

Newstead Town Board Meeting- July 8, 2013

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

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

Roll Call was taken with all board members present.

Councilman York led the pledge to the flag.

Minutes from the previous regular meeting held on June 24, 2013, were presented for approval. A motion was made by Councilman York, seconded by Councilman Baran to approve as presented.
Carried Unanimously

Communications – The Town Clerk presented the following correspondence:

A letter was received from Time Warner Cable notifying the town of the programmers & service providers they are currently in negotiations with for service.

The 2012 Annual Report was received from the Erie County Department of Real Property Services.

The June 2013 Operations Report was received from Amherst Central Alarm Office reporting 47 calls for Akron Fire Co and 25 calls for Newstead Fire Co..

A letter was received from the NYS Comptroller's Office acknowledging receipt of the Town's reporting on elected and appointed official's hours for retirement and stating they have closed the audit of the Town's retirement reporting practices.

A letter from Erie County Water Authority acknowledging the retirement of Tom Wik effective July 5, 2013 as the Municipal Liaison to the towns and introducing Russ Stoll as the new liaison on behalf of the Water Authority.

A notice was received from NYS DEC notifying the town they are tentatively approving a permit to spray for mosquitoes in NYS regulated wetlands.

A request from Judge Freeman was received to attend training at SUNY Potsdam on July 22, 23 & 24.

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

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 & minutes, park master plan, mower bids and old highway garage issues, Leisurewood and any other issues brought before the Board. The Board also went into executive session prior to the meeting tonight with regards to the union contract and assessor appointment.

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 July 8, 2013.
Carried Unanimously

Approval of Bills – It was reported that the Abstract from Batch(es) # 1297 & 1299 plus electronic bond payment from the June 24, 2013 meeting have been reviewed with the previously un-audited vouchers and everything was found in order. Councilman Baran presented Abstract Batch(es) #1301 for payment. Vouchers on this abstract(s) numbered from 634 – 682, totaling \$72,963.37. Councilman Mayrose seconded to approve payment as follows:

Abstract Batch(es) #1301:
 General Fund (A) -\$11,775.74, General Fund- Outside Village (B) \$77.03, Highway (DA) -\$0, Highway: Outside Village (DB) \$2,862.75, Capital Projects: CAP- Highway Garage- (HG) - \$0, CAP-Murder Creek (HM) \$1,000.00, 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) \$24,493.05, Refuse (SR) \$25,530.74, Sewer Fund (SS) \$0, Sewer District #2 (SS02)- \$227.26, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$6,996.80, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0
 Total: \$72,963.37 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – Erie County Highway notified the town that Hunts Corners Road will be closed on 7/9/2013 between Utley & Dye from 7am – 5pm and on 7/10/2013 Carney Road between Route 93 and Cedar will be closed. These are both to work on the cross culverts.

Assessor – the Assessor submitted a report on the final BAR decisions.

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

Stephen Stribing	13125 Steiner	One family home
Rich Morrison	4917 S Newstead	Porch
Paul Nowak	11333 Hunts Corners	Deck
Patricia Sharkey	12635 Brucker	2 Decks

The Town Board accepted the report as presented.

Town Clerk- DCO DeYoung will be out of town July 13th- July 18th so Bev will be on call. This year is the town’s 190 Anniversary.

Attorney for the Town – nothing to report

COUNCILPERSONS:

Rooney – attended the fireworks in Veterans Park and watched the parade in the village, borrowed portable radios from town hall for the celebration committee, thanks all the volunteers that put on the celebration, thanks Becky for putting the assessor information packets together, reviewed some recreation issues with the chairman, attended village of Akron public meeting with Ed Rath and EC highway officials, had follow up correspondence with Ed Rath, attended the Destroyer Park Golf grand opening and thanks the Beyer family for the kind words regarding working with the town and thanks Ed Rath for acknowledging the opening of Destroyer Park Golf.

Mayrose – attended the public meeting at the village hall with Ed Rath regarding the roads and bridges in the town and village, attended the ZBA meeting, met with the Supervisor and CEO regarding enforcement issues, signed final paperwork for an Eagle Scout project in Veterans Park, participated in the opening of Destroyer Park Golf, spoke to Ray Braun regarding his shelter and took part in the 4th of July parade and thanks the Celebration Committee for their time and effort.

Baran – attended opening for Destroyer Park Golf, the 4th of July parade, has the final contract for the town park roof and thanks Mike Bassanello for helping him get estimates.

York – attended the fireworks, 4th of July parade, village meeting with Ed Rath, did a visual inspection of the Swift Mills bridge and spoke with inspectors regarding reinstating 1 lane.

Supervisor – met with Harold & Brad regarding the library, met with the CEO regarding Leisurewood, spoke to Erie County regarding the highway contract, spoke with Ms. Wukman regarding her lawn, spoke with Mr. Braun with regards to his new structure, stated the NYSP will be moving their cars to the joint facility from the Lewis Rd facility, discussed grants and attended 4th of July parade.

UNFINISHED BUSINESS:

Joint Facility – work on floor was started, but they haven't been back.

Planning Issues- nothing new

Water projects- nothing new

Conservation issues- Emerald Ash Borer- new brochure from Carl
Murder Creek- meeting coming up with phase 2 affected residents

NEW BUSINESS:

Erie County Snow Plowing Contract:

A motion was made by Councilman Mayrose, seconded by Councilman York approving the request to Erie County Executive Mark Poloncarz and the Erie County Legislature to assist in resolving the issues between the Erie county DPW and the 25 towns in Erie County regarding the Snow Removal and De-Icing Contracts.

(Resolution Attached) Cummings-Aye, Rooney -No, Mayrose-Aye, Baran-Aye, York-Aye
Carried

Approval- Purchase Mower:

A motion was made by Councilman Baran, seconded by Councilman Mayrose authorizing the purchase of a Landpride AFM4214 All Flex mower at a cost not to exceed \$13,350.00 from Alexander Equipment.

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

Support of Sugar Subsidies Resolution:

A motion was made by Councilman York, seconded by Councilman Baran approving the Towns opposition of the continuation of policies that artificially inflate sugar prices in the US and the Board supports passage of Senate Bill 345 and House Bill 693.

(Resolution Attached) Cummings-Aye, Rooney -No, Mayrose-Aye, Baran-Aye, York-Aye
Carried

Approval- Veterans Park Shelter Roof Replacement:

A motion was made by Councilman Mayrose, seconded by Councilman York approving the replacement of the roof on the Park Shelter at Veteran's Park with a steel roof at a cost not to exceed \$7,200.00 with work to be done by Young Enterprises.

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

Approval-Grant for Recreational Path:

A motion was made by Councilman York, seconded by Councilman Mayrose approving the application of a grant thru NYS Office of Parks, Recreation & Historic Preservation and NYS DOT for a Recreation Trails Expansion Project with a 20% matching pledge by the Town.

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

Approval-Grant for Historical Buildings:

A motion was made by Councilman Baran, seconded by Councilman York approving the application by the Newstead Historical Society for a NYS Office of Parks, Recreation & Historic Preservation grant under the EPA fund for a Roof Restoration Project on the Rich-Twinn Octagon House. (Resolution Attached) Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye
Carried Unanimously

Approval-Town Justice Training:

A motion was made by Councilman York, seconded by Councilman Rooney approving the attendance of Town Justice Freeman at training sessions from July 22-24 at SUNY Potsdam. Cummings-Aye, Rooney -Aye, Mayrose-Aye, Baran-Aye, York-Aye
Carried Unanimously

Question Period – no one spoke

The board was going back into work session following the meeting.

There being no further business to come before the board a motion was made by Supervisor Cummings to close the meeting in memory of past Councilman Harold Johnson, seconded by Councilman Baran to adjourn the regular meeting at 8:42pm.

Carried Unanimously

Respectfully Submitted,
Dawn D. Izydorczak, Town Clerk