

## Newstead Town Board Meeting- September 25, 2017

A public hearing was called to order by the Newstead Town Board on Monday, September 25, 2017 at 7:55pm at the Newstead Town Hall.

Present: David Cummings- Supervisor  
John Jendrowski- Councilman  
Joseph Dugan- Councilman  
Edmund Burke- Councilman  
Jeannine Morlacci- Councilwoman  
Brendan Neill- Assistant Town Attorney  
Scott Rybarczyk- Wendel/Town Engineer  
Ted Donner- Ass't Engineer  
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present.

The Supervisor called the **public hearing** on proposed Local Law #6 of 2017 overriding the 2% tax cap to order.

The Town Clerk read the proof of publication. The Supervisor explained that this resolution is something that is done annually although the town has never exceeded the tax cap since its inception. It is done because the town would be penalized if it was not in place and happened to go over the cap.

Comments: no one spoke

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

The Supervisor called the **public hearing** to order on proposed uses for Community Development Block Grant funding for 2018 at 7:59pm.

The Town Clerk read the proof of publication. The Supervisor explained some of the acceptable uses of the funding and past projects completed with this funding. All towns used part of the funding for the Rural Transit Van Service. Possible projects for this year include replacing the kitchen appliances for the Newstead Senior Center or purchasing emergency cots and supplies for the towns use in the event of emergency situations.

Comments: no one spoke

There being no other comments, a motion was made by Councilman Jendrowski, seconded by Councilwoman Morlacci to close the public hearing at 8:05pm. Carried Unanimously

The **regular meeting** of the Town Board was called to order at 8:05pm with the same members present as listed above.

Supervisor Cummings led the pledge to the flag.

Minutes from the regular meeting held on August 28, 2017 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Burke to approve as presented. Carried Unanimously

**Agenda Changes** – none

**Communications** – The Town Clerk presented the following correspondence:

A letter from Ride for Roswell requesting the town's permission to use town roads for their 2018 bike ride on June 23, 2018.

The August 2017 Operations Report was received from Amherst Central Alarm office reporting 46 calls for Akron Fire Co and 40 calls for Newstead Fire Co.

A letter from the Village of Springville asking the towns support in obtaining a permanent Certificate of Need to provide ambulance and EMS services in their community.

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

**Work Session:** The Supervisor reported that at the last work session the following items were discussed: met with EMS Coordinator Dan Kowalik, buildings projects, water & sewer projects, planning items, grants updates, IT services update, contracts, 2018 budget, cleaning contract, Hart St property and an executive session to discuss personnel issues particular to Code Enforcement & Assessment and any other matters brought before the Board.

**Agenda Items Question Period:** no one spoke

**Budget transfers:** a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to approve the budget transfers as presented in a memo from Bookkeeper Colleen Salmon dated 9/25/17. Carried Unanimously

**Approval of Bills** – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1751 have been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1755 & 1757 with wire bond payment for payment. Vouchers on this abstract(s) numbered from 1003- 1048, totaling \$27,197.70. Councilwoman Morlacci seconded to approve payment as follows:

Abstract Batch(es) #1755 & 1757 with wire for bond payment:  
General Fund (A) -\$11,460.65, General Fund- Outside Village (B) \$2,340.30, Highway (DA) -\$0, Highway: Outside Village (DB) \$2,180.44, CAP- Water-Scotland- (HS) \$0, CAP-Sewer Dist. 3(HNL) \$0, CAP- Trail Grant (HTG)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, CAP- Water- Cedar (HW02)- \$10,394.51, Drainage (SD)- \$0, Fire Protection (SF) \$0, Refuse (SR) \$539.52, Sewer #1 Fund (SS) \$21.02, Sewer District #2 (SS02)- \$68.31, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$46.95, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$40.00, (SW8) \$0, (SW9) \$106.00, (SW10) \$0; Total: \$27,197.70 Carried Unanimously

**COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – Mike’s report was presented as follows: the crews continue to mow town roadsides, boom mow and mow the town parks. They sent trucks to Alden and Darien, chlorinated the Cedar St waterline and worked on restoration, blacktopped Martin Rd and crosscut Kirby Rd and repaired the bike path between Barnum and Clarence Center roads.

**Assessor** – no report presented

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

Kelly Schultz	11199 Main	Special event
Carol Barron	12344 Main	Windows & siding
Shaun Handley	5065 Havenwood	Shed
Martin Johnson	5625 Cummings	Roof
Eugene Przybyl	12572 Meahl	Pole mounted solar
Michael Whiting	7086 Cedar	Shed
CMK Builders	11815 Sheila	One family home
Philip Whiting	12865 Carney	Pole barn
Dan & Maria Green	8079 Kathryn	Deck & garage replacement

The Town Board accepted the report as presented.

**Town Clerk-** school tax bills have been mailed and are already returning at a brisk rate. Hunting licenses are also on sale with a deadline date of October 1<sup>st</sup> for Deer Management Permits.

**Attorney for the Town** – nothing at this time

**COUNCILPERSONS:**

**Jendrowski**- he attended the library board meeting and thanked Senator Mike Ranzenhofer for a \$9,000 grant given to the library. He and Kristine also met with Tolson on the control issues for the heated sidewalk. When the power goes off, even for a second, the unit needs to be reprogrammed so he, Kristine and Jim Asmus were instructed on how to reset the unit. He also researched and received 2 bids for the library wall repair and also bids on the concrete slab for the park.

**Dugan** – nothing at this time

**Burke** – he assisted with the food stand at the Super Cruise event and attended the Tanya's Trot event.

**Morlacci**- she spoke with Highway Supt Bassanello on some bike path repairs and mowing that needed to be addressed. She thanked Mike for making the repairs to the bike path so quickly.

**Supervisor**- The Supervisor announced he has conducted his annual street light survey and sent in the poles in need of repair to National Grid. He also presented the Board with the tentative budget for 2018 and read his Budget Message. He stressed that this budget does remain under the tax cap as it is presented and all employee raises were held to the same for all employees across the board. He attended an Erie County Water Authority water quality meeting, the NEST meeting, spoke with the Assessor and Code Enforcement Officer on issues, met with Dawn on extra hours for a staff member, attended the Newstead Historical Society cemetery program, and met with Mike & Rachel on obtaining more detailed reports from the highway department based on the Master Plan committee meetings outcome.

**UNFINISHED BUSINESS:**

**Buildings**- library wall work and town park storage building project to be addressed tonight

**Planning**- the last Master Plan committee meeting was held and new directives set.

**Water/Sewer**- Cedar St N- the approvals have been received from ECWA and ECDOH. This week they will finish flushing the line then do final tie ins and the end cap. The line should be live by next week when service connections will be done. Then the project should be complete.

**Sewer District #3**- Scott is still waiting to hear from either Sergi or Chris Whitmarsh. They should be out there starting to dig soon.

**Grants**- several ongoing, no changes

**NEW BUSINESS:**

**Adoption- Local Law #6 of 2017- 2% Tax Cap Override:**

A motion was made by Councilman Burke, seconded by Councilman Jendrowski adopting Local Law #6 of 2017 authorizing override of the 2% tax cap for the 2018 budget if necessary.

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

**Approval- Letter of Understanding- Emergency Management:**

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the Memorandum of Understanding with local municipalities and Erie County to provide Local Emergency Management Mutual Aid Assistance in the event of emergency situations and authorize the Supervisor and the towns Disaster Coordinator to execute the MOU on behalf of the town..

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

**Public Hearing- 2018 Budget:**

A motion was made by Councilman Dugan, seconded by Councilwoman Morlacci approving the calling of a public hearing on the proposed 2018 Tentative Budget, to be held at the Town Hall on October 23, 2017 at 7:45pm and authorizing the Clerk to publish notice in the official paper.

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

**Approval- Cement Slab Work authorization:**

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan authorizing the Town Highway Department to pour a concrete slab for a storage building in the Skyline Drive Town Park with the cost of materials not to exceed \$6,000.

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

Councilman Jendrowski stated this is a great project where with the highway department, Lions Club and Town Board working together we will be able to put up an approximate \$60,000 building for an estimated overall cost of only \$8,000 to taxpayers out of the budget.

**Approval- Repair Work at Library:**

A motion was made by Councilwoman Morlacci, seconded by Councilman Jendrowski authorizing the repair work on the Library existing exterior east wall to be done by Painttech at a cost of \$3,200.00.

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

**Approval- Knox Box opt out:**

A motion was made by Councilman Burke, seconded by Councilwoman Morlacci authorizing the Rapids Rd Church to take the opt out to not install a Knox Box at the church location.

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

**Reappointment- B.A.R. member:**

A motion was made by Councilman Burke, seconded by Councilman Dugan approving the reappointment of Neal Kreher to the Board of Assessment Review for a term ending 9/30/2022.

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

**Privilege of the Floor/Question Period:** no one spoke

There being no further business to come before the board for the regular meeting a motion was made by Councilman Burke, seconded by Councilwoman Morlacci to adjourn the regular meeting at 8:40pm.  
Carried Unanimously

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