

Newstead Town Board Meeting- June 14, 2004

A Public Hearing was called to order by the Newstead Town Board on Monday, June 14, 2004 at the Newstead Town Hall at 7:50PM.

Present: Gerald F. Summe, Supervisor
Joan Glor- Councilwoman
Tom George- Councilman
Harold Finger- Councilman
Scott Chaffee- Councilman
Jim Ebersole- Highway Superintendent
Fred Pask- Assessor
Christine Falkowski- Building Administrator
Andrew Casolini- Town Engineer
Nathan Neill- Town Attorney
Kathleen Lang- Deputy Clerk

The Supervisor called the public hearing to order on the proposed Local Law No. 3 of 2004 amending the dog ordinance of the Town of Newstead.

The Deputy Clerk read the proof of publication.

Comments: Town Attorney Neill thanked Town Clerk Dawn Izydorczak for all her work on this Local Law update, along with Town Judges and dog control officer. Dog Control Officer David DeYoung stated it was time to update since had not been done since 1987. The fee schedule will be discussed at next work session

There being no further comments a motion was made by Councilman Finger, seconded by Councilman George to close the public hearing at 7:57pm.

Roll Call was taken with all board members present.

David DeYoung led the pledge to the flag.

Minutes from the previous regular board meeting held on May 24, 2004 were presented for approval. A motion was made by Councilman Chaffee, seconded by Councilwoman Glor to approve as presented.

Carried Unanimously

Communications – The Town Clerk presented the following:

A fax transmission from Amherst Central Alarm reporting the May 2004 alarm calls for Akron Fire Co.- 65 and Newstead Fire Co.- 29.

The May/June edition of Towns & Topics magazine featuring an article written by Town Engineer Andrew Casolini on creation of water districts in small rural communities.

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

Carried Unanimously

Work Session: Supervisor Summe reported that work session was held on June 7, 2004 and the following issues were discussed: Erie County Sheriff Pat Flynn was in for a discussion, a lateral restriction request for 12454 Lesswing Rd, new Town Hall, Recreation Board, update on labor negotiations, Water District #10, the bike path, drainage projects, and the town Lateral Restriction Policy as well as other issues.

Privilege of the Floor –No one spoke

Approval of Bills -Councilwoman Glor reported that the Abstract from Batch #276 & 277 from the 5/24/04 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batch #286, 287 & 288. Vouchers on these abstracts

numbered #522-527,528,529-597 totaling \$104,034.29 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 286, 287 & 288:

General Fund (A) -\$27,063.69, Fund (B) \$3,252.91, Highway (DA) -\$0, Highway: Outside Village (DB) \$5,061.47, Capital Projects- WD#5-Phase II (HC) \$0, CAP-Senior Center (HF)- \$0, Sewer Dist. #2 (HJ)- \$0, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$22,000.00, CAP- Town Hall (HK)- \$1,755.50, Fire Protection (SF) \$2,267.09, Refuse (SR) \$20,713.44, Sewer Fund (SS) \$0, Sewer District #2 (SS02)- \$0, and Water Districts (SW1) \$0, (SW2) \$85.40, (SW3) \$18.75, (SW4) \$108.70, (SW5) \$2,336.96, (SW6) \$295.03, (SW7) \$18,958.89, (SW7A) \$0, (SW8) \$31.06, (SW9) \$85.40, Trust & Agency (TA) \$0, Totaling \$104,034.29 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –Cherry tree’s ground, chips available to Town of Newstead residents only. They used some around trees at Newstead Park. Supervisor Ebersole attended Highway School in Ithaca from June 7-9 and found it informative. Started sealing roads with oil and chip on June 7. May consider new fiber patch for Stage Road if cost effective.

Assessor – 60 Grievance Hearings completed and June 29 they will reconvene. The report will be forthcoming and some may go to small claims but will keep the board informed. He also gave memo with vacation dates.

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

Mark Westberg	10975 Keller	Porch Roof
Mark Westberg	10975 Keller	Re-roof
John Suckow	7081 Maple	Addition
Mary Jagodzinski	13221 Dorsch	Sunroom
James Miller	7581 Greenbush	Deck
James Miller	7581 Greenbush	Shed
Golden Pond Estates	Lot #121	Re-roof
Golden Pond Estates	Lot #220	Re-roof
Norman Thuman	7804 Cedar	Deck
Paul Williard	5583 Barnum	Shed
Mark Braun	6838 Cedar	Garage
Zackey	11973 Stage	Permit renewal
Anthony Armstrong	11897 Meahl	Garage
Michael Young	11131 Hunts Corners	Addition
Michael Showalter	6595 Dye	Mini-barn
Sam Militello	12275 Meahl	Pole barn
Philip Lazzazero	12454 Lesswing	One Family Home
Douglas Bain	6380 Hake	Fill Permit

A motion was made by Councilwoman Glor, seconded by Councilman George to accept and approve the Building Report as presented.

Carried Unanimously

Town Clerk- Dog Control Officer’s monthly report for May 2004 presented with comments from David DeYoung on renewals and court cases.

Attorney for the Town –Nothing at this time

COUNCILPERSONS

Chaffee –Nothing at this time

George –He and Supervisor met with Christian Airmen on noise abatement and local laws. Will meet again within next month.

Glor –Nothing at this time

Finger-Roofing and soffit complete at Newstead Community Building with new windows and painting within this week.

SUPERVISOR – Supervisor’s Report for March 2004 is on file with the Town Clerk and available for review.

Meeting with Silvestri on new town hall and recognized great article in Town & Topics May-June edition by Town Engineer Andrew Casolini on creation of water districts in small rural communities.

UNFINISHED BUSINESS

Water District #10/Water Tank- Letter to EFC and completion dates move thru regular agencies. Agreements need finalizing and then funding in fall for short term financing. ECWA attended meeting and will be sending summary.

Town Wide Drainage-Councilman Chaffee stated Village of Akron approved the resolution joining districts. The Negative Declaration will be prepared by Andrew next week Easements for town residents will be worked on with Jerry.

Town Hall Project-Councilman George is work out schematic design.

Route 5 Re- Zoning-Supervisor met shortly with them and comments being reviewed.

Bike Path-Agreement with Mrs.Ferries for County Park to Town Park with Town attorney drawing up papers. Prisoners will work on clearing next week.

Other-Nothing

NEW BUSINESS:

Local Law No. 2 of 2004:

A motion was made by Councilman Chaffee, seconded by Councilman George adopting a determination of non-significance regarding Local Law No.2 of 2004 under SEQR.

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

A motion was made by Councilman Chaffee, seconded by Councilman George adopting Local Law No. 2 of 2004 amending the zoning ordinance of the Town of Newstead.

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

Local Law No. 3 of 2004:

A motion was made by Councilman George, seconded by Councilwoman Glor adopting a determination of non-significance regarding Local Law No.3 of 2004 under SEQR.

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

A motion was made by Councilman George, seconded by Councilwoman Glor adopting Local Law No. 3 of 2004 amending the dog ordinance of the Town of Newstead.

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

Tax Collection Agreement- Clarence 2004:

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the tax collection contract for 2004 with Clarence Central Schools and authorizing the Supervisor to sign the agreement.

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

Tax Collection Agreement- Akron 2004:

A motion was made by Councilwoman Glor, seconded by Councilman Chaffee approving the tax collection contract for 2004 with Akron Central Schools and authorizing the Supervisor to sign the agreement.

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

Recreation Attendant Position:

A motion was made by Councilman Finger, seconded by Councilwoman Glor to approve the new position of Recreation Attendant (Labor Class) as per the memo request by Bookkeeper Kathleen Strobele, which will be filled by Theo Abraham.

 Ayes-5 Nays-0 Carried Unanimously

Village Police Department for Crowd Control Fourth of July Celebration

A motion was made by Councilman Finger, seconded by Councilman George to authorize the Akron Village Police Department to enter onto the Town property and to assist in crowd control and other functions as necessary in connection with the activities in the Town Park for July Fourth Celebration July 2,3,and 4th of July 2004.

 Ayes-5 Nays-0 Carried unanimously

Authorizing Resolution and Commitment of Matching Funds

A motion was made by Councilman Chaffee , seconded by Councilman Finger to authorize the Supervisor to file an application for funds from NYS Office of Parks, Recreation, and Historic Preservation in an amount not to exceed \$32,201 and to execute financial assistance to Town of Newstead for construction of Babe Ruth baseball diamond in Buell Street Park.

 Ayes-5 Nays-0 Carried unanimously

Lateral Restriction Approval

A motion was made by Councilman Finger, seconded by Councilman Chaffee to approve the hardship lateral restriction application for 12454 Lesswing Road to supply water service to the home.

 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 Finger to adjourn the meeting at 8:40 PM

Carried Unanimously

Respectfully Submitted,

Kathleen McLeod Lang,
Deputy Town Clerk