

March 7, 2016

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The Regular Town Board meeting of the Town of Wheatfield was held March 7, 2016 at 7:30 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 Robert Cliffe, Councilmen Larry Helwig, Gilbert Doucet, Arthur Gerbec, Randy Retzlaff, Town Attorney Matthew Brooks, and Town Clerk Kathleen Harrington-McDonell.

Boy Scout Troop 98 led the Pledge of Allegiance

**PUBLIC INPUT**

Quasar

Moved by Councilman Doucet and seconded by Councilman Retzlaff to accept the minutes dated February 22, 2016 as presented.

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

Moved by Councilman Helwig and seconded by Councilman Gerbec to approve the bill payment for voucher # 20160196– 20160324 in the amount of **\$239,383.30** as follows:

General Fund	\$54,868.24
Highway	\$ 7,432.18
Water/Sewer	\$19,872.46
Trust & Agency	\$27,166.50
Special District/Fire	\$ 5,712.97
Refuse	\$ 138.84

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

Moved by Councilman Doucet and seconded by Councilman Helwig to approve and authorize the Town Supervisor and Highway Superintendent to enter into this Shared Services Agreement between the New York State Department of Transportation and the Town of Wheatfield for the sharing of services allowing the Town and the DOT to share services in a nominal amount if assistance is needed. This is beneficial to the Town in that if the Town is desirous of state assistance and state resources are necessary in an appropriate situation, having this agreement in place will allow the NYSDOT to offer the needed assistance.

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

Moved by Councilman Retzlaff and seconded by Councilman Gerbec to approve and authorize the Town Supervisor to sign and enter in the agreement with GHD Consulting Services Inc. for the provision of professional engineering services for the year 2016.

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

Moved by Supervisor Cliffe and seconded by Councilman Helwig to resolve clarification of Town policy with regard to water meter usage fee waivers between inter-family transfers. All inter-family transfers between husband/wife, mother/father, children and siblings will be exempt from the \$200.00 transfer fee.

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

Moved by Councilman Retzlaff and seconded by Councilman Doucet to authorize the Town's purchase of a 2007 Mack CC 700 truck with 297,000 miles from Fox & Sons Excavating, LLC, for the purchase price of \$50,000.00 without seeking public bidding.

WHEREAS, said public bidding requirement is not necessary in this case as this is an emergency purchase due to the breakdown of the Town's current vehicle and a replacement is needed immediately; and

WHEREAS, this item being a used vehicle of a particular make, model, condition and specifications, it is unique and not readily available from numerous suppliers.

BE IT RESOLVED, As such, this unique item is only available from the aforementioned sole source supplier and public bidding is not required.

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

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Moved by Supervisor Cliffe and seconded by Councilman Gerbec for a Resolution as follows:

WHEREAS, the Code of the Town of Wheatfield contains and specifies the local laws, and ordinances of the Town of Wheatfield; and

WHEREAS, the Wheatfield Task Force, in conjunction with its Greenspace Focus Group, have evaluated these regulations in relation to Cluster Developments and Conservation Subdivisions; and

WHEREAS, the Focus Group, with input from the Task Force and others, has prepared draft language for a new Conservation Subdivision Law to replace the current Cluster Development Law, and has recommended them to the Town Board; and

WHEREAS, pursuant to Municipal Home Rule Law, the Town Board is proposing to enact a local law to be known as proposed Local Law No. 1-2016, as follows:

BE IT ENACTED by the Town Board of the Town of Wheatfield, New York, that the Wheatfield Town Board amends the Code of the Town of Wheatfield, as follows:

Amend Chapter 200 (Zoning), by deleting ARTICLE VI in its entirety.

Amend Chapter 200 (Zoning), by adding a new ARTICLE VI, entitled "Conservation/Cluster Subdivisions" (copy attached).

WHEREAS, the Town would like to start the process of considering these zoning revisions, and in accordance with SEQR Regulations, the Town Board would like to establish itself as SEQR Lead Agency, and refer these proposed code revisions to Niagara County in accordance with General Municipal Law Section 239-m, and to surrounding communities under Section 239-nn.

NOW, THEREFORE, BE IT RESOLVED, that the Wheatfield Town Board authorizes the Lead Agency mailing and County/surrounding communities' referrals, and sets a Public Hearing on these proposed amendments at the Wheatfield Town Hall located at 2800 Church Road, North Tonawanda, NY 14120, at 7:00 p.m. on April 18, 2016.

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

Moved by Councilman Helwig and seconded by Councilman Gerbec to approve registration for Highway Superintendent, Paul Siegmann, and Deputy Superintendent, Jamie Irving, at the 2016 Highway School on June 5<sup>th</sup> through June 8<sup>th</sup>, together with overnight accommodations for a grand total of \$1,186.00 to be paid from the Highway Department's 2016 Budget.

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

Moved by Councilman Gerbec and seconded by Councilman Retzlaff to authorize the Town to issue a request for proposals from Wendel Engineers and GHD Engineers for professional services with regard to the design of the replacement of the Town's sewer lift station at Jagow Road at the corner of Rebecca Drive, including the bid specification process.

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

Moved by Supervisor Cliffe and seconded by Councilman Doucet to authorize the Town to issue a request for proposals from Wendel Engineers and GHD Engineers for professional services with regard to the design of the replacement of the generator at the Clescent Road lift station.

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

Moved by Councilman Helwig and seconded by Councilman Retzlaff to accept the top bids received to sell surplus from the Water/Sewer Department, to wit: (a) a 1992 Chevrolet pickup truck for \$809.00; and (b) a trailer speed sign for \$344.00, being the top bids received for said items from the prior authorized postings on Auctions International.

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

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Moved by Councilman Gerbec and seconded by Supervisor Cliffe to reconstitute the Wage and Salary Committee with the Richard Muscatello, Deputy Supervisor, and the Human Resource Director as members.

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

The next meeting is scheduled for March 21, 2016 at 7:00 pm for a Public Hearing to discuss the submission of NYS Community Development Block Grant in connection with the Jacobs Ladder LLC project. 7:30 pm Regular Town Board Meeting.

**PUBLIC INPUT**

GHD/CRA Engineers

Dehydration Station

Location of potential sports dome front or back of the mall

Potential petition for Dehydrator

Moved by Councilman Gerbec and seconded by Councilman Helwig to adjourn at 8:52 pm.

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

Respectfully submitted,

Kathleen Harrington-McDonell  
Town Clerk

March 7, 2016

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