

Newstead Town Board Meeting- February 23, 2015

A public hearing was called to order by the Newstead Town Board on Monday, February 23, 2015 at 8:03pm at the Newstead Town Hall.

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

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

The Town Clerk read proof of publication.

The Supervisor explained the reason for this public hearing on the proposed 140' wind turbine at 7269 Sandhill Rd. The planning board has recommended approval of this project and on 1/29/15 Erie County Planning submitted an opinion with no recommendations on the project.

Comments: no comments. Representatives from the company were present.

There being no further comments Councilman Rooney motioned to close the public hearing, seconded by Councilman Mayrose. Carried

The regular meeting of the Town Board was called to order at 8:06pm with the same Board members present as listed above.

Supervisor Cummings led the pledge to the flag.

Minutes from the previous regular meeting held on February 9, 2015 were presented for approval. A motion was made by Councilman Rooney, seconded by Councilman Mayrose to approve as presented. Carried

Agenda Changes – none

Communications – The 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.

The January 2015 Operation Report was received from Amherst Central Alarm office reporting 46 calls for Akron Fire Co and 28 calls Newstead Fire Co.

A notice of public hearing from the Town of Royalton regarding amendments to their senior citizens exemption limits which will be held on March 9th at 7:00pm.

A certified resolution from the Town of Concord regarding their support of the proposed reform of the Community college chargeback policy by the Erie county Legislature.

A letter from residents David & Colleen Scotch requesting permission for Boy Scout Troop 559 to be allowed to offer their services of loading/unloading mulch and compost at the Town/Village Joint Facility during Saturdays this coming spring.

A notice of an Emergency Response Exercise by the Erie County Department of Health to be held on March 13, 2015 from 12:30-3:00pm at the ECC North Campus.

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 no work session was held last week due to the holiday however, the following items were discussed prior to tonight's meeting: met with the Assessor regarding contracts and future reveals, water issues, buildings, parks master plan, highway issues, planning items, grants, services, contracts, 3 points of interest from all board members for the coming year, topics for the joint meeting and any other matters brought before the Board.

Agenda Items Question Period: none

Budget Transfers: none

Approval of Bills – Councilman Mayrose reported that the Abstract(s) from Batch(es) #1476 from the February 9, 2015 meeting have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1484 for payment. Vouchers on this abstract(s) numbered from 121-157, totaling \$44,401.22. Councilman Jendrowski seconded to approve payment as follows:

Abstract Batch(es) #1484:

General Fund (A) -\$10,810.18, General Fund- Outside Village (B) \$430.32, Highway (DA) -\$0, Highway: Outside Village (DB) \$7,481.49, CAP-Murder Creek (HM) \$0, CAP- Scotland Rd (HS)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$24,976.66, Sewer Fund (SS) \$553.56, Sewer District #2 (SS02)- \$102.63, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$46.38, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0 Total: \$44,401.22 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – the crews have been doing a lot of plowing and pushing back snow piles, plowing the Bloomingdale cemeteries, and minor truck repairs and runs for parts. Mike met with the Supervisor to discuss the new rating report from Erie County which rates the county roads. He has worked on revisions to the winter policies and they have been repairing mailboxes.

Assessor – no report was presented, however the Assessor notified them that Akron School District has decided not to adopt the veteran's exemption at this time and she met with the Board at work session tonight regarding future reassessments.

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

Clifford Albrecht	11672 Main	Certificate of Compliance
The Bed 'n Biscuit Harbor	12390 Hunts Corners	Special Use Permit renewal
David DeRose	6649 Utley	Sign
Lawrence Dellinger	12532 Hunts Corners	Permit renewal
Joseph Savakinas	11890 Main	Plumbing vent
13634 Main Rd Corp	13090 Main	Showroom Addition

The Town Board accepted the report as presented.

Town Clerk- nothing at this time

Attorney for the Town – nothing at this time

COUNCILPERSONS:

Rooney – he is coordinating with Tonawanda Seneca Council Chiefs to come into a work session to discuss the concept of declaring Indigenous Peoples Day as a holiday. He could not attend the drug coalition meeting but is gathering information on other drug courts to share with the Justice's.

Mayrose – he attended the Association of Towns conference and the joint facility meeting.

York – not present

Jendrowski – he has been addressing several issues at the library – doors, cultural center vent froze (fixed now) and 3 panels on inside entry glass partitions are loose.

Supervisor – he attended the Association of Towns conference and had a meeting with the planning board chair, building department and Mr. Wargo on zoning issues. He met with Dawn and the grant writers on 2015 grants. He has planned a sewer information meeting for potential users of a proposed project on Lewis Rd. He met with Ed Rath regarding County road ratings report and will send the “top 5” list the Highway Supt. has developed to the Board.

UNFINISHED BUSINESS:

Buildings – problems at the library/cultural center are being addressed.

Planning – proposed code changes are in process.

Water – a decision on whether to proceed with Downey Rd needs to be discussed.

Grants – will have a list available soon for 2015.

NEW BUSINESS:

Approval- Wind Turbine-7269 Sandhill:

A motion was made by Councilman Rooney, seconded by Councilman Mayrose approving the proposed site plan dated 12/9/14 for a 140’ wind turbine at 7269 Sandhill Rd and authorizing a perpetual special use permit be issued.

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

Approval- Hearts and Hands Lease Renewal:

A motion was made by Councilman Jendrowski, seconded by Councilman Mayrose approving the renewal of the lease agreement with Hearts and Hands for use of the upper floor of the Newstead Community Building at a rent of \$100.00 per month for 2015 with an additional 2 years of automatic renewals.

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

Approve- Purchase of Highway Trucks:

A motion was made by Councilman Mayrose, seconded by Councilman Rooney approving the purchase by the Highway Supt. of a Ford Escape from VanBortel Ford under Chautauqua County bid at \$24,824.30 and a Ford F-350 truck from VanBortel Ford under Chautauqua County bid at \$34,138.84 for the highway department.

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

Privilege of the Floor/Question Period: no one spoke

The Board paused at this point to attend a joint meeting at the Village Hall with the Village Board.

A joint meeting of the Town of Newstead and Village of Akron Boards was called to order by the Mayor at 8:45pm on February 23, 2015 at the Village Hall with the following present:

Village Board Members: Mayor Carl Patterson, Trustee Michael Middaugh, Trustee Peter Forrestel, Trustee Kathy Capan, Trustee Keith Hatswell, Attorney Don Shonn, Clerk/Treasurer Dan Borchert, DPW Super Chief Jon Cummings, Rick Lauricella, Police Manager

Town Board Members: Supervisor David Cummings, Councilman Justin Rooney, Councilman Jim Mayrose, Councilman John Jendrowski, Attorney Nathan Neill, Town Clerk Dawn Izydorczak, Highway Supt Mike Bassanello, CAC member Carl Klingenschmitt

Mayor Patterson thanked everyone for coming and proceeded to discuss the following topics:

Archives: Dan has moved several records to the town hall records room and will continue moving more this spring. This can be removed from the agenda as Dan and Dawn will continue the program from this point forward.

IT Contract: both boards discussed putting an RFP together to bid for their IT services jointly by contract for 2016 instead of time and materials method. Councilman Mayrose will take the lead on this with the assistance of Dan and Dawn. We must be sure we are following cyber security protocols and plans set forth by the state. Once all the information is gathered the attorneys will put together the RFP language.

GIS- a meeting will be set in the next week or two with Dave, Jon, Brad, and Becky to set up a training session for all interested departments.

Joint Master Plan: Dave and Dawn met with the town grant writers and discussed this. Unfortunately there is very limited funding left for these types of projects. Don Shonn suggested using some of the UB planning groups as resources for regional information and possible funding sources. Many of their groups will come out and do presentations as well.

Disaster Coordinator Procedures: Dan Kowalik was present and addressed the boards about natural disasters and how they seem to be happening more frequently. He wants to make sure we are up to date on our disaster plans and agreements with other towns, fire companies and local businesses. The last disaster plan was done 13 years ago and has not been updated much since then. He also discussed the importance of the new DLAND system the county and state use. He suggested updating our plan and making it 1 plan for both town and village not 2 separate plans. Things to address would be committee information updates, team flow charts for communications, listing large equipment owned by local companies that could be used as resources and having memorandums of understandings with those companies. He would like to see the Disaster/EMS Committee meet regularly and suggested looking at use of social media to communicate with residents in the event of disasters.

Access Management Program: was installed in December thru January and they are currently working out the bugs of the program to get it where they want it to perform. It is on the server at the joint facility. Jon has not had the opportunity to use it yet but says it will help track daily work flow and generate work orders once it is completed. It will be available to both town and village crews once it is up and running properly.

2015 Recycling: Dan met with Sarah and tentative dates of May 30th and October 17th have been set for the household hazardous waste drop-off events. The DEC grant submittal for this year needs to include an inter-municipal agreement on recycling programs between the town and village. Shredding events are being planned in June and August but no dates have been set yet. Electronic waste drop-offs in 2014 increased by over 6,000 pounds. The process seems to be working well and we still have no cost allocations.

Sewer/Wastewater Treatment Plant expansion: a grant was awarded for the engineering study. It is an 80/20 grant for \$30,000. An RFP will be prepared for this spring. Meetings have been held on the Niagara Label request and on March 3rd a meeting will be held with neighbors in that area to find out their interest in connecting if the district is established. The project would be done as an improvement area.

Grants: the boards are looking for any ideas of potential projects together. The Mayor reported the village has received a CDBG grant to do a complete restoration of Hoag Ave in 2015-2016. The federal funding that had been earmarked for the State St bridge project back in 2009-10 has disappeared from the federal budgets.

Joint Facility Contract: this has been ongoing through the committee. An agreement needs to be finalized and decisions made regarding who is going to be responsible for running the facility, not the departments.

Courts: a report was shared with and discussed by the boards outlining statistics of the court revenues and expenses before and after the merger. Statistics were also outlined regarding numbers of tickets/arrests, etc. by police agency. The boards agreed there is no "revenue" to share as the courts run a deficit.

Tax Freeze/EC Gov't Efficiency Program: both the town and village passed the resolutions supporting this. It is a new program with a lot of unknowns and no one is sure how it is going to be administered at this point.

Other:

Celebration Committee- the village and town are trying to assist with keeping the committee together but they are struggling and there is not a lot of collaboration. An attempt will be made to bring several community organizations together to help what is left of the committee but if that does not work the celebration may have to be cancelled.

Tonight is Trustee Kathy Capan's last joint meeting. The Mayor thanked her for her 8 years of service and everyone wished her well.

The Mayor thanked everyone for coming. The next meeting is scheduled for May 18, 2015 at the Town Hall at approximately 8:30pm.

There being no further business to come before the board a motion was made by Councilman Mayrose, seconded by Councilman Jendrowski to adjourn the regular and joint meeting at 9:55pm.
Carried

Respectfully Submitted,
Dawn D. Izydorczak, RMC
Town Clerk