

Newstead Town Board Meeting – May 12, 2025

The first public hearing was called to order by the Newstead Town Board on May 12, 2025, at 7:29 pm at the Newstead Town Hall to consider a change of use for Jason Abounader/Akron Bloom, LLC at 11358 Main Road.

Present: Dawn Izydorczak - Supervisor
John Jendrowski - Councilman
Mike Mutter - Councilman
Edmund Burke – Councilman
Emily Janicz – Town Attorney
Mike Coutu – Assistant Town Attorney
Robert Klavoon – Town Engineer
Lisa Kaminski – Deputy Town Clerk

Absent: Joe Dugan - Councilman

Roll Call was taken with the above members present.

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

Jason Abounader spoke about his 5 years of experience and that he is a life-long resident of Akron, which is why he chose an Akron location.

There being no further comments, a motion was made by Councilman Jendrowski, seconded by Councilman Burke to close the public hearing at 7:33 pm. Carried

The second public hearing was called to order at 7:33 pm with the same members present as listed above to consider a change of use for Christopher Casacci/Sunshine Solutions at 13358 Main Road.

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

Christopher Casacci spoke, stating that his brother and father currently operate the business at the old Beford's location on Cedar St.

There being no further comments, a motion was made by Councilman Jendrowski, seconded by Councilman Mutter to close the public hearing at 7:36 pm. Carried

Councilman Burke led the pledge to the flag.

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

Minutes from the regular meeting held on April 28, 2025 were presented. A motion was made by Councilman Burke, seconded by Councilman Mutter to accept as presented.

Carried

Agenda Changes – motion by Councilman Burke, seconded by Councilman Mutter to add Motion G. under New Business to apply for the planning grant.

Communications – The Deputy Town Clerk presented the following correspondence:

A notice from the New York Rural Water Association announcing their upcoming events was received.

A letter from the State of New York Department of State was received notifying the Town that Local Law #1 was filed on 4/28/2025.

A letter from the New York State Department of Transportation was received notifying the Town that the speed study on Crittenden Road was completed. They have approved a 45 MPH buffer speed limit from the village line to a point .4 miles south of the village line.

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

Work Session: at the work session held last week the following items were discussed: planning updates, project updates, grants updates, drainage update, water/sewer updates.

Agenda Items Question Period: no one spoke

Budget Transfers: none

Approval of Bills – Councilman Mutter reported that the Abstract(s) from Batch(es) #2564 was reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2564 was presented for payment. Vouchers on this abstract(s) numbered 458-499 totaling \$131,180.23. Councilman Burke seconded to approve payment as follows:

Abstract Batch(es) #2564
General Fund (A)-\$36,800.91, General Fund- Outside Village (B)-\$79.94, Highway(DA)-\$, Highway: Outside Village (DB)-\$56,375.12, CAP-Multicultural Ctr (HMCC)- \$, 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)-\$, Fire Protection (SF)-\$, Refuse (SR)-\$32,992.76, Sewer #1 Fund (SS)-\$4,700.00, Sewer District #2 (SS02)-\$, Sewer District #3 (SS03)-\$, Trust & Agency (TA)-\$ and Consolidated Water (SW00)-\$231.50,WD1(SW1)- \$, WD2(SW2)- \$, WD3(SW3)- \$, WD4(SW4)- \$, WD5(SW5)- \$, WD6(SW6)- \$, WD7(SW7)- \$, WD7A(SW7A)- \$, D8(SW8)- \$, WD9(SW9)- \$, WD10(SW10)- \$;
Total: \$131,180.23 Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS:

Highway – No report.

Assessor - a report was presented by the Assessor and read by the Supervisor as follows: I have filed the tentative assessment roll with the county and we have a copy here and on our website for public inspection. I have also mailed the change of assessment notices to individuals who had assessment changes this year. I have no concerns to report.

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

Heather Adamczak	12274 Buckwheat Rd	86’ drainage & sump pump
Daniel Klonowski	12353 Clarence Ctr Rd	Install egress window
Crahen Family Trust dated 5/8/24	11646 Howe Rd	Pole Barn 1,280 sq.ft.
Gordon & Kathy Nickens	103 Golden Pond Est.	Roof – 1 layer
Highwayman Farms & Co., LLC	11087 Miland Rd	Roof – Windows +5 & Siding
Norbert Schroeder	13502 Bloomingdale Rd	Entrance replacing Bilco doors
Gary Betzold	5910 Cummings Rd	1-1/4” gas line to pool heater

Town Clerk – nothing at this time

Town Attorney(s) – nothing at this time

COUNCILPERSONS:

Jendrowski – repaired a door at the Senior Center, spoke with a resident with a drainage question on Stage Rd, reached out to a couple roofing companies and waiting to hear back from Grove & Buffalo Roofing, talked with Charlie Kelkenberg regarding zoning on Davison Rd, talked with Jon Cummings about clearing trees along the town right of way.

Dugan – absent

Burke – spoke with the Highway Superintendent about progress of the rotary mulcher purchase and about taking care of the Ash trees that have met their demise, would also like to commend the workers on the nice job they have done mowing around the large rocks along Skyline Dr.

Mutter – met with Amherst Fire Control about the contract renewal which should be available for next work session, the ambulance contract has been holding up until today there were some complaints about there being 52 calls and only 24 ambulances in an hour-and-a-half period, attending the Akron School Board meeting tomorrow.

Supervisor – met with Nathan Geiger on Eagle Scout project, attended the monthly Supervisor’s meeting in East Aurora, attended training on the new GIS platform, met with Glenn Joachimiak from ADESA/Carvana, met with Mayor Perry on HHW drop-off staffing issues.

UNFINISHED BUSINESS:

Buildings – nothing new

Planning – Ag Plan committee meeting being set

Water/Sewer – nothing new

Grants – potential for grant funding for BESS laws and solar wind law updates

NEW BUSINESS:

Resolution-Change of Use 12264 Main Road, Akron Bloom LLC:

A motion was made by Councilman Jendrowski, seconded by Councilman Mutter approving the proposed change of use for Akron Bloom LLC to operate a business engaged in processing, packaging, and labeling of cannabis flower for distribution to NYS licensed dispensaries at 11264 Main Road in the C2 zone.

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

Resolution-Change of Use 11358 Main Road, Sunshine Solutions:

A motion was made by Councilman Mutter, seconded by Councilman Burke approving the proposed change of use for Sunshine Solutions to operate a microbusiness to grow hemp/cannabis with light manufacturing of these products at 11358 Main Street in the I2 zone.

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

Conditional Approval – 4-lot Subdivision at Clarence Ctr & Barnum Road:

A motion was made by Councilman Burke, seconded by Councilman Jendrowsi approving the 4-lot subdivision owned by CMK Builders at Clarence Ctr & Barnum Road subject to the conditions set forth in the resolution.

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

Resolution – Masonry Wall project at JMF:

A motion was made by Councilman Jendrowski, seconded by Councilman Mutter awarding the masonry wall project at the JMF to Qualprax Masonry Company in the amount of \$28,371.66 and authorizing the Supervisor to take all steps necessary to ensure the Project is completed.

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

Motion – Authorization to execute easement on Clarence Ctr Road:

A motion was made by Councilman Burke, seconded by Councilman Jendrowski authorizing the easement of vacant land on Clarence Ctr Road and owned by David Schweinlein.

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

Motion – Eagle Scout Project:

A motion was made by Councilman Burke, seconded by Councilman Mutter to approve the Eagle Scout Project presented by Nathan Geiger for little libraries in the town parks.

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

Motion – Engineering Planning Grant:

A motion was made by Councilman Burke, seconded by Councilman Mutter to authorize the Supervisor to certify/pursue the engineering planning grant.

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

Privilege of the Floor/Question Period:

Deputy Garmin from Erie County Sheriff's office stated they are still monitoring youth activity on the bike path and have been contacting and advising parents; Pat Casilio is entertaining electric scooters or electric bikes easements on bike paths because it's not technically a state thing it's a town/village ordinance, anything that is motorized or not self-propelled is not authorized on the bike path.

Supervisor Izydorczak requested a moment of silence to honor the passing of Joe Dugan's mom Linda Shoe, Marilyn Kasparek's mom Jane Downey, and funeral director Mike Ross.

There being no further business to come before the board for the regular meeting, a motion was made by Councilman Mutter, seconded by Councilman Burke to adjourn the regular meeting at 8:00 pm.

Izydorczak-Aye, Dugan-Absent, Jendrowski-Aye, Burke-Aye, Mutter-Aye	Carried
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Respectfully Submitted,
Lisa Kaminski, Deputy Town Clerk