

Newstead Town Board Meeting- December 8, 2014

A public hearing was called to order by the Newstead Town Board on Monday, December 8, 2014 at 7:50pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
Justin Rooney- Councilman
James Mayrose- Councilman
John Jendrowski- Councilman
Nathan Neill- Attorney for the Town
Mike Bassanello- Highway Supt
Scott Rybarczyk- Town Engineer
Jennifer Heberling- Deputy Town Clerk

Roll Call was taken with all board members present except Councilman York.

The Supervisor called the **public hearing** to order on proposed **amendments to the dog law**.

The Deputy Clerk read proof of publication. The Supervisor explained the amendments to the law including requirements for rescue operations/fostering homes and breeding facilities. He also thanked DCO DeYoung, Deputy DCO Richards and Dawn for all the work they put into this amendment.

Comments: No one appeared to speak.

There being now further comments Councilman Mayrose motioned to close the public hearing, seconded by Councilman Rooney. Carried

The Supervisor called the **public hearing** to order on proposed **special use permit/site plan** for a wind turbine at 8249 Greenbush Rd.

The Deputy Clerk read proof of publication. The Supervisor stated this project has been reviewed and recommended by the planning board. The planning board and Wendel both made comments that have been included in the resolution.

Comments: No one appeared to speak.

There being now further comments Councilman Mayrose motioned to close the public hearing, seconded by Councilman Rooney. Carried

The regular meeting of the Town Board was called to order at 8:00pm with the same board members present as listed above.

Councilman Jendrowski led the pledge to the flag.

Minutes from the previous regular meeting held on November 24, 2014 were presented for approval. A motion was made by Councilman Mayrose, seconded by Councilman Jendrowski to approve as presented. Carried

Agenda Changes – None

Communications – The Deputy Town Clerk presented the following correspondence:

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

A letter was received from the NYSDOT regarding the towns request for a traffic study on Clarence Center Rd to reduce the speed limit. The DOT rendered a decision not to reduce the speed from the current 45mph based on current traffic speeds and flows.

Planning and zoning board training sessions will be held December 9th and 15th from 7-9pm at the Orchard Park Municipal Building.

A letter from the Ride for Roswell requesting use of the town roadways on June 27, 2015 for their annual bike event from 7:00am until 3:00pm.

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

Work Session: The Supervisor reported that no work session was held last week but the following items were discussed prior to tonight's meeting: items listed on tonight's agenda and the board went into executive session regarding legal and contractual matters with no outcome.

Agenda Items Question Period: No one spoke

Budget Transfers: a motion was made by Councilman Mayrose, seconded by Councilman Jendrowski approving the budget transfers per memo from Bookkeeper Colleen Salmon dated 12/8/14. Carried

Approval of Bills – Councilman Mayrose reported that the Abstract(s) from Batch(es) #1453 from the November 24, 2014 meeting have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1455 and 1456 for payment. Vouchers on this abstract(s) numbered from 1201–1256, totaling \$76,845.66. Councilman Rooney seconded to approve payment as follows:

Abstract Batch(es) #1455 and 1456:
General Fund (A) -\$28,248.53, General Fund- Outside Village (B) \$391.91, Highway (DA) -\$0, Highway: Outside Village (DB) \$886.73, CAP-Murder Creek (HM) \$695.00, CAP- Scotland Rd (HS)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$10,723.01, Drainage (SD)- \$0, Fire Protection (SF) \$4,577.44, Refuse (SR) \$24,283.51, Sewer Fund (SS) \$3.36, Sewer District #2 (SS02)- \$165.00, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$6,871.17, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0 Total: \$76,845.66 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – finished Dande Farms ditching job (675'), attended a joint facility committee meeting, repaired and serviced several trucks (starter in #3, alternator in the snow-blower and air drier in #9), fixed several mailboxes, talked to the Supervisor regarding FEMA, picked up benches on the bike path and took down 2 rails and the highway guys who changed their vacation days due to the storm are rescheduling those. The Supervisor added that the board would allow any highway employee who had to cancel vacation time to carry over those days if needed.

Assessor –no report was presented but will need to discuss exemptions for wind turbines and solar panels.

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

David Matusek	6277 Dye	Ditch fill
Harold Schilling	7992 Kathryn	Garage

The Town Board accepted the report as presented.

Deputy Town Clerk- our Road Records book from 1872 – 1896 has been preserved and returned from Kofile Preservation.

Attorney for the Town – nothing

COUNCILPERSONS:

Rooney – nothing at this time

Mayrose – spoke to Becky Baker regarding assessment committee membership, attended joint facility committee meeting and spoke to Debbie Novak and Mike Bassanello regarding information for FEMA.

York – absent

Jendrowski – spoke to Kelkenberg Farms, Bedford’s Greenhouse, Kindred Farms and the farm bureau regarding ag issues and attended the Charlie Brown Christmas party.

Supervisor – Organizational meeting will be held on January 6, 2015 with work session after, thanked Dawn for putting together the stick drives for the board members, the Akron Coalition for Teens Against Drugs and Alcohol will be having a meeting tomorrow at the high school and he will be attending on behalf of the town, fee schedules for the town and village from 2014 along with the proposed 2015 schedule have been passed out, has asked the councilman what boards they are interested in serving on for 2015, passed out information regarding executive sessions, spoke with the grant writers, attended the bid opening, attended the joint facility committee meeting with Councilman Mayrose, spoke with the emergency management committee regarding 2015, spoke with insurance agent regarding legal issues, spoke to Pembroke regarding County Line’s expansion and shared information regarding the Association of Towns in February of 2015.

UNFINISHED BUSINESS:

Buildings – nothing new

Planning – nothing new

Water – nothing new

Grants – should hear in the next couple of weeks regarding the park grant.

NEW BUSINESS:

Approval- Municipal Endorsement- Akron Airport grant:

A motion was made by Councilman Rooney, seconded by Councilman Mayrose approving the municipal endorsement for the purchase of snow removal equipment and rehabilitation work to the pavement surfaces at the Akron Airport and authorizing the Supervisor to execute the agreement. (Resolution Attached) Cummings-Aye, Rooney-Aye, Mayrose-Aye, York-Absent, Jendrowski- Aye
Carried

Approval- Special Use Permit/Site Plan-8249 Greenbush Rd:

A motion was made by Councilman Mayrose, seconded by Councilman Rooney approving the request for a special use permit/site plan for a 140’ wind turbine at 8249 Greenbush Rd owned by Toby Schrock, subject to the terms set forth in the resolution. (Resolution Attached) Cummings-Aye, Rooney-Aye, Mayrose-Aye, York-Absent, Jendrowski- Aye
Carried

Privilege of the Floor/Question Period: No one spoke

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 8:20pm.
Carried

Respectfully Submitted,
Jennifer L. Heberling, Deputy Town Clerk