

Newstead Town Board Meeting- October 9, 2023

A public hearing was called to order by the Newstead Town Board on Monday, October 9, 2023, at 7:25pm at the Newstead Town Hall.

Present: Dawn Izydorczyk-Supervisor
Joe Dugan - Councilman
Patricia Pope- Councilwoman
Edmund Burke - Councilman
Emily Janicz- Town Attorney
Michael Coutu – Assistant Town Attorney
Scott Rybarczyk- Town Engineer
Jennifer DiChristina – Town Clerk

Roll Call was taken with all board members present with the exception of Councilman Jendrowski.

The Supervisor called the public hearing to order for a home-based business in the RA zone located at 7838 Fletcher Rd. at 7:25pm.

The Clerk read proof of publication. The Supervisor explained this is a one man operation and will have equipment stored in the rear of the property. 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 7:28pm. Carried

Councilman Burke led the pledge to the flag.

The regular meeting of the Town Board was called to order at 7:30pm with the same members present as listed above.

Minutes from the regular meeting held on September 25, 2023 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilwoman Pope to approve as presented. Carried

Agenda Changes – None

Communications – The Town Clerk presented the following correspondence:

A notice was received from Charter Communications notifying the Town of upcoming programming changes that will take effect October 31, 2023.

A notice was received from the State of New York Department of State notifying the Town that Local Law #4 of 2023 was filed effective September 18, 2023.

A notice was received from the Erie County Department of Public Works notifying the Town that the Crittenden Road bridge over Murder Creek will be reopened on October 27th.

A letter was received from Compass House thanking the Recreation Department for their donation of \$1,378 received on August 15, 2023

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

Work Session: the Supervisor reported that the following items were discussed at last weeks work session: a meeting with new Akron Central Superintendent Andrea Kersten and Board member Kristy Pingatore; water/sewer updates; planning items: 2024 budget, EMO equipment,

Solar Law amendments, employee training, joint meeting with the Village, CDBG funding projects, rezoning application for 13638 Bloomingdale, fire/EMS reports, employee status changes; Building projects; library issues, town hall transformer, dog kennel purchase from Lancaster and Grant updates. An executive session was held from 9:23pm - 9:44pm on personnel and contractual items, with no action taken. An executive session was held tonight from 7:04pm – 7:21pm on potential or threatened litigation with no action taken.

Agenda Items Question Period: No one spoke

Budget Transfers: a motion was made by Councilwoman Pope, seconded by Councilman Burke to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 10/9/2023. Carried

Approval of Bills – Councilman Dugan reported that the Abstract(s) from Batch(es) #2386 have been reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2391 was presented for payment. Vouchers on this abstract(s) numbered 1137-1188, totaling \$53,872.39. Councilman Burke seconded to approve payment as follows:

Abstract Batch(es) #2391

General Fund (A)-\$49,829.94, General Fund- Outside Village (B)-\$19.50, Highway (DA)-\$2,453.59, 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)-\$0, Sewer #1 Fund (SS)-\$770.83, Sewer District #2 (SS02)-\$126.83, Sewer District #3 (SS03)-\$218.42, Trust & Agency (TA)-\$0 and Consolidated Water (SW00)-\$453.28, 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: \$53,872.39

Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – no report was given

Assessor – a report was presented by Tina as follows: we have mailed the senior citizen renewal exemption applications. I am processing them as they come in. I attended the NYS Assessor’s Association Conference last week; the course offerings were on interesting and unique topics. Some of the courses that I attended consisted of Grievance, Small Claims and Article 7 procedures, working with excel for valuation and a class on public relations. I feel that the conference was well worth attending. All other work is caught up and processed as it comes in.

Building Office – no report was given

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Town Clerk – School tax collection has been going very well and the final day to make payment without penalty is Monday October 16th.

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski – absent

Dugan – he had a conversation with Mike Mutter regarding the Emergency Management purchases.

Burke – attended the meet and greet dinner at the Senior Center and attended the Indigenous People celebration on the Reservation.

Supervisor – attended the Supervisors monthly meeting in East Aurora, met with Mike, Jon and Andrew at the JMF for placement of the new dog kennel, attended an Erie County Water Quality web meeting, met with Paul Muck on the Code Red alert system and attended the Senior Citizens Board meeting.

UNFINISHED BUSINESS:

Buildings – working on setting up the maintenance on the Town Hall transformer

Planning – working on the solar law, EM purchases, the November employee training and the EMS contract

Water/Sewer: nothing new to report but Town Engineer took the opportunity to introduce his replacement, Joe Bartos, as he has accepted a new position.

Grants – the Senior Center furniture has been delivered.

NEW BUSINESS:

Approval - Home-Based Business at 7838 Fletcher Rd:

A motion was made by Councilman Dugan, seconded by Councilwoman Pope approving the special use permit/site plan application to construct a shop home-based business in the RA zone on an 8-acre parcel to operate KM Land Clearing at 7838 Fletcher Road.

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

Approval - CDBG Funding Projects for 2024:

A motion was made by Councilman Burke, seconded by Councilwoman Pope approving the Town Supervisor to sign, submit and execute a contract with the Erie County Community Development Block Grant Program for funding of the Rural Transit Van Services upon approval.

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

Approval - Purchase of Dog Kennel from Lancaster:

A motion was made by Councilwoman Pope, seconded by Councilman Dugan approving the purchase of a shed-style four-kennel dog control facility building from the Town of Lancaster for a price of \$12,500.00 per attached purchase agreement.

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

Motion - Refer rezoning request for 13638 Bloomingdale Rd to Planning Board:

A motion was made by Councilman Burke, seconded by Councilwoman Pope to refer the rezoning request for 13638 Bloomingdale Road to the Planning Board for comments.

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

Motion – Appoint Katie Bird as Full-Time Provisional Employee:

A motion was made by Councilman Burke, seconded by Councilwoman Pope to appoint Katie Bird as a full-time provisional employee in the Building/Assessor office effective October 2, 2023. Izydorczak-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Absent, Pope- Aye

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 Burek seconded by Councilwoman Pope to adjourn the regular meeting at 7:46pm.

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

Respectfully Submitted,
Jennifer DiChristina, Town Clerk