

May 20, 2019

The Regular Town Board meeting of the Town of Wheatfield was held May 20, 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, Gilbert Doucet, Randy Retzlaff, Curt Doktor, Town Attorney Matthew Brooks, Town Clerk Kathleen Harrington-McDonell

At 6:45 pm The Town Supervisor read a proclamation recognizing Richard Muscatello and thanked him for all his years of service to the town.

At 6:52 pm Andy Klettke announced there will be a Bergholz 5k run and gave information on the event.

The Regular Town Board Meeting opened at 7:00 pm

PUBLIC INPUT

Resident discussed water in ditch on Witmer Road

Moved by Councilman Retzlaff and seconded by Councilman Doucet to approve the minutes of May 6, 2019, 2019 as presented.

This motion was CARRIED: AYES 5 – NAYS 0.

Moved by Councilman Helwig and seconded by Councilman Doktor to approve the May 20, 2019 bill payment for voucher #20190695 – 20190804 in the amount of \$269,258.51 as follows:

General Fund	\$46,944.01
Highway	\$33,830.24
Water/Sewer	\$65,841.94
Trust & Agency	\$22,549.88
Refuse	\$95,549.88
Fire	\$ 427.00
Spec. Dist./Lighting	\$ 147.92
Pre-paid	\$ 3,988.52

This motion was CARRIED: AYES 5 - NAYS 0.

Moved by Councilman Retzlaff and seconded by Councilman Doktor to approve the purchase and installation of security cameras inside and outside of the Highway Department from P.D.M. Services for the total cost of \$8,875.00, which is the lowest responsible quote out of four (4) quotes received. Said expenses is to be paid from the Highway Department's 2019 budget.

Security
cameras
Hwy.

This motion was CARRIED: AYES 5 – NAYS 0.

Moved by Councilman Doucet and seconded by Councilman Helwig to request an Audit Service Agreement from Troy & Banks of Rochester, New York, with regard to their conducting of a Contingency Fee Cable Franchise Audit regarding the Time Warner Cable Franchise Agreement in effect with the Town of Wheatfield. If said Agreement meets the Town Board and Town Attorney approval, the Town Board may approve the Agreement at any subsequent Wheatfield Town Board meeting to authorize Troy & Banks to conduct said audit. This Motion does not bind the Town of Wheatfield to proceed forward with a Troy & Banks Cable Franchise audit, and solely requests a Service Agreement for further review by the Town Board.

Cable
Franchise fee
audit
Troy & Banks

This motion was CARRIED: AYES 5 - NAYS 0.

May 20, 2019

Moved by Councilman Doktor and seconded by Councilman Helwig to schedule a Public Hearing on the 1st day of July, 2019, regarding a Local Law #4-2019, making amendments to Chapter 41 of the Wheatfield Town Code entitled “*Terms of Office*” to amend the length of the term of office for the Town Supervisor, as indicated below in summary abstract form:

Public Hearing to extend Supervisor’s Term of office

Chapter 41 “*Terms of Office*”.

BE IT RESOLVED, by the Town Board of the Town of Wheatfield in Niagara County, New York, as follows:

That in accordance with the provisions of Municipal Home Rule Law Section 20(5), a public hearing be held by the Town Board of the Town of Wheatfield at the Town Auditorium at 2800 Church Road, North Tonawanda, New York 14120, on July 1, 2019 at 7:00 p.m., to consider enacting Local Law #4 of 2019, amending Chapter 41 of the Code of the Town of Wheatfield entitled, “*Terms of Office*” to amend the length of the term of office for the Town Supervisor, such local law being annexed hereto and made part of this Resolution; and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Wheatfield is hereby authorized and directed to publish notice of the time and place of such sharing at least ten (10) days in advance of such time in the Town’s newspaper(s) of record, which has general circulation in said Town; and be it further

RESOLVED, that this Resolution shall take effect immediately.
This motion was CARRIED: AYES 5 – NAYS 0.

Moved by Supervisor MacSwan and seconded by Councilman Doktor for the Town of Wheatfield to host the firework display at Oppenheim Park on Thursday, July 4, 2019. Said display is to be performed by Skylighter’s with a cost of \$10,000.00. Approval of performing the display would be contingent upon them being in compliance with all necessary rules, regulations and them having all proper Federal and State certifications. Additionally, said approval of performance by Skylighter’s is conditioned upon them having proper insurance required by the Town naming the Town as an additional insured. Furthermore, it is authorized for Recreation Department Director, Mike Rinalli, to voucher this amount so that upon successful completion of the display, payment can be made.

Firework display

This motion was CARRIED: AYES 5 - NAYS 0.

Moved by Councilman Helwig and seconded by Councilman Doktor to authorize the purchase of 180 feet of 48 inch pipe needed for Walmore Road repaving in the approximate amount of \$10,000 at the County bid price. Said expenditure will be from Drainage Account 8540.0400.

Walmore Rd. repaving

This motion was CARRIED: AYES 5 - NAYS 0.

Moved by Councilman Doucet and seconded by Supervisor MacSwan to update the Bergholz Fire roster as follows: ADD Thomas Bowen and Brian Manth.

Bergholz Fire roster

This motion was CARRIED: AYES 5 – NAYS 0.

The next Town Board meeting is scheduled for June 3, 2019 at 7:00 pm

May 20, 2019

PUBLIC INPUT

The helicopter will be on display at the Highway garage during the Memorial Day event

Moved by Councilman Retzlaff and seconded by Councilman Doktor to enter Executive session at 7:50 pm to discuss Personnel issues and contractual discussion

Moved by Councilman Helwig and seconded by Supervisor MacSwan to come out of Executive session at 9:10 pm. No action taken.

Moved by Councilman Retzlaff and seconded by Councilman Helwig to adjourn at 9:11 pm. **This motion was CARRIED: AYES 5 - NAYS 0.**

Respectfully submitted,

Kathleen Harrington-McDonell
Town Clerk