

June 22, 2020

A Zoom Town Board meeting of the Town of Wheatfield was held June 22, 2020 at 6:30 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

Town Attorney Matthew Brooks and Supervisor Don MacSwan gave an opening statement regarding the status of Covid-19 and holding Zoom meetings.

This Wheatfield Town Board meeting is being held remotely and by electronic video conference service, due to the COVID-19 emergency situation. A State of Emergency Declaration is in effect for the Town and the Town Hall is currently closed to the public. It began March 16, 2020, was extended in April, and expired June 16, 2020.

On March 13, 2020, Governor Cuomo issued Executive order No. 202.1 in an effort to address the conflict between the requirements of the Open Meetings Law and the Governor's emergency orders limiting public gathering.

Specifically, Executive Order No. 202.1 suspends Article 7 of the Public Officers Law (also known as the Open Meetings Law), to the extent necessary to permit any public body to meet and take such actions authorized by law without allowing the public to be physically present at the meeting.

The order also authorizes public bodies to meet remotely by conference call or similar service.

If a public body restricts in person access to its meetings or conducts a meeting remotely by conference call or similar service, the public body must provide the public the ability to view or listen to such meetings and must record and later transcribe such meetings.

This meeting is being conducted pursuant to said orders. Public comment periods shall be suspended for this meeting as it is not required by law (no scheduled public hearings) and technically difficult based on the circumstances. The Town will accept questions, comments and input via email and/or regular mail and will be answered directly by the appropriate Town personnel as soon as possible. Regular Town meeting format, in person, with public comment will return as soon as the emergency conditions resolve.

Moved by Councilman Doucet and seconded by Councilman Retzlaff to accept the minutes of May 18, 2020 as presented.

This motion was CARRIED: AYES 5 – NAYS 0.

Moved by Councilman Helwig and seconded by Councilman Retzlaff to approve the June 22, 2020 bill payment for voucher #20200860– 202010153 in the amount of \$547,183.87

General Fund	\$ 93,905.93
Highway	\$ 102,718.07
Water/Sewer	\$ 91,153.32
Fire	\$ 93,884.61
Refuse	\$ 97,775.25
Trust & Agency	\$ 26,284.13
Pre-paid	\$ 41,462.56

This motion was CARRIED: AYES 5 - NAYS 0.

Moved by Supervisor MacSwan and seconded by Councilman Retzlaff;

BE IT RESOLVED:

June 22, 2020

To appoint Jerry G. Canada Jr., as an alternate member of the Town of Wheatfield Zoning Board of Appeals for the remainder of 2020, to be paid at rate set by the Town Board, for each meeting in which his attendance is necessary to fill in for an absence of a regular Board member.

Moved by Supervisor MacSwan and seconded by Councilman Doktor;

BE IT RESOLVED:

That due to the COVID-19 emergency situation, the request of Wheatfield Nitro Softball to utilize Town playing fields for the 2020 season is regrettably denied.

This motion was CARRIED: AYES 5- NAYS 0.

Moved by Councilman Doktor and seconded by Councilman Retzlaff;

WHEREAS,

on October 7, 2019, the Wheatfield Town Board passed the following Resolution:

That in response to a request from developer David Homes, for the Town of Wheatfield to approve, authorize and request National Grid to install five (5) new street lights for the final phase of the Ashwood subdivision, to be part of the Ashwood Lighting District. Said lights to be requested are to be of the same style/model of the existing subdivision street lights.

And,

WHEREAS, upon layout of the proposed street lights by National Grid, it appears only four (4) new street lights are necessary,

NOW, THEREFORE, BE IT RESOLVED,

That the Town of Wheatfield amends its Resolution of October 7, 2019 as follows: to approve, authorize and request National Grid to install four (4) new street lights for the final phase of the Ashwood subdivision, to be part of the Ashwood Lighting District. Said lights to be requested are to be of the same style/model of the existing subdivision street lights.

This motion was CARRIED: AYES 5 – NAYS 0.

Moved by Councilman Doucet and seconded by Councilman Retzlaff to update the First Volunteer Fire Co. of Bergholz, Inc. as follows: ADD the following Firefighters

Moved by Councilman Retzlaff and seconded by Councilman Helwig to adjourn at 7:00 p.m.

This motion was CARRIED: AYES 5 - NAYS 0.

Respectfully submitted,

Kathleen Harrington-McDonell
Town Clerk