

March 6, 2023

A Public Hearing, Bid Opening and The Regular Town Board Meeting for the Town of Wheatfield was held March 6, 2023 at 6:50 pm at Wheatfield Town Hall, 2800 Church Road, North Tonawanda, County of Niagara and State of New York to audit bills and to conduct any other business coming before the Town Board.

PRESENT: Supervisor Don MacSwan, Councilman Larry Helwig, Councilman Gilbert Doucet Councilman Randy Retzlaff, Councilman Doktor, Town Attorney Matthew Brooks and Town Clerk Kathleen Harrington-McDonell

6:50 pm Bid Opening for Town Hall window replacement. Two bids received as follows:

Regional Environmental Demolition Inc.	\$415,000
Cavu Construction Management Group	\$436,444

Bids will be reviewed, no action taken at this time.

7:00 pm The Public Hearing on a proposed lighting district for Whistling Straits opened. Town Attorney Matthew Brooks and John P. Touhey, Attorney for Whistling Straits gave an overview. No action was taken and the Public Hearing closed at 7:06 pm.

Moved by Councilman Retzlaff and seconded by Councilman Doucet to accept the minutes dated February 13, 2023 as presented.

**This motion was CARRIED: AYES 5 – NAYS 0.**

Moved by Councilman Helwig and seconded by Councilman Doktor to approve the March 6, 2023 bill payment for voucher #20230176 – 20230311 in the amount of \$281,700.82

General Fund	\$108,183.21
Highway	\$ 36,064.23
Water/Sewer	\$ 68,475.54
Fire	\$ 7,628.20
Refuse	\$ 78.65
Lighting	\$ 203.02
Pre-paid	\$ 61,067.97

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Supervisor MacSwan and seconded by Councilman Helwig to authorize the rental of a pump for Wilrose Ct. at a cost of approximately \$1600.

Wilrose Ct.  
pump

**This motion was CARRIED: AYES 5 – NAYS 0.**

Moved by Councilman Doktor and seconded by Councilman Retzlaff to authorize Wendel to provide Stormwater Management Program assistance for the year 2023, in accordance with their proposal letter dated March 2, 2023, for a time and expense estimated fee of \$9,800.00.

Stormwater  
Management  
- Wendel

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Supervisor MacSwan and seconded by Councilman Doktor; Resolution pursuant to NYS Town Law sec. 194 to adopt an Order approving and establishing the Whistling Straits Lighting District and reciting that the Town of Wheatfield was presented by Whistling Straits, LLC, with a Petition to create a lighting district for the Whistling Straits subdivision containing the boundaries of the proposed district, the lighting improvements proposed and the estimated cost of the proposed district to the typical property contained therein. And further reciting that a Public Hearing on the proposed lighting district was held on March 6, 2023 at 7:00pm. And further reciting:

Whistling Straits  
lighting district

- a. The petition was signed and acknowledged as required by law and is otherwise sufficient,
- b. All property owners within the proposed lighting district are benefited,
- c. All property and all property owners benefited by the proposed district are included within the limits of the district, and
- d. It is in the public interest to grant the relief requested and to establish the district.

Moved by Councilman Retzlaff and seconded by Councilman Doucet ;

**RESOLVED**, to approve and authorize the Town Attorney to sign and execute the Stipulated Order in the Tax Assessment case of Lewiston Management Group LLC. v. the Town of Wheatfield, et. al.

Lewiston  
Management Group  
Tax Assessment

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doucet and seconded by Councilman Helwig to approve the proposal for Cahill Tech. for internet based workforce training and compliance initiatives for one year at the price of \$6,000.00.

Cahill Tech – Employee Training

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Supervisor MacSwan and seconded by Councilman Doktor;

**RESOLVED**, The Town Board hereby approves and authorizes the use of a portion of the American Rescue Plan Act (ARPA) Grant to be used for the purchase and installation of a security camera system for the Water/Sewer Department at 3113 Niagara Falls Boulevard from PDM Services, Inc. at a cost of \$19,700.00, which was the lowest responsible bid received.

security camera Water Dept.

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Supervisor MacSwan;

Approve amendments to the 2023 General Fund, Water Fund and Sewer Fund Budgets to provide the estimated revenues and budget appropriations for the use of a portion of the American Rescue Plan Act (ARPA) Grant to be used for the purchase and installation of a security camera system for the Water/Sewer Department as follows:

General Fund:

Increase Estimated Revenues:			
Account A.0000.4089	Fed Aid ARPA Covid-19		<u>\$19,700</u>
Increase Appropriations:			
Account A.9901.0901	Transfer to Other Funds		<u>\$19,700</u>

funds for Water Dept. security cameras

Water Fund

Increase Estimated Revenues:			
Account F.0000.5031	Interfund Transfers		<u>\$9,850</u>
Increase Appropriations:			
Account F.8310.0230	Water Admin Equip-ARPA		<u>\$9,850</u>

Sewer Fund

Increase Estimated Revenues:			
Account G.0000.5031	Interfund Transfers		<u>\$9,850</u>
Increase Appropriations:			
Account G.8110.0230	Sewer Admin Equip-ARPA		<u>\$9,850</u>

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doucet and seconded by Councilman Retzlaff to re-appoint Larry Helwig to a one-year term on the Board of the Wheatfield Local Development Committee.

WLDC appointment

**This motion was CARRIED: AYES 5 – NAYS 0.**

Moved by Councilman Helwig and seconded by Councilman Retzlaff to move Justin Manth from a Laborer, Grade 7 at \$23.27 per hour to a Water/Sewer 1, Grade 8 step 2 with the wage of \$23.80 per hour

**This motion was CARRIED: AYES 5 – NAYS 0.**

Moved by Councilman Doucet and seconded by Councilman Helwig to authorize the Water/Sewer Department to declare a 2009 Ford F-250, and various items including trash pumps, lawn mowers, generators and other unneeded equipment, all as surplus equipment, and to allow the Water/Sewer Department to place said surplus truck and equipment items on Auctions International for sale.

Surplus equipment Water/Sewer place on Auctions Intl.

This Resolution requires, upon receipt of any bid offers for the purchase of said surplus truck and equipment items, the Town Board to review said bids and authorize the sale of said items. The eventual proceeds of said sale will be used towards the Water/Sewer Department's purchase of new equipment.

**This motion was CARRIED: AYES 5 - NAYS 0.**

March 6, 2023

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Moved by Councilman Retzlaff and seconded by Councilman Doucet to authorize the request of Mark Clark, Deputy Superintendent of the Water/Sewer Department, to purchase a New 2022 Ford F-250 XL4x4 pick up from NYS OGS Town of Wheatfield mini-bid # 12548. This bid has been awarded to Towne Ford for the amount of \$33,485.86 to be paid from the Water/Sewer Department's 2023 equipment budget.

Water Dept.  
purchase 2022  
Ford F-250

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Helwig and seconded by Councilman Doktor to authorize the request of Mark Clark, Deputy Superintendent of the Water/Sewer Department, to approve the sending of Mark Clark to the New York Rural Water Association conference at the Lake Placid Conference Center from May 21st- May 24<sup>th</sup>, in Lake Placid. Hotel cost is a discounted rate of \$406.35, and registration is \$340.00, together with and associated costs. This event is for Water/Sewer training and meeting different vendors along with demonstrations.

Water Dept.  
conference

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doktor and seconded by Councilman Doucet to authorize the request of Mark Clark, Deputy Superintendent of the Water/Sewer Department, to approve the purchase of an additional 100, 64 gallon recycle bins the total amount of \$ 6,749.98.

Purchase  
additional Recycle  
bins

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Supervisor MacSwan to approve/extend the Pitney Bowes postage meter contract at a cost of \$66.38 per month and for a five-year contract.

Pitney Bowes  
contract

**This motion was CARRIED: AYES 5 - NAYS 0.**

The next meeting is scheduled for March 20, 2023 at 7:00 pm.

PUBLIC INPUT – none

Moved by Supervisor MacSwan and seconded by Councilman Helwig to adjourn at 7:42 pm.

**This motion was CARRIED: AYES 5- NAYS 0.**

Respectfully submitted,

Kathleen Harrington-McDonell  
Town Clerk