

A Regular Meeting of the Newstead Town Board was called to order on Monday, February 14, 2000, at the Newstead Town Hall at 8:00 PM.

Present: Donald C. Holmes – Supervisor
Gerald F. Summe - Councilman
Thomas George - Councilman
David L. Cummings – Councilman
Joan M. Glor - Councilwoman
Donnal D. Folger – Code Enforcement Officer
Fred Pask – Assessor
James B. Ebersole – Highway Superintendent
Nathan S. Neill – Attorney for the Town
Andrew Casolini - Engineer
Carole D. Borchert – Town Clerk

Roll Call was taken with all board members present.

Pledge to the flag was led by Councilman Summe.

Minutes from the previous meeting held on January 24, 2000 were presented for approval. A motion was made by Councilman Cummings, seconded by Councilman George to approve as presented.

Carried Unanimously

Communications - Clerk presented the following:

Information from NYS Lieutenant Governor Mary Donohue, regarding community Development and environmental protection programs.

A letter from Town of Amherst Senior Services regarding renewal of the contract for the Senior Outreach Program for Amherst, Clarence and Newstead. Town of Newstead share Being \$2,200.

Information from Time Warner Cablevision and American On Line merge, advising there will be no change in service provided.

A copy of Executive Summary of the Draft 2000-2004 Consolidated Plan and 2000 Action Plan for the Urban County Consortium from EC Department of Environment and Planning Office.

A day program entitled Libraries Build SMART Communities to be held at Adam's Mark Hotel on Friday, March 24, 2000.

Information from The Landmark Society of Western New York regarding Western Erie Canal Heritage Corridor.

A letter from Wendel Engineers recommending a change order from Ontario Specialty Contracting on Water District #5.

Recommendations from Wendel Engineers on the review of Wastewater Law applications.

A certificate of attendance from Niagara Frontier Building Officials Association issued to Donnal Folger having attended February 7-9.

A report from Belmont Shelter Corp. to the Erie County PHA Consortium.

A copy of "The Network" newsletter from the Town of Amherst Senior Services.

A motion was made by Councilman Summe, seconded by Councilman Cummings to received and file.

Carried Unanimously

Supervisor Holmes reported on the last work session having discussed Water District #5, Wendel contract, Joint Master Plan, Zoning and Planning Board appointments, pickup truck purchases for Don and Jim, Senior Services request and briefly terms and conditions.

Privilege of the Floor – No one spoke.

Approval of Bills – The following vouchers were approved for payment by Councilwoman Glor, seconded by Councilman Summe: General Fund “A” – \$17,058.77, General Fund “B” - \$1730.12, Highway Outside Village “DB” - \$7192.72, Capital Projects “HC” WD#5 – \$8,135.67, Fire Protection “SF” - \$615.32, Refuse “SR” \$12,895.81, Sewer “SS” - \$1865.04, and Water Districts “SW” - \$615.34, numbered #57 through #116 totaling \$50,108.79.

Carried Unanimously

.Supervisors Report for December. Hold for next meeting..

COMMITTEE /DEPARTMENT HEAD REPORTS

Highway - Superintendent Ebersole reported that he has 600 tons of salt left and is sharing one truck with the Town of Marilla, per the mutual aid contract.

Assessor – He reported that Grievance Day has been scheduled for Tuesday, July 5th. He will be attending the Association of Towns Annual Meeting on February 19 through 23 in New York City.

Code Enforcement Officer - The following building permits were presented for the record:

David Dulanski – 7607 Greenbush Road – Pole Barn
Jeff Diebel – 12886 Dorsch Road – One family home
North Star – 11358 Main Road – Fill permit

The following pond permit needs separate action:

Cas Hoffman – 8255 Burdick Road – pond

A motion was made by Councilman Summe, seconded by Councilman Cummings to approve the pond permit as presented.

Carried Unanimously

He reported that while attending his conference much time was spent on the upcoming International Code. He will need to attend several classes this summer for the updates.

Town Clerk – She reported that the 2000 tax bills have been sent out. Many questions have been asked regarding the increase in refuse and the 3 different water charges on the bills. She also presented the Dog Control Officer’s Report for January. She stated that Deputy Clerk Kathy Lang is attending a computer class on Monday nights for the next 8 weeks.

Attorney for the Town – He stated that he has closed on the 31-33 Main Street property and expects to close on the Buell Street property next week.

COUNCILMAN

Summe – Playground committee has been meeting and he would like 10 minutes at work session to discuss. Joint Master Plan is moving along with the next meeting scheduled for the 24th.

George – Nothing at this time.

Cummings – He attended a Rec. Board meeting and Library Meeting to discuss finances.

Glor – Nothing at this time.

SUPERVISOR – He reported having received \$80,098.20 from Erie County Snow Removal Contracts and \$48,454.50 in Sales Tax.

UNFINISHED BUSINESS

Water District #5 – The following resolution was moved Councilman Cummings, seconded by Councilman George authorizing OSC to execute the work in conformance with the existing water district #5 contract extension.

(Resolution Attached) Carried Unanimously

The attached resolution was moved by Councilman Summe, seconded by Councilwoman Glor on Water District #5 Extension of Waterlines:

(Resolution Attached) Carried Unanimously

Water District # 7A – Engineer Casolini stated that the contracts have been drafted and he is looking at a date, depending on the weather, as it is a wet area.

Library Project - Councilman George stated that the HHL has been finalized. Building plan presentation, mid March and capital funding the end of March with a February 2001 completion date.

Rezoning for Scotland Road – Meeting dates to be discussed at work session.

Salt Barn – Property to be closed this month.

Fire Contract – Village attorney is reviewing.

ADESA Site Plan – The attached resolution was moved by Councilman Summe, seconded by Councilwoman Glor:

(Resolution Attached) Carried Unanimously

Kelly Schultz Site Plan – Awaiting comments.

Pine Hill Application – Awaiting comments.

NEW BUSINESS

Fund Balance designation – The attached resolution was moved by Councilman Cummings, seconded by Councilman George to designate \$147,000 Fund Balance for a salt barn.

(Resolution Attached) Carried Unanimously

1999 Budget amendment – The attached resolution was moved by Councilman George, seconded by Councilman Summe for the Library Project.

(Resolution Attached) Carried Unanimously

Wastewater Update – Having reviewed Wendel report on same a motion was made by Councilman Summe, seconded by Councilman George to have the Town Attorney, Code Enforcement Officer and Engineer review the list and give them one (1) week to become compliant, if not, notification of penalty and summons should be served.

Carried Unanimously

Request from Town of Amherst for support of senior services – A motion was made by Councilman Summe, seconded by Councilman Cummings to support the Town of Amherst Senior Outreach Program ,as described.

Carried Unanimously

Appointments to Planning and Zoning Boards – A motion was made by Councilman Cummings, seconded by Councilman Summe to appoint Tom Cowan to the Planning Board, term to expire 12-31-2003. The vote on the foregoing was as follows: Councilman Summe – AYE, Councilman George – AYE, Councilman Cummings – AYE Councilwoman Glor – AYE and Supervisor Holmes – NAY. Supervisor Holmes feels that because there is D after the name of candidates, they are not considered and that the appointment should go to someone in the Town, outside the Village, when there are candidates available.

CARRIED

A motion was made by Councilman Cummings, seconded by Councilman Summe to appoint Bill Kaufman to the Zoning Board of Appeals, term to expire 12-31-2004. The vote on the foregoing was as follows: Councilman Summe – AYE, Councilman George- AYE, Councilman Cummings – AYE, Councilwoman Glor – AYE and Supervisor Holmes – NAY, same reason as above.

CARRIED

Extend terms and conditions through the end of February –A motion was made by Councilman Summe, seconded by Councilwoman Glor to extend present terms through February.

Carried Unanimously

Correct hourly wage for Highway Foreman – A motion was made by Councilman Cummings, seconded by Councilman Summe to establish a rate of \$1.75/hr. retroactive to 1-1-2000.

Carried Unanimously

Other – Purchase of pickup trucks. A motion was made by Councilman Summe, seconded by Councilman George to accept the state bid prices for the following pickup trucks and authorize purchase:

2000 Dodge Ram 1500 1/2 ton 4X2 for Highway Dept. - \$17,611.60.

2000 Dodge Ram 2500 ¾ ton 4X4 for Highway Dept. - \$19,643.60

2000 Dodge Ram 1500 1/2 ton 4X4 for Code Enforcement Office - \$19,805.00.

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Carried Unanimously

Create Deferred Compensation Plan – The attached resolution was moved by Councilwoman Glor, seconded by Councilman Summe that the Town adopts the plan.

(Resolution Attached)

Carried Unanimously

Airport Resolution – The attached resolution was moved by Councilman George, seconded by Councilman Cummings:

(Resolution Attached)

Carried Unanimously

Request from Fred Pask – A motion was made by Councilman Summe, seconded by Councilman Cummings to authroize Rebecca Baker to attend school in Albany as requested by Assessor Pask.

Carried Unanimously

There being no further business to come before the board a motion was made by Councilman Summe, seconded by Councilman Cummings to adjourn at 8:55 PM.

Carried Unanimously

Carole D. Borchert
Town Clerk