

A Public Hearing was called to order by the Newstead Town Board on Monday, November 8, 1999 at the Newstead Town Hall at 7:30 PM.

Present: Donald C. Holmes – Supervisor
Gerald F. Summe - Councilman
Thomas L. Cowan - Councilman
Thomas George - Councilman
David L. Cummings – Councilman
Frederick Pask – Assessor
Donnal D. Folger – Code Enforcement Officer
Nathan S. Neill – Attorney for the Town
Andrew Casolini - Engineer
Carole D. Borchert – Town Clerk
Kathleen M. Lang – Deputy Clerk

Roll Call was taken with all board members present.

Supervisor Holmes stated that this hearing was called to hear anyone speaking for or against proposed Local Law #4, Amendment to the Code of the Town of Newstead.

Clerk read Proof of Publication as it appeared in the Akron Bugle.

Supervisor Holmes asked for concerns or comments on the law.

No one present spoke.

There being no one to speak for or against said Local Law #4, a motion was made by Councilman Cowan, seconded by Councilman Summe to close the hearing.

Carried Unanimously

A Regular Meeting of the Newstead Town Board was called to order at 8:05 PM.

Pledge to the flag was led by Supervisor Holmes.

Minutes from the previous meeting held October 25, 1999 and Budget Hearing held on November 1, 1999 were presented for approval. Corrections were made on page 2 under Code Enforcement Officer stating the meeting he attended was on Workmen's Compensation insurance. Also the minutes from the hearing were corrected under Youth Center, stating that the Supervisor placed \$2500 in the 2000 budget, but the board lowered the amount to \$2300. A motion was made by Councilman George, seconded by Councilman Cummings to approve, as corrected.

Carried Unanimously

Communications - Clerk presented the following:

Thank you notes from Jeffrey DeYoung, Ashlee Habarth, and Jill Garrison, Akron Central School students, thanking the board for sponsoring them so they could attend Challenge '99 Camp at Fredonia.

A letter from Thomas Sinsel, 5420 Crittenden Road, regarding drainage and flooding of his property.

A letter from the Village of Akron Mayor informing the Town of Newstead that the Akron Water System is now in Drought Emergency-Stage I.

A letter from the Village of Akron Mayor inviting the Town Councilmen to a Village Board meeting on Monday, November 15 at 7:30 PM to meet with Genesee County planners regarding a 500,000 gallon back-up supply to the Village of Akron.

A signed amendment to the Town of Newstead Lease Management Agreement from Erie County Water Authority.

A letter from Newstead Fire Co. with changes to the fire contract for January 1, 2000.

A letter from Clark Patterson Associates on the Town of Newstead/Genesee County Water Program asking to use the existing agreement as the vehicle for paying Wendel for their services on the project.

A copy of a contract from Deloitte & Touche for auditing service for the year ending December 31, 1999.

A letter from Erie County Soil and Water Conservation District asking for help in the loss of some funding in the 2000 budget for the district. Suggests conveying to the Legislature the value and importance of the local Soil and Water Conservation District.

Copies of the Erie County Sheriff report for calls answer in the Village of Akron and Town of Newstead, outside the Village, for the month of October.

A copy of a letter from EC Environment and Planning regarding SEQR lead agency designation to the Town of Newstead for Northeast Caissons Rezoning.

A Treasurers Report for October from the Akron-Newstead Senior Citizens.

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

Carried Unanimously

Supervisor Holmes reported on the last work session having discussed: 2000 Preliminary Budget, water emergency, Water District #5, land purchase for salt shed, Assessor transfer of funds, ECWA leak detection service, Library project and bike path.

Privilege of the Floor – No one spoke.

Approval of Bills – The following vouchers were approved for payment by Councilman Cowan, seconded by Councilman George: General Fund “A” - \$12,293.40, General Fund “B” - \$736.13, Highway Outside Village “DB” - \$12,521.59, Refuse “SR” \$700.00, Sewer “SS” \$27.81, Water Districts “SW” - \$754.08 numbered 985 through 1046 totaling \$27,033.01.

Carried Unanimously

COMMITTEE /DEPARTMENT HEAD REPORTS

Highway - Councilman Cummings stated the the Highway Department has taken color photos and reported on the clean up of the log jam on Cedar and Bruning Roads. A great job was done.

Assessor – He reported that he has purchased a digital camera to be used for file photos and would like to meet with the board at a work session to discuss some assessment matters.

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

Golden Pond Estates – 13415 Main Road – Four (4) mobile homes.
Steven Hill – 12976 Carney Road – Shed

Town Clerk – She presented the October Dog Control Officer’s Report. She also reported that delinquent letters have been sent to about 60 water customers advising that if payment is not received by November 10th the water charge will be added to the 2000 property tax bill. Approximately 30 have responded with payment.

Attorney for the Town – He is awaiting a search and survey of the Main Street properties.

COUNCILMAN

Summe – He reported that the power has been installed at the shelter on Buell Street.

Cowan – Nothing at this time.

George – Nothing at this time.

Cummings – He would like to discuss placing the ads for town positions at work session.

SUPERVISOR – He reported that the Village is out of the Drought Emergency-Stage I and back to only a Drought Alert. There should be no danger to our residents as of the end of December Erie County Water will be available.

UNFINISHED BUSINESS

Water District #5 – Engineer Casolini reported there will be a construction meeting on Friday addressing complaints. Will discuss Clark Patterson agreement letter at work session.

Water District # 7A- Engineer Casolini reported that he is closing in on the water supply agreement and should have a resolution ready for the next meeting.

Library Project - Councilman George stated that he met with the Village Planning Board on site development and will comment and review at a work session. The attached resolution was moved by Councilman George, seconded by Councilman Summe regarding access to 27, 29 and 31, 33 Main Street.

(Resolution Attached)

Carried Unanimously

Rezoning for Scotland Road – Attorney is waiting for a legal description from the applicant.

Salt Barn – Awaiting

Fire Contract – A motion was made by Councilman Summe, seconded by Councilman Cowan authorizing the Supervisor to send to the Akron and Newstead Fire Companies with the revised paragraph.

Carried Unanimously

Bloomingtondale rezone – Awaiting response. A motion was made by Councilman Summe, seconded by Councilman George to remove from the agenda until a response is received.

Carried Unanimously

Local Law #4 – Hold, until a reply is received from Erie County Planning.

Year 2000 Budget – The attached resolution was moved by Councilman Summe, seconded by Councilman Cowan adopting said budget with attached changes. The vote on the foregoing was as follows: Councilman Summe – AYE, Councilman Cowan – AYE, Councilman George – AYE, Councilman Cummings – NAY, Supervisor Holmes, AYE.

(Resolution Attached)

Carried

NEW BUSINESS

Area Code Resolution – The attached resolution was moved by Councilman Cowan, seconded by Councilman Cummings opposing the overlay area code alternative for increasing the supply of phone numbers.

(Resolution Attached)

Carried Unanimously

Budget Transfer for Assessor's Office – A motion was made by Councilman Summe, seconded by Councilman George to transfer \$2,200 from Contingency Account to the Assessor's A1355.4 contractual account.

Carried Unanimously

Deloitte & Touche Engagement Letter – A motion was made by Councilman Cowan, seconded by Councilman George authorizing the Supervisor to sign said agreement which shows about a 3% increase from last years.

Carried Unanimously

Other – Erie County Water Authority Leak Detection – A motion was made by Councilman Summe, seconded by Councilman Cummings authorizing the hiring of ECWA to find the leak in Water District #1 at a cost of \$600.00.

Carried Unanimously

Question Period –There being no further business to come before the board a motion was made by Councilman Cowan, seconded by Councilman Summe to adjourn at 8:40 PM. Work Session will continue with discussion on Water District #5 and airport project.

Carried Unanimously

Carole D. Borchert
Town Clerk