

Newstead Town Board Meeting- April 25, 2011

A regular meeting was called to order by the Newstead Town Board on Monday, April 25, 2011 at 8:07pm at the Newstead Town Hall.

Present: David L. Cummings- Supervisor
Justin Rooney- Councilman
Cheryl Esposito- Councilwoman
James Mayrose- Councilman
Richard Baran- Councilman
Mike Bassanello- Highway Supt.
Nathan Neill- Town Attorney
Scott Rybarczyk- Town Engineer
Dawn Izydorzak- Town Clerk
Jennifer Heberling- Deputy Town Clerk

Roll Call was taken with all board members present.

Councilman Rooney led the pledge to the flag.

Minutes from the previous regular meeting held on April 11, 2011 were presented for approval. A motion was made by Councilman Baran, seconded by Councilman Mayrose to approve as presented.
Carried Unanimously

Communications – The Town Clerk presented the following correspondence:

A copy of the on-line survey results from the Akron Bugle regarding community comments on the future use of the Limerick Hall.

A letter from Erie-Niagara Tobacco Free Coalition encouraging the town to adopt a tobacco-free policy for the municipality and all its buildings and parks.

A letter of resignation was received from Recreation Board member Melissa Sanford.

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

The Supervisor thanked the Akron Bugle for running the Limerick Hall survey.

Work Session: The Supervisor reported that at work session held last the following items were discussed: a meeting with Assessor Becky Baker on several issues, water districts issues, building projects updates, planning issues, murder creek project, airport issues, HVAC contracts & costs, limerick hall, and any other issues brought before the board.

Privilege of the Floor – Dale Cheavacci – 113 John St. – questioned the status of the airport. Supervisor Cummings explained that we have to wait until May 5th for any SEQR/agency comments. The board will then discuss making an official SEQR declaration. It then goes back to the ZBA for their decision on the variance. Any future site plans submitted go to Planning Board and then Town Board for final approvals. Dale suggested the Board take a look at drainage this week with all the rain we have had.

Budget Transfers: none

Approval of Bills – Councilwoman Esposito reported that the Abstract from Batches #1059 & 1060 from the April 11, 2011 meeting has been reviewed with the previously un-audited vouchers and everything was found in order. She presented Abstract Batches #1064. Vouchers on this abstract numbered from 403 – 438, totaling \$52,893.64 and were presented by Councilwoman Esposito, seconded by Councilman Rooney to approve payment as follows:

Abstract Batches #1064:
General Fund (A) -\$7,936.05, General Fund- Outside Village (B) \$178.22, Highway (DA) -\$0,
Highway: Outside Village (DB) \$6,340.78, Capital Projects: CAP- Highway Garage- (HG) -

\$24,911.57, CAP-Murder Creek (HM) \$206.50, CAP- Town Hall Addition (HT) \$150.00, CAP- Water Improvement (HW)- \$9,282.75, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$0, Sewer Fund (SS) \$26.06, Sewer District #2 (SS02)- \$86.71, Trust & Agency(TA)- \$3,775.00 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: \$52,893.64 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – They started summer hours this week. The annual tire drop off is this Saturday and they are getting the Town Park ready for the soccer tournament.

Assessor – no report presented

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

Justin Gerstung	7238 Cedar	Patio roof
Francis & Lois Lippert	11738 Clarence Center	Pole barn
Joseph & Kristina Bragg	8294 Greenbush	Permit renewal
Paul Raszewski	12138 Nice	Porch roof
James Jendrowski	13407 Martin	Remodel
Golden Pond Estates	Lot #83	Wheelchair lift

The Town Board accepted the report as presented.

Town Clerk- Dawn will be out of the office May 1st thru May 13th. Jennifer will be in charge. Dawn also announced the appointment of Debbie Forrestel as her 2nd Deputy effective immediately for the remainder of 2011.

Attorney for the Town – nothing

COUNCILPERSONS:

Rooney - would like work session time to discuss the tobacco free and child ID programs.

Esposito - nothing

Mayrose – thanked Mike and his crews for the work on the soccer fields at the Town Park.

Baran – an estimate for the senior center damage was presented to the board. They are also testing the paint at the Denio on the exterior doors for lead content.

SUPERVISOR – A representative from Unisom met with him and the Town Attorney on the cell tower and he contacted a resident regarding their concerns on the Limerick Hall status. Attended a Celebration Committee meeting and will be releasing a statement this week regarding upcoming festivities.

UNFINISHED BUSINESS:

Water Districts – continuing design and working on easements. Also working with the County on waterline placement/locations.

Shared Public Works Facility Project – moving forward, completion date is still on target.

Murder Creek Project – a meeting will be held on May 19th at 6:30 at the Town Hall for property owners affected by the project to bring them up to date with project information.

NEW BUSINESS:

Public Hearing- Local Law #2 of 2011- BAR changes:

A motion was made by Councilman Mayrose, seconded by Councilman Baran approving the calling of a public hearing on the proposed Local Law #2 of 2011 entitled Local Law Increasing the Size of the Board of Assessment Review of the Town of Newstead” to be held on May 9, 2011 at 7:45pm at the Town Hall.

(Resolution Attached) Cummings-Aye, Rooney -Aye, Esposito-Aye, Mayrose-Aye, Baran-Aye
Carried Unanimously

Approval- Special District Procedures & Classification Chart:

A motion was made by Councilman Rooney, seconded by Councilman Mayrose approving the proposed Special District Procedures & Special Districts classifications and directing that for all future tax billing purposes the policy & chart be used.

(Resolution Attached) Cummings-Aye, Rooney -Aye, Esposito-Aye, Mayrose-Aye, Baran-Aye
Carried Unanimously

Public Hearing- Local Law #3 of 2011- Zoning changes:

A motion was made by Councilwoman Esposito, seconded by Councilman Mayrose approving the calling of a public hearing on the proposed Local Law #3 of 2011 entitled “Lot Size, Home Based Business and Open Development Amendment to the Zoning Law of the Town of Newstead” to be held on May 23, 2011 at 7:50pm at the Town Hall.

(Resolution Attached) Cummings-Aye, Rooney -Aye, Esposito-Aye, Mayrose-Aye, Baran-Aye
Carried Unanimously

Appointment of Erie Co Environment Management Councilmember:

A motion was made by Councilman Mayrose, seconded by Councilman Baran approving the appointment of Lewis Tandy to the Erie County Environment Management Council for a 2 year term.

(Resolution Attached) Cummings-Aye, Rooney -Aye, Esposito-Aye, Mayrose-Aye, Baran-Aye
Carried Unanimously

Approval-Recreation Board member appointment:

A motion was made by Councilwoman Esposito, seconded by Councilman Mayrose approving the appointment of Robbyn Robnett to the Town Recreation Board for the remainder of the term of Melissa Sanford.

Cummings-Aye, Rooney -Aye, Esposito-Aye, Mayrose-Aye, Baran-Aye Carried Unanimously

Lateral Restriction Hardship Approval- 12775 Carney Rd:

A motion was made by Councilman Baran, seconded by Councilman Rooney approving the lateral restriction hardship application request for property located at 12775 Carney Rd., based on the bank requirement letter submitted with the application.

Cummings-Aye, Rooney-Aye, Esposito-Aye, Mayrose-Aye, Baran-Aye Carried Unanimously

Question Period – no one spoke

There being no further business to come before the board a motion was made by Councilman Rooney, seconded by Councilman Baran to adjourn the meeting at 8:40pm.

Carried Unanimously

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