

## Newstead Town Board Meeting- October 25, 2021

The Board entered executive session at 7:09pm to discuss LOSAP & water contracts on a motion from Councilman Burke, seconded by Councilwoman Pope. Carried Unanimously

The Board exited executive session on a motion by Councilman Jendrowski, seconded by Councilman Dugan at 7:28pm, having taken no action. Carried Unanimously

A public hearing was called to order by the Newstead Town Board on Monday, October 25, 2021 at 7:29pm at the Newstead Town Hall.

Present: David Cummings- Supervisor  
Edmund Burke- Councilman  
John Jendrowski- Councilman  
Joseph Dugan- Councilman  
Patricia Pope- Councilwoman  
Brendan Neill- Town Attorney  
Emily Janicz- Assistant 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** on proposed 2022 Town Budget to order at 7:30pm.

The Clerk read the proof of publication. The Supervisor explained this budget stays under the tax cap, even with adding some increases in employee salaries that have been presented to the Board. He really struggled with bringing current employees to a comparable rate given the increase in statewide minimum wage to \$15.00/hour. He polled other towns to see what ranges their increases were reflecting and found most other towns were increasing wages 3-5% for salaried employees where we were only at 2%. He has also kept the forecast for revenues at conservative levels not knowing where sales tax revenue is going to fall over the next 12 months.

Comments: no one was present to speak

There being no further comments, a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to close the public hearing at 7:35pm. Carried Unanimously

The **regular meeting** of the Town Board was called to order at 7:35pm with the same members present as listed above.

Councilwoman Pope led the pledge to the flag.

Minutes from the regular meeting held on October 12, 2021 were presented for approval. A motion was made by Councilman Burke, seconded by Councilwoman Pope to approve as presented. Carried Unanimously

**Agenda Changes** – none

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

Notices were received from Charter Communications notifying the town of upcoming programming changes.

An invitation was received from the C. Dee Wright Center announcing their grand re-opening on October 24, 2021 from 3:00-5:00pm.

A notice of construction activities was received from NextEra Energy on their construction project.

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

**Work Session:** The Supervisor reported that at work session held last week the following items were discussed: water and sewer project updates, planning items, building issue updates, grant updates, gas well, LOSAP, cannabis public hearing, 2022 budget, and snow removal contract, plus any other items brought before the Board. An executive session was held from 7:42pm – 8:11pm to discuss contracts, with no action taken.

**Agenda Items Question Period:** no one present to speak

**Budget transfers:** a motion was made by Councilman Jendrowski, seconded by Councilwoman Pope to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 10/25/21. Carried Unanimously

**Approval of Bills** – Councilman Dugan reported that the Abstract(s) from Batch(es) #2176 have been reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2178 were presented for payment. Vouchers on this abstract(s) numbered 1088- 1124, totaling \$70,045.91. Councilwoman Pope seconded to approve payment as follows:

Abstract Batch(es) #2178:  
 General Fund (A)-\$33,172.92, General Fund- Outside Village (B)-\$0, Highway (DA) -\$0, Highway: Outside Village (DB)-\$3,401.08, 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)-\$0, Sewer #1 Fund (SS)-\$31.17, Sewer District #2 (SS02)-\$75.86, Sewer District #3 (SS03)-\$0, Trust & Agency(TA)-\$0 and Consolidated Water (SW00)-\$42.04, WD1(SW1)- \$0, WD2(SW2)- \$0, WD3(SW3)- \$0, WD4(SW4)- \$0, WD5(SW5)- \$0, WD6(SW6)- \$0, WD7(SW7)- \$33,322.84, WD7A(SW7A)- \$0, WD8(SW8)- \$0, WD9(SW9)- \$0, WD10(SW10)- \$0;  
 Total:\$70,045.91 Carried Unanimously

**COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – a report was presented from the Highway Supt that the crew boom mowed the field ditches on Howe & Davison roads and completed 150’ of field ditching, mowed the parks, town properties and the bike path, opened the beaver dam on Dorsch Rd, completed field ditch mowing, took #8 to Frey the Wheel Man and then on to M&M Fabricating. Rust Kote came out to spray the trucks, they filled holes in the shoulders with CR1 and did field ditching on Kirby Rd. They will be changing to winter hours 5 days per week beginning November 1<sup>st</sup>.

**Assessor** – a report was presented from the Assessor and read by the Supervisor as follows: exemption renewals are still coming in slowly. She has not heard back from the Department of Housing and Community Renewal for New York State regarding resident’s complaints from Country Meadows mobile home park but continues to leave messages for them.

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

Charles Keppler	12376 Stage	Wrap around porch
Steven Bedford	7045 Cedar	Pole barn
Zachary Leitten	11956 Buckwheat	2 <sup>nd</sup> story addition
Kelly Schultz	11061 & 11077 Main	2- 40’x100’ buildings
FSB Wilmington Savings Fund	7768 Fletcher	Floodplain development
Chittenden & Dylag LLC	11840 Nice	Siding & 4 windows

The Town Board accepted the building report as presented. Dave Miller reported 13 of 16 fire inspections are completed and another 8 are scheduled for November and 5 are scheduled for December.

**Town Clerk-** School tax collection for the penalty free period is done with 95% of monies turned over to both of the schools. We will continue to collect through November 30<sup>th</sup>.

**Town Attorney(s)** – nothing at this time

**COUNCILPERSONS:**

**Jendrowski**- he spoke with Steve Rott, who did not make it out to work at the library last week so he is planning to be there this Thursday, weather providing. He spoke to a Kathryn Dr resident on neighbor complaints again. He spoke with Chris Bower on fire company computer needs. He spoke with Dale Knuth at the library about caps being torn off the retaining wall in the rear parking lot.

**Dugan** – he has continued corresponding with Newstead Fire Co President Louis Henley on LOSAP.

**Burke** – he attended the celebration committee meeting regarding the New Years Eve ball drop and right now Dan Kowalik has okayed the event as long as Covid numbers stay low. He also attended a Joint Municipal Facility committee meeting where the CDBG joint project was discussed as well as cannabis laws and hearings, along with facility issues.

**Pope**- nothing at this time

**Supervisor**- he attended the joint Facility meeting, worked on the 2022 budget, addressed several citizens complaints, worked on Newstead Fire Co issues, worked on grants and continued canvassing civil service lists for the Clerk Typist position. He reported the Board has decided tonight to request close out of the generator grant with the state.

**UNFINISHED BUSINESS:**

**Buildings**- work to hopefully start at the library this week.

**Planning**- Steve S. from NextEra reported that landowners in the project scope area have been notified of the upcoming use of helicopters for a period of time in November.

**Water/Sewer**- Scott reported a successful interconnection was made on Saturday from 10-midnight. He thanked everyone involved for helping this to go well. Three more residents on Indian Falls are scheduled to have services installed soon.

**Grants**- The town will be formally requesting to the state that the generator grant be closed out.

**NEW BUSINESS:**

**Public Hearing-Local Law #12 of 2021- Opt out of Cannabis Law:**

A motion was made by Councilman Dugan, seconded by Councilwoman Pope approving the calling of a public hearing on the proposed Local Law #12 of 2021 that would opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under Cannabis Law Article 4 within the Town. The public hearing shall be held on November 8<sup>th</sup> at the Town Hall at 7:25pm and the Town Clerk is authorized to publish legal notice in the official paper at the Akron Bugle.

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

**Approval- Annual Appointments Ad:**

A motion was made by Councilman Burke, seconded by Councilwoman Pope approving the advertisement in the Akron Bugle for the annual town positions appointments ad.

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

**Approval- Annual Snow Removal Contract:**

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the proposed contract for snow removal services for town properties as presented by Golden Dome Property Services.

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 Dugan, seconded by Councilwoman Pope to adjourn the regular meeting at 7:57pm. Carried Unanimously

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