

## Newstead Town Board Meeting- October 11, 2016

A public hearing was called to order by the Newstead Town Board on Tuesday, October 11, 2016 at 7:55pm at the Newstead Town Hall.

Present: Edmund Burke- Councilman/Deputy Supervisor  
John Jendrowski- Councilman  
Joseph Dugan- Councilman  
Don York- Councilman  
Mike Bassanello- Highway Supt  
Ted Donner- Wendel/Town Engineer  
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present except Supervisor Cummings, who is out of town.

The Deputy Supervisor called the **public hearing** to order on the proposed wind turbine at 8228 Cedar St.

The Clerk read the proof of publication.

Comments: Richard Campbell of 12725 Brucker Rd owns the adjoining piece of property and has no objection to the project. He favors green alternatives for energy.

There being no further comments, a motion was made by Councilman Jendrowski, seconded by Councilman York to close the public hearing at 7:59pm. Carried

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

Councilman Dugan led the pledge to the flag.

Minutes from the previous regular meeting held on September 26, 2016 were presented for approval with a correction to Councilman Jendrowski's report from the meeting reflecting he attended the coalition meeting but not the town hall program. A motion was made by Councilman Jendrowski, seconded by Councilman York to approve as presented. Carried

**Agenda Changes** – a motion was made by Councilman Dugan, seconded by Councilman York to make the following agenda changes: addition of E. motion to approve recreation hires for fall and F. motion to authorize signing of DOH application for Cedar St N project Carried

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

A letter was received from Charter Communications notifying the town of the programmers and service providers they are currently in negotiations with for service.

The September 2016 Operations Report was received from Amherst Central Alarm office reporting 47 calls for Akron Fire Co and 32 calls for Newstead Fire Co.

A report on the Household Hazardous and Electronics event was received from Dan Borchert reporting 96 village residents and 134 town residents attended the event.

The 2016 Personnel Management school will be held by the AOT on November 18, 2016 at the Hilton Garden Inn in Albany.

A letter was received from the Akron-Newstead Basic Human Needs Committee regarding a community resource fair that will be held November 2, 2016 from 2-6pm at the Newstead Cultural Center.

Erie County Dept. of Senior Services will be holding 2 public hearings to solicit opinions regarding the department's 2017 service delivery plans. The first will be October 25<sup>th</sup> at the Schiller Park Senior Center from 1-2:30pm and the second will be November 1<sup>st</sup> at the Amherst Senior Center from 1-2:30pm.

A notice from the Town of Alden on proposed changes and additions to their local laws.

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski to accept and file the presented correspondence. Carried

**Work Session:** The Deputy Supervisor reported that at the last work session held the following items were discussed: buildings projects at town buildings, police garage, planning items- solar, radon, EAB, electric; Indigenous Peoples Day celebration, water/sewer projects-Lewis Rd & Cedar St; Farmland Protection Plan grant; Closing of Buell St bridge in 2018, IT & AM services, contract issues and any other matters brought before the Board. There was a brief executive session prior to tonight's meeting to discuss a particular personnel issue.

**Agenda Items Question Period:** no one spoke

**Budget transfers:** a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to approve the budget transfers as presented in a memo from Bookkeeper Colleen Salmon dated 10/11/16. Carried

**Approval of Bills** – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1650 & 1652 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1660 for payment. Vouchers on this abstract(s) numbered from 1074- 1130, totaling \$33,558.61. Councilman York seconded to approve payment as follows:

Abstract Batch(es) #1660:  
General Fund (A) -\$24,725.95, General Fund- Outside Village (B) \$1,989.50, Highway (DA) -\$0, Highway: Outside Village (DB) \$4,664.96, CAP- Scotland Rd (HS)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, CAP- Water- Cedar (HW02)- \$70.00, Drainage (SD)- \$89.00, Fire Protection (SF) \$0, Refuse (SR) \$0, Sewer Fund (SS) \$1,405.88, Sewer District #2 (SS02)- \$475.82, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$137.50, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0  
Total: \$33,558.61 Carried

**COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – Mike reported the crews filled a sink hole at Buckwheat and South Newstead Rd, replaced a 40' cross culvert and did 294' of ditching on Old Steiner Rd, shot grades on Mill RD, cleaned up a dirt pile at Mt. Olive Cemetery, helped the Village of Akron mill & pave streets, continued mowing the town parks, road sides and boom mowed. Mike attended a meeting with the DOT on the closing of the Rt. 93 (Buell St) bridge in 2018 and he check the status of the new truck, which is currently at the Oakfield plant. It should be delivered in another 3-4 weeks.

**Assessor** – no report presented.

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

Jeff Sage	11446 Howe	Roof
Ellen Joachimiak	5333 Crittenden	Roof
Rich Carter	6410 Dye	Permit renewal
Arrowhead Golf Course	12292 Clarence Center	Special event
Joseph Burkett	12561 Clarence Center	Shed
Darryl Cummings	13742 Main	Windows
Karol Winiarczyk	11941 Rapids	Barn
David Wahl	191 Quarry Hill Est	Roof

Buffalo Drilling	12264 Main	Solar array
Dean Hyder	7010 Scotland	Windows
Frank Hojnacki	6541 Draper	Ditch fill
Dave O'Donnell	11011 Howe	Block repair
Caroline Schalger	145 Quarry Hill Est	Roof
Barbara Wurthman	12812 Stage	Roof
John Schrock	7389 Sandhill	Addition
William Peronne	6500 Draper	Pole barn addition
Terry Biernacki	12300 Lesswing	Roof
Richard Micholas	8032 Kathryn	Roof
Thomas Wilson	11011 Stage	One Family Home
Kelly Pinto	11520 Main	Sign

The Town Board accepted the report as presented.

**Town Clerk-** it is the last 5 days of school tax collection so the office will be very busy this week.

**Attorney for the Town** – not present

**COUNCILPERSONS:**

**Burke** – he attended the DOT informational meeting on the Buell St bridge closing for 2018, he attended the Indigenous Peoples Day celebration in Russell Park and thanked the Tribal leaders for their gift of a white pine. He will also be attending a solar law seminar this week with Carl in Orchard Park.

**York** – he visited the Swift Mills Bridge site and the project is progressing nicely. The new deck will be poured soon.

**Jendrowski-** he spoke with Dan Roland on recreation issues, spoke with Kristine about the library sidewalk project and we are still having a gutter issue, he spoke with Trustee Perry and Mayor Patterson on upcoming issues and spoke with the CEO on several issues.

**Dugan** – he attended the Indigenous Peoples Day celebration and 2 meetings leading up to the celebration, he went with Councilman Jendrowski and visited Nice Rd to view the drainage issues reported there and visited Stage Rd to review complaints about the temporary CEO's residence. He also attended the DOT meeting on the closing of the Buell St bridge in 2018.

**Supervisor-** not present

**UNFINISHED BUSINESS:**

**Buildings-** Library- the inside heat exchanger needs to be finished and then it is done.  
Town Hall- the roof fascia needs to be finished and then it is done.

**Planning-** nothing new

**Water/Sewer-** Cedar St N- the Army Corps still has not responded yet. A follow up email was sent by Wendel on October 4<sup>th</sup>. Lewis Rd- the Village engineers have reviewed the engineering and okayed the project. Now the Village is negotiating the potential fees with Niagara Label.

**Grants-** nothing new

**NEW BUSINESS:**

**Community Development Block Grant Funding:**

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the project list for 2017 Community Development Block Grant Funds as follows: 1. electronic equipment for the Newstead Senior Center 2. Rural Transit Van Service; and authorizing the Supervisor to execute the necessary contracts.

(Resolution Attached) Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

**Approve- Contract renewal with Town of Alden for Assessor Services:**

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the renewal of the agreement with the Town of Alden for Assessor services for 2017, subject to the terms of the Agreement.

(Resolution Attached) Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

**Public Hearing- Site Plan- 11478 Main Rd:**

A motion was made by Councilman York, seconded by Councilman Jendrowski approving the calling of a public hearing on the proposed site plan for a 2,020 sq. ft. storage shed at 11478 Main Rd owned by Faith Fellowship Church, with the hearing to be held on October 24, 2016 at 7:55pm and authorizing the Clerk to publish the legal notice in the Akron Bugle.

(Resolution Attached) Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

**Approval- Bid Cleaning Contract:**

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski authorizing the Town Clerk to solicit bids for cleaning of the town buildings for 2017.

(Resolution Attached) Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

**Approve- Recreation Hires for Fall:**

A motion was made by Councilman Jendrowski, seconded by Councilman York authorizing the hiring of new recreation employees for the fall session as presented by Director Roland.

Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

**Approval- Sign NYSDOH Application- Cedar St N project:**

A motion was made by Councilman Burke, seconded by Councilman Dugan authorizing the signing of an application to the NYSDOH for the Cedar St N project.

Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

**Privilege of the Floor/Question Period:** Stan Serwon of 5759 Davison Rd spoke to the Board about a fatality accident at the intersection of Davison and Howe Rd this July where a 90 year old man was killed and significant property damage was done to a corner residence. He provided a history of his and his neighbor's efforts to have a 4-way stop sign erected at that intersection but in the past the County has denied the request. He asked the Board to revisit this with the County before another fatality occurs. The board discussed the issue and thanked Mr. Serwon for bringing this to their attention.

**Approval- Traffic Study/4-way Stop Request to Erie County:**

A motion was made by Councilman Jendrowski, seconded by Councilman Burke authorizing the request to Erie County for a traffic study and request for a 4-way stop at the intersection of Davison & Howe Roads.

Cummings-Absent, Dugan -Aye, Burke-Aye, York-Aye, Jendrowski- Aye  
Carried

There being no further business to come before the board for the regular meeting a motion was made by Councilman Dugan, seconded by Councilman Jendrowski to adjourn the regular meeting at 8:30pm.  
Carried

Respectfully Submitted,  
Dawn D. Izydorczak, RMC, Town Clerk