

Newstead Town Board Meeting- October 22, 2018

The Board entered executive session at 7:43pm to discuss personnel & contractual issues on a motion from Councilman Jendrowski, seconded by Councilman Dugan. Carried Unanimously

The Board exited executive session on a motion by Councilwoman Morlacci, seconded by Councilman Burke at 7:50pm, having taken no action. Carried Unanimously

A public hearing was called to order by the Newstead Town Board on Monday, October 22, 2018 at 7:53pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
John Jendrowski- Councilman
Joseph Dugan- Councilman
Edmund Burke- Councilman
Jeannine Morlacci- Councilwoman
Brendan Neill- Town Attorney
Scott Rybarczyk- Town Engineer
Dawn Izydorzak- Town Clerk

Roll Call was taken with all board members present.

The Supervisor called the **public hearing** to order on the proposed budget for 2019.

The Clerk read the proof of publication. The Supervisor outlined some of the highlighted changes in this presented budget, which includes that this budget will go over the 2% cap for the first time since the cap has been instituted. Several questions from the Councilmen have already been answered. The town has hit a point where it is trying not to spend any more fund balance. Councilman Burke thanked Dave and Colleen for the answers to all of his questions.

Comments: No one spoke

There being no further comments, a motion was made by Councilman Burke, seconded by Councilwoman Morlacci to close the public hearing at 7:59pm. Carried Unanimously

The **regular meeting** of the Town Board was called to order at 8:00pm with the same members present as listed above.

Councilman Jendrowski led the pledge to the flag.

Minutes from the regular meeting held on October 9, 2018 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Burke to approve as presented. Carried Unanimously

Agenda Changes – a motion was made by Councilman Jendrowski, seconded by Councilman Burke to make the following agenda changes: Add motion to approve snow removal contract with Golden Dome Property Service. Carried Unanimously

Communications – The Town Clerk presented the following correspondence:

A notification from NYS Department of State that Local Law #3 of 2018 was received and filed on September 28, 2018.

A letter from Erie County Department of Senior Services Commissioner Hogues regarding 5 public hearings that will be held around Western New York in the next month to get input on programs and services for older adults.

A letter from Sunoco Pipeline that they will be conducting on site surveys of their pipelines in the area on or about October 23rd.

An email from Erie County Parks Department about 3 public meetings scheduled to get comments on the Parks Master Plan.

A letter from resident Joan Witzleben of 7169 Downey Rd regarding her concerns over the proposed Empire State power line project that will be installed very close to her property.

A proposal from Golden Dome Property Services for snow removal services for the 2108-19 winter season for all town buildings.

An email from the Erie County Sheriff's office reporting 204 lbs of syringes and 357 lbs of pharmaceuticals have been removed from our drop boxes so far in 2018.

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

Work Session: The Supervisor reported that at the work session held last week the following items were discussed: a meeting with Dustin Emerling on LOSAP, building projects updates, water & sewer projects, planning items, grant updates, Budget discussion, Siehl Rd, Wahl Rd and ditching on Main Rd, and any other items brought before the Board.

Agenda Items Question Period: No one spoke

Budget transfers: a motion was made by Councilman Dugan, seconded by Councilman Burke to approve the budget transfer as presented in a memo from Bookkeeper Colleen Salmon dated 10/22/18. Carried Unanimously

Approval of Bills – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1870 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1872 for payment. Vouchers on this abstract(s) numbered from 1112-1167, totaling \$142,686.86. Councilman Burke seconded to approve payment as follows:

Abstract Batch(es) #1872:

General Fund (A) -\$24,224.41, General Fund- Outside Village (B) \$219.01, Highway (DA) -\$0, Highway: Outside Village (DB) \$5,407.14, CAP- Trail Grant (HTG)- \$110,683.66, CAP- Generator(HTI)-\$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) \$2,025.00, Refuse (SR) \$0, Sewer #1 Fund (SS) \$4.07, Sewer District #2 (SS02)- \$1.64, Sewer District #3 (SS03)- \$0, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$121.93, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0; Total:\$142,686.86

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – Mike presented a report read by the Supervisor stating the crews have mowed road sides and field ditches, completed road ditching and 180' of piping at 6253 Dye Rd, completed a driveway pipe and 100' of road ditching at 12050 McNeeley Rd, replaced a driveway pipe and 180' of road ditching at 8025 Kathryn Dr, replaced driveway pipe and 470' of ditching at 8002 Kathryn Dr, completed 600' of road ditching on Dye Rd, and completed 80' of road ditching and piping at 6441 Utley Rd.

Assessor – Tina presented a report read by the Supervisor stating sales are all up to date and new construction has been inspected and valued. She offered a settlement in the Article 7 case and is waiting for a response back. She is working on processing Enhanced STAR income verification forms as they are returned and is also working on the sales verification for the model.

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

Kurt Schie	6656 Utley	Demolition
The Great Pumpkin Farm	11199 Main	Special event
Diane Vogt	5131 S Newstead	Windows

Kyle Savage	13334 Steiner	Addition
Bill Daniels	7877 Green bush	Roof
Betty Knop	12840 Stage	Shed Roof
Dan Wasilewski Sr	14 Quarry Hill Est	Insulated panel patio
John Wagner Sr	11569 Howe	Ditch fill
Suzanne Richter	146 Quarry Hill Est	Roof
Mick Beck	12734 Main	Siding
Sue Winnie	7921 Moore	Generator

The Town Board accepted the building report as presented.

Town Clerk- school tax collection is 95% complete. We will continue to collect through November 30th when remaining unpaid bills are sent to the Counties for collection.

Town Attorney – nothing to report

COUNCILPERSONS:

Jendrowski- he attended the library board meeting, the plumbing & sidewalk are finished and he will keep us posted on the grant status, he spoke to CEO Miller regarding some zoning questions, he attended the recreation board meeting and the Newstead Fire Co pancake breakfast which was very well done.

Dugan – nothing to report

Burke – he also attended the Newstead Fire Co pancake breakfast, the joint facility meeting, spoke to Colleen regarding budget questions and had some question regarding assessments answered by the Assessor’s office.

Morlacci- nothing to report

Supervisor- he attended the joint facility meeting, dealt with some senior center issues, and spoke to the town attorney regarding NextEra project issues. He met with the trail way project contractors and signs have been put up to keep people off the new bike path until it is finished and the path has been seeded, graded and paved to Cummings Road.

UNFINISHED BUSINESS:

Buildings- the work at the library is finished and the grant is pending for the AC.

Planning- nothing new

Water/Sewer- waiting on waterline grant response and response from ADESA on sewer issues.

Grants- bike path is being paved, Carl is finishing the tree grant, DASNY generator addendums are in process and the DASNY park docs are all in to the grant writer.

NEW BUSINESS:

Agreement with NEETNY- TABLED

A motion was made by Councilman Burke, seconded by Councilman Jendrowski to table any action on the agreement.

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

Public Hearing- Site Plan Amendment- 11678 Main Rd:

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the calling of a public hearing on the proposed site plan amendment for a temporary Special Use Permit for Champion Auto Locators at 11678 Man Rd, to be held on November 13, 2018 at 7:55pm at the town hall and authorizing the Clerk to publish the legal notice in the Akron Bugle.

(Resolution attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye
Carried Unanimously

Approval- Rescind Bid Bond for LaFarge- Siehl Rd:

A motion was made by Councilman Dugan, seconded by Councilman Burke authorizing the Supervisor to execute any necessary documents rescinding the bid bond requirement for past Mining Operations at the Siehl Rd property formerly owned by LaFarge Corp pending required paperwork.

(Resolution attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye
Carried Unanimously

Approval-Training for ZBA member:

A motion was made by Councilman Dugan, seconded by Councilwoman Morlacci authorizing Zoning Board of Appeals member Fred Pask to attend the Regional Local Government Workshop in Batavia.

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

Approval-Cancel work session:

A motion was made by Councilman Burke, seconded by Councilman Dugan approving the cancellation of the work session planned for October 29th.

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

Approval-Hire list of Recreation Staff for the Fall-Winter Recreation Program:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan authorizing the hiring of Recreation staff members for the Fall-Winter recreation program per the attached staff list provided by Director Dan Roland.

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

Approval- Snow Removal Contract for 2019:

A motion was made by Councilman Burke, seconded by Councilwoman Morlacci approving the agreement with Golden Dome Property Services for 2018-19 snow removal services per the proposal submitted.

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

Carried Unanimously

Privilege of the Floor/Question Period: No one spoke

The Board entered executive session at 8:25pm to discuss a contractual matter on a motion from Councilman Dugan, seconded by Councilman Burke.

Carried Unanimously

The Board exited executive session on a motion by Councilman Burke, seconded by Councilman Dugan at 8:59pm, having taken no action.

Carried Unanimously

There being no further business to come before the board for the regular meeting a motion was made by Councilwoman Morlacci, seconded by Councilman Jendrowski to adjourn the regular meeting at 9:00pm.

Carried Unanimously

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