

Newstead Town Board Meeting- May 28, 2013

A regular meeting was called to order by the Newstead Town Board on Tuesday, May 28, 2013 at 8:00pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
James Mayrose- Councilman
Richard Baran- Councilman
Donald York- Councilman
Scott Rybarczyk- Town Engineer
Nathan Neill- Town Attorney
Michael Bassanello- Highway Supt.
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present except Councilman Justin Rooney who is out for a family emergency.

Town Engineer Scott Rybarczyk led the pledge to the flag.

Minutes from the previous regular meeting held on May 13, 2013, were presented for approval. A motion was made by Councilman Mayrose, seconded by Councilman York to approve as presented.
Carried

Communications – The Town Clerk presented the following correspondence:

Several emails, videos and photos were received from resident Debbie Darling reporting her complaints with flights in and out of the Akron Airport over the past 2 weeks.

An announcement that Attorney General Eric Schneiderman will be speaking at an Erie County Community Forum to be held on June 6, 2013 at 6:00pm at the Burchfield Penney Art Center.

A report on the household hazardous waste drop-off was received from the Village of Akron.

A Notice was received from the NYS Department of Taxation and Finance notifying the town that its tentative equalization rate for 2013 is 100%.

The April 2013 Operations Report was received from Amherst Central Alarm Office reporting 38 calls for Akron Fire Co. and 23 calls for Newstead Fire Co.

The June 2013 League of Woman Voters newsletter was received.

The 2012 Annual Report and Spring newsletter were received from Hearts in Hands.

A motion was made by Councilman Mayrose, seconded by Councilman Baran 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 evaluations and meeting minutes, Assessor ad, parks master plan, status of old highway garage, and any other issues brought before the Board.

Privilege of the Floor – no one was present

Budget Transfers: a motion was made by Councilman Mayrose, seconded by Councilman York to approve the budget transfers per the memo from Bookkeeper Colleen Salmon dated May 28, 2013.
Carried

Approval of Bills – Councilman Mayrose reported that the Abstract from Batch(es) # 1286 & 1289 from the May 13, 2013 meeting have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1291 with postage epayment for payment. Vouchers on this abstract(s) numbered from 486 – 519, totaling \$186,536.79 and were presented by Councilman Baran, seconded by Councilman Mayrose to approve payment as follows:

Abstract Batch(es) #1291 with postage epayment:

General Fund (A) -\$15,794.34, General Fund- Outside Village (B) \$338.09, Highway (DA) -\$0, Highway: Outside Village (DB) \$4,243.00, Capital Projects: CAP- Highway Garage- (HG) - \$159,752.43, 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)- \$0, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$6,250.00, Sewer Fund (SS) \$25.95, Sewer District #2 (SS02)- \$86.36, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$46.62, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0

Total: \$186,536.79

Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – not present but submitted a report stating that oil and stoning will be starting on the following roads: Moore, Hiller, Schutt, Billo and sections of Stage Rd. He met with Councilman Mayrose on soccer field/park issues and walked the Erie County property on Skyline the town is purchasing.

Assessor – Becky and the Board of Assessment Review held Grievance Day all day today and this evening.

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

Sam Manyon	11187 Stage	Remodel
James Marfurt	4870 N Millgrove	Pole barn
Dennis Krol	12067 Buckwheat	Porch
Michael Lotz	12799 Swift Mills	Lean-to
Jean Majkowski	133 Golden Pond Est	Roof
Jeff Deibel	12886 Dorsch	Pool house/shed
Arrowhead Golf Club	12292 Clarence Center	Tent
Patricia Means	12365 Stage	Roof

The Town Board accepted the report as presented.

Town Clerk- We have received back our newly refurbished book “Chattel Mortgages” 1920-1929.

Attorney for the Town – nothing at this time

COUNCILPERSONS:

Rooney – not present

Mayrose – he met with Mike on the County property and the soccer fields. He will also be meeting with representatives from the little league football this week. He met with the fire company, assessment board and toured Limerick Hall with CEO Migliaccio to take photos of the interior and exterior.

Baran – he is continuing work on the roof shelter at the park. He has color choices for the Board to consider.

York – nothing at this time.

Supervisor- He met with the Ethics Board, attended an Association of Erie County Governments meeting, met with Legislator Rath and Senator Ranzenhofer on issues, met with the grant writers, and got the phone settlement signed. He also met with the NYS Troopers at the Clarence Barracks on the allegations made by Quarry Hill residents that the Troopers will not respond to or enter their park. The Commander and officers emphatically denied that they do not respond to Quarry Hills. They stated they answer all calls and requests they receive from Quarry Hills and there is no

forwarding of calls to any other agency. They answer all warranted calls. The Supervisor after that meeting conveyed their response to Mr. Richards at Quarry Hills.

UNFINISHED BUSINESS:

Joint Facility- meeting with the Village committee members and Superintendents this week Thursday.

Planning Issues- nothing new

Old Highway Building- the report from LCS that a 4,000 gallon tank existed on the property has been cleared up and determined no tank that size was there on site. LCS will be removing that from their report and filing an addendum and forwarding that to the DEC. They are coming up with a cost estimate to remove some of the soil from the property.

County Park Purchase- still on-going with the County to finalize this.

Grants- in progress on disaster needs & generator for the Town Hall, as well as a separate grant for construction of a police garage.

NEW BUSINESS:

Lead Agency- Water District Improvements:

A motion was made by Councilman Mayrose, seconded by Councilman Baran issuing a declaration of Lead Agency on the proposed water system improvements to Draper Rd and Downey Rd and classifying them as an Unlisted action under SEQRA. Town Engineers Audubon (Wendel) are authorized to conduct a coordinated review on the project.

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

Assessment Settlement:

A motion was made by Councilman Mayrose, seconded by Councilman York supporting the Assessor's decision on a proposed settlement that includes refunds for an Assessment challenge for property located at 11760 Clarence Center Rd.

Cummings-Aye, Rooney -Absent, Mayrose-Aye, Baran-Aye, York-Aye Carried

Supervisor Cummings announced the work session for June 3rd is cancelled and he is looking at potentially cancelling a couple other sessions over the summer months due to lack of issues to discuss.

Question Period – no one present

There being no further business to come before the board a motion was made by Councilman York, seconded by Councilman Baran to adjourn the regular meeting at 8:25pm.

Carried

Respectfully Submitted,
Dawn D. Izydorczyk, Town Clerk