.93, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$19,476.42, Sewer Fund (SS) \$1,226.82, and Water Districts (SW1) \$37.50, (SW2) \$0, (SW3) \$37.50, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, Trust & Agency (TA) \$0, Totaling \$.53,956.26 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –Not present, Supervisor Summe announced union negations starting January 5,2005.

Page 2- 12/22/03

Assessor -Field Review progressing nicely, informational meetings will be announced.

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

| Joe & Gwen Frey | 12292 Clarence Ctr | Arrowhead Clubhouse shell |
|-------------------|---------------------|---------------------------|
| Delores Bauer | 8044 Maple Rd. | Roof |
| Keith J. O'Malley | 12167 Hunts Corners | Roof |

A motion was made by Councilwoman Glor, seconded by Councilman Finger to accept and approve the building report and zoning report as presented.

Carried Unanimously

Town Clerk- Nothing to report.

Attorney for the Town- Nothing to report

COUNCILPERSONS

Cummings –Nothing to report

George –Nothing to report

Glor –Nothing to report

Finger-Nothing to report

SUPERVISOR – Supervisor's Report for October is complete and available in Town Clerks office and Novembers is nearly complete.

UNFINISHED BUSINESS

Water District #5- Phase 3 & 4 – Nothing to report

Water District #10- meeting with representative from EPA on Tonawanda Reservation.

Town Wide Drainage-Field Investigation, solution and summarizing will be presented to board and then to homeowners.

Christian Airmen Re-Zoning- Attorneys in conversation on issues. Formal response for rezoning should be presented in the near future.

Senior Center-Councilwoman Glor stated furniture and computers are arriving. Councilman Finger stated floors polished and cleaning was completed. Supervisor Summe wanted to sincerely thank Councilman Finger, Councilwoman Glor and Engineer Casolini for their tremendous work on this project. Grand Opening on January 18,2004, with a special function on December 31, 2003.

Sewer Project-Paper works, pay request and final checkout are in the process. Whiting's signed the Memorandum of Understanding.

Other- nothing

| NEW BUSINESS | | | | |
|--|-------------------------|---------------------|--|--|
| Change Order WD#5 for Phase's II, III, IV:A motion was made by Councilwoman Glor, seconded by Councilman Finger authorizing the supervisor to sign the appropriate change order for WD#5-Phase's II, III, IV.(Resolution Attached)Ayes-5Nay-0Carried Unanimously | | | | |
| (Resolution Attached) Ayes-5 | Inay-0 | Carried Onanimously | | |
| Final Pay request from Sergi Construction for WD | # PhasesII, III | , IV: | | |
| A motion was made by Councilman Cummings, secon Supervisor to pay final pay request from Sergi Constru- per Wendel recommendation. | | | | |
| (Resolution Attached) Ayes-5 | Nay-0 | Carried Unanimously | | |
| Site Lease with Option to Ominipoint Communications A motion was made by Councilman George, seconded by Councilwoman Glor approving the leasing a 50'x50"foot parcel of land on the Town Property on Buell Street. And be subject to permissive referendum. | | | | |
| (Resolution Attached) Ayes- 5 | Nay-0 | Carried Unanimously | | |
| Water District #5 removed from Agenda A motion was made by Councilman George, seconded District # 5 from Town Board Agenda. Ayes- 5 | l by Councilma Nay-0 | | | |

No work session will be held on December 29, 2003.

Councilman George requested work session time next meeting to discuss a proposed property purchase by the Town. The Property may fill the Towns needs for the future. Councilman George is working with Wendel Engineers to evaluate the property.

Question Period-No one spoke

Page 3- 12/22/03

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 8:30 PM

Carried Unanimously

Respectfully Submitted,

Kathleen McLeod Lang, Deputy Town Clerk