

Newstead Town Board Meeting- February 11, 2013

A regular meeting was called to order by the Newstead Town Board on Monday, February 11, 2013 at 8:00pm at the Newstead Town Hall.

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

Roll Call was taken with all board members present except for Councilman York who is working.

Councilman Baran led the pledge to the flag.

Minutes from the previous regular meeting held on January 28, 2013, were presented for approval. A motion was made by Councilman Baran, seconded by Councilman Mayrose to approve as presented. Carried

Communications – The Town Clerk presented the following correspondence:

A letter from Time Warner Cable notifying the town of the programmers & channel changes that are proposed on or after March 18, 2013. Also received was a letter notifying the town of rate increases that will take effect March 1, 2013 for all Time Warner customers.

A letter from the Department of State notifying the town that Local Laws #9 & #10 from 2012 as well as Local Law #1 for 2013 have been received and filed by their office.

A notice from the Erie County Soil & Water conservation notifying the Town that the 2013 Tree & Shrub Seedling Program orders will be taken until March 15, 2013 and then the pick-up date for orders will be April 13, 2013. Order forms are in the Clerk's information center at town hall.

A notice from National Fuel requesting the Town notifying them of any public improvement projects planned for this year. Notice has been forwarded to building & planning.

A packet from Newstead Fire Co. with all their reporting requirements for 2012 per their contract as well as their 2013 budget.

A letter from Erie County Parks Commissioner Maria Whyte regarding the transfer of a portion of the Akron Falls Park property to the Town including the Part 1 of the EAF, a map showing the parcels being transferred and a list of potentially involved agencies.

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

Work Session: The Supervisor reported that at the work session held last week the following issues were discussed: water district issues, building projects, planning issues, grants, recreation, cleaning services, park event proposal, NYS budget & gun laws, the old highway property, school tax collections, contracts, as well as any issues brought before the Board. The Board then met with the Village Board in executive session regarding the CEO contract.

Privilege of the Floor – no one spoke

Budget Transfers: a motion was made by Councilman Mayrose, seconded by Councilman Baran to approve the budget transfers per the memo from Bookkeeper Colleen Salmon dated February 11, 2013. Carried

Approval of Bills – Councilman Mayrose reported that the Abstract from Batch(es) # 1254 from the January 28, 2013 meeting have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1258 & 1259 for payment. Vouchers on these abstract(s) numbered from 53–57 and 82-143, totaling \$125,779.83 and were presented by Councilman Mayrose, seconded by Councilman Rooney to approve payment as follows:

Abstract Batch(es) #1258 & 1259:

General Fund (A) -\$100,391.46, General Fund- Outside Village (B) \$607.53, Highway (DA) -\$0, Highway: Outside Village (DB) \$4,905.16, Capital Projects: CAP- Highway Garage- (HG) - \$0, CAP-Murder Creek (HM) \$0, CAP- Equipment Purchase (HR02)- \$0, CAP- Library Basement (HR04) \$0, CAP- Scotland Rd (HS)- \$0, CAP- Town Hall (HT)- \$0, CAP- Water Improvement (HW)- \$2,880.00, Drainage (SD)- \$0, Fire Protection (SF) \$4,561.36, Refuse (SR) \$115.68, Sewer Fund (SS) \$1,854.60, Sewer District #2 (SS02)- \$352.50, Trust & Agency(TA)- \$3,265.00 and Water Districts: Consolidated (SW00) \$6,846.54, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0
 Total: \$125,779.83 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – the truck that was rear-ended is fully back in service and the truck that had an electrical problem has been fixed. Mike thanked Chris for resolving both issues so quickly & doing a great job. They are continuing with work in the cold storage building.

Assessor – no report was presented

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

Doug Matussek	12663 McNeeley	Special Use Permit renewal
Champion Auto Locaters	11678 Main	Special Use Permit renewal
John Jeziorowski	13523 Dorsch	Remodel
Krista & Arron Siska	12609 Brucker	Addition
Bonita Lewis	12472 Stage	Special Use Permit renewal
Leisurewood Campground	5720 Cummings	Right-of-Way Access

The Town Board accepted the report as presented.

Town Clerk- County/Town tax bills were mailed today. The IRS has increased the reimbursement rate for mileage to \$0.565. All employees have been notified in a memo.

Attorney for the Town – nothing to report

COUNCILPERSONS:

Rooney – he was at the Akron drug awareness meeting tonight, he has also been dealing with the library roof issue, working on collecting financial statements from organizations that receive funding from the town, and getting information on an ADA program. They have a park master plan meeting next week and he met with Mike on highway garage issues. He is working on doing a senior center cost analysis and attended the recreation board meeting.

Mayrose – he attended recreation board meeting, a meeting on CEO contract, met with Mike and Jon regarding cold storage building work, and met with Deb on Senior Center issues. He went to Erie County Court hearing regarding the airport case and will be attending the park master plan meeting next week.

Baran – reported the gutters at the Senior Center collapsed from ice today and the contract for electrical work at the Denio will be signed this week.

York – not present

Supervisor – he attended the state audit draft meeting today with the Town Clerk, Bookkeeper and the town attorney and town auditors, he has scheduled a first meeting of the ethics board, he attended the Erie County Supervisors conference, met with the senior citizens executive board, attended the

CEO contract meeting, met with the grant writer to formulate a grant plan for this year and met with the Newstead Fire Company president to discuss relative issues.

UNFINISHED BUSINESS:

Joint Highway Facility – nothing new to report. May be removed from the agenda.

Planning Issues – working on the park master plan. Still need to address Limerick hall proposals.

Water districts – waiting for ECDOH response to letter and data submitted. A map was presented to the Board tonight on areas of the town that are still un-serviced.

Annexation Request- the board will address this at next work session. Councilman Rooney suggested inviting the company in question to attend the session.

NEW BUSINESS:

Approval- Cleaning Contract for 2013:

A motion was made by Councilman Baran, seconded by Councilman Rooney approving the cleaning contracts with RJS Janitorial Services for the town buildings for 2013 with no cost increase and authorizing the Supervisor to execute any necessary documents.

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

Approval- Akron Central School Tax Collection Contract for 2013-15:

A motion was made by Councilman Mayrose, seconded by Councilman Rooney approving the proposed 2 year contract with Akron Central School for tax collection services for 2013-2015, with a \$500 increase each year to the contract and authorizing the Supervisor to sign the contract.

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

Approval- Clarence Central School Tax Collection Contracts for 2013-14:

A motion was made by Councilman Rooney, seconded by Councilman Baran approving the proposed annual contract with Clarence Central School for tax collection services for 2013-2014 and authorizing the Supervisor to sign the contract.

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

Approval- Clarence Contract for Senior Van Service:

A motion was made by Councilman Mayrose, seconded by Councilman Baran approving the renewal of the inter-municipal agreement with the Town of Clarence covering the sharing between the towns of the Senior Van Service for 2013 and authorizing the Supervisor to sign the contract.

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

Question Period – no one spoke

The board entered executive session at 8:28pm to discuss litigation matters and the union contract. The board exited executive session at 8:50pm having taken no action.

There being no further business to come before the board a motion was made by Councilman Mayrose, seconded by Councilman Rooney to adjourn the regular meeting at 8:51pm.

Carried Unanimously

Respectfully Submitted,
Dawn D. Izydorczak, Town Clerk