

THE ABOVE LOCAL LAW NO. 1 OF 2022 WAS OFFERED BY
COUNCILMAN BURKE, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMAN JENDROWSKI, TO WIT:

To approve and adopt Local Law No. 1 for 2022 entitled "2022 Amendment No. 1 to the
Telecommunications Facilities Law", as presented.

The question of the adoption of the foregoing Local Law No. 1 of 2022 was duly put to a roll call
vote at a regular meeting of the Town Board on June 27, 2022 the results of which were as
follows:

Councilwoman	Pope	Voted	ABSENT	
Councilman	Burke	Voted	AYE	
Councilman	Dugan	Voted	ABSENT	
Councilman	Jendrowski	Voted	AYE	
Supervisor	Cummings	Voted	AYE	CARRIED

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN JENDROWSKI, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMAN BURKE, TO WIT:

WHEREAS, the Public Officers Law was recently amended granting the Town Board the authority to pass a local law authorizing the members of the Town Board to use videoconferencing technology to participate in public meetings; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town of Newstead to allow participation in Town Board meetings by Town Board members via videoconferencing technology, in compliance with a set policy; and

WHEREAS, Councilman Jendrowski introduced the following proposed "Local Law No. 2 of the Year 2022" known as "2022 Local Law Authorizing Members of the Town Board to Participate in Meetings via Videoconference" and presented a copy to each member of the Town Board, which Local Law reads as follows:

A Local Law known as Local Law No. 2 of the Year 2022 entitled "2022 Local Law Authorizing Members of the Town Board to Participate in Meetings via Videoconference."

Be in enacted by the Town Board of the Town of Newstead as follows:

SECTION 1. TITLE

This Law shall be known as Local Law No. 2 of the Year 2022 entitled "2022 Local Law Authorizing Members of the Town Board to Participate in Meetings via Videoconference."

SECTION 2. LEGISLATIVE INTENT

It is the intent of this local law to give the Town Board the authority to participate in meetings via videoconference in a manner consistent with the town's videoconferencing policy and the authority granted in Public Officers Law §103-a.

SECTION 3. AUTHORITY

This local law is adopted pursuant to Public Officers Law §103-a which expressly authorizes the Town Board to adopt a local law giving the Town Board the authority to participate in meetings via videoconference from locations not accessible to the public so long as a quorum of the Board participates from locations where the public may be physically present and other conditions are met.

SECTION 4. VIDEOCONFERENCING FOR PUBLIC MEETINGS

The Town Board of the Town of Newstead hereby authorizes members of the Town Board to participate in meetings using videoconferencing technology in a manner consistent with Public Officers Law §103-a and the Town's videoconferencing policy adopted by the Town Board.

SECTION 5. SEVERABILITY

If any portion, subsection, sentence, clause, phrase or portion thereof of this local law is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

SECTION 6. WHEN EFFECTIVE

This Local Law shall become effective immediately upon its filing in the office of the Secretary of State.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS;

A hearing before the Town Board of the Town of Newstead, in the County of Erie shall be held at the Town Hall, 5 Clarence Center Road, Akron, New York at 7:25 p.m. on the 11th day of July, 2022, for the purpose of hearing all persons interested in the proposed Local Law No. 2 of the Year 2022; and

BE, IT FURTHER ORDERED, that the Town Clerk is directed to (a) publish a notice of public hearing in the Akron Bugle, designated as the official newspaper for this publication, such publication to be not less than ten days before the date of the public hearing; and post as required by law one copy of the Notice of Public Hearing no later than the day such Notice is published; (b) notify by mail all parties of interest pursuant to the General Municipal Law and the Town Law of the Public Hearing, not less than ten days before the date of the Public Hearing; and (c) send notice to Erie County Department of Environment and Planning as required under Section 239-m of the General Municipal Law; and

BE, IT FURTHER ORDERED, that the Town Clerk is to make copies of the proposed "Local Law No. 2 of the Year 2022, entitled "2022 Local Law Authorizing Members of the Town Board to Participate in Meetings via Videoconference," available at her office for inspection and distribution to any interested person during business hours.

The question of the adoption of the foregoing order was duly put to roll call vote at a regular meeting of the Town Board on June 27, 2022, the results of which were as follows:

Councilwoman	Pope	Voted	ABSENT
Councilman	Burke	Voted	AYE
Councilman	Dugan	Voted	ABSENT
Councilman	Jendrowski	Voted	AYE
Supervisor	Cummings	Voted	AYE CARRIED

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TOWN OF NEWSTEAD, NEW YORK

PLEASE TAKE NOTICE, that there has been presented to the Town Board on June 27, 2022, for adoption a proposed Local Law to be known as "Local Law No. 2 of the Year 2022" entitled "2022 Local Law Authorizing Members of the Town Board to Participate in Meetings via Videoconference." The proposed Local Law will allow members of the Town Board to participate in meetings via videoconference.

THEREFORE, pursuant to the Municipal Home Rule Law Rules and Local Law No. 2 of the Year 2022, the Town Board of the Town of Newstead shall hold a Public Hearing on the aforesaid Local Law at the Town Hall, 5 Clarence Center Road, Akron, New York at 7:25 p.m. on the 11th day of July 2022, at which time persons interested may be heard. Copies of the aforesaid proposed Local Law are available at the office of the Town Clerk for inspection and distribution to any interested person during business hours. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town Hall at 542-4573 by July 6, 2022.

Dated: June 27, 2022

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF NEWSTEAD

06/27/2022

RESOLUTION ADOPTING
DETERMINATION OF NON-SIGNIFICANCE
OF
LOCAL LAW

Motioned by Councilman Jendrowski, seconded by Councilman Burke

WHEREAS, the Town Board of the Town of Newstead is considering adoption of a Local Law which would allow members of the Town Board to participate in meetings via videoconference; and

WHEREAS, the Town Board has reviewed the Short Form EAF submitted and has determined that the proposed action will not have a significant impact on the environment.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Newstead, after considering the action proposed herein, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of SEQR and thoroughly analyzing the project with respect to potential environmental concerns, determines that the proposed action will not have a significant effect on the environment and that no further action is required by the Town Board under SEQR.

The question of the adoption of the foregoing negative declaration was duly put to a roll call vote at a regular meeting of the Town Board on June 27, 2022 the results of which were as follows:

Councilwoman	Pope	Voted	ABSENT
Councilman	Burke	Voted	AYE
Councilman	Dugan	Voted	ABSENT
Councilman	Jendrowski	Voted	AYE
Supervisor	Cummings	Voted	AYE CARRIED