

## Newstead Town Board Meeting- October 11, 2004

A Public Hearing was called to order by the Newstead Town Board on Monday, October 11, 2004 at the Newstead Town Hall at 7:55PM.

Present: Gerald F. Summe, Supervisor  
Tom George- Councilman  
Joan Glor- Councilwoman  
Harold L. Finger- Councilman  
Scott Chaffee- Councilman  
Christine Falkowski- Building Administrator  
Andrew Casolini- Town Engineer  
Nathan Neill- Town Attorney  
Dawn Izydorczak- Town Clerk  
Kathleen McLeod Lang- Deputy Town Clerk

Supervisor Summe called the public hearing on Community Development Block Grant funding of local projects to order.

The Clerk read the proof of publication.

The Supervisor explained uses of the CDBG funding in past years and discussed potential uses for the coming years funding, including the Rural Transit Service.

Comments: No one spoke

There being no further discussion a motion was made by Councilman Chaffee, seconded by Councilman George to close the public hearing on CDBG funding of projects.

A regular meeting of the Town Board was called to order at 8:00pm with all the same members present as above.

Roll Call was taken with all board members present.

Deputy Town Clerk Kathleen Lang led the pledge to the flag.

Minutes from the previous regular board meeting held on September 27, 2004, a special meeting held on September 20, 2004 and the joint village/town board meeting held on October 4, 2004 were presented for approval. A motion was made by Councilman Finger, seconded Councilwoman Glor to approve as presented. Carried Unanimously

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

The Water Sampling Reports for Water Districts #1 & #3 for the months of July, August and September were received from the Village of Akron, with all levels being in acceptable ranges.

A letter from the Newstead Historical Society was received announcing the bi-national event Doors Open Niagara which will be held on October 16<sup>th</sup> and 17<sup>th</sup>. This event features entry into some of the most architecturally and historically significant buildings in the Niagara Region and Niagara and Erie Counties for free. Our local Octagon House will be a featured site in this event. The Octagon House will be open Saturday and Sunday from 10:00am-5:00pm, bringing many outside visitors to Akron/Newstead for the weekend.

A fax transmission from Amherst Central Alarm Office reporting the calls for September 2004 with Akron Fire Co. receiving 36 calls and Newstead Fire co. receiving 30 calls.

An announcement from State Comptroller Alan Hevesi's office regarding a teleconference entitled "Cheaper by the Dozen: Procurement Cost Saving Tips for Local Governments" which will be held October 14<sup>th</sup> at 6:15pm at the Erie County CCE, 21 S. Grove St., East Aurora, NY. Anyone interested in attending can see the Town Clerk.

A certified copy of a resolution from the Erie County Legislature regarding the adoption of the amended Alden- Newstead and Clarence-Newstead Agricultural Districts on September 23, 2004.

A copy of the Erie County Water Authority 2003 Annual Report is on file with the Clerk's office.

A motion was made by Councilman George, seconded by Councilman Chaffee to receive and file correspondence as presented. Carried Unanimously

**Work Session:** Supervisor Summe reported that at work session held on October 4, 2004 the following items were discussed: new town hall project, water district #10, airport improvements, budget review, highway negotiations, Rt. 5 re-zoning, as well as other issues. A joint meeting of the Village and Town Boards followed.

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

**Approval of Bills** -Councilwoman Glor reported that the Abstract from Batch #323 & 324 from the September 27, 2004 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batch #328 & 329. Vouchers on these abstracts numbered 1055, 1056-1109 totaling \$50,193.92 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 328 & 329:

General Fund (A) -\$16,016.04, Fund (B) \$1,440.18, Highway (DA) -\$0, Highway: Outside Village (DB) \$1,871.02, Capital Projects- WD#5-Phase II (HC) \$0, CAP-Senior Center (HF)- \$160.50, Sewer Dist. #2 (HJ)- \$0, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$0, CAP- Town Hall (HK)- \$0, Fire Protection (SF) \$2,267.04, Refuse (SR) \$20,885.48, Sewer Fund (SS) \$2,946.33, Sewer District #2 (SS02)- \$18.90, and Water Districts (SW1) \$56.25, (SW2) \$85.41, (SW3) \$265.50, (SW4) \$108.70, (SW5) \$3,202.97, (SW6) \$295.04, (SW7) \$411.50, (SW7A) \$46.59, (SW8) \$31.06, (SW9) \$85.41, Trust & Agency (TA) \$0, Totaling \$50,193.92

Carried Unanimously

## **COMMITTEE AND DEPARTMENT HEAD REPORTS**

**Highway** –Not present. Councilman Finger reported they will be starting regular hours Monday and that the salt, sand and cinder for winter is arriving this week

**Assessor** –Not Present

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

Andy Kelkenberg	12607 Stage	Lean-To
Philip & Jacalyn Morgante	7790 Moore	Addition
Philip & Jacalyn Morgante	7790 Moore	Roof
Marcia Pfeiffer	13373 Stage	Roof
John & Eileen Wargo	11950 Stage	Two-Family Home
Christian Airmen, Inc.	Akron Airport	T-Hangar
Marvin Schrock	13334 Steiner	Garage Re-Build
Chris Turchiarelli	11152 Clarence Center	Single Family Home
Charles Webster	13042 Martin	Pole Barn
Morigerato	12553 Clarence Center	Addition
Ronald Trinkl	7350 Maple	Shed
Daniel Pawlick	11899 Rapids	Pole Barn
Charles Karcher	V/L Carney	Grain Bins/Conveyor
Aaron Handzlik	8630 Maple	Single Family Home

Ken Koehler	5771 Barnum	Roof
Robert & Laura Strollo	13527 Bloomingdale	Addition
Peter & Lois Henley	5191 S. Newstead	Barn/Porch
Lauren & Nathan Sutton	11433 Tonawanda Creek	Single Family Home
Chris Elis	7309 Maple	Deck

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

**Town Clerk-** Nothing

**Attorney for the Town** – No Program Award document has been received yet from LOSAP Administrator.

**COUNCILPERSONS**

**Chaffee** –Nothing at this time

**George** –Nothing at this time

**Glor** –Nothing at this time

**Finger**-Nothing at this time

**SUPERVISOR** –Presented Tentative Budget Message for 2005. Received fax concerning Sheriffs Department proposal. Not ready to comment on this yet. Thursday he attended planning session class in Clarence.

**UNFINISHED BUSINESS**

**Water District #10/Water Tank**-He received letters regarding water on Kirby Rd. They will work on easements and other field work in coming weeks.

**Town Wide Drainage**-He should be ready in next couple weeks to review information with Nathan.

**Town Hall Project**-Progress going well and on schedule.

**Route 5 Zoning**-Meeting scheduled next week. Need to discuss transition zone and finish up.

**Sign Law**- Amendment needed to address political signs. Nathan is working on it.

Other- nothing

**NEW BUSINESS:**

**Support of Farmland Protection & Preservation:**

A motion was made by Councilman Chaffee, seconded by Councilman George supporting the Governor to approve and pass bill S.6949/A.10053 creating a community preservation fund. (Resolution Attached) Ayes-5 Nays- 0 Carried Unanimously

**Akron Airports Projects Funding Support- Fencing:**

A motion was made by Councilman George, seconded by Councilwoman Glor approving the equipment perimeter fencing project at the Akron Airport and endorsing the project for State Funding. (Resolution Attached) Ayes-5 Nays-0 Carried Unanimously

**Akron Airport- Purchase Snow Removal Equipment**

A motion was made by Councilman George, seconded by Councilman Chaffee approving the purchase of snow removal equipment at the Akron Airport and endorsing the project for State Funding.

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

**Akron Airport- Acquisition of Aviation Easements for Runway Protection Zones**

A motion was made by Councilman Finger, seconded by Councilwoman Glor approving the acquisition of Aviation Easements for Runway Protection Zones at the Akron Airport and endorsing the project for State Funding.

(Resolution Attached)            Ayes-4            Nays-1            Carried

**CDBG Project Funding Return:**

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the return of \$18,254.33 of unexpended CDBG funds to the Community Development Consortium due to completion of the project.

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

**Re-zoning Request on Town Hall property:**

A motion was made by Councilman Finger, seconded by Councilwoman Glor approving the request from the Town Board to the Village Board to re-zone the current town hall property from an R-2 zone to an R-3 zone along with adjacent boarding properties. The town specifies that it will also be imposing deed restrictions on the use of the current town hall property on any future purchaser to prevent it from being used in a manner that the town and village do not deem proper.

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

**Disaster Coordinator- Definition and Funding:**

A motion was made by Councilman George, seconded by Councilman Chaffee to fund the position of Disaster Coordinator and Deputy Coordinator jointly with the Village of Akron at a rate of 60%-town, 40%-village, and authorizes the Supervisor to sign an inter-municipal agreement with the village setting those same terms.

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

**Bond Allocation- New Town Hall:**

A motion was made by Councilman George, seconded by Councilman Finger to approve the amended Bond Allocation on the New Town Hall funding.

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

**Building/Assessor Clerk Hire:**

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the hiring of Jennifer Heberling as part-time Building Administrator and Assessor's Clerk.

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 8:45 PM

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak,  
Town Clerk