

Newstead Town Board Meeting- January 10, 2022

A regular meeting was called to order by the Newstead Town Board on Monday, January 10, 2022 at 7:30pm at the Newstead Town Hall.

Present: David Cummings- Supervisor
John Jendrowski- Councilman
Joseph Dugan- Councilman
Edmund Burke- Councilman
Patricia Pope- Councilwoman
Emily Janicz - Town Attorney
Michael Coutu- Assistant Town Attorney
Scott Rybarczyk- Town Engineer
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present.

Councilman Dugan led the pledge to the flag.

Minutes from the regular meeting held on December 27, 2021 and January 3, 2022 Organizational meeting were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Jendrowski to approve as presented. Carried Unanimously

Agenda Changes – none

Communications – The Town Clerk presented the following correspondence:

A letter from the NYS Department of State notifying the town that Local Law #14 of 2021 was received and filed on December 17, 2021.

Information packets were received from the NYS Association of Towns regarding their annual training sessions in New York City from February 20th -23rd.

A letter was received from County Executive Mark Poloncarz announcing the towns joint application with the Village of Akron for CDBG funding for a sidewalk project on Clarence Center Rd and Buell St has been approved in the amount of \$15,165. A copy of the Villages confirmation letter was also received.

A letter was received from the NYS Unified court System notifying the town that the towns internal audit of the courts 2021 books is required to be filed by March 1, 2022.

A press release from the Emergency Managers was received outlining the distribution of Covid-19 test kits to town residents on January 11th from 10:00am-3:00pm and January 12th from 1:00pm-6:00pm at the Newstead Senior Center.

A motion was made by Councilman Burke, seconded by Councilwoman Pope 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: water/sewer and culvert project updates, planning items, building issue updates, grant updates, gas well, plus any other items brought before the Board.

Agenda Items Question Period: no one spoke

Budget transfers: a motion was made by Councilwoman Pope, seconded by Councilman Dugan to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 1/10/22 for 2021. Carried Unanimously

Approval of Bills – Councilwoman Pope reported that the Abstract(s) from Batch(es) #2198 have been reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2200 for 2021 and #2201 for 2022 were presented for payment. Vouchers on this

abstract(s) numbered 1403- 1442 for 2021 and 15-20 for 2022, totaling \$22,880.08. Councilman Jendrowski seconded to approve payment as follows:

Abstract Batch(es) #2200 for 2021 & 2201 for 2022:

General Fund (A)-\$8,118.10, General Fund- Outside Village (B)-\$55.39, Highway (DA) -\$0, Highway: Outside Village (DB)-\$2,926.67, CAP-Multicultural Ctr (HMCC)- \$0, CAP-Water-Scotland (HS)-\$0, CAP-Water-Koepsel (HW)-\$0, CAP-Water-Draper (HW01)-\$0, CAP-Water-Cedar (HW02)-\$0, CAP-Water-Knapp (HW03)- \$0, CAP-Bike Path (HTG)-\$0, Drainage (SD)-\$0, Fire Protection (SF)-\$0, Refuse (SR)-\$10,757.07, Sewer #1 Fund (SS)-\$296.25, Sewer District #2 (SS02)-\$129.46, Sewer District #3 (SS03)-\$523.50, Trust & Agency(TA)-\$0 and Consolidated Water (SW00)-\$73.64, WD1(SW1)- \$0, WD2(SW2)- \$0, WD3(SW3)- \$0, WD4(SW4)- \$0, WD5(SW5)- \$0, WD6(SW6)- \$0, WD7(SW7)- \$0, WD7A(SW7A)- \$0, WD8(SW8)- \$0, WD9(SW9)- \$0, WD10(SW10)- \$0; Total:\$22,880.08 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – no report was presented

Assessor – a report was presented by Tina and read by the Supervisor stating she has been addressing quite a few calls from mobile home residents in response to the letters she sent out regarding STAR credit signups. As a result she is actually finding some residents that qualify but have not been getting the benefit and is assisting them in getting signed up. She provided sales data from 12/13/21 thru 12/18/21.

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

Betty Jane Gerstung	12777 Lewis	Roof
Sprint Spectrum	11167 Main Rd	Antenna on cell tower
ADESA New York	12200 Main Rd	Antenna on cell tower
Robert Wagner	13325 Stage Rd	Pole barn

The Town Board accepted the building report as presented.

Town Clerk- Dawn reported that our janitor will be away on military leave after April 12th, so we need to find a new temporary hire. Also, she provided the board with a listing of service awards being presented for 2020 and 2021 for town employees.

Town Attorney(s) – nothing at this time. Supervisor Cummings welcomed new Assistant Attorney Mike Coutu.

COUNCILPERSONS:

Jendrowski- he spoke with a couple residents regarding the proposed S Newstead thruway exit and spoke with several residents that expressed their thanks for the town boards decision to pass a resolution in opposition to the new Erie County and NYS mask mandates.

Dugan – nothing at this time

Burke – nothing at this time

Pope- nothing at this time

Supervisor- He attended a zoom meeting on Covid updates with the County Executive, a zoom meeting with the County Supervisors, addressed several grants, spoke with National Grid on the LED light conversion and received notice this afternoon that the Association of Towns training in NYC in February will now be virtual only, no in person.

UNFINISHED BUSINESS:

Buildings- John has spoke with Johnson Controls on library sprinkler testing and pricing with no real updates yet.

Planning- NextEra will have some extra activity on N Millgrove & Nice roads relative to drilling underneath the thruway which will produce more mud & traffic issues over the next 6 weeks. Scott asked Steve to look into a culvert on Havens Rd that may have been covered over by one of their construction access roads. The Supervisor also reported that National Grid will begin the LED lighting conversion throughout the town on January 17th.

Water/Sewer- Scott gave a highlights review of the Culvert Study Assessment Report to the Board. As for the waterline project, there is no new news. The contractor still needs to fill out forms for EFC funding for payments to be made.

Grants- the town received approval of the CDBG sidewalk project with the Village and the HVAC upgrades to the Senior Center are moving forward. The Supervisor asked the Boards approval to apply for a grant for a new dog control kennel. They granted approval to pursue funding sources.

NEW BUSINESS:

Resolution – Automatic Renewal of Senior Exemptions from 2021 to 2022 Legislation:

A motion was made by Councilman Burke, seconded by Councilwoman Pope approving the proposed legislation from the State of New York that would grant exemption carry over for Senior Exemptions from the 2021 roll to 2022 roll without requiring seniors to come into the office to renew and giving the Assessor sole discretion to make decisions for renewal applications filed.

(Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope- Aye

Carried Unanimously

Approval- Lead Agency- 13311 Main Rd project:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan issuing a declaration of lead agency on the proposed project at 13311 Main Rd by owner Newstead Properties, LLC for a tow track & controlled crash facility on 66 acres in the I-1 zoning district and authorizing the Building Department to conduct a coordinated review.

(Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope-Aye

Carried Unanimously

Public Hearing- 13311 Main Rd project:

A motion was made by Councilwoman Pope, seconded by Councilman Jendrowski authorizing the calling of a public hearing on the proposed project at 13311 Main Rd by owner Newstead Properties, LLC for a tow track & controlled crash facility on 66 acres in the I-1 zoning district, with the hearing to be held on January 24, 2022 at 7:25pm and authorizing the Town Clerk to advertise said hearing.

(Resolution) Cummings-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope-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 Pope to adjourn the regular meeting at 7:54pm.

Carried Unanimously

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