Newstead Town Board Meeting- August 8, 2005

A Regular Meeting was called to order by the Newstead Town Board on Monday, August 8, 2005 at the Newstead Town Hall at 8:00PM.

Present: Gerald F. Summe, Supervisor
          Harold Finger- Councilman
          Mark Decker- Councilman
          Dale Kruschke- Highway Superintendent
          Rebecca Baker- Assessor
          Christine Falkowski- Building Administrator
          Andrew Casolini- Town Engineer
          Dawn D. Izydorczak- Town Clerk

Roll Call was taken with all board members present except Councilman Chaffee who is still in the hospital and Councilman George who is on vacation.

Dan Seider led the pledge to the flag.

Minutes from the previous regular board meeting held on July 25, 2005 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman Decker as presented. Carried

Communications – The Town Clerk presented the following:

Water Sampling Reports were received from Midstate Environmental Labs for Water Districts #1 & #3 with all levels being within acceptable ranges.

A letter from Senator Mary Lou Rath was received thanking the Newstead Town Board for their resolution passed on July 11, 2005 regarding pension reform.

A notification from the Erie County Department of Health was received regarding their summer rabies vaccine bait drop program which started on July 30, 2005 and will continue through September 12, 2005.


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

Work Session: Supervisor Summe reported that at the work session held August 1st the following issues were discussed: signage in the Rt. 5 overlay zone, assessment challenges, building dept. issues, WD#10 issues, Water tank issues, WD#10 and WD#6 boundary issues, RFP joint facility study, Village water rate increase, review of businesses in the R-A district, Right to Farm Law

Privilege of the Floor – Robert Scheib, 51 Brooklyn Street, made a presentation to the Board and those present giving updates on past projects that have been completed or are in progress and then proposed some future projects and issues that the feels need to be addressed for residents safety. He discussed the clean-up underway at the Main Rd tire pile, Drainage issues, the airport crosswind runway, the Buell, Brooklyn, Mechanic & Jackson Street intersections, issues with the Pixley’s property regarding improper signage and lack of sidewalks for pedestrians, and the possible future purchase of a local van service for senior citizens.

Approval of Bills -Councilman Decker reported that the Abstract from Batch #417 from the July 25, 2005 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. He presented Abstract Batch #419 & 420. Vouchers on these abstracts numbered #841 & 842-892, totaling $673,157.32 and were presented for payment approval by Councilman Decker, seconded by Councilman Finger to approve payment.
Abstract Batch 419 & 420:
General Fund (A) -$20,410.21, Fund (B) $90.00, Highway (DA) -$0, Highway: Outside Village (DB) $3,078.06, Capital Projects: CAP-WD#10 (HI)- $558,837.76, Town Hall (HK)- $3,986.57, Highway Garage (HG)- $0, Fire Protection (SF) $70,892.33, Refuse (SR) $0, Sewer Fund (SS) $9,586.87, Sewer District #2 (SS02)- $0, and Water Districts (SW1) $0, (SW2) $88.44, (SW3) $2,754.00, (SW4) $112.56, (SW5) $2,420.04, (SW6) $305.52, (SW7) $426.12, (SW7A) $48.24, (SW8) $32.16, (SW9) $88.44, (SW10) $0, Trust & Agency(TA)- $0   Totaling $673,157.32.

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – work on cross culverts and ditching done but they will be helping the Village on a couple projects for a few more days before equipment is returned. A safety inspection was performed on the highway garage by NYMIR which they passed with only one minor correction which has been completed. The Supervisor informed the Highway Supt. that he received a letter from the Village DPW thanking the town for their help on the recent Main Street project and remarked on the town highway employee’s extreme professionalism and their work ethic.

Assessor – ORPS has announced our new equalization rate as 100%. 2 residential small claims actions have been received which will require no counsel. 4 commercial Article 7 claims have been received on which counsel needs to be retained as soon as possible. Starting mobile home park inventory work and commercial inventory work for next revaluation cycle.

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

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eric Cebulski</td>
<td>12881 Carney</td>
<td>One Family Home</td>
</tr>
<tr>
<td>Cliff Albrecht</td>
<td>7882 Brackett</td>
<td>Addition</td>
</tr>
<tr>
<td>Brett Arno</td>
<td>5435 Barnum</td>
<td>One Family Home</td>
</tr>
<tr>
<td>Golden Pond Estates</td>
<td>Lot #66</td>
<td>Roof</td>
</tr>
<tr>
<td>Kelly Schultz</td>
<td>11167 Main</td>
<td>Retail/storage bldg</td>
</tr>
<tr>
<td>Robert Simon</td>
<td>6337 Dye</td>
<td>I.G. Pool</td>
</tr>
<tr>
<td>Michael Shields</td>
<td>12690 Main</td>
<td>Pole barn</td>
</tr>
<tr>
<td>Aaron Muck</td>
<td>11211 Keller</td>
<td>Pole barn</td>
</tr>
<tr>
<td>Robert Nagel</td>
<td>7871 Maple</td>
<td>Windows/roof/siding</td>
</tr>
<tr>
<td>ACP Partnership</td>
<td>12891 Koepsel</td>
<td>Windows/Roof</td>
</tr>
<tr>
<td>Golden Pond Estates</td>
<td>Lot #101</td>
<td>Roof</td>
</tr>
<tr>
<td>William Earle</td>
<td>12505 Meahl</td>
<td>Remodel</td>
</tr>
<tr>
<td>Robert Niescier</td>
<td>12249 Meahl</td>
<td>One Family Home</td>
</tr>
<tr>
<td>Scott Kelkenberg</td>
<td>V/L Miland</td>
<td>Pipe permit</td>
</tr>
<tr>
<td>Brett Arno</td>
<td>5435 Barnum</td>
<td>Fill permit</td>
</tr>
</tbody>
</table>

A motion was made by Councilman Finger, seconded by Councilman Decker to accept and approve the Building Report as presented.

Carried

Town Clerk- Presented Dog Control Officers reports for May, June & July.

Attorney for the Town – Title insurance has been received on water tank property, but search not received yet.

COUNCIL PERSONS

Chaffee- Not present

George- Not present
**Finger**- Met with Senior Coordinator over building use and the rapid increase in usage of the senior center facilities. Additional cleanings will be needed for the summer months when the center tends to be busier.

**Decker**- Nothing at this time

**SUPERVISOR**- Updated those present on Councilman Chaffee’s condition. He has been receiving e-mails from persons with no return addresses available. Every endeavor is made to respond to these e-mails as well as any other type of a request that is made of any of the town’s departments. Communications to the public are of the utmost importance to our employees if they are valid communications with valid concerns and real information is needed, however, invalid requests by fictional persons cannot be responded to.

**UNFINISHED BUSINESS**

**Water District #10/Water Tank**- disinfection procedures underway with bacterial test to follow. Once okayed connections will be made and water will be accessible.

Tank- they are putting up the concrete shaft, which will take approximately 3 months.

**Route 5 Zoning**- moving along. A successful meeting was held last week. The booklets look great. The supervisor thanked Becky, Christine & Jennifer for all their hard work to get them ready.

**Plumber’s License**- on hold until the end of year.

**Shared Public Works Facility Committee**- RFP’s are being picked up. Process moving along with a September 29th deadline for RFP’s to be submitted.

**NEW BUSINESS:**

**Support Erie County Road Patrols:**
A motion was made by Councilman Finger, seconded by Councilman Decker issuing the town’s support for continued Erie County Sheriff’s road patrols to town’s in need without additional monetary contributions by those town’s being assessed.
(Resolution Attached) Ayes- 3 Nays- 0 Carried

**Hire Article 7 Counsel:**
A motion was made by Councilman Decker, seconded by Councilman Finger approving the hire of Ronald P. Bennett as counsel for the town in two commercial Article 7 proceedings against the town.
(Resolution Attached) Ayes- 3 Nays- 0 Carried

**Question Period**- no one spoke

There being no further business to come before the board a motion was made by Councilman Finger, seconded by Councilman Decker to adjourn the meeting at 8:42 PM. Carried

Respectfully Submitted,
Dawn D. Izydorczak, Town Clerk