

Newstead Town Board Meeting – October 23, 2023

A public hearing was called to order by the Newstead Town Board on Monday, October 23, 2023, at 7:32pm at the Newstead Town Hall.

Present: Dawn Izydorczak-Supervisor
John Jendrowski - Councilman
Joe Dugan - Councilman
Patricia Pope- Councilwoman
Edmund Burke - Councilman
Emily Janicz- Town Attorney
Michael Coutu – Assistant Town Attorney
Joseph Bartos - Town Engineer
Jennifer DiChristina – Town Clerk

Roll Call was taken with all board members present.

The Supervisor called the public hearing to order for the 2024 budget at 7:32pm.

The Clerk read proof of publication. The Supervisor explained that from the time the tentative budget was first published there were very minor changes in the assessed value due to Article 7 hearings. These changes caused no significant impact on the budget figures.

No one appeared to speak.

There being no comments, a motion was made by Councilman Dugan, seconded by Councilwoman Pope to close the public hearing at 7:37pm. Carried Unanimously

Councilwoman Pope led the pledge to the flag.

The regular meeting of the Town Board was called to order at 7:37pm with the same members present as listed above.

Minutes from the regular meeting held on October 9, 2023 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilwoman Pope to approve as presented. Carried Unanimously

Agenda Changes – a motion was made by Councilman Dugan, seconded by Councilman Jendrowski to add the following items to the agenda:

- F. SEQR – Lead Agency Declaration for Fancher Properties
- G. SEQR- Lead Agency Declaration for U-Gate Store
- H. Motion to approve AFC use of Skyline Park for UTV driver training

Communications – The Town Clerk presented the following correspondence:

A notice was received from the State of New York Department of State notifying the Town that Local Law #5 of 2023 was filed effective October 2, 2023.

A notice was received from the Town of Lancaster notifying the Town that a resolution was passed on October 2, 2023 authorizing the sale of the surplus four-kennel dog control facility.

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

Work Session: the Supervisor reported that the following items were discussed at last week's work session: water/sewer updates; planning items: 2024 budget, EMO equipment, Solar Law amendments, EMS contract, joint meeting with Village November 20th, rezoning application for 13638 Bloomingdale; Building projects: library issues, town hall transformer, dog kennel purchase, park fences, Denio columns completed, JMF HVAC and grant updates. An executive session was held from 7:54pm – 8:43pm on personnel and contractual items with no action taken. An executive session was held tonight from 7:16pm – 7:30pm on contractual items and pending litigation with no action taken.

Agenda Items Question Period: no one spoke

Budget Transfers: a motion was made by Councilman Jendrowski, seconded by Councilman Dugan to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 10/23/2023. Carried Unanimously

Approval of Bills – Councilman Dugan reported that the Abstract(s) from Batch(es) #2391 have been reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2396 was presented for payment. Vouchers on this abstract(s) numbered 1189-1231, totaling \$157,204.63. Councilman Burke seconded to approve payment as follows:

Abstract Batch(es) #2396
General Fund (A)-\$34,829.42, General Fund- Outside Village (B)-\$36.72, Highway (DA)-\$88,600.59, Highway: Outside Village (DB)-\$0, 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)-\$33,591.28, Sewer #1 Fund (SS)-\$31.25, Sewer District #2 (SS02)-\$73.33, 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)- \$0, WD7A(SW7A)- \$0, D8(SW8)- \$0, WD9(SW9)- \$0, WD10(SW10)- \$0; Total: \$157,204.63

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – a report was presented by Mike Bassanello and read by the Supervisor as follows: the crews have done field ditch mowing and boom mowing throughout the Town, mowed parks and cemeteries, field ditching was completed on Kathryn Drive and Fletcher Road, mowed Crittenden Road field and roadsides, put new slide-in sander in Truck #8, two trucks went to Lancaster to pave, field ditching and road ditching completed on Moore Road, field ditching off Burdick Road, hot patched driveway entrance to JMF, road ditching and driveway pipes installed on Utley Road, road ditching and replaced driveway pipe on Dye Road and installed driveway pipe on Stage Road.

Assessor – a report was presented by Tina as follows: the senior citizen exemptions are slowly being returned; we are processing them as they arrive. All sales have been entered and I have attached an updated list to the reverse side of this report. I am going through the updated list of new construction and checking the level of completion. This will continue over the next few months before the snow shows up.

Building Office – the following building report was presented by Julie Brady of the Planning & Building Department:

Kurt Schie	6696 Utley Rd	Addition
Philip Whiting	12865 Carney Rd	Generator
Arlene Richardson	4678 S Newstead Rd	Generator
Donna McKenzie	4871-4873 N Millgrove	Generator
Newstead Fire Co	12012 Rapids Rd	Generator
Nova Schlager	11258 Clarence Ctr Rd	Generator
Kelly Schultz	11061 Main Rd	10 Storage Unit Bldg
Aaron Dudley	12458 Buckwheat Rd	Roof
Lisa Drachenberg	6028 Cummings Rd	Roof
Stanley Tatara	Schutt Rd	SFH
Arrowhead Timberlodge	12292 Clarence Ctr Rd	Special Event
Eric Pirson	11732 Rapids Rd	AG Pool
Franklin Powell	13069 Stage Rd	Pole Barn
Thomas Owen	5315 S Newstead Rd	Demo
Wyeth Jones	11273 Rapids Rd	Shed

Clayton Albrecht	7804 Cedar St	Replace Deck Boards/Railing
Donald George	11688 Nice Rd	Pole Barn
Antonio Lucciano	7824 Cedar St	Pole Barn
Robert Henkel	7955 Scotland Rd	Addition
Alfred Osborne	13227 Stage Rd	Addition w/Lean-To Roof
Kevin Cashdollar	11296 Stage Rd	Rebuild Deck
Andrew Altamura	11770 Stage Rd	Roof
William Kaufman	5296 S Newstead Rd	Roof
Lee Asbeck	13832 Main Rd	Pole Barn
David Tabbi	11081 Rapids Rd	AG Pool
Karen Olaf	8192 Greenbush Rd	Zoning Comp Request
Charles Keppler	12376 Stage Rd	Roof
Suzanne Golz	11507 Clarence Ctr Rd	Roof
Kevin Cashdollar	11296 Stage Rd	Generator
Mary Reimer	4453 Billo Rd	Remodel
Niagara Specialty Metals	12600 Clarence Ctr Rd	Modification of Sheet Mill
Kevin Paquin	12426 Swift Mills Rd	Roof
Sally Jean Zankl	164 Golden Pond Est	Roof

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski – attended the Library Board meeting. No quotes for the brickwork yet. Alarm system needs to be addressed. They want to apply for a NYS construction grant for next year. No updates on the HVAC system yet.

Dugan – nothing to report

Burke – attended the Celebration Committee meeting and they are preparing for New Years Eve.

Pope – attended the Recreation Committee board meeting.

Supervisor – the Supervisor’s Report for September is on file with the Town Clerk. Met with Jerry Summe of Wendel on town engineer change and future projects, attended the party for Scott Rybarczyk, met with the JMF committee for our quarterly meeting, met with Colleen and April Hartloff on the new health insurance information and attended the celebration committee meeting.

UNFINISHED BUSINESS:

Buildings – nothing new

Planning – still working on solar law updates, EM purchases, Bloomingdale Road re-zoning request and EMS contract.

Water/Sewer: working with ECWA for final approval on the water line project.

Grants – submitted documents regarding the CBDG grant and waiting for reimbursement.

NEW BUSINESS:

Public Hearing-Site Plan Application - Joseph Frey, U-Gate Store 12474 Main Road:

A motion was made by Councilman Burke, seconded by Councilwoman Pope approving the calling of a public hearing on November 13, 2023 at 7:20pm to hear comments on a proposed site-plan application at 12474 Main Road to relocate the U-Gate Store which is engaged in the sale and service of commercial yard equipment and authorizing the Town Clerk to publish notice of the hearing in the Akron Bugle. (Resolution) Izydorczak-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope- Aye

Carried Unanimously

Public Hearing-Site-Plan Application – Fancher Properties, 13661 Main Rd:

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the calling of a public hearing on November 13, 2023, at 7:25pm to hear comments on a proposed site-plan application for two (2) 11,776 sq. ft. storage building, parking area, drainage improvements, a retention pond and other improvements at 13661 Main Road and authorizing the Town Clerk to publish notice of the hearing in the Akron Bugle.

(Resolution) Izydorczak-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 for 2024.

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

Approval- Fall/Winter Recreation Hire Employees:

A motion was made by Councilman Dugan, seconded by Councilwoman Pope approving the hiring of employees to work the Fall 2023 thru Winter 2024 Recreation program as per the attached listing as presented and recommended for approval by Recreation Director Dan Roland.

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

Approval- Cancel optional Work Session for October 30st:

A motion was made by Councilman Burke, seconded by Councilwoman Pope approving the cancellation of the optional work session scheduled for October 30, 2023.

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

Approval – SEQR-Lead Agency Site-Plan Application Fancher Properties -13661 Main Rd:

A motion was made by Councilwoman Pope, seconded by Councilman Jendrowski declaring lead agency status on the proposed site-plan at 13661 Main Rd and known as Fancher Properties and classifying it as an Unlisted Action under SEQRA with a required coordinated review

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

Approval -SEQR-Lead Agency-Site-Plan Application U-Gate Store – 12474 Main Rd:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski declaring lead agency status on the proposed site-plan at 12474 Main Rd and known as U-Gate Store and classifying it as an Unlisted action under SEQRA with a required coordinated review.

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

Approval – Fire Company Use of Skyline Park:

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski to allow the Akron Fire Company to use the wooded area of Skyline Park on Saturday November 28 for UTV driver training pending signed agreement, insurance certificate and approval from the Town Attorney.

Izydorczak-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Pope-No
Carried

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 8:02pm.

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

Respectfully Submitted,
Jennifer DiChristina, Town Clerk