

Newstead Town Board Meeting- January 28, 2019

A regular meeting was called to order by the Newstead Town Board on Monday, January 28, 2019 at 7:15pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
John Jendrowski- Councilman
Joseph Dugan- Councilman
Edmund Burke- Councilman
Jeannine Morlacci- Councilwoman
Brendan Neill- Town Attorney
Michael Bassanello- Highway Supt.
Scott Rybarczyk- Town Engineer
Jennifer Herberger – Deputy Town Clerk

Roll Call was taken with all board members present.

Councilman Dugan led the pledge to the flag.

Minutes from the regular meeting held on January 14, 2019 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Burke to approve with the following correction –

Page 4, paragraph 2, line 3 should state April 1 – September 30, 2019.

Carried Unanimously

Agenda Changes – a motion was made by Councilman Burke, seconded by Councilman Burke to make the following agenda changes: Add B: approve beer/wine permit for the cultural center on March 31, 2019

Carried Unanimously

Communications – The Town Clerk presented the following correspondence:

A letter from Charter Communications notifying the town of a price increase for residential video service effective February 21, 2019 and a letter regarding several programming changes effective February 15, 2019.

A letter from Gowanda Ambulance Service requesting letters of support regarding their expansion into the Brooks-TLC Health Systems Lakeshore Hospital Campus area.

A notice from the State of New York Public Service Commission announcing an opportunity for public information and comment regarding NEETNY's construction request on February 13, 2019 at 2:30 & 6:30 at the Alden Town Hall Auditorium.

A notice from the Village of Akron announcing the Household Hazardous Waste/Electronic recycling/Shred-it Events will be April 13 and October 5, 2019 from 9am – noon.

A copy of the Flood Insurance Study for Erie County was received from the Federal Emergency Management Agency.

A letter from the Town of Pembroke notifying the town about a proposed change to their zoning law and a public hearing that will be held by the Town Board on February 14th at 6:30pm.

A letter from the Amherst Center for Senior Services stating the contract for the Senior Outreach Program is currently up for renewal.

A request for a beer/wine permit was received from Kelly Roth for a wedding shower at the cultural center on March 31, 2019.

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

Carried Unanimously

Work Session: The Supervisor reported that no work session was held last week but the following items were discussed prior to tonight’s meeting: water & sewer project updates, planning items, building issues, grant updates plus any other items brought before the Board.

Agenda Items Question Period: no one spoke

Budget transfers: a motion was made by Councilman Jendrowski, seconded by Councilwoman Morlacci to approve the budget transfer as presented in a memo from Bookkeeper Colleen Salmon dated 1/28/19. Carried Unanimously

Approval of Bills – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1895 for 2018 & #1896 for 2019 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1900 for 2018 and #1901 for 2019 for payment. Vouchers on this abstract(s) numbered from 1493-11506 for 2018 and 33-62 for 2019, totaling \$50,038.15. Councilwoman Morlacci seconded to approve payment as follows:

Abstract Batch(es) #1900 for 2018 & 1901 for 2019:
General Fund (A) -\$15,554.80, General Fund- Outside Village (B) \$231.99, Highway (DA) -\$0, Highway: Outside Village (DB) \$32,750.38, CAP- Trail Grant (HTG)- \$0, CAP-Generator (HTI)- \$665.00, CAP-Water-Scotland (HS)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, CAP- Water- Cedar (HW02)- \$0, CAP- Water-Knapp- (HW03) \$0, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$168.52, Sewer #1 Fund (SS) \$534.05, Sewer District #2 (SS02)- \$90.79, Sewer District #3 (SS03)- \$0, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$42.62, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0; Total:\$50,038.15

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – Mike reported the crews cleaned lay down area and hauled blocks for bins, worked on rebuilding the small tilt bed trailer, marked trees to be cut by National Grid, picked up tires on Jones Road & N Millgrove Road, helped Village chip brush at JMF, replaced road signs, they are making new barricades and repaired old ones, demo for John Deere 644 loader, fixed mailboxes, repaired apron chain for #9, cut limb on County Line Road and have been plowing and cleaning parking lots as needed with weather.

Assessor – Tina presented a report read by the Supervisor stating she has been updating exemptions and answering questions regarding the new STAR changes.

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

ANJ Properties LLC	12606 Main Rd	Roof
WNY Woodworks	12050 McNeeley Rd	Temp Special Use Renewal
Joel Lattimer	11340 Stage Rd	Remodel
Thomas Smart	12761 Carney Rd	Pole Barn/Lean-to
Champion Auto Locaters	11678 Main Rd	Temp Special Use Renewal

The Town Board accepted the building report as presented.

Town Clerk- nothing at this time

Town Attorney – nothing at this time

COUNCILPERSONS:

Jendrowski – he and Councilman Dugan attended Clarence/Newstead Fire Chiefs meeting, met with John Wideman and Lewis Henley to discuss the NFC contract and met with Sarah at the Senior Center. The work on the sprinkler system is complete. He also spoke to a South Newstead resident and is asking Brendan to look into the legality of the snow mobile club running the trail in certain areas down the side of a street.

Dugan – met with Councilman Jendrowski and several representatives from the NFC regarding contractual issues and attended the Clarence/Newstead Fire Chiefs meeting.

Burke – spoke with the Town Prosecutor regarding his remuneration.

Morlacci – nothing at this time

Supervisor – everyone should have received the December Supervisors report. He had a discussion with a representative of the Akron Mobile Home Park asking if the town has regulations regarding out of town owners and he spoke to the Town Prosecutor but hasn't heard back.

UNFINISHED BUSINESS:

Buildings- sprinkler at the senior center is done.

Planning- NextEra public hearing will be held in Alden on February 13th. This information will be on our website and in the local papers. We received flood plain information today which has been given to Christine. Brendan and Scott will be working on that filing the appropriate paperwork for that and the planning board is continuing to look at Airbnb's.

Water/Sewer- The NYS Environmental Facility Corp requested a copy of a SEQR that was sent out today.

Grants-DASNY has requested information regarding Indian artifacts and regarding the generator project, the trench for the natural gas line was dug last week.

NEW BUSINESS:

Resolution – Contract Renewal with Wendel for GIS Support:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the proposed contract renewal with Wendel for GIS support services, subject to the terms set forth in the resolution and authorizing the Supervisor to execute the agreements.

(Resolution Attached) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Morlacci-Aye
Carried Unanimously

Approval- Beer/Wine Permit:

A motion was made by Supervisor Cummings, seconded by Councilman Burke approving the request for a beer/wine permit at The Newstead Cultural Center on March 31, 2019 by Kelly Roth for a wedding shower.

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

Privilege of the Floor/Question Period:

Carl Klingenschmitt, CAC Chair - attended a meeting at Cornell regarding ticks. He gave the clerk's office a lot of material to put on the website and to have available to the public.

The Board entered executive session at 7:45pm to discuss NFC issues on a motion from Councilman Jendrowski, seconded by Councilwoman Morlacci. Carried Unanimously

The Board exited executive session on a motion by Councilman Burke, seconded by Councilman Dugan at 8:07pm, after agreeing on compensation for NFC regarding extra coverage in the town. Carried Unanimously

There being no further business to come before the board for the regular meeting a motion was made by Councilman Dugan, seconded by Councilman Burke to adjourn the regular meeting at 8:07pm. Carried Unanimously

Respectfully Submitted,
Jennifer Herberger, Deputy Town Clerk