

## Newstead Town Board Meeting- September 14, 2009

A Regular Meeting was called to order by the Newstead Town Board on Monday, September 14, 2009 at 8:00pm at the Newstead Town Hall.

Present: David Cummings– Supervisor  
Harold Finger- Councilman  
Justin Rooney- Councilman  
Cheryl Esposito- Councilwoman  
Mike Bassanello- Highway Supt.  
Scott Rybarczyk- Town Engineer  
Dawn Izydorczak- Town Clerk  
Jennifer Heberling- Deputy Clerk

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

Katie Knab led the pledge to the flag.

Minutes from the previous regular meeting held on August 24, 2009 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman Rooney to approve as presented.  
Carried

**Communications** – The Town Clerk presented the following:

A certified resolution passed by the Town of Elma regarding their support for a law to govern the road salt contracts with municipalities.

A public notice from Erie County Department of Environment & Planning announcing the 30 day period for inclusion of lands into an agricultural district beginning on November 1<sup>st</sup> thru 30<sup>th</sup>. Applications are available at the Town Clerks office.

A letter from Time Warner cable announcing the 13 programmers they are currently under renegotiations with for service as well as some service provider changes to occur in October.

The August 2009 Operations Report was received from Amherst Central Alarm Office reporting 54 calls for Akron Fire Co. and 24 calls for Newstead Fire Co.

A Notice of Highway Closure was received from the Erie County DPW announcing the temporary closure of Burdick Road between Tonawanda Creek Rd in Newstead and Tonawanda creek Rd in Niagara County due to bridge repairs from September 8<sup>th</sup> thru September 30<sup>th</sup>.

A notice from Erie County Environment & Planning announcing a Pharmaceutical Waste Collection Event for household medications to be held Saturday, September 19<sup>th</sup> from 9:00am – 1:00pm at Kenmore Mercy Hospitals back parking lot.

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

**Work Session:** The Supervisor reported that at the work session held August 31st the following issues were discussed: visit to Newstead Fire Co, water district issues, Joint Facilities, soccer use of fields, football use of fields, town hall project, grant submissions, multiple planning issues and contract negotiations as well as any other items found necessary.

**Privilege of the Floor** – no one spoke

**Budget Transfers:** a motion was made by Councilwoman Esposito, seconded by Councilman Finger approving the budget transfers as requested by Bookkeeper Colleen Salmon in a memo dated 9/14/09.  
Carried

**Approval of Bills** -Councilwoman Esposito reported that the Abstracts from Batches #862 & 863 from the August 24, 2009 meeting have been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batches #867, 868 & 871. Vouchers on these abstracts numbered from 951- 1007 totaling \$124,859.72 and were presented by Councilwoman Esposito, seconded by Councilman Finger to approve payment as follows:

Abstract Batch #867, 868 & 871:

General Fund (A) -\$29,809.77, General Fund- Outside Village (B) \$415.61, Highway (DA) -\$0, Capital Projects: CAP-WD#10 (HI)- \$10,232.35, Library Basement (HR04)- \$0, Highway Garage-Cap (HG) - \$0, Highway: Outside Village (DB) \$2,007.80, Drainage (SD)- \$0, Fire Protection (SF) \$4,309.44, Refuse (SR) \$27,759.17, Sewer Fund (SS) \$0, Sewer District #2 (SS02)- \$165.00, and Water Districts (SW1) \$40.20, (SW2) \$88.44, (SW3) \$112.56, (SW4) \$112.56, (SW5) \$14,920.04, (SW6) \$305.52, (SW7) \$426.12, (SW7A) \$404.49, (SW8) \$32.16, (SW9) \$1,032.44, (SW10) \$32,686.05, Trust & Agency(TA)- \$0

Total: \$124,859.72

Carried

**COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – the crews started white goods pick up today. They will go out again on Wednesday throughout the town. Mike will be at fall conference from 9/22 – 9/25.

**Assessor** – nothing to report

**Building Office** –the building report was presented by Christine Falkowski of the Planning & Building Department:

Gordon Dorr	11386 Stage	Cert. of Occupancy
Phil Kenline	8238 Greenbush	Roof & siding
Peter Welkley	5659 Crittenden	Deck & garage
Kreher's Poultry Farm	11072 Main	Addition
Paul Fix	13136 Steiner	Pole barn
Paul Hennessy	11621 Rapids	Shed
Jon Mille	5971 Cummings	Siding
William Lawrence	4212 Crittenden	Roof, windows, siding
Louis Tandy	13678 Main	Roof
Bonnie Frey	8536 Burdick	Garage
Bonnie Frey	8536 Burdick	Floodplain development
Leonard Schie	11066 Keller	Addition
Steven Hill	12926 Carney	Roof
Aaron Muck	11211 Keller	Roof
Monroe Summers	Quarry Hill Est.- Lot 89	Lot #89
Francis Schumacher	6920 Cedar	Addition

The Town Board accepted the report as presented.

**Town Clerk**- school tax bills will be mailed this week. Primary Day is tomorrow with only an Independence line race at the County level on the ballot.

**Attorney for the Town** – not present

**COUNCILPERSONS:**

**George**- not present

**Finger**- nothing at this time

**Rooney**- nothing at this time

**Esposito**- nothing at this time

**SUPERVISOR**- The August Supervisor's Report is on file with the Town Clerk. The search committee for the Senior Director position interviewed several new candidates with each of them declining the position. Deborah Sabbatis will remain in the position provisionally until a civil service test becomes available and she is able to take the test.

**UNFINISHED BUSINESS:**

**Water District #10-** Scotland Rd Extension/Consolidation- ECWA commented on the Scotland Rd extension project and they are busy making the necessary changes based on those comments. They should be ready to go to bid by next meeting. Katie Knab will be filling in for the month of October while Scott is away on his honeymoon.

**Shared Public Works Facility Committee-** site work has begun and will continue for the next few weeks.

**Grants-** nothing new

**NEW BUSINESS:**

**Supervisor Cummings presented the Town Board and Town Clerk with the 2010 Tentative Budget.**

**Lead Agency- Crittenden Rd 13-lot Subdivision:**

A motion was made by Councilman Finger, seconded by Councilman Rooney issuing a declaration of lead agency on the proposed 13-lot major subdivision application by Joe Frey for property located at Crittenden & Main Roads and authorizing the building department to conduct a coordinated review.

(Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Public Hearing- Crittenden Rd 13-lot Subdivision:**

A motion was made by Councilman Finger, seconded by Councilwoman Esposito approving the calling of a public hearing on September 28, 2009 at 7:55pm to hear comments on the proposed 13-lot subdivision application by Joe Frey for property located at Crittenden & Main Roads.

(Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Scotland Rd Project-Authorization for Bids:**

A motion was made by Councilman Rooney, seconded by Councilman Finger authorizing the Supervisor to advertise for bids for the construction of the Scotland Rd Water Improvement Area upon receipt of approval from the Erie County Water Authority.

(Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Contract Approval- Town Hall Addition:**

A motion was made by Councilman Rooney, seconded by Councilman Finger authorizing approval of the proposed contract for surveying and geotechnical services with Empire Geo Services in the amount of \$2,300.00 for the addition to the town hall.

(Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Electrical Inspector Services Approval:**

A motion was made by Councilman Finger, seconded by Councilwoman Esposito approving the use of Empire Inspection, LLC as a contractor for electrical inspections within the Town of Newstead.

(Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Soccer Tournament Approval:**

A motion was made by Councilman Rooney, seconded by Councilwoman Esposito approving the request by the Akron Soccer League to hold their annual tournament in May 7, 8 & 9, 2010.

(Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Football League Request Approval:**

A motion was made by Councilman Rooney, seconded by Councilwoman Esposito approving the request by Akron Little League Football for use of the town park fields for practices in October. (Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Assistant Historian (PT) Approval:**

A motion was made by Councilman Rooney, seconded by Councilman Finger approving the request by the Town Historian for a part time assistant and appointing Lori Wende to that position for the remainder of 2009 at no compensation. (Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Joint Highway Facility- Contract Approval:**

A motion was made by Councilman Finger, seconded by Councilwoman Esposito authorizing approval of the proposed contract for geotechnical services with Foundation Design, PC in the amount of \$6,500.00 for the joint highway facility project. (Resolution Attached) Cummings-Aye, George-Absent, Finger-Aye, Rooney -Aye, Esposito-Aye  
Carried

**Question Period-** no one spoke

There being no further business to come before the board a motion was made by Councilman Rooney, seconded by Councilman Finger to adjourn the meeting at 8:26pm.  
Carried

Respectfully Submitted,  
Dawn D. Izydorzak, Town Clerk