

Newstead Town Board Meeting- April 12, 2004

A Public Hearing was called to order by the Newstead Town Board on Monday, April 12, 2004 at the Newstead Town Hall at 7:55PM.

Present: Gerald F. Summe, Supervisor
Tom George- Councilman
Harold L. Finger- Councilman
Scott Chaffee- Councilman
Jim Ebersole- Highway Superintendent
Fred Pask- Assessor
Andrew Casolini- Town Engineer
Christine Falkowski- Building Administrator
Dawn Izydorczak- Town Clerk
Kathleen Lang- Deputy Clerk

Roll Call was taken with all board members present except Councilwoman Glor who was sick.

Supervisor Summe called the public hearing on the proposed site plan for Faith Fellowship Church to order and explained the project.

Comments: No one spoke.

Building Administrator Christine Falkowski explained comments from State Agencies, the County and Newstead Fire Company. Representatives from Faith Fellowship Church thanked the Board for their help and comments on the project.

With no further comments, a motion was made by Councilman Finger, seconded by Councilman Chaffee to close the public hearing.

A regular meeting was called to order by the Newstead Town Board at 8:01PM.

Robert Scheib led the pledge to the flag.

Minutes from the previous regular board meeting held on March 22, 2004 and the Special Meeting on April 5, 2004 was presented for approval. A motion was made by Councilman Finger, seconded by Councilman Chaffee to approve as presented. Carried Unanimously

Communications – The Town Clerk presented the following:

A letter from Arrowhead Golf Course owner Joseph Frey notifying the town of his intent to apply for a NYS Liquor License for the property located at 12292 Clarence Center Rd.

A letter from Jennifer Eckerson notifying the town of her intent to apply for a NYS Liquor License for the property located at 13278 Carney Rd- Dande Farms Golf Course to be known as Dande Grill on the Green.

A Certificate of Attendance from the County Director of RPTS for Lisa Blemel who attended the Board of Assessment Review training session on March 29, 2004.

A letter to the Town Board from Peter Henley, owner of Rattles to Reading Child Care, requesting work session time to discuss the extension of the Village water system to his property.

A motion was made by Councilman Chaffee, seconded by Councilman George to receive and file correspondence as presented. Carried Unanimously

Work Session: Supervisor Summe reported that work sessions were held on March 29, 2004 and April 5, 2004 and the following issues were discussed: the airport re-zoning, the Senior Center, the new Town Hall, update on labor negotiations, lateral restriction application for 11088 Keller Rd & 12481 McNeeley Rd, discussion on police services, Sign & Fence ordinances, discussions on pending resolutions, Henley water request, search for new Senior Coordinator and work at the Newstead Community Center, as well as other issues.

Privilege of the Floor – Robert Scheib, 51 Brooklyn St. read a letter in opposition of construction of the proposed 11-29 Crosswind runway at Akron Airport. He also wrote a letter to FAA and received a response. The letter refers to “No Fly Zone” over Akron Central School. This does not apply to the Akron Airport, which would allow flights over the school. He opposes the construction of the crosswind runway in light of this ruling.

Approval of Bills -Councilman Finger reported that the Abstract from Batch #254 & 255 from the 3/22/04 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batch #256 & 257. Vouchers on these abstracts numbered 260- 325 totaling \$178,498.09 and were presented for payment approval by Councilman Finger, seconded by Councilman George to approve payment.

Abstract Batch 256 & 257:

General Fund (A) -\$29,341.40, Fund (B) \$765.81, Highway (DA) -\$0, Highway: Outside Village (DB) \$4,798.42, Capital Projects- WD#5-Phase II (HC) \$0, CAP-Senior Center (HF)- \$12,975.41, Sewer Dist. #2 (HJ)- \$0, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$26,000.00, CAP- Town Hall (HK)- \$830.00, Fire Protection (SF) \$2,267.09, Refuse (SR) \$20,193.35, Sewer Fund (SS) \$0, Sewer District #2 (SS02)- \$360.00, and Water Districts (SW1) \$22.50, (SW2) \$85.40, (SW3) \$22.50, (SW4) \$108.70, (SW5) \$79,857.94, (SW6) \$295.03, (SW7) \$458.08, (SW7A) \$0, (SW8) \$31.06, (SW9) \$85.40, Trust & Agency (TA) \$0, Totaling \$178,498.09 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – Schedule for April-May. Summer hours start April 19th, 6:30AM-5: 00PM, Monday – Thursday. April 24th -Tire Drop Off 9:00am-12:00pm. May 3rd-White Metal Pick Up Starting

He met with Erie County Highways regarding County paving projects for 2004. There are 2 projects in Newstead, Bloomingdale Avenue in the Village and Meahl Road in Town with oil and chipping only. Superintendent Ebersole expressed concerns over conditions of County roads in our Town. He thanked the Village for their help cutting trees. He requested the annual defensive driving class be set up for town employees again this year.

Assessor –Update project is winding down and changes will begin to be made for the roll files.

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Charles Mullins	12381 Main	Remodel & Repair
Karen Stanley	7819 Moore Rd	Roof
Quarry Hill Estates	11789 Main Rd	Manufactured Home
Leonard Schie	11066 Keller Rd	Single Family Home
Thomas Carroll	4999 S .Newstead Rd.	Garage
David Brucker	7758 Greenbush Rd.	Ag Building
David Fisher	5200 Crittenden Rd.	Shed

A motion was made by Councilman Finger, seconded by Councilman Chaffee to accept and approve the Building Report as presented.

Carried Unanimously

Town Clerk- Presented the Dog Control Officers Report for March 2004. Reported Web page hits for 3/14/04 – 4/3/04: Home page- 380, Assessor page- 138, Comp Sales page- 123, Links page- 69, Revaluation project page- 50, Building page- 32, Supervisor page- 29, Town Board page- 28, Town Clerk page- 27. Dawn will be out of the office 4/27-28th for surgery.

Attorney for the Town - Nothing at this time.

COUNCILPERSONS

Chaffee – Nothing at this time

George – Nothing at this time

Glor – Absent

Finger-Nothing at this time

SUPERVISOR – sent communication to Wes Dust asking for recommendation for Wendel to do the Water Tank Design. They are putting out a RFP, but Wendel will be given special consideration for all the work they have already put into the project. The auditors have been here for 2 weeks and it is going very well.

UNFINISHED BUSINESS

Water District #10- Application for DWSRF complete except for a few signatures. SEQR for Tank coming in. Will compile results and present next week.

Town Wide Drainage- Councilman Chaffee reported project progressing and looking at maps and types of drainage in town.

Christian Airmen Re-Zoning-Councilman George stated this issue has been a multiple years process. He explained the progress of re-zoning to date. Aviation Attorney in Washington, DC has been working with FAA. The FAA had serious issues with every aspect of the proposed zoning ordinance for our community airport. They feel many of the Towns concerns expressed in the proposed law could set precedents that they (the FAA) did not want to deal with and would leave the town open to multiple lawsuits over the years. The attorney feels the airport property should be left as an R-A Zone with non-conforming use, not an Airport Zone. By doing this from this point forwards all projects at the airport would require variances and Town Board approval. Thereby giving the town some control. The Supervisor thanked Councilman George and Attorney Neill for their time and efforts over the several years this issue has been ongoing.

Senior Center-This will be removed from agenda next meeting.

Town Hall Project-Toured the facility last week with consultants. The design proposals are in by this Friday, April 16th. Will hire the architect May 10th and proceed on project May 11, 2004.

Route 5 Zoning- meeting scheduled April 22 at 8:00AM.

Other-

Next meeting we will be adding new business- Newstead Community Center and Search for new Senior Coordinator.

NEW BUSINESS:

Real Property Tax Law:

A motion was made by Councilman Chaffee, seconded by Councilman George to approve the local option granting an extension of deadlines for property tax payments without penalties and interest for military personnel that are deployed by the military.

(Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Support of Bill No. S5870 and A-9827:

A motion was made by Councilman Finger, seconded by Councilman George to approve the resolution of support on Legislative Bill No. S5870 and A-9827 in relation to the assessment of, certain real property held in condominium or cooperative form of ownership limiting the special provisions of assessing those type properties which are three stories in height or higher.

(Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Question Period-Robert Scheib on behalf of Louis Nanni, Mark Pierce and all the other concerned residents would like to thank Councilman George and Nathan Neill for their efforts on the airport rezoning issue.

There being no further business to come before the board a motion was made by Councilman Finger seconded by Councilman Chaffee to adjourn the meeting at 8:41 PM

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak,
Town Clerk