

Newstead Town Board Meeting- November 25, 2019

The Board entered executive session at 6:49pm to discuss contractual issues and personnel issues on a motion from Councilman Jendrowski, seconded by Councilman Dugan. Carried

The Board exited executive session on a motion by Councilman Burke, seconded by Councilman Dugan at 7:08pm, having taken no action. Carried

A regular meeting was called to order by the Newstead Town Board on Monday, November 25, 2019 at 7:09pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
John Jendrowski- Councilman
Edmund Burke- Councilman
Joseph Dugan- Councilman
Brendan Neill- Town Attorney
Emily Janicz- Assistant Town Attorney
Scott Rybarczyk- Town Engineer
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present with the exception of Councilwoman Morlacci who had a work issue.

Councilman Jendrowski led the pledge to the flag.

Minutes from the regular meeting held on November 12, 2019 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Jendrowski to approve as presented. Carried

Agenda Changes – None

Communications – The Clerk presented the following correspondence:

Three notices of programming changes were received from Charter Communications.

A letter was received from Buell St resident Edwin Sutton regarding a drainage pipe and ditch situation on his property.

A letter was received from the NYS Preservation League notifying the town that its grant application for the Limerick Hall has been denied for funding.

An email was received from NFTA Fire Chief Bill Major notifying the town that he has established a mutual aid relationship between the Buffalo Niagara International Airport Fire Department and our Emergency Coordinators team for any potential aircraft emergencies in the area.

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

Work Session: The Supervisor reported that at the work session held 11/18 the following items were discussed: water & sewer project updates, planning item updates, building issue updates, grant updates, gas well inquiry, Limerick Hall, court bailiffs, property purchases, rescinding the tax cap, and any other items brought before the Board. The board went into executive session at 7:33-7:49 to discuss contracts & personnel items. Also, the drainage committee met to discuss drainage policies prior to the work session.

Agenda Items Question Period: no one spoke

Budget transfers: a motion was made by Councilman Dugan, seconded by Councilman Jendrowski to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 11/25/19. Carried

Approval of Bills – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1981 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1983 prepay, 1984 & cert. check for property purchase for payment. Vouchers on this abstract(s) numbered from 1248-1283, totaling \$280,415.13. Councilman Burke seconded to approve payment as follows:

Abstract Batch(es) #1983 prepay, 1984 & cert. check for property purchase:
 General Fund (A) -\$196,208.08, General Fund- Outside Village (B) \$18,907.42, Highway (DA) -\$0, Highway: Outside Village (DB) \$53,052.83, CAP- Trail Grant (HTG)- \$3,502.95, CAP-ADESA Rehab (HAR)-\$0, 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) \$8,537.45, Sewer #1 Fund (SS) \$30.79, Sewer District #2 (SS02)- \$71.71, Sewer District #3 (SS03)- \$0, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$103.90, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0; Total:\$280,415.13
 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – not present and no report was given.

Assessor – Tina presented a report read by the Supervisor stating they are still working on valuation of residential properties and they will be driving the village this week, which should finish up field review. Exemptions are still being returned as well.

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

Charles Tripi	5231 Crittenden	One Family Home
Kimberly Ott	8080 Fletcher	One Family Home
Paul Drewniak	12088 Buckwheat	Pole barn
Robert Lubecki	180 Golden Pond Est	Generator
William Goral	12229 McNeeley	Shed
Town of Newstead	5929 Buell	Special Event

The Town Board accepted the building report as presented.

Town Clerk- nothing at this time

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski- he attended the drainage committee meeting, met with Dawn regarding the furnace at the Denio, spoke to Dave Miller regarding questions on a subdivision, attended the ZBA meeting, spoke with the Judges regarding bailiffs, spoke to Mike Middaugh regarding the AFC contract and spoke with Louis Henley regarding the NFC contract.

Dugan – nothing to report

Burke – attended drainage committee meeting and the meeting scheduled with the judges was postponed. He also wished everyone a Happy Thanksgiving.

Morlacci- not present

Supervisor- the Supervisor’s report for October is on file with the Town Clerk. He notified National Grid regarding 6 street lights out throughout the town, he did a Trailways walk thru, attended a meeting regarding the solar project, attended the drainage committee meeting, met with Devin Scotch regarding his Eagle Scout project at Veterans Park, he announced the new Trailways

sections, with the exception of the main Buell Street entrance will be opening soon. He read statements regarding the trailways project and the park grant project.

UNFINISHED BUSINESS:

Buildings – Denio furnace is under repair. Councilman Burke thanked Councilman Jendrowski for all his work on the buildings.

Planning – working on future solar projects.

Water/Sewer - Cedar Street maintenance options/costs will be looked at over next couple of weeks. Final model for water submitted to NYSDOH & ECDOH. ADESA sewer project in purchasing phase now. Will be completed by February 14th.

Grants – We are waiting to hear on the CDBG grant application, should be 2 more weeks. We are also waiting to hear on the culvert study CFA grant, which results should be released in early December.

NEW BUSINESS:

Public Hearing- Local Law #4 of 2019 – Rescind Local Law #3:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the calling of a public hearing on the proposed Local Law #4 of 2019 to rescind the tax cap override law, with the public hearing to be held on December 9, 2019 at 6:55pm at the Town Hall and authorizing the Clerk to publish notice of hearing in the Akron Bugle.

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

Approval- Site Plan- Buell St & Main Rd- Bedford’s Nursery:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the site plan dated 08/20/2019 for the new Bedford’s Nursery project to be located at Buell St & Main Rd owned by Steven Bedford, subject to several requirements and stipulations set forth in the resolution.

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

Approval- Site Plan - OSR Distillery at 7010 Scotland Rd:

A motion was made by Councilman Burke, seconded by Councilman Dugan approving the site plan application for a craft distillery project to be located at 7010 Scotland Rd owned by Dean & Deborah Hyder, subject to the terms set forth in the resolution.

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

Approval- Set Last meeting of Year:

A motion was made by Councilman Burke, seconded by Councilman Dugan approving rescheduling the last town board meeting for Dec 30th with work session at 6:30 and the meeting at 7:00pm.

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

Approval- Swearing In of Officials:

A motion was made by Councilman Burke, seconded by Councilman Dugan scheduling the swearing in of elected officials at 7:00pm on Monday, December 30th prior to the regular meeting.

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

Privilege of the Floor/Question Period: no one spoke

Supervisor Cummings stated Condolences were sent to Dodie Akin, Jim & Kathy Akin and the entire family. Our thoughts and prayers are with the entire family in this difficult time.

There being no further business to come before the board for the regular meeting a motion was made by Councilman Burke, seconded by Councilman Dugan to adjourn the regular meeting at 7:35pm.

Carried

Respectfully Submitted,
Dawn D. Izydorczak, RMC, Town Clerk