

April 1, 2019

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A Public Hearing and the Regular Town Board meeting of the Town of Wheatfield was held April 1, 2019 at 7:00 p.m 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, Randy Retzlaff, Curt Doktor, Town Attorney Matthew Brooks, Town Clerk Kathleen Harrington-McDonell, First Deputy Town Clerk Jaimelyn Bator

**EXCUSED:** Councilman Gilbert Doucet

The Public Hearing to discuss a proposed Telecommunications law opened at 7:00 p.m. Drew Reilly and Zakery Carr provided information in regards to the Telecommunications law.

Moved by Councilman Retzlaff and seconded by Councilman Helwig to close the Public Hearing at 7:21 p.m. No actions taken.

**This motion was CARRIED: AYES 4 - NAYS 0.**

The Regular Town Board Meeting opened at 7:22 p.m.

**PUBLIC INPUT – none**

Moved by Councilman Helwig and seconded by Councilman Doktor to approve the minutes of March 18, 2019 as presented.

**This motion was CARRIED: AYES 3 – NAYS 0 - ABSTAIN 1 Councilman Retzlaff**

Moved by Councilman Retzlaff and seconded by Councilman Doktor to approve the April 1, 2019 bill payment for voucher #20190375 – 20190466 in the amount of \$75,221.97 as follows:

General Fund	\$ 36,763.81
Highway	\$ 15,826.09
Water/Sewer	\$ 19,172.91
Fire	\$ 901.56
Trust & Agency	\$ 2,403.75
Pre-paid	\$ 153.85

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Supervisor MacSwan;

**WHEREAS**, the Town of Wheatfield has a 2017 NYSDOT BridgeNY Program Grant for rehabilitation of the Cayuga Drive Extension Bridge under project PIN 5762.16, and

2017 NYSDOT BridgeNY Program Grant
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**WHEREAS**, use of the Internet Government Solutions (IGS) Equitable Business Opportunities (EBO) system is required for the project by the New York State Department of Transportation (NYSDOT),

**NOW, THEREFORE, BE IT RESOLVED**, that the Wheatfield Town Board accepts the conditions set forth in the System User Agreement and authorizes the Supervisor to sign the request for EBO System Log-in/Password.

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Doktor and seconded by Supervisor MacSwan to authorize two (2) fire companies to respond to all fire calls or fire alarms from structure within the Town.

Fire Calls
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**This motion was CARRIED: AYES 4 - NAYS 0.**

April 1, 2019

Moved by Councilman Helwig and seconded by Councilman Retzlaff to accept, with regret, the retirement of Chief Constable Robin R. Zastrow effective 12:00 a.m. April 1, 2019. The entire Town wishes to gratefully thank Chief Constable Zastrow for his many years of dedicated service to the Town, and congratulate him with regard to this aspect of his retirement.

Retirement of  
Robin R. Zastrow

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Supervisor MacSwan and seconded by Councilman Doktor to authorize and approve the promotion of Constable Roger A. Thompson to that of Chief Constable effective 12:00 a.m. on April 1, 2019, filling the Chief Constable position vacated by the retirement of former Chief Constable Robin R. Zastrow.

Promotion of  
Constable Roger  
Thompson

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Doktor and seconded by Councilman Retzlaff to schedule a Public Hearing for May 6, 2019 at 7:00 p.m., prior to the commencement of the regularly-scheduled Town Board meeting at the Town Hall, regarding a new Local Law amending and updating the powers and duties of the Constable Department.

Public Hearing Local  
Law amending /  
duties of the  
Constable  
Department.

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Doktor and seconded by Councilman Helwig to authorize and approve the Water & Sewer Department to purchase ten (10) Liberty grinder pumps for a total of \$12,523.70 from Bailey Electric. Said pumps are intended to be used to replace the Town's aging ABS pumps that are, at this point, unrepairable. Said new pumps are a very close fit to our current systems, and are able to fit in our tanks with only a minor change in their wiring. Said purchase will come out of the 2019 Sewer Account No. G8120.02. Said aforementioned purchase is the lowest cost vendor of three (3) quotes received.

Water Dept  
purchase 10 grinder

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Councilman Helwig;

**WHEREAS**, the Town of Wheatfield is interested in potentially purchasing street lights for the Town of Wheatfield from National Grid in order to eventually upgrade said street lights to LED lighting, which should result in a significant energy savings to the Town; and

Purchasing street  
lights

**WHEREAS**, in order to proceed forward with the potential purchase, the Town of Wheatfield must request, from National Grid, a Purchase and Sales Agreement.

**NOW, THEREFORE, BE IT:**

**RESOLVED**, that the Town Board of the Town of Wheatfield hereby approves and authorizes the Town to officially request a Purchase and Sales Agreement from National Grid for the potential purchase of street lights within the Town of Wheatfield. This Resolution authorizes the ability of the Town officials to request, from National Grid, said Purchase and Sales Agreement and to execute any necessary documentation necessary to obtain same, upon Town Attorney review and approval.

**This motion was CARRIED: AYES 4 - NAYS 0.**

April 1, 2019

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Moved by Supervisor MacSwan and seconded by Councilman Doktor to hire Brock Kroening, Nicholas Kocsis, Kenneth Swoope, Zachary Belter, Vincent Capolupo, Jack Hiwiller and Kevin Bainbridge as summer seasonal help grounds keepers at a rate of pay and terms pursuant to Job Specifications of the Recreation Department's seasonal help and pending approval of Human Resources and a Niagara County criminal background check.

Hire seasonal help for recreation

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Helwig and seconded by Supervisor MacSwan to hire Lisa Demler, Alyssa Martin, Alexis Eustice, Joseph Delabio, Michael Delabio and Tyler Belter as summer seasonal help park guards at a rate of pay and terms pursuant to Job Specifications of the Recreation Department's seasonal help and pending approval of Human Resources and a Niagara County criminal background check.

Hire seasonal help for recreation

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Councilman Doktor to authorize the Town of Wheatfield to provide diesel fuel and gasoline to the Niagara Wheatfield Central School District during the summer of 2019, in approximately July and August, while the School District's fuel tank system is undergoing reconstruction. The Town shall issue fuel cards to the School District in order to monitor the fuel consumption, and, thereafter, the Town is authorized to bill the School District on a periodic basis for the fuel consumed at a cost to include the Town's fuel procurement costs, costs for provision and monitoring and billing services.

Provide diesel fuel and gasoline

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Helwig and seconded by Councilman Retzlaff to approve and authorize the Town Supervisor, Highway Superintendent and Councilmen to sign the 2019 Highway Law §284 Agreement for the expenditure of highway monies within the Town of Wheatfield as presented at the April 1, 2019 Town Board meeting.

2019 Highway Law §284

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Doktor and seconded by Supervisor MacSwan to accept, with regret, the resignation of Richard W. Muscatello as Chairman of the Town of Wheatfield Comprehensive Planning Implementation Task Force effective April 1, 2019. The entire Town wishes to thank Chairman Muscatello for his many years of dedicated service to the Town.

Resignation of Richard Muscatello

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Supervisor MacSwan to authorize and approve the appointment of Curt Doktor to that of Chairman of the Town of Wheatfield Comprehensive Planning Implementation Task Force effective April 1, 2019, filling the Chairman position vacated by the resignation of Richard W. Muscatello.

C. Doktor Comprehensive Task Force

**This motion was CARRIED: AYES 4 - NAYS 0.**

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Moved by Supervisor MacSwan and seconded by Councilman Helwig to authorize an increase in the Variance Application fee to the Zoning Board of Appeals to \$150.00 from the present amount of \$100.00

Variance Application fee

**This motion was CARRIED: AYES 4 - NAYS 0.**

Moved by Supervisor MacSwan and seconded by Councilman Doktor to approve and accept a bid for roof repairs / replacement at Fairmount Park going to Tuscarora Roofing Company with a low bid of \$8,125. This was the lowest of three quotes received.

Recreation roof bid

**This motion was CARRIED: AYES 4 - NAYS 0.**

**PUBLIC INPUT**

A Shredding Event that will be held at Raymour and Flanigan on April 6, 2019 - sponsored by Niagara Wheatfield Kiwanis Club  
Compost Bins and Rain Barrels can be purchased - information is available on the Town website or at Town Hall. Orders must be placed by May 3, 2019.

The next meeting is scheduled for April 15, 2019 at 7:00 p.m. There will be a presentation on Fair Housing and the regular Town Board Meeting.

Moved by Supervisor MacSwan and seconded by Councilman Doktor to adjourn at 8:00 p.m.

**This motion was CARRIED: AYES 4 - NAYS 0.**

Respectfully submitted,

Kathleen Harrington-McDonell  
Town Clerk