

A joint meeting of the Town of Newstead and Village of Akron Boards was held on May 4, 2009 at the Village Hall.

Present: Village Board Members

Mayor Carl Patterson  
Trustee Peter Forrestel  
Trustee Kathy Capan  
Trustee Brian Wittlinger

Village Attorney Don Shonn  
Village Clerk Dan Borchert  
DPW Supt. Bob Kowalik  
Police Chief Rick Lauricella

Town Board Members

Supervisor David Cummings  
Councilman Tom George  
Councilman Harold Finger  
Councilman Justin Rooney  
Councilwoman Cheryl Esposito

Town Attorney Nathan Neill  
Town Clerk Dawn Izydorczak  
Highway Supt. Mike Bassanello

The Boards convened at approximately 9:00pm at the Village Hall with Mayor Patterson calling the meeting to order.

**Joint Facility project:**

Councilman George recapped the recent committee meetings. Once RFP's on the 11 proposals submitted were reviewed by the selection committee a "preferred provider" was selected and interviewed. They have met with that provider to negotiate the terms on costs, trying to keep in line with the original proposed program "soft costs" figures. It has been determined that certain services on the project will be bid separate. Based upon the recommendations to the Village and Town Boards the following was moved:

A motion was made by Councilman George, seconded by Councilman Finger authorizing the Supervisor to sign the proposed contracts on the Joint Highway Facility project with Stantec Consulting Services, Inc. for design services in an amount not to exceed \$270,000 and to sign a contract with Crista Construction, LLC for construction management services in an amount not to exceed \$165,000.

Cummings- Aye, George-Aye, Finger-Aye, Rooney- Aye, Esposito- Aye  
Carried Unanimously

A motion was made by Trustee Forrestel, seconded by Trustee Wittlinger authorizing the Mayor to sign the proposed contracts on the Joint Highway Facility project with Stantec Consulting Services, Inc. for design services in an amount not to exceed \$270,000 and to sign a contract with Crista Construction, LLC for construction management services in an amount not to exceed \$165,000.

Patterson-Aye, Forrestel-Aye, Middaugh-Absent, Capan- Aye, Wittlinger- Aye  
Carried

The plan is to break ground as soon as title is taken with the site work & civil utilities work. The transfer of the property has one remaining issue that should be resolved this week. The attorneys should be ready to close soon. A workshop will be scheduled with all employees and the design team and management team to go over the scope of the project. A meeting is scheduled for Wednesday at 1:30 at the town hall to discuss the utilities work.

### **Consolidation Items:**

**Code Enforcement-** The Village will contract with the town for services before the start of their fiscal year on 6/1/09. They would like a contract to be drawn up for "Code Enforcement Services" before their next meeting. Both boards agreed that all information will be processed & filed at the Town Hall with the Town Building Department staff, although the Village Hall will continue to make the blank building forms available for a time to ease the transition for residents. Compensation to the town will be addressed in the contract to start at 40 hours/month at an agreed upon rate.

**Courts-** The Court Clerk's, Town Justices and Trustee Wittlinger and Councilwoman Esposito will begin meeting on Wednesday nights before court sessions to start moving the decision process along. They will look at the initial basic designs for the new office/building space and work on grant funding possibilities.

**Police Services-** The Inter-Municipal Agreement was passed at both the boards last meetings however, upon review the attorneys suggested an amendment to the initial agreement to address jurisdiction for low level violations under CPL. The area of employment would include the geographical area of the Village and Town combined. The Supervisor & Mayor will meet with the Sheriff's Department and NYS Police to make sure there are no problems or controversies with this agreement.

**Drainage:** The boards addressed issues at Skyline Drive & Crittenden Rd and the potential for problems with new drainage off of the proposed new addition at the school. Wendel representatives attended the last meeting on the project at the school to address the problems on their project. Scott feels they are not fixing the problem they are simply making improvements to the situation. He questioned diverting the water runoff to the north. He stated their plan will increase volume of water, but the peak flow will be less. DPW Supt. Kowalik offered to work together with the town crews to fix the flow of the front ditches at the corner of Skyline & Crittenden Rd. They will schedule the work together.

**Jaycees Field:** The boards have received an environmental phase 1 report that was ordered on the field by Akron Sports, Inc. when they were interested in purchasing the property from the Jaycees. Both boards need to review those reports. They all expressed concerns with the possible environmental issues at the location as well as concerns over future cost of upkeep on the property. Both boards agreed to start an initial investigation into the environmental issues and

then depending on the outcome of the investigation, decide whether to proceed in purchasing the property.

**Newstead Library:** Councilman Finger brought it to both boards attention that the enormous tree that is located on the bank behind the library has fallen over and could potentially fall into the creek creating problems. It was determined that the tree is not on the town or the village properties. DPW Supt. Kowalik agreed to contact the property owner regarding removal of the tree.

**Road Repairs:** Highway Supt. Bassanello informed DPW Supt. Kowalik & the Village Board that he will be working on several roads that link to the village, including Knapp Rd, East Ave & Jackson St. If they would like the town highway crews to continue into the village on those roads he is willing to do that. They just need to let him know.

The Mayor thanked everyone for coming.

The meeting was adjourned at 10:08pm by Trustee Forrestel, seconded by Supervisor Cummings.

Respectfully Submitted,  
Dawn D. Izydorczak, Town Clerk