

2013 Recycling Events Schedule: Dan reported that the Saturday compost and electronics drop-off schedules have started again for the summer and will go thru Mid-November. 2 Household Hazardous Waste drop-offs are planned for Saturday, May 11th and October 5th from 9-12. Shred-It will host a shredding drop-off on Saturday June 1st from 9-12. The Mayor stated we are one of only a couple communities in the State that are offering these types of services to their residents at no cost. He thanked Dan for organizing them.

Consolidation Study: Supervisor Cummings informed the Boards about an on-going monthly grant that is available to study consolidation and/or dissolution of community services. He also went over Wendel's proposal to do preliminary work for the grant application. The Village Board questioned whether we were looking at consolidation or dissolution and the Supervisor stated that's what the study would eventually tell us based on the results of the study. The Village Board is going to discuss some more and talk to their grant writer. Dave offered to get a copy of the Lewiston study that was recently done and stated that if the Village is not absolutely interested in this we will just drop it but based on past conversations he thought they were in favor of looking into this.

Joint Facility project: Jon Cummings reported that Sherwin Williams and the floor installer were out and they both feel there is something in the floor materials that is causing the peeling problems. They discussed that it is too shiny, and the moisture levels in the concrete were too high as well as the densifier in the concrete. They have prepped some areas in the concrete to patch them but he & Mike don't think its going to work. When the floor was put down he doesn't feel the installer followed Stantec's specs for installation and it was not handled properly from day one.

Supervisor Cummings asked the Town & Village Attorney's what recourse they feel we have. They will have to look into it.

Jon stated the Sherwin Williams rep had documentation on the floor installation & specs. He said it was spec'ed like a bridge deck but was not done that way.

Supervisor Cummings gave a report on the State Comptroller's audit of the project, once again stating that all the findings were to do with procedural deficiencies only. There was no misappropriation of any monies and all town and village board members present agreed that what was done and the end product were worth every penny spent and done right. Carl thanked Dave for leading the community thru this whole process.

Water: Mayor Patterson inquired how the town's pressure problems have been solved. Supervisor Cummings stated the Cummings Rd and Scotland Rd problems have been addressed and the Hunts Corners Rd connection with Clarence is now open. The Town is looking at some more areas this year where loops will finally be finished off that will only enhance pressure in all areas and he asked the Village DPW's assistance again when they are ready to do those projects.

Court Consolidation: the consolidation is over and everything has been turned over to the Town Court. They are now in the process of merging the Villages open case files into their schedule and converting the Villages files into their system. This can be taken off of the agenda for future meetings.

Joint Master Plan: Dave, Jim, Carl & Cathy will meet soon to look at grants available for 2013.

Other: Sidewalk Project status: the Clarence Center Rd section may be a challenge. We need to decide whether to move forward or not. Dan stated we need to contact CDBG on the funding once a decision is made. They discussed connecting on the West side of the road up to Pixley's plaza instead of having a crossing at Buell & Clarence Center.

CAC Village Representation: Village Attorney Shonn brought up that the Village received a letter from the County that they have no representation on the County Conservation Council. He asked Carl if the Town's CAC would be willing to represent the Village as well. The Boards would both need to pass a resolution to this effect that could be sent on to the County.

The Boards entered into executive session at 9:57pm to discuss the Picone litigation settlement proposal and contractual issues.

After much discussion, they exited executive session at 10:25pm on a motion by Councilman Mayrose, seconded by Councilman Rooney.

Upon exiting executive session, the Town Board on a motion by Councilman Baran, seconded by Councilman York approved the settlement with Picone Construction Corp in the amount of \$67,269.26, subject to the review and approval of the settlement agreement by the Town and Village Attorneys. Cummings- Aye, Rooney- Aye, Mayrose- Aye, Baran- Aye, York- Aye Carried Unanimously

Resolution, duly moved by Middaugh and seconded by Forrestel that the Village of Akron is authorized to settle the outstanding litigation with Picone Construction Corporation in the amount of \$67,269.26 subject to the approval of the settlement agreement by the attorneys of the Village of Akron and Town of Newstead.

ADOPTED CARL E. PATTERSON- AYE, E. PETER FORRESTEL- AYE,
MICHAEL R. MIDDAUGH- AYE, KEITH A. HATSWELL- AYE

The Mayor thanked everyone for coming. The meeting was adjourned at 10:31pm by the Mayor & Supervisor.

Respectfully Submitted,
Dawn D. Izydorzak, Town Clerk