

A Regular Meeting was called to order by the Newstead Town Board on Monday, July 9, 2001 at the Newstead Town Hall at 8:00 PM.

Present: Donald Holmes – Supervisor
Gerald Summe – Councilman
Thomas George - Councilman
David L. Cummings – Councilman
Joan M. Glor – Councilwoman
Fred Pask- Assessor
Donnal Folger- Code Enforcement Officer
James Ebersole – Highway Superintendent
Nathan Neill – Town Attorney
Andrew Casolini- Town Engineer
Carole D. Borchert – Town Clerk

Roll Call was taken with all board members present.

Pledge to the Flag was led by Highway Superintendent Ebersole.

Minutes from the previous meeting held on June 25, 2001 were presented for approval. A motion was made by Councilman Cummings, seconded by Councilwoman Glor to approve as presented.

Carried Unanimously

Communications – Town Clerk presented the following:

A post card from General Code Publishers having received Local Law #1 and #2 for inclusion in the Code, as a supplement.

A letter from Dennis Freeman, Town Justice, for permission to attend the judicial education classes offered in July and October.

A letter from National Fuel Gas with a notice of delinquent balances for multiple dwellings in our Town.

A letter from Kathleen Hallock, Town of Clarence, opposing the moving of the Williamsville Toll Barrier.

A letter from Concerned Citizens of Clarence, Inc. also opposing the Williamsville Toll Barrier Improvement/Relocation Project.

A letter from NYS Board of Real Property Services with a tentative equalization rate of 100.00 listing a hearing date of July 27, 2001 in Albany.

A letter addressed to Fred Pask commending him and staff for efforts reaching the goal of 100% of market value for the year 2001.

A letter from NYS Real Property Services regarding 2001 Triennial Aid having received the application for 2001.

A letter from NYS Real Property Services on reporting appointed Assessor information term expiring 9-30-01.

A letter from NYSDEC with designation of SEQR Lead Agency Akron Airport reconstruction of runway 7-25 identifying environmental concerns with the project.

A letter from NYSDEC regarding the draft EIS Scoping for County Line Stone Co., Akron Quarry Expansion.

A public notice from US Army Corp of Engineers regarding application for permit under the Clean Water Act of County Line Stone Co.

A letter from Erie County Water Authority regarding water line installation on Main Road and Crittenden Road.

A copy of a letter from Wendel Duchscherer addressed to KJR Construction Co. regarding Town Park water and sewer service being in violation of their agreement.

A letter and brochure from US Department of Commerce, Census Bureau, on count question resolution program

Information from Greater Buffalo Niagara Regional Transportation Council regarding Project applications.

Information from Time Warner Communications on local cablevision.

A faxed copy of the operations from Central Fire Alarm Office for the month of June and a semiannual report.

Information from USDA Natural Resources Conservation Service regarding NYS Ag & Markets Farmland Protection Project Request for Proposals.

Information from US Niagara Development Corporation Request for Expressions of Interest for developers.

Information from NYS Department of Health regarding Drinking Water State Revolving Fund Draft Intended Use Plan.

A final consolidated annual performance report for Community Development Home Investment Partnership and Emergency Shelter Program for program year 2000.

A copy of "The Network" newsletter from Town of Amherst Senior Services.

A motion was made by Councilman Summe, seconded by Councilwoman George to receive and file as presented.

Carried Unanimously

Supervisor Holmes reported on work session items. Session started at 6:30 PM at the Perry Ice Cream Company for a tour of the wastewater treatment facility following tour, returned to Town Hall at 7:30 PM to continue the agenda. Met with Mr and Mrs. Doktor regarding their Water District #5 complaint, met with Peter Henley to discuss the remainder of his project on Scotland Road, discussed West Nile Virus contract with the County on treating catch basins, Wendel contracts for retained service and design service, training requests from Dennis Freeman and Fred Pask, David Dunn letter on legal advertising, Web site proposal, Assessor services with Alden, Water District #5 problems, thruway and Town Board, and Ray Carlo proclamation.

Privilege of the Floor – No one spoke

Approval of Bills – Councilwoman Glor reviewed Abstract #11 of the audited vouchers and found them to be in order.

She presented the following vouchers numbered 521 through 552, Abstract #12, as follows: General Fund "A" – \$10,863.88, Fund "B" \$-0-, Highway "DA" \$0, Highway Outside Village "DB" \$14,362.96, Capital Projects – WD# 5 "HC" \$1,163.89, WD#7A "HD" \$1,898.78, Library "HE" \$49,010.50, Fire Protection "SF" \$1,235.30, Refuse "SR" \$-0-, Sewer Fund "SS" \$-0-, Water Districts "SW#2" \$76.53, "SW#4" \$97.52, "SW#5" \$940.41, "SW#6" \$264.71, "SW#7" \$369.20, "SW#8" \$27.86, "SW#9" \$76.63, totaling \$80,388.17. A motion was made by Councilwoman Glor, seconded by Councilman Summe to approve, as presented.

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – He reported on an updated cost of \$27,651.66 for the chipping and oiling of roads, better cost figure than was reported at the last meeting.

Assessor – He reported that the new tax maps are here and they have placed mylar on top of them. He will be away next week in Ithaca for annual training.

Code Enforcement Officer – He presented the following building permits for the record:

John Sowinski, 13161 Steiner Road – Addition
David Reid, 13465 Stage Road – Above ground Pool
David Coulter – 11738 Clarence Center Road – Tool Shed
John Farles – 7713 Greenbush Road – Deck
Rochard Borschel – 8279 Burdick Road – Ag Storage Building
Raymond Braun – 11891 Main Road – Side Deck

He reported that McDonald's broke ground on Route 5 today. He then asked to be excused from the meeting.

Town Clerk – She presented the Dog Control Officer's report for June.

Attorney for the Town – He stated he had received a call from Time Warner and they are reviewing the papers and will get back to him.

COUNCILPERSONS

Summe – He reported that he has had the front steps to the Town Hall repaired. Job looks great. He is receiving prices for picnic tables at the Park Pavilion. The Court Clerk has picked a carpet for replacement in her office. Work to be done this week at a cost of \$770.00 installed by C & E locally. Still deciding on a carpet for replacement in the Court Room.

George – Nothing at this time.

Cummings – He reported that the Web Site Committee met and will have minutes for the board, as it is progressing. Department heads will be contacted for ideas and questions. To be discussed at the next work session.

Glor- Nothing at this time.

SUPERVISOR – He reported that the Rural Transit Van should be up and running by the end of the month. He had received a message that the Thruway representatives do not want to meet with the Town Board at this time. He will be doing a follow-up letter

UNFINISHED BUSINESS

Water District #5 – Andrew stated they are following up on the complaint list with Ontario. They are also still taking complaints from residents.

Library Project – Councilman George reported that construction is going along well with foundations being completed. The Village is moving utilities, as directed and will be scheduling a meeting on the construction of the rear parking lot access.

Assessment Challenge – As per work session a motion was made by Councilman Summe seconded by Councilwoman Glor asking the Assessor to do an RFP, request for proposal, for an appraisal.

Carried Unanimously

Comprehensive Plan Update – Councilman Summe reported a meeting has been scheduled next week on SEQR.

Water/Sewer Hook up at Park – Andrew reported that they are pressure testing and will be setting the septic tank, awaiting EC Health Department approval.

Park Master Plan – Councilman Summe reported that a Focus group meeting has been scheduled for next week 8 PM. To be discussed at work session.

Rothland's Site Plan – Awaiting drainage to be done.

AOL/Time Warner franchise – Awaiting comments.

Christian Airmen Re-Zoning – SEQR underway.

Airport Site Plan – Awaiting sample legislation.

Facility Study RFP – Proposals have been distributed to the Selection Committee with a meeting scheduled for this Thursday. A recommendation for hiring should be available at the next meeting.

Kitchen Conference re: Agricultural assessments – A motion was made by Councilman Cummings, seconded by Councilwoman Glor for the Supervisor to write a letter not to request same.

Carried Unanimously

NEW BUSINESS

Stainless Steel Brake Site Plan – Awaiting drainage information.

Training request from Fred Pask – A motion was made by Councilman Cummings, seconded by Councilman Summe to approve his request to send Becky Baker to a basic appraisal course.

Carried Unanimously

Training request from Dennis Freeman – A motion was made by Councilman Summe, seconded by Councilman Cummings to allow him the training, as requested.

Carried Unanimously

West Nile Virus contract with County – A motion was made by Councilwoman Glor, seconded by Councilman Summe to contract with the County for same.

Carried Unanimously

Assessor appointment – A motion was made by Councilman Summe, seconded by Councilman George to re-appoint Fred Pask as Assessor for another 6-year term to expire 9-30-2007.

Carried Unanimously

Other – The attached proclamation was presented by Councilman Summe honoring the achievements of Ray Carlo, Village Clerk upon his retirement on July 18, 2001, seconded by Councilman Cummings.

(Proclamation Attached)

Carried Unanimously

Councilman Cummings had concerns and questions why the agenda and minutes are being e-mailed to political candidates.

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 8:45 PM.

Carried Unanimously

Carole D. Borchert, RMC
Town Clerk