

Newstead Town Board Meeting- September 8, 2003

A Regular Meeting was called to order by the Newstead Town Board on Monday, September 8, 2003 at the Newstead Town Hall at 8:00 PM.

Present: Gerald F. Summe- Supervisor
Joan M. Glor- Councilwoman
David Cummings- Councilman
Tom George- Councilman
Harold L. Finger- Councilman
Christine Falkowski- Building Administrator
James Ebersole- Highway Superintendent
Andrew Casolini- Town Engineer
Dawn D. Izydorczak- Town Clerk
Kathleen Lang- Deputy Clerk

Roll Call was taken with all board members present.

Andrew Casolini led the pledge to the flag.

Minutes from the previous regular board meeting held on August 25, 2003 were presented for approval. A motion was made by Councilman Cummings, seconded by Councilman Finger to approve as presented.

Carried Unanimously

Communications – The Town Clerk presented the following:

A letter from the Erie County Dept. of Public Works announcing the closure of Dorsch Road from South Newstead Road to Crittenden Road beginning on Tuesday, September 2, 2003 until completion of the culvert replacement project.

A Monthly Report from Amherst Central Alarm Office with operations for August 2003. Akron Fire Co. received 54 calls and Newstead Fire Co. received 33 calls.

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

Carried Unanimously

Work Session: Supervisor Summe reported that no work session was held on September 2, 2003 due to the national holiday.

Privilege of the Floor –

Sheriff Patrick Flynn was in attendance and reminded everyone that the citizens survey from the Erie County Sheriff's Department are available from the Town Clerk and that the survey will be conducted over a 2-4 month period. The Supervisor and Highway Superintendent questioned the Sheriff about increasing speed checks on Stage Road and Dye Road due to resident complaints. The Sheriff will look into it.

Approval of Bills -Councilwoman Glor reported that she had reviewed the Abstract from Batch #191 & 192 from the 8/25/03 meeting with the previously UN-audited vouchers and found everything in order. She presented Abstract Batch # 195 & 196. Vouchers on this abstract numbered 2355-2356 & 2357-2406 totaling \$159,861.58 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 195 & 196:

General Fund (A) -\$14,516.21, Fund (B) \$7,678.03, Highway (DA) -\$0, Highway: Outside Village (DB) \$3,980.90, Capital Projects- WD#5-Phase II (HC) \$0, Senior Center (HF)- \$51,587.50, Sewer Dist. #2 (HJ)- \$64,209.55, Fire Protection (SF) \$2,221.03, Refuse (SR) \$2,336.82, Sewer Fund (SS) \$0, and Water Districts (SW1) \$38.00, (SW2) \$920.45, (SW3) \$0, (SW4) \$762.40, (SW5) \$2,329.52, (SW6) \$8,739.93, (SW7) \$431.53, (SW7A) \$0, (SW8) \$29.26, (SW9) \$80.45, Trust & Agency (TA) \$0, Totaling \$159,861.58

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – the department has finished their first ditching project and are moving on to Clarence Center Road. Salt and abrasives must be purchased soon and funds need to be transferred for these purchases. Heavy metal pick up begins Monday, September 22, 2003.

Assessor – Not present, attending conference.

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

William Dixon	8323 Burdick	Garage demo
Jack Harsch	7220 Cedar	One Family Home
Niagara Specialty Metals	12600 Clarence Ctr	Garage
Jeff Aichinger	5324 Crittenden	Storage barn
Andrew Nicometi	7540 Cedar	Storage shed
Dan Kurdziel	7435 Cedar	3 decks
Scott Chaffee	5792 Buell	Deck
Joshua Blasko	7824 Cedar	One Family Home
Gerald Rudolph	13789 Martin	Concrete Patio
Marty Dugan	13595 Stage	One Family Home

Zoning Officer Rebecca Baker’s zoning report was presented.

A motion was made by Councilwoman Glor, seconded by Councilman Finger to accept and approve the building & zoning reports as presented. Carried Unanimously

Town Clerk- Clarence school tax bills are in are processed. Akron bills were picked up today and are in process. All bills will be mailed on September 15th.

Attorney for the Town- Nothing at this time.

COUNCILPERSONS

Cummings – May be late to the meeting on September 22nd. Will get here as soon as possible.

George – Nothing at this time.

Glor – held meeting with grant manager from NYS Parks & Preservation office to review grant of \$38,000 for the Connector Trail project.

Finger – Nothing, but remarked it was nice to see the car show held at the town park.

SUPERVISOR – the July Supervisor’s report is on file with the Town Clerk for review.

UNFINISHED BUSINESS

Water District #5- Phase 3 & 4 – working on punch list over a 2 wekk period in September – October.

Water District #10 Survey- DWSRF is reviewing the project. Rural development application is in.

Town Wide Drainage- completing the SEQR process.

Christian Airmen Re-Zoning- Councilman George reported that Nathan has reviewed the law and Parsons is reviewing the comments.

Senior Center- Paint colors are being picked out next week. The contractors are roofing this week, pouring the slab Friday morning and masons will begin brick work soon.

Sewer Project- excavation and finish work to begin by next week.

AT & T Cell Tower- waiting for legal responses on project.

Other- nothing

NEW BUSINESS

Airport Reimbursement- Federal Grants:

A motion was made by Councilman Finger, seconded by Councilwoman Glor approving the specified airport reconstruction projects and authorizing the Supervisor to sign the appropriate funding forms.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Public Hearing- Local Law No. 4 of 2003:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor approving the publication of a notice of public hearing on Local Law No. 4 of the Year 2003 on changes in use of Commercial Buildings on October 27, 2003 at the Newstead Town Hall at 7:50pm.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Public Hearing- Establishment of WD#10 :

A motion was made by Councilwoman Glor, seconded by Councilman George approving the publication of a notice of public hearing on the establishment of Water District #10 on September 22, 2003 at the Newstead Town Hall at 7:50pm.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

American-Refuel settlement:

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing the Supervisor to sign the Settlement Demand to American Ref-Fuel.

Ayes- 5 Nay-0 Carried Unanimously

Public Hearing- AT & T Cell Tower:

A motion was made by Councilman George, seconded by Councilwoman Glor approving the publication of a notice of public hearing on the Special Use Permit request by AT & T for a cellular tower on Rapids Road on September 22, 2003 at the Newstead Town Hall at 7:30 pm.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Other: nothing

Question Period- John Burke, 4820 Crittenden Road questioned what the American Ref-fuel lawsuit was about. The Supervisor explained.

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman Finger to adjourn the meeting at 8:45 PM

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak, Town Clerk