

A Regular Meeting of the Newstead Town Board was called to order on Monday, July 24, 2000 at the Newstead Town Hall at 8:00 PM.

Present: Donald C. Holmes – Supervisor
Gerald F. Summe - Councilman
David L. Cummings – Councilman
Joan M. Glor - Councilwoman
Donnal D. Folger – Code Enforcement Officer
Andrew Casolini – Engineer
Fred Pask - Assessor
Jennifer Sargent – Acting for Attorney Neill
Carole D. Borchert – Town Clerk
Kathleen McLeod Lang- Deputy Clerk

Roll Call was taken with all board members present, except for Councilman George who is out of town.

Pledge to the flag was led by Assessor Pask.

Minutes from the previous meeting held on July 10, 2000 were presented for approval. Executive Session minutes received today from Supervisor Holmes to be added. A motion was made by Councilman Summe, seconded by Councilman Cummings to approve, with the addition.

Carried Unanimously

Communications - Clerk presented the following:

A letter from Gordon Domon, 5238 Crittenden Road, listing the needed corrections to his property since the waterline was put in. He feels he has waited long enough for repairs and would like some action.

A letter from Scott Chaffee, 5792 Buell Street and S. John Mazza, 5808 Buell Street regarding the finishing work on their property ditch, done by Water District #5 contractors.

A letter from Theresa Asbeck, 12 Shepard Avenue, expressing her objection to the proposed library building facade. She states that the proposed design does not conform, but distracts from the appearance of the Village Main Street.

A letter from Zona Shreves, Meredith Shreves and Mrs. Ward Navelle, 11 Wesley Drive with their displeasure of the proposed library facade on Main Street.

A copy of a letter to Wendel-Duchscherer from Ontario Specialty Contracting asking for a four week extension of time to complete Water District #5 work, due to wet weather experienced this spring and summer.

A letter from Wendel-Duchscherer recommending approval of the change order for Ontario Specialty.

A letter from Wendel-Duchscherer with an update of large diameter water services.

A letter from Niagara Mohawk with street lighting changes.

A notice of issuance of magazine certificate for explosives and detonators for County Line Stone Co. County Line and Schurr Roads.

Certificate of Final Special Assessments for National Fuel Gas, NYS Electric & Gas, Niagara Mohawk, NY Telephone, GTE Global Networks, Qwest Communications, Able Telecom, IXC, Atlantic Pipeline, Tennessee Gas Pipeline, Texas Brine and Seneca Resources.

A copy of the Subscriber Privacy Notice to be sent to all Time Warner Communications Subscribers.

Copies of certificates issued to Frederick J. Pask having completed courses in Restaurant Appraisal and Land Valuation and Neighborhood Delineation.

Operations Report for June and the Semiannual report from Amherst Central Fire Alarm Office.

The monthly report for June from Erie County Sheriffs Office having answered 71 calls in the Village of Akron and 92 in the Town of Newstead outside the Village.

Information packet from EC Environment and Planning entitled "Grow New York Grant Program".

A motion was made by Councilman Cummings, seconded by Councilwoman Glor to receive and file.

Carried Unanimously

Supervisor Holmes reviewed the last work session having discussed the following: Representatives were here from Perry's Ice Cream with a lagoon update, met with Fire Companies to discuss radios, met with Carl Klingenschmitt and Ken Koehler on GIS and the desire to purchase a basis system, salt barn with Jim Ebersole, Water District #5, current project and build out and training request from Judge Freeman.

Privilege of the Floor –Barbara Wight, 5200 Crittenden Road, appeared with numerous complaints on the restoration of her yard from the installation of the waterline. She had been told it would be done by July 1st, but has seen no action.

Douglas Seaner, 6715 Cedar Street, complaint of the Perry odor stench since he came home from work at 4:30 PM until present.

Scott Chaffee, 5792 Buell Street, complaints about the contractor on Water District #5 noting they appear to be jumping around and skipping several areas.

Engineer Casolini will be looking at these areas of concern along with several others that have been noted.

Before the bills were presented the attached Budget Amendments and Transfers dated 7/21/2000 were presented and approved with a motion by Councilwoman Glor, seconded by Councilman Summe.

Carried Unanimously

Approval of Bills – Abstract #12 dated June 29, 2000 and Abstract #13 dated July 10, 2000 were audited by Councilwoman Glor and found to be in order. The following vouchers on Abstract #14 were approved for payment by Councilwoman Glor, seconded by Councilman Cummings: General Fund "A" – \$12,533.32, General Fund "B" - \$5,760.87, Highway "DA" - \$0, Highway Outside Village "DB" - \$8,961.55, Capital Projects "HC" WD#5 – \$59,703.17, Capital Projects "HE" Library, \$5,086.62, Fire Protection "SF" \$-0- Refuse "SR" 13,011.34, Sewer "SS" \$453.75, and Water Districts "SW" - \$8,047.50 numbered #631 through #683 totaling \$112,558.12.

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – Superintendent Ebersole was not present. Councilman Cummings stated that they will be starting Howe Road tomorrow.

Assessor – He will have the Board of Assessment Review report for the next meeting. His department is working on preparation work for 2001 update.

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

Robert Hensel – 11355 Hunts Corners Road – Addition
Michael Gerstung – 7184 Maple Road – Pole Barn
Nelson Rappold – 7461 Cedar Street – Above ground pool
Fred Maier – 11350 Stage Road – One family home
Kreher’s Poultry Farm – 5411 Davison Road – Addition
Terrence Baker – 12574 Hunts Corners Road – Chimney replacement.

He reported that he is meeting with the Department of State regarding new regulations requiring registration of well drillers.

Town Clerk – She presented the Dog Control Officer’s Report for June noting that Judge Freeman has sent a letter to the owner of the Great Dane from the reservation that has been running at large in the community.

She reported that she attended the funeral today of Leo Tinney. He was a long time Custodian at the Town Hall and Denio Library several years ago.

Attorney for the Town – He is on vacation and Jennifer was in attendance and had nothing to report.

COUNCILMAN

Summe – He reported that the playground has been erected at the Town Park and should be ready in about 1 week. Mulch is to be delivered and spread. He plans a dedication of the playground and pavilion this Fall to thank all those that helped with the project.

Cummings - Nothing at this time.

Glor – Nothing at this time.

SUPERVISOR – He presented his Supervisor’s Report for June. He also reported receiving revenues from the Justice Department as follows: Justice Campbell \$8,307.02 and Justice Freeman \$7,760.00.

UNFINISHED BUSINESS

Water District #5 – Engineer Casolini asked for copies of letters presented tonight and has been made aware of other problems with the contractor on this project. He will be staying on top of the situation until all are satisfied.

A motion was made by Councilwoman Glor, seconded by Councilman Summe to authorize the installation of Golden Pond Estates 18” casing pipe across Main Road with a 4” service installed on the right-of-way in the amount of \$12,390.

Carried Unanimously

A motion was made by Councilman Summe, seconded by Councilwoman Glor to give Ontario Specialty a 4 week extension back to July 15th, noting all work to be completed by August 15th.

Carried Unanimously

Water District # 7A – The Engineer stated that KJR is nearing the end of their time to produce the bonds for this project. Still waiting.

Library Project – Supervisor stated that the Architect will be at next weeks work session with new drawings at 7:30 PM.

Rezoning for Scotland Road – On hold until early September.

Salt Barn – Tabled until the Highway Superintendent is here.

Wastewater Update – Representatives from Jaeckle, Fleischmann & Mugel to be present at next weeks work session to discuss.

Buffalo Drilling Site Plan – Code Enforcement Officer reported there has been a bit of activity, but far from complete.

Other – Nothing to report.

NEW BUSINESS

Training for Judge Freeman – A motion was made by Councilman Cummings, seconded by Councilwoman Glor to approve the training.

Carried Unanimously

ADESA Drainage Report – The attached resolution was moved by Councilman Summe, seconded by Councilwoman Glor:

(Resolution Attached)

Carried Unanimously

Bank Anniversary Proclamation – The attached was moved by Councilwoman Glor, seconded by Councilman Cummings:

(Proclamation Attached)

Carried Unanimously

Other – Councilman Cummings stated that the Highway Superintendent would like to change the bid specifications to a stainless steel hopper in an amount not to exceed \$3,000. A motion was made by Councilman Cummings, seconded by Councilman Summe to change the specs.

Carried Unanimously

Question Period – Doug Seaner, 115 Cedar Street, asked questions on Perry's and was told that this period is for questions pertaining to tonight's meeting only.

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman Summe to adjourn at 8:35 PM

Carried Unanimously

Carole D. Borchert, RMO
Town Clerk