

Newstead Town Board Meeting- March 22, 2021

A public hearing was called to order by the Newstead Town Board on Monday, March 22, 2021 at 7:30pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
John Jendrowski- Councilman
Edmund Burke- Councilman
Joseph Dugan- Councilman
Patricia Pope- Councilwoman
Brendan Neill- Town Attorney
Emily Janicz- Assistant Town Attorney
Scott Rybarczyk- Town Engineer
Michael Bassanello- Highway Supt.
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present.

The Supervisor called the **public hearing** to order on the proposed site plan for a 36,000 sq. ft. addition project at 13311 Main Rd owned by Newstead Properties/MGA Research at 7:25pm.

The Clerk read proof of publication. The Supervisor stated this project has been reviewed and recommended for approval by the Planning Board, Wendel, the CEO and then was submitted to the Town Board for final approval. State and County Agencies were notified and comments were received.

Comments: no one was present to speak

There being no further comments, a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to close the public hearing at 7:35pm Carried Unanimously

The **regular meeting** of the Newstead Town Board was called to order at 7:35pm with the same members present as listed above.

Councilman Burke led the pledge to the flag.

Minutes from the regular meeting held on March 8, 2021 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilwoman Pope to approve as presented. Carried Unanimously

Agenda Changes – a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to make the following agenda changes: remove item H and add a motion to hire summer parks help Carried Unanimously

Communications – The Clerk presented the following correspondence:

A letter was received from Charter Communications regarding changes in programming and services beginning on April 1st.

A letter was received from Erie County Legislator Greene giving the Town an update regarding Erie County sales tax revenue figures.

A letter was received from the Erie County Deputy Comptroller regarding the Erie County sales tax revenue for December of 2020 and giving projection updates.

A letter was received from Martin Dugan on behalf of the Akron Varsity Football team requesting the use of Veterans Park on 5 occasions to hold team dinners.

A letter was received from Dylan Scotch asking if his Boy Scout Troop could plant some seedlings on the bike path or other town properties as a way to do community service.

A letter was received from NextEra rep Steve Sementilli regarding tree-clearing work to be done on Sunday March 14th in the town to prepare for the construction of the Empire State Line project.

A letter was received from Emergency Manager Kowalik regarding the delivery of 6,840 masks made and donated by the Ford Motor Company. *The Supervisor and Board thanked Dan for his efforts in receiving this important PPE shipment.*

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

Work Session: The Supervisor reported at the work session held last week the following items were discussed: water and sewer project updates, planning item updates, building issue updates, grant updates, gas well purchase update, cancellation of the March 29th work session, summer recreation options and stimulus funding updates, plus any other items brought before the Board.

Agenda Items Question Period: no one spoke

Budget transfers: none

Approval of Bills – Councilwoman Pope reported that the Abstract(s) from Batch(es) #2118 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #2126 for payment. Vouchers on this abstract(s) numbered 214 - 262, totaling \$381,817.98. Councilman Jendrowski seconded to approve payment as follows:

Abstract Batch(es) #2126:
General Fund (A)-\$18,570.51, General Fund- Outside Village (B)-\$895.49, Highway (DA) -\$0, Highway: Outside Village (DB)-\$4,580.68, Drainage (SD)-\$0, Fire Protection (SF)-\$55,572.48, Refuse (SR)-\$25,267.68, Sewer #1 Fund (SS)-\$4,737.87, Sewer District #2 (SS02)-\$82.29, Sewer District #3 (SS03)-\$0, Trust & Agency(TA)-\$0 and Consolidated Water (SW00)-\$86,285.80, WD1(SW1)- \$0, WD2(SW2)- \$0, WD3(SW3)- \$0, WD4(SW4)- \$0, WD5(SW5)- \$96,415.00, WD6(SW6)- \$0, WD7(SW7)- \$0, WD7A(SW7A)- \$0, WD8(SW8)- \$0, WD9(SW9)- \$0, WD10(SW10)- \$89,410.18; Total:\$381,817.98 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – a report was presented from the Highway Supt as follows: the crew has serviced all the mowing tractors, picked up JD from Oakfield, cold patched and filled holes in the shoulder with CRI, broomed roads and the bike path, leveled the roads in the parks, detailed the 2015 Ford Escape, went to Lakeside Steel to get quotes for re-siding the shelter at Veteran’s park, worked on the culvert replacement project.

Assessor – a report was presented from Tina as follows: the office is quiet now that exemptions are finished. She is finalizing the new construction in the village and the town is completed. She is also preparing the filing of the tentative roll.

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

Stephen Blask	6842 Cedar	Barn Addition
Joel Lattimer	11340 Stage	Pole Barn
Greenbriar Akron LLC	12983 Main	Wall & Freestanding Sign Replacements
CMK Builders of Alden	5110 Havens	One Family Home
Kelkenberg Homes	6051 Barnum Rd	One Family Home

The Town Board accepted the building report as presented.

Town Clerk- County-Town tax collection penalty free period has ended. We will continue to collect locally until June 30th with penalties and interest added.

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski- he met with NuPipe on the sprinkler system at the Library and learned there is a 20-year span on the sprinkler heads, which need to be tested. He also met with Jim Foster and Paul LaFleur on drainage issues and met with EMS Coordinator Dan Kowalik on Covid updates.

Dugan – nothing at this time

Burke – nothing at this time

Pope- nothing at this time

Supervisor- the February 2021 Supervisor's Report is on file with the Clerk. He attended a meeting with the school and Recreation Director regarding summer rec program. He met with Colleen and 3+1 reps on our finances. He spoke with the auditors regarding our audit. They will present their audit review to the Board on April 19th. He attended an online meeting with Senator Schumer and all the other NYS Supervisors regarding the COVID Relief package and attended a meeting of the Erie County Water Quality Committee. He spoke with NYSDOH regarding the water grant and the NYSDEC on the gas well purchase.

UNFINISHED BUSINESS:

Buildings- library issues are ongoing. There is now a gutter leak near the rear entrance that needs to be addressed before winter and Councilman Jendrowski suggested a light be installed outside above the book drop box.

Planning- code changes to be discussed.

Water- the NYSDOH has finally approved the plans for the water grant so we can start the bidding process for the next meeting.

Grants- nothing new

NEW BUSINESS:

Approval- Solicit Bids to Purchase Highway Truck:

A motion was made by Councilwoman Pope, seconded by Councilman Jendrowski authorizing the solicitation of bids to purchase a 2021 Ford F-150 XLT SuperCrew 4x4 with a 5.5' Box for the highway department, with bids to be received April 5th at 10:00am and authorizing the Town Clerk to advertise for bids in the Akron Bugle.

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

Carried Unanimously

Approval – Sell Surplus Highway Equipment:

A motion was made by Councilman Jendrowski, seconded by Councilwoman Pope approving the proposal by the Highway Superintendent to declare the following surplus equipment and to sell the following surplus highway equipment through Auctions International: 2015 Ford Escape SE; Skidsteer tires (3); seed spreader with 3-point hitch; 1987 Gradall G3 WD buckets; Fring Wing; tire machine, wooden ladders

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

Carried Unanimously

Approval – Advertise for Bids- Lighting Upgrades at the Senior Center:

A motion was made by Councilman Dugan, seconded by Councilman Burke authorizing the advertisement for bids for the replacement of 84 antiquated light fixtures in the Senior Center with new LED fixtures, in accordance with bid specifications as prepared by the Supervisor, with bids to be received by April 5, 2021 at 10:00am to the Town Clerk.

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

Carried Unanimously

Approval – Advertise for Bids- Restroom Upgrades at the Senior Center:

A motion was made by Councilman Burke, seconded by Councilwoman Pope authorizing the Town Clerk to advertise for bids for the refurbishment of the bathrooms in the Senior Center, in accordance with bid specifications as prepared by the Supervisor, with bids to be received by April 23, 2021 at 10:00am to the Town Clerk.

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

Carried Unanimously

Approval- Cancel 3/29/21 Work Session:

A motion was made by Councilman Burke, seconded by Councilwoman Pope approving the cancellation of the town board work session on March 29th.

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

Carried Unanimously

Approval- Use of Cultural Center for event:

A motion was made by Councilman Dugan, seconded by Councilman Burke approving the use of the Cultural Center on April 2nd, 8th, 15th, 23rd and 29th from 5:15pm-8:00pm for an Akron Varsity Football meeting, subject to the current COVID restrictions at that time.

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

Carried Unanimously

Approval- Boy Scout Tree Project:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the request by Boy Scout Dylan Scotch to plant trees on various approved town properties.

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

Carried Unanimously

Approval- Lateral Restriction Hardship Application- 5110 Havens Rd:

A motion was made by Councilman Dugan, seconded by Councilwoman Pope approving the application for a lateral restriction exception hardship for water district #10 at 5110 Havens Rd as submitted by the owner, based on supporting documentation provided.

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

Carried Unanimously

Hiring- Summer Parks/Mowing Help:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the hiring of Dan Carroll and Bob Massaro as part time summer help for mowing and parks/building maintenance.

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

Carried Unanimously

Privilege of the Floor/Question Period: no one spoke

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 8:04pm.

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak, RMC, Town Clerk