

## Newstead Town Board Meeting – January 27, 2025

A public hearing was called to order by the Newstead Town Board on January 27, 2025, at 7:32pm at the Newstead Town Hall.

Present: Dawn Izydorczak – Supervisor  
Joe Dugan - Councilman  
John Jendrowski - Councilman  
Mike Mutter - Councilman  
Edmund Burke – Councilman  
Emily Janicz – Town Attorney  
Justine Seefeldt – Town Engineer  
Jennifer DiChristina - Town Clerk

Roll Call was taken with all board members present.

The Supervisor called the public hearing to order for a 4-lot subdivision at Clarence Center and Barnum Road and owned by CMK Builders Inc.

The Clerk read proof of publication, and the Supervisor opened the floor for public comment.

Joseph Rotendo, 5814 Barnum Rd – concerned with flooding on that road. Supervisor Izydorczak explained that drainage is the main concern they are working through. Councilman Jendrowski also assured Mr. Rotundo that the drainage is being addressed.

There being no further comments, a motion was made by Councilman Dugan, seconded by Councilman Burke to close the public hearing at 7:39pm. Carried Unanimously

The Supervisor called the 2<sup>nd</sup> public hearing to order for a site plan change of use for Food Nerds at 11342 Main Road at 7:39pm.

The Clerk read proof of publication, and the Supervisor explained that the Planning Board recommended the project to the Town Board.

Paul Casilio, Clarence NY – spoke as the landlord of the property and was available if there were questions. The owner of Food Nerd, Sharon Cryan asked why she was going to be successful. She explained that the technology she is using was developed in Buffalo and has several patents pending. They are able to take fruits and vegetables and preserve almost all of the nutrients and use no artificial ingredients or preservatives. They are currently based in Cheektowaga and will be moving fully into the property here in Newstead. Councilman Jendrowski asked if there is adequate parking. They currently have 10 employees and will be expanding to around 40. He also asked about truck traffic and she said they will be using box trucks for now.

There being no comments, a motion was made by Councilman Burke, seconded by Councilman Mutter to close the public hearing at 7:53pm. Carried Unanimously

Councilman Jendrowski led the pledge to the flag.

The regular meeting of the Town Board was called to order at 7:53pm with the same members present as listed above.

Minutes from the regular meeting held on January 13, 2025 were presented for approval. A motion was made by Councilman Dugan, seconded by Councilman Mutter to approve as presented. Carried Unanimously

**Agenda Changes** – none

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

A notice from Charter Communications was received notifying the Town of upcoming changes to their channel lineup.

A letter was received from Adam Massaro resigning his position on the Recreation Board.

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

**Work Session:** no work session was held last week due to the holiday but the following items were discussed tonight: met with Adam Burg on annual insurance renewal, planning updates, project updates, grants updates, and water/sewer updates.

**Agenda Items Question Period:** no one spoke

**Budget Transfers:** a motion was made by Councilman Dugan, seconded by Councilman Mutter to approve the budget transfer(s) as presented in a memo from Bookkeeper Colleen Salmon dated 1/27/2025. Carried Unanimously

**Approval of Bills** – Councilman Mutter reported that the Abstract(s) from Batch(es) #2527 (2024) and #2528 (2025) were reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2530 (2024) and #2531 (2025) were presented for payment. Vouchers on this abstract(s) numbered 1579-1592 (2024) and 24-44 (2025), totaling \$101,519.50. Councilman Burke seconded to approve payment as follows:

Abstract Batch(es) #2527 (2024) and #2528 (2025):

General Fund (A)-\$72,288.47, General Fund- Outside Village (B)-\$486.84, Highway(DA)-\$, Highway: Outside Village (DB)-\$27,341.84, CAP-Multicultural Ctr (HMCC)- \$315.00, CAP-Water-Scotland (HS)-\$, CAP-Water-Koepsel (HW)-\$, CAP-Water-Draper (HW01)-\$, CAP-Water-Cedar (HW02)-\$, CAP-Water-Knapp (HW03)- \$, CAP-Bike Path (HTG)-\$, Drainage (SD)-\$197.76, Fire Protection (SF)-\$, Refuse (SR)-\$, Sewer #1 Fund (SS)-\$739.64, Sewer District #2 (SS02)-\$100.77, Sewer District #3 (SS03)-\$, Trust & Agency (TA)-\$ and Consolidated Water (SW00)-\$49.18, WD1(SW1)- \$, WD2(SW2)- \$, WD3(SW3)- \$, WD4(SW4)- \$, WD5(SW5)- \$, WD6(SW6)- \$, WD7(SW7)- \$, WD7A(SW7A)- \$, D8(SW8)- \$, WD9(SW9)- \$, WD10(SW10)- \$;

Total: \$101,519.50

Carried Unanimously

#### **COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – no report was presented

**Assessor** – no report was presented

**Building Office** – no report was presented

**Town Clerk** – I received the Town County Tax bills this evening and they will be mailed by February 14<sup>th</sup>.

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

#### **COUNCILPERSONS:**

**Jendrowski** – attended a meeting with Councilman Dugan and the President and Fire Chief of NFC regarding the Senior Center Contract. Also attended a meeting with the Supervisor and the Village regarding sewer district issues.

**Dugan** – attended the meeting with NFC and Councilman Jendrowski and attended a meeting with Councilman Mutter and those involved with the Celebration committee regarding concerns with celebrations in the Town.

**Burke** – spoke to the Supervisor regarding financial services with LOSAP.

**Mutter** – working with Danny Kowalik on the emergency trailer and attended a meeting with emergency managers regarding an agreement with the County.

**Supervisor** – attended a meeting with Congressman Nick Langworthy, had a meeting with the Highway Superintendent and County Line Stone President Brad Buyers, attended the annual ECWA Water Quality Committee annual meeting, attended a CDBG meeting, and attended a meeting with the Village and Councilman Jendrowski on sewer district issues.

**UNFINISHED BUSINESS:**

**Buildings** – flagpole placement pending, roofing projects pending

**Planning** – Community center discussions

**Water/Sewer** – nothing to report

**Grants** – RFQ’s on Ag Protection plan were received and are being considered.

**NEW BUSINESS:**

**Public Hearing- Site Plan/Change of Use Application Food Nerds:**

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the site plan/change of use application for Sharon Cryan, Food Nerd Inc. at 11342 Main Rd in the I2 zone, and subject to the terms set forth in the resolution.

(Resolution) Izydorczak-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Mutter- Aye

Carried Unanimously

**Public Hearing-Site-Plan Amendment – Akron Acres 12607 Stage Road:**

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the calling of a public hearing on February 10, 2025, at 7:25pm to hear comments on a proposed site-plan amendment for construction of a 16’ x 24’ groom’s cabin at 12607 Stage 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, Mutter- Aye

Carried Unanimously

**Approval- Speed Study Request- Crittenden Rd:**

A motion was made by Councilman Mutter, seconded by Councilman Burke approving the sending of a request for a speed study to be conducted by the Erie County DPW & NYS DOT on Crittenden Road between Rt. 5 and Scotland Road, a county road in the Town of Newstead based on resident requests.

(Resolution) Izydorczak-Aye, Dugan-Aye, Jendrowski-Aye, Burke-Aye, Mutter- Aye

Carried Unanimously

**Approval- Lateral Restriction Hardship Applications:**

A motion was made by Councilman Dugan, seconded by Councilman Mutter approving the applications for a lateral restriction exception hardship at 12800 Stage Road in water district 5 as submitted by owner Dabill and 7924 Greenbush Road in water district 10 as submitted by owner Kelkenberg, based on supporting documentation provided.

Izydorczak-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Mutter- Aye

Carried Unanimously

**Approval- Beer/Wine Permit:**

A motion was made by Councilman Dugan, seconded by Councilman Burke approving the requests for a beer/wine permit at the Vet’s Park on 7/12/2025 for a graduation party, as requested by Lisa Cole-Felski and at Vet’s Park on 7/26/2025 as requested by Jessica Wight.

Izydorczak-Aye, Dugan-Aye, Burke-Aye, Jendrowski-Aye, Mutter-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 Councilman Mutter to adjourn the regular meeting at 8:07pm.

Izydorczak-Aye, Dugan-Aye, Jendrowski-Aye, Burke-Aye, Mutter-Aye

Carried Unanimously

Respectfully Submitted,  
Jennifer L. DiChristina, Town Clerk