

# AGENDA

**December 4, 2023**

**6:50 pm The Public Hearing to discuss a Community Development Grant for Swogier Construction**

**6:55 pm Public Hearing to discuss a Community Development Grant for Pelicano's Marketplace**

**7:00 pm Regular Town Board Meeting**

- Pledge of Allegiance**
- Opening Prayer**
- For the record, Board Members Present**
- Public Input**
  
- Approval of Minutes** November 20, 2023 Town Board meeting ( / )

**Approval of Bill payment of December 4, 2023**

**Voucher No. 20231340– 20232083 TOTAL \$150,758.80**

Pre-Paid	\$ 67,992.65
General Fund	\$ 38,198.66
Highway	\$ 13,985.87
Water/Sewer	\$ 30,503.15
Lighting	\$ 78.47

- Highway – Paul Siegmann
- Water / Sewer – Mark Clark
- Recreation – Mike Ranalli
- Building Inspector – Mike Klock
- Assessor – Kelli Coughlin
- Constables
- Wendel – Tim Zuber
  
- Motions:** per list attached (Matthew Brooks)
  
- Board Member Items:**
  - Larry Helwig
  - Gil Doucet
  - Curt Doktor
  - Randy Retzlaff
  - Don MacSwan
  
- Public Input**
  
- Next Meeting:** December 18, 2023 7:00 pm Regular Town Board Meeting
  
- Request Motion to Adjourn:** ( / )

## MOTIONS

**From: Town Attorney/Personnel Director**

**MOTION** by \_\_\_\_\_ **Seconded by** \_\_\_\_\_

**RESOLVED**, to approve and authorize Town Supervisor, Don MacSwan, to sign and enter into a Contract with Occustar Workplace Compliance, LLC for services for 2024 and 2025 with regard to the administration of physical examinations and related testing to fire fighters, DPW and Highway departments, and drug and alcohol testing to Town Employees.

**From: Town Board**

**MOTION** by \_\_\_\_\_ **Seconded by** \_\_\_\_\_

**RESOLVED**, to appoint Marshal Chapin to a five (5) year term to the Board of Assessment Review. Said term is to expire on September 30, 2028.

**From: Town Board**

**MOTION** by \_\_\_\_\_ **Seconded by** \_\_\_\_\_

**RESOLVED**, to set a Town Fee Schedule for small cell telecommunications facilities pursuant to Town Code section 200-124.5 (H), as follows:

### SMALL CELL TELECOMMUNICATIONS FACILITIES FEE SCHEDULE

One-Time Pole License Application Fee	\$500.00 for an application to attach up to five (5) facilities, and \$100.00 for each additional attachment exceeding five (5).
New Pole Application (non-recurring) Fee	\$1,000.00 including the installation of an associated Small Wireless Facility and pole.
Town Owned Pole Recurring Fee	\$270.00 - per pole per year
Privately Owned Poles or Licensee Owned Poles Recurring Fee	\$135.00 per pole per year

Except as provided in this Fee Schedule, the Town shall not require any other or additional recurring fees, costs, or charges of any kind.

**From: Recreation Department**

**MOTION** by \_\_\_\_\_ **Seconded by** \_\_\_\_\_

**RESOLVED**, to approve the request of Mike Ranalli, Director of the Recreation Department to hire Kyle Stoddard as a Life Guard for our swim program at NWCS D starting in January, at the rate of pay and terms pursuant to Job Specifications of said position, subject to Human Resource Department Approval and a Niagara County criminal background check.

**From: Water Department**

**MOTION** by \_\_\_\_\_ **Seconded by** \_\_\_\_\_

**RESOLVED**, to authorize an increase in the Town of Wheatfield's water rates of 15 cents per 1,000 gallons of usage and an increase in the Town of Wheatfield's sewer rate of 10 cents per 1,000 gallons of usage due to increase costs for the Water Fund and Sewer Fund. Said increases will bring the water rates for usage from \$2.55 per 1,000 gallons to \$2.70 per 1,000 gallons and will bring the sewer rates for usage from \$1.20 per 1,000 gallons to \$1.30 per 1,000 gallons. Said increases would result in a minimum water/sewer bill being \$28.00. Said increases would be effective for water/sewer bills beginning as of January 1, 2024.

**From: Town Board**

**MOTION** by \_\_\_\_\_ **Seconded by** \_\_\_\_\_

**RESOLUTION OF THE GOVERNING BODY  
OF  
THE TOWN OF WHEATFIELD  
RATIFYING AN AGREEMENT OF ADJUSTMENT AND RELEASE OF OWNER  
AND  
AUTHORIZING DON MACSWAN EXECUTE  
CLOSING PAPERS ON BEHALF OF THE TOWN OF WHEATFIELD**

**WHEREAS**, the State of New York has taken or is in the process of taking a portion of the land owned by the City of North Tonawanda through the process of eminent domain for the purposes of constructing a multi-use trail along NY Route 265/384 (River Road) in the Town of Wheatfield and City of North Tonawanda, County of Niagara;

**WHEREAS**, the State has offered to pay the Town of Wheatfield the sum of One Dollar, Payment of which is Waived (\$1.00/PW) for a portion of the Town of Wheatfield's property along River Road (NY Route 265/384) as depicted on Map 50, as Parcels 56 TE, 57 TE and 58 TE;

**WHEREAS**, an agreement to accept said \$1.00/PW (an Agreement of Adjustment and Release of Owner) has been signed on behalf of the Town of Wheatfield by Don MacSwan, Supervisor;

**WHEREAS**, the Town Board of the Town of Wheatfield is the governing body of the Town of Wheatfield;  
and

**WHEREAS**, the Town Board of the Town of Wheatfield is meeting on this 4<sup>th</sup> day of December, 2023, after proper notice to consider this matter, and

**WHEREAS**, the Town of Wheatfield wishes to ratify the Agreement of Adjustment and Release of Owner and to appoint Don MacSwan, as Supervisor, as the person to execute closing papers on behalf of the Town of Wheatfield;

**IT IS, UPON MOTION DULY MADE AND SECONDED, RESOLVED  
THIS DAY OF 4<sup>th</sup> DAY OF DECEMBER, 2023**

**THAT**, the Agreement of Adjustment and Release of Owner is hereby accepted and ratified;

**THAT**, Don MacSwan is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

**From: Budget Director**

**MOTION by \_\_\_\_\_ Seconded by \_\_\_\_\_**

**RESOLVED**, that this Town Board does hereby approve the following 2023 budget transfers for the General Fund, Water Fund, Sewer Fund and Lighting Districts as follows:

<u>Account No.</u>	<u>Description</u>	<u>From</u>	<u>To</u>
A.1110.0200	Justices Equip	\$ 5,000	
A.1110.0400	Justices Contr		\$ 5,000
A.1440.0400	Engineer Contr	8,000	
A.1220.0100	Supervisor Pers		5,000
A.1420.0100	Attorney Pers		1,500
A.1430.0100	Human Resources Pers		1,500
A.1440.0400	Engineer Contr	8,000	
A.1340.0100	Budget Pers		8,000
A.1355.0400	Assessor Contr	2,200	
A.1355.0200	Assessor Equip		2,200
A.1620.0400	Town Hall Contr	3,000	
A.1620.0200	Town Hall Equip		3,000
A.8760.0200	Emergency Oper Equip	3,000	
A.8760.0400	Emergency Oper Contr	3,500	
A.3120.0400	Constable Contr		6,500
A.3650.0200	Building Inspec Equip	2,000	
A.3650.0400	Building Inspec Contr		2,000
A.3311.0400	Traffic Signs Contr	4,000	
A.5132.0400	Garage Contr		4,000
A.6510.0400	Veterans Service Contr	22,000	
A.7110.0200	Parks Equip		22,000
A.8020.0400	Planning Contr	20,000	
A.8030.0400	Grant Services Contr	15,000	
A.9060.0800	Medical Insurance	40,000	
A.8090.0400	Environ Control Contr		75,000
F.9060.0800	Medical Insurance	40,000	
F.8320.0400	Contractual Expenses		40,000
F.8340.0200	Transmission & Dist Equip	5,000	
F.8340.0400	Transmission & Dist Contr		5,000
G.9060.0800	Medical Insurance	10,000	
G.8540.0400	Drainage Contr		10,000
SL.5182.0402	Lighting Dist #2-Lib/Saw	1,000	
SL.5182.0404	Lighting Dist #4-Wood		1,000
Totals		<u>\$ 191,700</u>	<u>\$ 191,700</u>

