

Newstead Town Board Meeting- April 28, 2003

A Public Hearing was called to order by the Newstead Town Board on Monday, April 28, 2003 at the Newstead Town Hall at 7:45 PM.

Present: Gerald F. Summe - Supervisor
Joan M. Glor - Councilwoman
Thomas George - Councilman
David Cummings - Councilman
Harold L. Finger - Councilman
Fred Pask - Assessor
Christine Falkowski - Building Administrator
James Ebersole - Highway Superintendent
Andrew Casolini - Town Engineer
Nathan Neill - Town Attorney
Kathleen McLeod Lang - Deputy Clerk

Roll Call was taken with all board members present.

Supervisor Summe called the public hearing to order at 7:55 PM for an application for Special Use Permit for an extension to the existing Niagara Mohawk substation located at 13789 Knapp Road and construction of an equipment building.

The Deputy Clerk read the Proof of Publication.

Comments: Supervisor recognized Niagara Mohawk representatives who commented on project which will double the size of the present substation with a mid November completion date. Bob Kowalik, Akron Public Works Superintendent questioned time line and if it would effect Village residents with a power outage when final completion is near. Niagara Mohawk Representatives felt there should not be a delay of service.

A motion was made by Councilman Cummings, seconded by Councilman Finger to close the public hearing at 8:03 PM.

Supervisor Summe called the public hearing to order at 8:03 PM for an application for Special Use Permit for a Used Car Sales business at 13722 Main Road.

The Deputy Clerk read the Proof of Publication.

Comments: No one spoke

A motion was made by Councilwoman Glor, seconded by Councilman Finger to close the public hearing at 8:04 PM

A Regular Meeting was called to order by the Newstead Town Board on Monday, April 28, 2003 at the Newstead Town Hall at 8:04 PM.

Attorney Nathan Neill led the pledge to the flag.

Minutes from the previous regular board meeting held on April 14, 2003 and a joint meeting of the Village/Town Boards on April 21, 2003 were presented for approval. A motion was made by Councilman Cummings, seconded by Councilwoman Glor to approve as presented.

Carried Unanimously

Communications – Deputy Clerk presented the following:

A copy of the Village of Akron Annual Meeting minutes from April 7, 2003.

A letter from Erie County Department of Environment & Planning advising the Town Board that the term of Kenneth Koehler on the Erie County Environmental Management Council will expire on May 31, 2003. A reappointment must be made for a new two-year term.

A copy of the Erie County Division of Purchase- Bids for Construction and Maintenance Materials was received and given to Highway Superintendent Ebersole.

A certified resolution from the Erie County Legislature and Legislator Michael Ranzenhofer acknowledging Municipal Clerk's week.

An announcement of Live Satellite Conferences scheduled for 2003 by the Office of the New York State Comptroller. Each of the Town Officials was provided with a copy of the schedule.

A motion was made by Councilwoman Glor, seconded by Councilman Finger to receive and file correspondence as presented.

Carried Unanimously

Work Session: Supervisor Summe reported that work session was held on April 21, 2003 and the following issues were discussed: LOSAP, Snow removal at the library, the Senior Center project, WD#5- Phase 3 & 4, Water District #10, Lateral Restriction Policy, Sewer District issues, Constable training, the Airport Rezoning as well as other issues. The work session was followed by a joint meeting of the Village and Town Boards.

Privilege of the Floor -No one spoke

Approval of Bills -Councilwoman Glor reported that she had reviewed the Abstract from Batch #129 & 132 from the 4/14/03 meeting with the previously UN-audited vouchers and found everything in order. She presented Abstract Batch #135 & 136. Vouchers on Abstract Batch 135 & 136 numbered 1758-1800 totaling \$320,001.87 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 135 & 136:

General Fund "A" -\$37,361.85, Fund "B" \$13.09, Highway "DA" -\$0, Highway: Outside Village (DB) \$1,927.76, Capital Projects- WD#5-Phase II (HC) \$5,761.02 Capital Projects- Library Project (HE) \$0.00, Senior Center (HF)- \$0.00, Fire Protection (SF) \$265,373.14, Refuse (SR) \$228.09, Sewer Fund (SS) \$19.32, and Water Districts (SW1) \$2,377.50, (SW2) \$0.00, (SW3) \$6,796.91, (SW4) \$4.62, (SW5) \$75.31, (SW6) \$0.00, (SW7) \$3.96, (SW7A) \$0.00, (SW8) \$0.00, (SW9) \$59.30, Trust & Agency (TA) \$0, Totaling \$320,001.87

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway -Superintendent Ebersole reported that Tire drop-off on Saturday was lighter than last year but some were dropped off over the weekend. The soccer fields and property will be ready this week for tournament next weekend. He recommended truck purchase for highway department.

Assessor -May 1st deadline is fast approaching for Star applications He will be attending Assessment School on May 6.and on vacation from May 15-18, 2003.

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

Jerry Edgar	4518 S.Ayers	AG Pool & deck
George Northem	13536 Main	Roof
David Montante	13557 Stage	AG Pool
Chris Milhollen	11734 Meahl	Roof, windows, siding
Floyd Kidder	13331 Dorsch	Home
Bonnie Schmigel	12461 Swift Mills	Pole Barn
Lorraine Pixley	6981 Sandhill	Home & shed
William Lawrie	5373 S. Newstead	IG Pool
Jason Dunn	6340 Hake	Shed
Aaron Muck	11211 Keller	Shed
Buffalo Drilling	12340 Main	Soil Laboratory
Stanley Jasinski	4457 Ayers Rd	Home
Robert Lorenz	11149 Hiller	Pipe
William Lorenz	4231 Billo	Pipe
Richard Dojnik	13556 Stage Rd	Pipe
Chris Chojnacki	6373 Dye	Pipe

Zoning Officer Rebecca Baker's zoning report was presented.

A motion was made by Councilman Finger, seconded by Councilwoman Glor to accept and approve the building & zoning reports as presented.

Carried Unanimously

Town Clerk- Dawn is at the NYS Town Clerk's Conference this week. Delinquent tax notices went out last week, with good results on further collection. The vault has been cleaned and new blinds for the offices are in and in the process of being installed.

Attorney for the Town-Nothing at this time

COUNCILPERSONS

George -not present

Cummings -Superintendent Ebersole received additional fund from NYS Transportation in an amount of \$8,750. It will be similar to the Chips Funds. Recommendations on Cementary and Drainage Committee in May

Glor - Nothing at this time

Finger - requests work session time for discussion on quotes on replacement roof for highway garage.

SUPERVISOR -Nothing at this time.

UNFINISHED BUSINESS

Water District #5- Phase 3 & 4: Dan Seider from Wendel reported seeding and straw for restoration is near completion.

Water District #10 Survey- Dan reported that the survey report should be complete by end of this week.

Christian Airmen Re-Zoning - work session time for draft next week.

LOSAP Proposals-

Senior Center-

Sewer Project moving along with Whiting's and Village signing agreement in a few days.

Other-nothing

NEW BUSINESS

Inter-Municipal Agreement- Grant Writer:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor approving the Inter-municipal agreement with the Village of Akron to hire grant writer Lucy Curley.

Ayes-4

Nay-0 Carried Unanimously

Creation of Capital Account- Senior Center-

A motion was made by Councilwoman Glor, seconded by Councilman Finger authorizing the Supervisor to create a new Capital Account for the Senior Center project to accurately track funds on that project.

(Resolution Attached) Ayes-4 Nay-0

Carried Unanimously

Re-Appointment- Kenneth Koehler-

A motion was made by Councilman Cummings, seconded by Councilwoman Glor approving the appointment of Kenneth Koehler to a two year term on the Erie County Environmental Management Council as a representative of the Town of Newstead, with said term to expire on May 31, 2005.

Ayes-4 Nays-0 Carried

Unanimously

Truck Purchase- Highway Department-

A motion was made by Councilman Cummings, seconded by Councilman Finger approving the purchase of a 2003 Ford F-350 4x4 DRW Cab & Chassis pick-up truck at a total cost of \$33,263 from Genesee Truck Sales.

Ayes-4 Nays-0

Carried Unanimously

Newstead Building Inspector Issue Soil Certifications-

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing Newstead Building Inspector to issue a soil certification for project cost of under \$20,000.00.

Ayes-4 Nay-0

Carried Unanimously

Other: Special Use Permit for Extension of Niagara Mohawk Substation and construction of Equipment Building

A motion was made by Councilman Cummings, seconded by Councilwoman Glor to grant a Special Use Permit to Niagara Mohawk for property at 13789 Knapp Rd.

Ayes- 4 Nay-0

Carried Unanimously

Special Use Permit for Used Car Sales business at 13722 Main Rd.

A motion was made by Councilwoman Glor, seconded by Councilman Finger, to grant a Special Use Permit for Belotta Used Car Sales at 13722 Main Rd.

Ayes-3 Nay-1

Carried

Question Period- No one spoke

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman Finger to adjourn the meeting at 8:28 PM

Carried Unanimously

Respectfully Submitted,

Kathleen McLeod Lang, Deputy Town Clerk