

Newstead Town Board Meeting- February 11, 2002

A Regular Meeting was called to order by the Newstead Town Board on Monday, February 11, 2002 at the Newstead Town Hall at 8:00 PM.

Present: Gerald F. Summe – Supervisor
Thomas George – Councilman
David L. Cummings - Councilman
Joan M. Glor – Councilwoman
Harold L. Finger- Councilman
James Ebersole- Highway Superintendent
Donnal D. Folger – Code Enforcement Officer
Frederick J. Pask- Assessor
Andrew Casolini – Town Engineer
Nathan Neill – Attorney for the Town
Dawn D. Izydorczak – Town Clerk
Kathleen McLeod Lang – Deputy Clerk

Roll Call was taken with all board members present.

Marilyn Kasperek of editor of The Bugle led the pledge to the flag.

Minutes from the previous meeting held on January 28, 2002 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:

A copy of a fax transmittal from Wendel Dushscherer to the NYS Department of Health, Bureau of Public Water Supply Protection regarding WD#5- Phase II materials being submitted.

A public notice from the North East South Towns (NEST) Solid Waste Board regarding Public information meetings on a ten year regional solid waste management plan proposal. The meetings are to be held on Tuesday, February 19, 2002 at 7:00pm at the Clarence Town Park Clubhouse, Wednesday, February 20, 2002 at 7:00pm at the Concord Town Hall, and Thursday, February 21, 2002 at 7:00pm at the Orchard Park Town Hall basement meeting room. Anyone with special needs can call 858-6370 to make arrangements.

A letter from Time Warner with a copy of their customer information booklet. The booklet includes their rates and service charges, programming & channel listings, as well as their procedures and policies for the coming year.

A letter from Kaleida Health Chairman, Gerald Lippes asking Supervisor Summe to review the enclosed copy of recommendations made by The Hunter Group for implementing their plan for “Investing in Excellence”.

A Notice of Public Hearing from the Erie County Industrial Development Agency announcing a Public Hearing to take place at the Newstead Town Hall on March 12, 2002 at 9:00 am. The hearing is regarding the financing of costs, building projects, and acquisition of equipment in connection with the construction project at Bright Meadows Golf Course located at 12287 Clarence Center Rd in the Town of Newstead.

A copy of Certificates of Attendance for Donnal D. Folger, Code Enforcement Officer which were received during the Niagara Frontier Building Officials School held from February 4 – 6, 2002 at the Radisson Hotel.

A copy of the minutes from the Village of Akron Board meeting held on January 28, 2002.

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 discussions were held regarding: comments on the storage tank letter, comments from Scott Witter on the Rothlands project, water district #5 updates, proposal for north towns water expansion, the radio tower, the town web site, change orders for the library, the cable contract and the airport rezoning issue.

Privilege of the Floor – No one spoke.

Approval of Bills – Councilwoman Glor reviewed abstract #25 and abstract#2 from 1/28/02 meeting and found them to be in order with the previously unaudited vouchers. She presented Abstract #3. Vouchers on Abstract #3 numbered 73 – 116 totaling \$30,869.84 and were presented for approval by Councilwoman Glor, seconded by Councilman George.

Abstract #3:

General Fund “A” – \$13,003.49, Fund”B” \$53.19, Highway “DA” - \$0.00, Highway Outside Village “DB”\$2,220.48, Library Projects “HE” \$28.95, Fire Protection “SF” \$1,420.59, Refuse “SR” \$701.78, Sewer Fund “SS” \$0.00, and Water Districts “SW4 - \$102.40,”SW5”-\$3,587.61, “SW6”- \$277.93, “SW7”- \$431.53, “SW8”- \$29.26, “SW9”- \$80.45, Trust & Agency “TA”- \$8,932.18, totaling \$30,869.84.

Carried Unanimously

A motion was made by Councilman Finger, seconded by Councilman George to authorized the transfer of \$3,500.00 into the Fire Protection fund per the recommendations on a memo from Kathy Strobele.

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – Nothing to report.

Assessor – Nothing to report. Requested some work session time to discuss issues.

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

Leonard Schie – 4902 North Millgrove Road – Rear Addition
Jim Ames- 11198 Hunts Corners Rd- Garage replacement
Sun Pipeline – Conrail RR- Right-of-way

Don also reported that attached is a copy of the PERMA annual Loss Control Evaluation and an update on the time frame for the implementation of the International Code.

Town Clerk – Presented the Dog Control Officers monthly report for January 2002.

Attorney for the Town – Reported that he and the Supervisor had a very good meeting with the Town of Marilla Supervisor on waste disposal. There are many options available in solid waste right now. Several options are also being explored by the County. Modern is the lowest cost right now at \$39.50/ton. The Supervisor & Nathan suggested looking for new alternatives to the current carrier before the fall deadlines. They both complimented the Town of Marilla’s waste disposal program, which is self maintained.

COUNCILPERSONS

George – Nothing to report.

Cummings – Attended two Budget Advisory meetings. He and Councilman Finger have a meeting scheduled with the highway department this week.

Glor – Attended a meeting with the Seniors board in the morning to discuss ideas for new programs. A very good dialog was developed.

Finger- Nothing to report.

SUPERVISOR – There will be no work session on Monday, February 18th due to the majority of the Board attending the Association of Towns meeting in New York City. The new employee benefits handbook will be out to everyone in the next two weeks.

UNFINISHED BUSINESS

Water District #5 – Wendel is responding to the E.F.C. paperwork and waiting for the remaining sign-offs.

The following resolution was moved by Councilman Cummings, seconded by Councilman George to authorize the Supervisor to send a letter to the New York state Department of Agriculture and Markets certifying the Town has met the requirements of Section 305(4) of the Agriculture & Markets Law regarding Water District 5- Phase 2.

(Resolution Attached) Ayes- 5 Nays- 0 Carried Unanimously

Library Project – Councilman George reported that a construction meeting was held on February 5th to discuss progress and go over change orders with the lead contractors. Change orders were agreed upon as follows: Patrick Development- \$14,577.00, Tri-R Plumbing- \$375.00, Tunney Electric- \$2,364.00, for a total of \$17,216. They are working towards finalizing the cost of the circulation desk and are getting 3 bids. Most of the building is enclosed and substantial completion is scheduled by April 1, 2002, with final completion within 2 months after that. Supervisor Summe and Councilman George praised construction manager Chris Hogan for his work ethic and ability to keep the construction progress on schedule.

Comprehensive Master Plan Update- Supervisor Summe reported he will be setting a public hearing date in March with Mary at Peter J. Smith Co.

AOL/Time Warner- Nathan reported he is waiting for a proposal that was supposed to be sent out by their representative.

Christian Airmen Re-Zoning- Councilman George reported that a draft proposal is being done to hire a firm to do a study regarding this issue.

Facility Study- Councilman Glor reported that the preliminary plans have been reviewed and she will be scheduling a presentation for March.

Toll Barrier- Nothing new.

Walser Soil Removal- Don reported that they are on the Planning Board agenda. A site plan drawing has been requested.

Web Site- Councilman Cummings reported he has received information for the web page from Dawn and Becky and is waiting on some items from Jim Ebersole. There are currently 22 pages of information, with the potential for 50 pages when the site is complete. The test site will be up soon for the Boards review and recommendations. We are close to going on-line with the final site.

Other- Supervisor Summe reported that the next two Fridays he, Becky and Dawn will be having meetings with vendors regarding the new phone system. Councilman George questioned if a response had been received to the letter sent to the Village Board regarding setting up a meeting between the two Boards on February 25th. Supervisor Summe reported no response had been received yet.

NEW BUSINESS

Policy approval regarding Payroll- A motion was made by Councilwoman Glor, seconded by Councilman Finger to approve a new review policy for payroll where the Secretary to the Supervisor would give payroll documents to the Town Clerk for review each pay period prior to submittal for checks to be printed.

Ayes- 5 Nays- 0 Carried Unanimously

Appointment of Bingo Inspector- A motion was made by Councilman Cummings, seconded by Councilwoman Glor to accept the resignation of Michael Middaugh as Bingo Inspector.

Ayes- 5 Nays- 0 Carried Unanimously

A motion was made by Councilman Finger, seconded by Councilman Cummings to appoint John Schrock to the position of Bingo Inspector for the year 2002.

Ayes- 5 Nays- 0 Carried Unanimously

Other:

Tractor Purchase- A motion was made by Councilman Cummings, seconded by Councilman George to approve the purchase of a 2002 425 John Deere tractor, trading a 2001 425 John Deere tractor plus \$595.00 additional cost, this amount being the lowest of 3 bids received.

Ayes- 5 Nays- 0 Carried Unanimously

Community Contracts- A motion was made by Councilman George, seconded by Councilman Finger to approve the Supervisor to sign all the presented Community Contracts for the year 2002 in amounts not to exceed the budgeted allocations.

Ayes- 5 Nays- 0 Carried Unanimously

Fee Changes- A motion was made by Councilman George, seconded by Councilman Finger to approve the following fee changes to the 2002 Fee Schedule for the Town of Newstead:

- Variance Request fee- increase to \$125.00 from \$100.00
- Flood Zone Development Fee- increase to \$50.00 from \$25.00
- Minor Subdivision Site Plan Review- \$150.00
- Large Site Plan Review (up to 10,000 sf) and Major Subdivisions- \$500.00

Ayes- 5 Nays- 0 Carried Unanimously

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 Cummings to adjourn at 8:42PM.
Work Session to continue after the meeting

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak
Town Clerk