

Newstead Town Board Meeting- August 9, 2021

The Board entered executive session at 7:17pm to discuss personnel issues on a motion from Councilman Dugan, seconded by Councilman Jendrowski. Carried Unanimously

The Board exited executive session on a motion by Councilwoman Pope, seconded by Councilman Burke at 7:27pm, having taken no action. Carried Unanimously

A regular meeting was called to order by the Newstead Town Board on Monday, August 9, 2021 at 7:30pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
Edmund Burke- Councilman
John Jendrowski- Councilman
Joseph Dugan- Councilman
Patricia Pope- Councilwoman
Emily Janicz- Assistant Town Attorney
Jennifer Herberger- Deputy Town Clerk

Roll Call was taken with all board members present.

Councilwoman Pope led the pledge to the flag.

Minutes from the regular meeting held on July 26, 2021 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Jendrowski to approve as presented. Carried Unanimously

Agenda Changes – A motion was made by Councilman Burke, seconded by Councilwoman Pope to approve the following agenda changes: A. add a resolution calling a public hearing on Local Law #7 of 2021, F. a motion declaring Food Pantry week and G. a motion approving the hire for the part time senior center assistant position. Carried Unanimously

Communications – The Deputy Town Clerk presented the following correspondence:

A letter was received from the Northern Erie Sno-Seekers Club notifying the town that they would like permission to use the west shore bike paths once again for their 2021-2022 snowmobile season.

A notice form for providing 30-day advance notice of a new liquor license application was received for the property at 11891 Main Rd from Priority Consulting Services, LLC.

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

Work Session: The Supervisor reported that at the work session held last week the following items were discussed: water and sewer project updates, planning items and code change updates, building issue updates, highway issues, grant updates, the Bicentennial, gas well, 2022 budget and projects for stimulus funds, plus any other items brought before the Board.

Agenda Items Question Period: no one spoke

Budget transfers: a motion was made by Councilman Dugan, seconded by Councilwoman Pope to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 8/9/21. Carried Unanimously

Approval of Bills – Councilman Burke reported that the Abstract(s) from Batch(es) #2155 have been reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2156 prepay, 2160 bond payoff & 2161 were presented for payment. Vouchers on this abstract(s) numbered 761 & 781– 835, totaling \$1,448,835.69. Councilwoman Pope seconded to approve payment as follows:

Abstract Batch(es) #2156 prepay, 2160 bond payoff & 2161:
 General Fund (A)-\$1,265,975.14, General Fund- Outside Village (B)-\$21,495.00, Highway (DA) - \$0, Highway: Outside Village (DB)-\$11,350.36, CAP-Multicultural Ctr (HMCC)- \$10,000.00, CAP-Water-Scotland (HS)-\$501.96, CAP-Water-Koepsel (HW)-\$2,288.02, CAP-Water-Draper (HW01)-\$280.17, CAP-Water-Cedar (HW02)-\$268.49, CAP-Water-Knapp (HW03)- \$2,299.69, CAP-Bike Path (HTG)-\$116.74, Drainage (SD)-\$2,677.61, Fire Protection (SF)-\$102,425.00, Refuse (SR)-\$27,904.76, Sewer #1 Fund (SS)-\$464.25, Sewer District #2 (SS02)-\$260.50, Sewer District #3 (SS03)-\$523.50, Trust & Agency(TA)-\$0 and Consolidated Water (SW00)-\$4.50, WD1(SW1)- \$0, WD2(SW2)- \$0, WD3(SW3)- \$0, WD4(SW4)- \$0, WD5(SW5)- \$0, WD6(SW6)- \$0, WD7(SW7)- \$0, WD7A(SW7A)- \$0, WD8(SW8)- \$0, WD9(SW9)- \$0, WD10(SW10)- \$0; Total:\$1,448,835.69
 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – a report was presented from the Highway Supt that the crew has completed 875’ of road ditching on Brunning Rd, mowed the parks and town properties, cleaned up another fallen tree on the bike path, cleaned up brush at the JMF, cut trees in the park and ground the stumps, boom mowed and mowed Crittenden Rd field, completed shoulder work on Brucker, Kathryn, Clair, Roll, Greenbush and Howe roads, and took #7 to Buffalo Peterbuilt for repairs.

Assessor – a report was presented from the Assessor and read by the Supervisor as follows: she is all caught up on completed new construction inspections and valuations. She will begin to prep for exemption season at the end of the month. Mid-June thru July 6th sales figures were provided.

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

Christopher Monin	7250 Maple	Addition
Raymond Braun	11891 Main	Remodel from fire
Raymond Braun	11891 Main	2 lean-to’s & sound box
David Gonsowski	13342 Dorsch	Demolition
Edward Spink	7641 Maple	Generator
Lakeshore Management Inc	6 Quarry Hill Est	Manufactured Home
Lakeshore Management Inc	82 Quarry Hill Est	Manufactured Home
Lakeshore Management Inc	132 Quarry Hill Est	Manufactured Home
Lakeshore Management Inc	148 Quarry Hill Est	Manufactured Home
Laura Andolina	5231 Crittenden	Pole barn
Newstead Homes	12402 Swift Mills	Garage
Jonathan Vilagy	498 Schutt	Ground mount solar
Cathleen Lojek	8546 Burdick	Pole barn
Timothy Smeal	11517 Howe	Shed
Amy Grzedzicki	13357 Steiner	Addition
Jeffrey Szafraniec	11890 Meahl	Drainage
Robert Meek	6815 Cedar	Roof
Rich Pools	5128-5130 Crittenden	AG Pool
Scott Monkelbaan	11373 Miland	AG Pool

The Town Board accepted the building report as presented.

Town Clerk- hunting license sales have begun so the office work has picked up. We should be getting school tax bills within the next 3-4 weeks.

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski- spoke with Wm. C. Rott & Sons regarding the patio at the cultural center and a gutter on the library. They also found a tear in the roof that they will be submitting a quote for fixing. Also working on a new air conditioning unit at the library. Kristine is working on finding a grant.

Dugan – nothing at this time

Burke – attended the 4th of July wrap up meeting. The committee's finances are in good shape and they received a lot of positive comments regarding the parade and fireworks.

Pope- nothing at this time

Supervisor- attended a meeting in East Aurora with a presentation on solar power with regards to town buildings. Will be attending another presentation next week on Covid funding. The Supervisor along with the Town Clerk and the Senior Center Director interviewed the applicant for the position at the senior center, he attended the first water line construction meeting and spoke to Mike Norris regarding several water issues in the town.

UNFINISHED BUSINESS:

Buildings- already discussed

Planning- still working on town codes changes and will finalize the draft at the next work session. The planning board is also working on recommendations.

Water/Sewer- already discussed

Grants- looking into new grants to submit this month. Very limited in grants to apply for right now.

NEW BUSINESS:

Public Hearing-Local Law #7 of 2021:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the calling of a public hearing on the proposed Local Law #7 of 2021 amending the Route 5 Zoning Overlay District law, with a hearing to be held on September 13, 2021 at 7:20pm at the Town Hall and authorizing the Town Clerk to publish notice in the Akron Bugle, the official town paper.

(Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope- Aye

Carried Unanimously

Approval- Liquor License 30-day Waiver:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the request for a 30-day notice waiver for a new liquor license application at 11891 Main Rd as submitted by Priority Consulting Services, LLC.

Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope- Aye Carried Unanimously

Approval- Northern Erie Sno-Seekers 2021-22 Season:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the request by Northern Erie Sno-Seekers Snowmobile Club to use sections of the town bike path for their 2021-22 snowmobile season subject to providing current insurance certificates and any other required documentation to the town.

Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope- Aye Carried Unanimously

Approval- Update of Employee Terms & Conditions:

A motion was made by Councilman Dugan, seconded by Councilman Burke approving the modifications as proposed to the Terms & Conditions of Employment and policies for all non-union

classifications of employees in Section 3.E, 4.F and correcting 4.G regarding health insurance post retirement.

Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-No, Pope- Aye Carried

Approval- Lateral Restriction Hardship Application- 8164 Maple Rd:

A motion was made by Councilman Dugan, seconded by Councilwoman Pope approving the application for a lateral restriction exception hardship at 8164 Maple Rd in water district 10 as submitted by owner Michael Wik, based on supporting documentation provided.

Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope- Aye Carried Unanimously

Approval- Declaring Akron-Newstead Food Pantry Week:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski authorizing the declaration by the Town Board that beginning on October 9th and continuing through October 16th is declared to be Akron-Newstead Food Pantry Week in the Town of Newstead.

Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope-Aye Carried Unanimously

Approval- hire part time Senior Center Assistant employee:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski authorizing the hiring of Jaqueline Long for the part time Senior Center Assistant position at a rate of \$13.81 per hour effective immediately.

Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope-Aye Carried Unanimously

Privilege of the Floor/Question Period: Jim Mandolene of 12936 Dorsch Road was present to again comment against the sign at 5703 Crittenden Road. Quoted from town code regarding a sign having to be 50' from neighboring property. The Supervisor stated he would investigate that. Town Attorney Janicz talked about federal cases that uphold a person's freedom of speech and the town is unable to do anything.

Sandra Workman-Miles of 13923 Knapp Road also spoke and just would like the profanity removed.

Councilman Burke once again suggested a letter to the editor in the Akron Bugle to maybe garner support from other residents.

There being no further business to come before the board for the regular meeting, a motion was made by Councilman Burke, seconded by Councilwoman Pope to adjourn the regular meeting at 8:10pm. Carried Unanimously

Respectfully Submitted,
Jennifer Herberger, Deputy Town Clerk