

AGENDA

AUGUST 30, 2021

7:00 pm Town Board Meeting

- Pledge of Allegiance**
- Opening Prayer**
- Public Input** (at start and end of meeting)
- For the record, Board Members Present**

- Approval of Minutes** July 12, 2021 Town Board Meeting (/)

Approval of Bill payment of August 16, 2021

Voucher No. 20211241 – 20211331	\$239,800.70
General Fund	\$63,714.13
Highway	\$36,055.62
Water/Sewer	\$22,163.09
Fire	\$ 757.83
Refuse	\$99,410.10
Pre-Paid	\$17,699.93

Approval of Bill payment of August 30 , 2021

Voucher No. 20211333 – 20211410	\$338,606.60
General Fund	\$ 40,913.76
Highway	\$253,460.14
Water/Sewer	\$ 12,339.63
Fire	\$ 134.00
Lighting	\$ 62.15
Pre-Paid	\$ 31,696.92

- Highway – Paul Siegmann
- Water / Sewer – Rich Donner
- 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

- Next Meeting: September 13, 2021 2021** 6:45 pm Drescher & Malecki Audit Results
7:00 pm Town Board Meeting

- Public Input**

- Request Motion to Adjourn:** (/)

MOTIONS

From: Wendel

Solar Energy Systems – SEQR

Motion By _____ Seconded By _____

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

WHEREAS, the Town of Wheatfield has observed that the Wheatfield local law that regulates the siting of solar energy systems in the Town is outdated and does not address the issues in the Wheatfield Comprehensive Plan, and

WHEREAS, the Town, through a Solar Committee and the Town’s consultant, has drafted an updated Solar Energy System Law and that draft law was presented to the Town Board, and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQRA) of the Environmental Conservation Law, the Wheatfield Town Board has conducted a coordinated environmental review of these Code revisions and has established itself as SEQR Lead Agency and has received no objections to acting as Lead Agency; and

WHEREAS, a public hearing was held regarding these Code amendments on 7/12/21 and comments were received from Town departments and the committee, and the Niagara County Planning Board referral was completed; and

WHEREAS, pursuant to Municipal Home Rule, the Town Board is proposing to adopt these revisions by enacting text amendments to the Code of the Town of Wheatfield.

NOW, THEREFORE, BE IT RESOLVED that The Town of Wheatfield Town Board, in accordance with the State Environmental Quality Review Act (SEQRA) has determined that the proposed amendments to the Town Code (see attached copies) of the Town of Wheatfield Code of Ordinances, will not adversely affect the natural resources of the State and/or the health, safety, and welfare of the public and is consistent with social and economic considerations and, therefore, issues a SEQRA Negative Declaration in accordance with Section 617.7 of the SEQRA regulations; and

BE IT FURTHER RESOLVED THAT, the Supervisor is authorized to sign the Full Environmental Assessment Form (FEAF Parts 1, 2 &3), which will act as the Negative Declaration, and that the required notifications be completed.

From: Wendel

Solar Energy Systems – Adoption

Motion By _____ Seconded By _____

WHEREAS, the Town Board of the Town of Wheatfield has determined that the Wheatfield Local Law regulating Solar Energy Systems is outdated, inadequate and fails to address the issues of the Wheatfield Comprehensive Plan, and

WHEREAS, the Town Board, through a Solar Committee, the Town’s consultant, and Town Attorney, has prepared an updated Solar Energy Systems Law, identified as Town of Wheatfield Local Law No. 4 – 2021, amending the Town of Wheatfield Zoning Ordinance by replacing Article XIX with a new Article XIX, and

WHEREAS, a public hearing was duly held on July 12, 2021, receiving the comments of the public and all other interested parties; and

WHEREAS, the prepared Local Law No. 4 – 2021 was duly referred to the Niagara County Planning Board in accordance with New York State GML Section 239 m with the prepared Local Law No. 1 – 2021 being duly approved; and

WHEREAS, the Town of Wheatfield Town Board, acting as SEQR Lead Agency, has issued a SEQR Negative Declaration; and

WHEREAS, pursuant to Municipal Home Rule Law, the Town Board proposes the adoption of Local Law No. 4 – 2021.

NOW, THEREFORE, BE IT RESOLVED that the Town of Wheatfield Town Board hereby adopts Local Law No. 4 – 2021, amending the Town of Wheatfield Zoning Ordinance, as presented therein, and providing for the regulation of Solar Energy Systems within the Town of Wheatfield.

From: Town Board

MOTION by _____ **Seconded by** _____

WHEREAS, the Hunt Street Bridge in the Town of Wheatfield was closed by Niagara County Highway Department over 3 years ago, and

WHEREAS, the Hunt Street Bridge was actively used as a Bridge in Bergholz for over 100 years before it’s closure, and

WHEREAS, the Hunt Street Bridge closure causes many hardships for the residents of the Town of Wheatfield and negatively affects public safety in the Town of Wheatfield, and

WHEREAS, the Hunt Street Bridge closure may cause delays for Ambulance response by the detour created by the Niagara County Highway Department, and

WHEREAS, the Hunt Street Bridge closure may cause delays for Fire Department response by the detour created by the Niagara County Highway Department, and

WHEREAS, the Hunt Street Bridge closure hinders the Wheatfield Highway Department’s snow removal, leaf pickup and tree limb/brush chipping creating a dangerous situation by not being able to allow Town vehicles to backup safely, and

WHEREAS, the Hunt Street Bridge closure creates a dead-end street situation making School Bus usage impossible because they cannot back up,

NOW, THEREFORE, BE IT RESOLVED,

that the Town of Wheatfield Board hereby supports the residents of Bergholz, in the Town of Wheatfield, and supports the request to re-open the Hunt Street Bridge and further requests the County of Niagara to Take whatever steps necessary to make said reopening occur.

From: Highway Department

MOTION by _____ Seconded by _____

Resolution to approve the request of Highway Superintendent to add the following roads to the Town’s 284 Agreement with Niagara County: Alder Creek South, Alder Creek North, Oppenheim Court, Manna Lane, and Lemke Drive all for an asphalt overlay, all for a total cost of \$95,000.

From: Budget Director

MOTION by _____ Seconded by _____

WHEREAS, the Treasury’s Portal for Recipient Reporting for State and Local Fiscal Recovery Funds (SLFRF) User Guide that was issued on August 9, 2021 requires SLFRF recipient organizations to designate staff or officials for the following three roles, Account Administrator, Point of Contract for Reporting and Authorized Representative for Reporting in managing reports to Treasury for their SLFRF award, and

WHEREAS, SLFRF recipients must make these required designations prior to accessing Treasury’s Portal, and

WHEREAS, the SLFRF award referred to above represents the same award under the American Rescue Plan Act (ARPA),

NOW, THEREFORE, BE IT RESOLVED,

that this Town Board does hereby designate Edward D. Mongold, Budget Director, as the SLFRF designee for the following three roles, Account Administrator, Point of Contract for Reporting and Authorized Representative for Reporting in managing reports for the Town’s SLFRF award.

From: Budget Director

MOTION by _____ Seconded by _____

The Town Board hereby approves and authorizes the use of a portion of the American Rescue Plan Act (ARPA) Grant to be used for paving/resurfacing the following streets in the Town, Alder Creek North, Alder Creek South, Oppenheim Court, Manna Lane, Lemke Drive, Brookhaven Drive and Duero Drive at a total estimated cost of \$120,000.00 purchasing the materials and supplies from Lafarge North America Inc., Suit Kote Corp., Midland Asphalt Materials Inc. and Cambria Asphalt Products from “The Niagara County Department Of Public Works Material Bid Book” Sealed Bid No. 2021-17.

From: Budget Director

MOTION by _____ Seconded by _____

To approve an amendment to the 2021 Special Grant Fund Budget to provide the estimated revenue and budget appropriation for the use of a portion of the American Rescue Plan Act (ARPA) Grant to be used for paving/resurfacing the following streets in the Town, Alder Creek North, Alder Creek South, Oppenheim Court, Manna Lane, Lemke Drive, Brookhaven Drive and Duero Drive as follows:

Special Grant Fund		
Increase Estimated Revenues:		
Account CD.0000.4960 Federal Aid - ARPA		<u>\$120,000.00</u>
Increase Appropriations:		
Account CD.5110.0400 General Repairs Contr		<u>\$120,000.00</u>

From: Budget Director

MOTION by _____ Seconded by _____

To approve an amendment to the 2021 Highway Fund Budget to provide the estimated revenue and budget appropriation for the increase in the New York State CHIPS Grant to be used for additional highway street repairs as follows:

Highway Fund		
Increase Estimated Revenues:		
Account DA.0000.3501 State Aid - CHIPS		<u>\$24,037.08</u>

Increase Appropriations:
Account DA.5110.0400 General Repairs Contr \$24,037.08

From: Town Board

MOTION by _____ Seconded by _____

Resolution of the Town Board of no objections to proposed cul de sacs in potential Cobblestone subdivision as they are proposed as private roads and they conform to the Town's new cul de sac design. Additionally, this resolution reserves all site plan review issues to the Planning Board and this resolution in no way replaces the Planning Board's functions.

From: Highway Department

MOTION by _____ Seconded by _____

Resolution to award the rebuilding of the road island at David Drive and Witmer Road to Strenkoski Brothers Construction for a bid of \$4,985.00. Four bids were solicited and only Strenkoski Brothers Construction responded.

From: Water/Sewer Department

MOTION by _____ Seconded by _____

Resolution to raise Water Department Meter Fees, effective immediately, due to price increases from suppliers as follows:

- 5/8" meter fee from \$230 to \$286
- 1" meter fee from \$350 to \$420
- 1 1/2" meter fee from \$660 to \$774
- 2" meter fee from \$860 to \$1027
- 1" meter base when frozen - \$180
- 1 1/2" meter base when frozen - \$440
- 2" meter base when frozen - \$654