

## Newstead Town Board Meeting – March 9, 2026

A public hearing was called to order by the Newstead Town Board on March 9, 2026, at 7:16pm 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  
Mike Coutu – Deputy Attorney  
Tim Walck – Town Engineer  
Gary Baehr – Highway Superintendent  
Jennifer DiChristina - Town Clerk

Roll Call was taken with all board members present.

The Supervisor called the first public hearing to order at 7:16pm for a site plan at 5005 N Millgrove Rd for a 92,000 sq. ft. egg processing plant, owned by Kreher Brother LLC.

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

Written comments have been received from Christina Lamberth, 11805 Stage Road, Ashley LaFave, 5110 Havens Road, Ethan Smith, 5140 Havens Road, Jessica Wood, 5120 Havens Road, Katie Carter, 4891 N Millgrove Road and Jessica Lagos, 5100 Havens Road.

Christina Lamberth, 11805 Stage Rd. - she believes the trucks all have to be washed off before being loaded and wonders what they are washing off and is concerned they will expand into fertilizer sales.

Anthony Morgate, 5048 Havenwoods – worried about smell. Councilman Mutter has been in the current egg washing facility as a firefighter and states that there is no smell. He also asked about work hours and what the distance needs to be between the chickens and the egg washing facility.

Chris Muzar, 5040 Havens Rd. – is against the project and doesn't want it behind him.

Wayne Appleton, 5020 Havens Rd. – wants to know if they can operate anytime they want.

Dave Rabideau, 5005 Havens Rd. – concerned about the lighting. CEO Miller explained the current lighting proposal that has been submitted. Mr. Rabideau also asked about the possibility of berms and/or trees because he is concerned with truck headlights.

Jessica Lagos, 5100 Havens Rd. – is worried about privacy as her backyard faces the property.

James Hofner, 11758 Stage Rd. – wants to know if there will be refrigeration trucks. His concern is the noise that they make. He is also concerned that each of Kreher's facilities have multiple buildings and believes this one will too. Opposed to this location

Dick Syfang, 11365 Stage Rd. – his family has been farming this property for years and he has much experience with trucking. Kreher's has been an asset to this community, and he fully supports the project and the location.

There being no further comments, a motion was made by Councilman Burke, seconded by Councilman Mutter to close the first public hearing at 8:13pm. Carried Unanimously

The Supervisor called the second public hearing to order at 8:15pm for a site plan at 5720 Cummings Road for a 30'x30' open air pavilion, owned by Leisurewood Campground Inc.

There being no comments, a motion was made by Councilman Dugan, seconded by Councilman Mutter to close the second public hearing at 8:17pm. Carried Unanimously

The Supervisor called the third public hearing to order at 8:17pm for Local Law #1 amending the Special Event Permit Law.

The purpose of this Local Law is to clean up the language in the law. Movies and filming will also be added to the law.

There being no comments, a motion was made by Councilman Jendrowski, seconded by Councilman Burke to close the third public hearing at 8:20pm. Carried Unanimously

The regular meeting was called to order by the Newstead Town Board on March 9, 2026, at 8:20pm at the Newstead Town Hall.

Town Attorney Emily Janicz led the pledge to the flag.

Minutes from the regular meeting held on February 23, 2026 were presented. A motion was made by Councilman Dugan, seconded by Councilman Mutter to accept as presented. Carried Unanimously

**Agenda Changes** - A motion was made by Councilman Jendrowski, seconded by Councilman Burke to add item F. Resolution for Akron Airport funding.

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

A thank you note was received from Chad & Kristen Cummings for the flowers the town sent for Danny Cummings funeral.

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

**Work Session:** at the work session held last week the following items were discussed: a presentation by ACS student Audrey Garverick & Supt. Taylor, updates on planning items, highway, building projects, water/sewer items, grants and other items. An executive session was held on personnel matters.

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

**Budget Transfers:** None

**Approval of Bills** – Councilman Dugan reported that the Abstract(s) from Batch(es) #2652 was reviewed with the previously un-audited vouchers and everything was found in order. Abstract Batch(es) #2652 was presented for payment. Vouchers on this abstract(s) numbered 191-235, totaling \$113,410.12. Councilman Mutter seconded to approve payment as follows:

Abstract Batch(es) #2652

General Fund (A)-\$47,480.99, General Fund- Outside Village (B)-\$242.92, Highway(DA)-\$30,977.23, Highway: Outside Village (DB)-\$, 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)-\$32,801.68, Sewer #1 Fund (SS)-\$1,587.28, Sewer District #2 (SS02)-\$59.55, Sewer District #3 (SS03)-\$260.47, Trust & Agency (TA)-\$ and Consolidated Water (SW00)-\$, WD1(SW1)- \$, WD2(SW2)- \$, WD3(SW3)- \$, WD4(SW4)- \$, WD5(SW5)- \$, WD6(SW6)- \$, WD7(SW7)- \$, WD7A(SW7A)- \$, D8(SW8)- \$, WD9(SW9)- \$, WD10(SW10)- \$;  
Total: \$113,410.12 Carried Unanimously

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

**Highway** – a report was presented by the Highway Superintendent and read by the Supervisor as follows:

- Tire drop off will be April 25<sup>th</sup> from 9am-12pm
- I attended the Highway Advocacy Day in Albany, met with state senators and assembly persons to try and emphasize the imperative need for additional funding for our infrastructure.
- With the break in the weather, we began tree removals and trimming with the Village Electric department to try and save the cost of hiring them out. We will be doing so throughout the spring and again in the fall when schedules allow. We were also able to begin our annual equipment service to our fleet.

**Assessor** – no report

**Building Office** – no report

**Town Clerk** – last day to pay your Town/County taxes penalty free is Monday, March 16<sup>th</sup>. I will be having late hours on Thursday 3/12 until 6pm.

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

**COUNCILPERSONS:**

**Jendrowski** –spoke to Dave Miller about everything that has been discussed tonight. He reached out to Ag & Market to get reassurance on the information that he had been told. Also met with Gary Baehr and Tina Rados regarding the upcoming reval.

**Dugan** – nothing to report

**Burke** – nothing to report

**Mutter** – meeting with Gary Baehr and the EM Coordinator.

**Supervisor** – I had a meeting with Wendel and the immersion team on the Community Center project, attended the Rural Transit quarterly committee meeting, and attended the AOT monthly Supervisor’s meeting. Gary & I met with a contractor on the pickleball court project, I attended the Senior Citizens Board meeting and had several discussions with the Highway Superintendent, as well as the Senior Center Director on a personnel issue.

**UNFINISHED BUSINESS:**

**Buildings** – nothing new to report

**Planning** – we continue to work on the solar, BESS and wind law updates.

**Water/Sewer** – nothing new to report

**Grants** – the paperwork/approval process is moving forward on the EFC sewer study grant and the DASNY park improvement grant.

**NEW BUSINESS:**

**Resolution - Local Law #1 – Amend Special Event Permit Law:**

A motion was made by Councilman Mutter, seconded by Councilman Dugan approving Local law No. 1 of the Year 2026 entitled “Special Event Permits” with regards to amendments to the Special Event Permit Law.

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

**Approval-Site-Plan Approval – 5720 Cummings Road, Leisurewood Campground:**

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the proposed site-plan for the construction of a 30’x30’, 900 sq. ft. open air pavilion for recreational use at 5720 Cummings Road in the RVP zone and owned by Leisurewood Campground Inc., subject to the terms set forth in the resolution.

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

**Resolution – Award Park Shelter Work at Skyline Park:**

A motion was made by Councilman Dugan, seconded by Councilman Jendrowski approving the quote from Rehwaldt Builders Inc. in the amount of \$22,250 for the rehabilitation project of the restrooms in the shelter at Skyline Park and authorizes the Town supervisor to take all steps necessary to ensure the project is completed.

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

**Approval- Speed Study Request- Bloomingdale Road:**

A motion was made by Councilman Burke, seconded by Councilman Mutter approving the sending of a request for a speed study to be conducted by the Erie County DPW & NYS DOT on Bloomingdale Road beginning at the Village of Akron line to 13550 Bloomingdale Rd. in the Town of Newstead based on a request from the Superintendent of Schools at Akron Central School.

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

Carried Unanimously

**Motion – Appoint Rebecca Baker as a permanent position on the ZBA:**

A motion was made by Councilman Burke, seconded by Councilman Jendrowski to appoint Rebecca Baker as a permanent member of the ZBA effective immediately.

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

Carried Unanimously

**Approval – Airport Funding Approval:**

A motion was made by Councilman Burke, seconded by Councilman Mutter stating the Town of Newstead endorses the update of the airport master plan which includes a new pavement plan and funding from New York State.

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

Carried Unanimously

**Privilege of the Floor/Question Period:**

Karen Howard from Senator Gallivan’s office was at the meeting and said it was nice to be back out here.

Andrea Kersten Taylor thanked the Town for initiating a traffic study on Bloomingdale Ave.

Marilyn Kasperek thanked Gary for his help with the band and appreciates the support from the Town.

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 8:41pm.

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

Respectfully Submitted,  
Jennifer L. DiChristina, Town Clerk