

Newstead Town Board Meeting- March 24, 2008

A Regular Meeting was called to order by the Newstead Town Board on Monday, March 24, 2008 at 8:00pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
Tom George- Councilman
Harold Finger- Councilman
Justin Rooney- Councilman
Cheryl Esposito- Councilwoman
Mike Bassanello- Highway Supt.
Rebecca Baker- Assessor
John Good- Code Enforcement Officer
Scott Rybarczyk- Town Engineer
Nathan Neill- Town Attorney
Dawn D. Izydorczak- Town Clerk
Kathleen Lang- Deputy Clerk

Roll Call was taken with all board members present.

Councilman George led the pledge to the flag.

Minutes from the previous regular meeting held on March 10, 2008 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman George to approve as presented.
Carried Unanimously

Communications – The Town Clerk presented the following:

Copies of three letters were received from the Village of Alden Attorney addressed to Representatives Clinton, Schumer and Higgins regarding their concerns over Time Warner Cable programming in our area and asking for the representative's assistance.

A letter was received from the Department of State notifying the town that our Local Law no. 2 of 2008 was filed on February 29, 2008.

A letter from residents Adeline and Richard Raykowski expressing their concerns and requests to be addressed as the town and village look at the Northeast Caissons property for their Joint Facilities project.

A letter from Assemblyman Cole regarding his opposition to Governor Spitzer's ill-conceived proposal in the 2008 Budget to eliminate the elected positions of Assessor and Tax Receivers/Collectors and either making them civil service appointments or consolidating them with the County government.

A certified resolution from the Collins Town Board regarding their opposition to the Governors proposal to eliminate elected Assessors in New York State at the local level.

A certified resolution from the Collins Town Board regarding their opposition to the Governors proposal to eliminate elected Tax Receivers/Collectors in New York State at the local level.

A certified resolution from the Wales Town Board regarding their opposition to the proposal to establish a new Article 17-a of the General Municipal Law that will alter the process and requirements for consolidation and/or dissolution of fire districts and fire protection districts.

A certified resolution from the Alden Town Board regarding their support for the proposal to enact legislation prohibiting text messaging while operating a motor vehicle.

A letter from Time Warner Cable notifying the Supervisor that in an effort to be a more environmentally friendly company, they would like to e-mail their required notices to the town from this point forward and indicating an e-mail address for approval of this method of notice for the future.

A motion was made by Councilman George, seconded by Councilman Rooney to receive and file correspondence as presented.
Carried Unanimously

Work Session: The Supervisor reported that at the work session held last week the following issues were discussed: water district issues, joint facility study, mitigation issues, planning issues, denio building basement project, terms and conditions, grant submissions, and joint town/village meeting agenda items, as well as other issues.

Privilege of the Floor – No one spoke

Approval of Bills -Councilwoman Esposito reported that the Abstracts from Batches #695 from the March 10, 2008 meeting have been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batch #703. Vouchers on this abstract numbered 239 - 265 totaling \$99,323.13 plus \$93,825.00 for a wire transferred bond payment and were presented by Councilwoman Esposito, seconded by Councilman Finger to approve payment as follows:

Abstract Batch #703:

General Fund (A) -\$97,250.01, General Fund- Outside Village (B) \$0, Highway (DA) -\$0, Capital Projects: CAP-WD#10-phase 2 (HI)- \$0, Murder Creek Stabilization (HM) - \$0, Highway: Outside Village (DB) \$7,593.17, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$0, Sewer Fund (SS) \$24.82, Sewer District #2 (SS02)- \$203.13, and Water Districts (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$78,510.00, (SW6) \$0, (SW7) \$0, (SW7A) \$2,621.00, (SW8) \$0, (SW9) \$6,946.00, (SW10) \$0, Trust & Agency(TA)- \$0,
Total: \$193,148.13

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – He announced the date for the tire drop off which will be on May 3, 2008. He also announced the White Goods pickup dates which will be May 5th for the spring pick-up and September 22th for the fall pick-up. The former Clarence Highway Superintendent was appointed as Commissioner. The County road repair and oil & chipping dollars available could double and bridge repair work funding is expected to increase also. The money should be released earlier in July instead of September this year.

The Supervisor corresponded with Legislator Mike Ranzenhofer on several issues including the Parkview Street Bridge repair work. According to a response letter we could have a schedule of work for the bridge in 30 – 37 weeks.

Councilman Finger thanked Mike for his assistance at the Senior Center and would like to discuss the fields at the Town Park.

Assessor – Nothing at this time. A discussion was held at work session on informational meetings and a citizens committee.

Building Office –the building report was presented by Building Administrator Christine Falkowski:

John Smith	11520 Main	Temporary sign
John Heinike	13819 Knapp	Fire re-construction
Robert Wideman	11720 Hunts Corners	Roof
Cornerstone Development	12255 McNeeley	Driveway
Cornerstone Development	12255 McNeeley	Single family home
Steven Bedford	6826 Cedar	Deck
Glenn Wheeler	5640 Cummings	Single family home

The Town Board accepted the report as presented.

Town Clerk- tax bill collection for the penalty free period is complete and the Supervisor has been paid in full for the town's portion and another \$2.15 million has been sent to the County.

Attorney for the Town – Nothing at this time

COUNCILPERSONS

George- Nothing at this time. He attended Conservation Advisory Council presentation on Open Space Preservation.

Finger- He attend the Conservation Advisory Council presentation on Open Space Preservation and thanked Carl Klingenschmitt for his work and felt it was a good turn out.

Rooney-He too attended the presentation on Open Space Preservation and thought it was a very informative meeting. There is a Drainage Committee meeting tomorrow at “7:00 pm”

Esposito- She attended the CAC meeting and also thanked Carl and the Council for a very informative presentation.

SUPERVISOR- February Supervisors Report is on file with the Town Clerk.

The Audit is complete and they will be in next week for work session to answer any questions the board might have on the audit. He had his monthly meeting with the Village Mayor and the date for the joint meeting has been changed to April 7th at Village Hall with a start time between 8:00 – 8:30pm. He too attended the CAC presentation with the whole town board and 75-100 others who attended. He questioned Carl on how many questionnaires that were handed out at the meeting were returned. Carl stated 42 had been returned so far. The questionnaire is available on the town web site and Akron Bugle’s web site and can continue to be turned in at the Town Clerk’s office by those interested in filling them out.

UNFINISHED BUSINESS

Water District #10- Phase 3 – They have the Map, Plan and Report ready for the next meeting and are continuing to look for financing options.

Phase 1 and 2- They are working on the long term financing and have a conference call on Thursday.

Shared Public Works Facility Committee- Committee meeting is on Friday and this issue is also on the agenda for the April 7th joint meeting

Grants Status- Court Grant has been received, mitigation and joint facility grants are waiting for decisions. There are others available to pursue with pending deadlines coming up.

NEW BUSINESS:

ADESA Auto Auction: Tabled

Court Grant Budget Transfers:

A motion was made by Councilman Esposito, seconded by Councilman Finger approving the amendment of the 2008 adopted Budget to recognize the Justice Grant awarded to the Court as follows: A1110.2 Municipal Court- Equipment (increase appropriations) \$9,675.00 and A2770 Miscellaneous Revenue (increase revenues) \$9,675.00.

(Resolution Attached) Cummings-Aye, George-Aye, Finger-Aye, Rooney -Aye, Esposito-Aye
Carried Unanimously

Water District #10 Proposal:

A motion was made by Councilman Rooney, seconded by Councilman George approving the proposal dated March 20, 2008 as submitted by Wendel Duchscherer for construction administration services on Water District #10 in the amount of \$19,800 and construction observation services on a time and materials basis in the amount of \$10,000, with the scope of work to be performed in accordance with their proposal dated March 5, 2007 and authorizing the Supervisor to sign the agreement.

(Resolution Attached) Cummings-Aye, George-Aye, Finger-Aye, Rooney -Aye, Esposito-Aye
Carried Unanimously

Municipal Solutions Contract Renewal:

A motion was made by Councilman Finger, seconded by Councilman George approving the amended agreement with Municipal Solutions, Inc. in connection with the NYS Revolving Loan Fund short-term grid and long-term hardship drinking water issue and authorizing the supervisor to execute the agreement.

(Resolution Attached) Cummings-Aye, George-Aye, Finger-Aye, Rooney -Aye, Esposito-Aye
Carried Unanimously

Question Period- No one spoke

There being no further business to come before the board a motion was made by Councilman Finger, seconded by Councilman Rooney to adjourn the meeting at 8:27 PM.

Carried Unanimously

Respectfully Submitted,
Dawn D. Izydorczak, RMC, Town Clerk