

## Newstead Town Board Meeting- February 27, 2012

A regular meeting was called to order by the Newstead Town Board on Monday, February 27, 2012 at 8:00pm at the Newstead Town Hall.

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

Roll Call was taken with all board members present, except for Councilman Rooney.

Councilman Mayrose led the pledge to the flag.

Minutes from the previous regular meeting held on February 13, 2012 were presented for approval. A motion was made by Councilman Mayrose, seconded by Councilman Baran to approve as presented. Carried

**Communications** – The Town Clerk presented the following correspondence:

A report was received from Village Clerk Dan Borchert on the 2011 electronics recycling program stating 5,092 lbs of computers, 17,537 lbs. of peripherals, 5,197 lbs of small electronics, and 12, 545 lbs of televisions were recycled.

The NYS Office of Temporary & Disability Assistance public comment period for input on the development of the NYS HEAP program for 2012-13 will be open until the close of business on March 9, 2012. Comments can be written, faxed or emailed.

A letter from Dande Farms Restaurant expressing their intent to renew their liquor license for 2012.

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 no work session was held last week. The following items were discussed prior to tonight's meeting: water districts issues, building projects updates, planning issues updates, personnel issues, zoning issues, contracts, cemetery issues, grants update, as well as any other issues brought before the board.

**Privilege of the Floor** – Shannon Roberts, Hope Cummings and Sarah Powell, members of a local Girl Scout Troop appeared before the Town Board. Their troop is interested in planting up to 50 trees for a scout badge and were asking permission to plant them at the Newstead Town Park. Supervisor Cummings told the girls that the Town would be interested in working with them to have trees planted at various town properties, not just at the park. The girls will be planting the trees themselves and they will contact Highway Superintendent Bassanello to coordinate everything.

**Budget Transfers:** a motion was made by Councilman Mayrose, seconded by Councilman York to approve the budget transfers per a memo from Bookkeeper Colleen Salmon dated 2/27/12. Carried

**Approval of Bills** – Councilman Mayrose reported that the Abstract from Batch(es) # 1153 & 1157 from the February 13, 2012 meeting has been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1161 for payment. Vouchers on these abstracts numbered from 166- 211, totaling \$68,117.22 and were presented by Councilman Mayrose, seconded by Councilman Baran to approve payment as follows:

Abstract Batch(es) #1161:

General Fund (A) -\$49,725.27, General Fund- Outside Village (B) \$50.00, Highway (DA) -\$0, Highway: Outside Village (DB) \$14,995.53, Capital Projects: CAP- Highway Garage- (HG) - \$2,550.00, CAP-Murder Creek (HM) \$0, CAP- Equipment Purchase (HR02)- \$0, CAP- Scotland Rd (HS)- \$0, CAP- Town Hall (HT)- \$0, CAP- Water Improvement (HW)- \$, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$0, Sewer Fund (SS) \$164.00, Sewer District #2 (SS02)- \$82.42, Trust & Agency(TA)- \$550.00 and Water Districts: Consolidated (SW00) \$0, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0  
Total: \$68,117.22 Carried

**COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – they are in their second week of being at the new joint facility offices and everything is going smoothly. Both departments are bringing in parts/tools and sorting and organizing. They will be building some new benches and some equipment has been moved into cold storage. The Highway Superintendent will be in Albany on the 6<sup>th</sup> – 7<sup>th</sup> for a meeting with legislators on some CHIPs issues. His new truck is in. The other new truck should be in soon as well.

**Assessor** – no report presented

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

K & K Development	5020 Havens	One Family Home
Outdoor Pleasures	7463 Maple	Special Use Permit renewal
K & K Development	5030 Havens	One Family Home
Town of Newstead	5691 Cummings	Roof
Mohammed Aloulba	12996 Main	Propane cylinder cage

The Town Board accepted the report as presented.

**Town Clerk**- County/Town tax bill collection is underway with bills due by March 15<sup>th</sup>.

**Attorney for the Town** – Association of Towns was very good. New York State is taking over sites under new legislation that generate certain amounts of energy such as multiple windmill sites. He will look into the legislation and update the board.

**COUNCILPERSONS:**

**Rooney** – not present

**Mayrose** – was at the joint facility and things are going very well. Met with court on the consolidation and getting information on the new speed limit law passed in January.

**Baran** – work at the Denio ongoing and library sprinkler issue to be looked at tomorrow.

**York** – nothing at this time

**Supervisor** – the January Supervisors report is on file with the Town Clerk. He also attended the Association of Towns and brought back literature for several offices. He also visited the joint facility this week and agrees that the move in is going well.

**UNFINISHED BUSINESS:**

**Water Districts** – construction is moving very quickly. Burdick Rd open cuts are done and they are now working on directional drills. They have moved on to Koepsel and Tonawanda Creek Roads. Installation should be completed by April if the weather holds. PRV design set, just need easements.

**Shared Public Works Facility Project** – financial issues with one of the vendors need to be resolved.

**Murder Creek** – Erie County Soil working on engineering. Board would like a review of what this phase will involve. They have been monitoring the plantings and everything looks good so far.

**NEW BUSINESS:**

**Lead Agency- Major Subdivision- Billo & Stage Rd:**

A motion was made by Councilman Mayrose, seconded by Councilman York issuing a declaration of lead agency and authorizing the building department to conduct a coordinated review on the proposed 6-lot major subdivision on Billo & Stage Roads by owner Kelly Schultz.

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

**Public Hearing- Major Subdivision- Billo & Stage Rd:**

A motion was made by Councilman Mayrose, seconded by Councilman Baran approving the calling of a public hearing on the proposed 6-lot major subdivision on Billo & Stage Roads by owner Kelly Schultz to be held at the town hall on March 12, 2012 at 7:50pm.

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

**Local Law #1 of 2012- Public Hearing:**

A motion was made by Councilman Baran, seconded by Councilman Mayrose approving the calling of a public hearing on the proposed Local Law #1 of 2012 entitled “Amendment to the Animals Chapter of the Code of the Town of Newstead” to be held at the town hall on March 12, 2012 at 7:45pm.

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

**Lead Agency- Wargo Rezoning- Stage Rd:**

A resolution was made by Councilman York, seconded by Councilman Mayrose issuing a declaration of lead agency and authorizing the building department to conduct a coordinated review on the proposed rezoning of a parcel of land on Stage Road as requested by owner John Wargo.

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

**Approve Liquor License- Dande Farms:**

A motion was made by Councilman Mayrose, seconded by Councilman York approving the liquor license renewal for Dande Farms Restaurant located at 13278 Carney Rd.

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

**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 Baran to adjourn the regular meeting at 8:31pm.

Carried

Respectfully Submitted,  
Dawn D. Izydorzak, Town Clerk