

July 6, 2020

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The Town Board meeting of the Town of Wheatfield was held July 6, 2020 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, Gilbert Doucet, Randy Retzlaff, Curt Doktor, Town Attorney Matthew Brooks, Town Clerk Kathleen Harrington-McDonell

**EXCUSED:** Councilman Larry Helwig

**PUBLIC INPUT** - none

Moved by Councilman Doucet and seconded by Councilman Retzlaff to accept the minutes of June 22, 2020 as presented.

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

Moved by Councilman Doktor and seconded by Councilman Retzlaff to approve the July 6, 2020 bill payment for voucher #20201056– 20201154 in the amount of \$126,041.75

General Fund	\$ 54,430.92
Highway	\$ 33,199.33
Water/Sewer	\$ 16,967.00
Fire	\$ 2,481.33
Lighting	\$ 75.88
Pre-paid	\$ 18,887.29

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

Moved by Councilman Retzlaff and seconded by Councilman Doucet to authorize payment for damage/repair to an automobile hit by a stone from Highway truck in an amount not to exceed \$459 and truck owner must sign a release of liability.

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

Moved by Councilman Doucet and seconded by Councilman Doktor;

**Whereas**, the Town of Wheatfield seeks to install a new 10-inch waterline, including four (4) new hydrants and appurtenances, along Shawnee Road; and

**Whereas**, the existing 8-inch waterline is in deteriorated condition; and

**Whereas**, the proposed project has been determined to be an Unlisted Action under the New York State Environmental Quality Review Act (SEQRA), and a Full Environmental Assessment Form (FEAF) Part I has been completed for the project; and

**Whereas**, the FEAF Part I, along with any comments received from Involved and/or Interested Agencies, was utilized by the Wheatfield Town Board to complete the FEAF Part 2 and to evaluate potential impacts in the FEAF Part 3;

**Now, Therefore, Be It Resolved**, that the Wheatfield Town Board, in accordance with the State Environmental Quality Review Act (SEQRA), hereby determines that the proposed project, installation of a new 10-inch waterline on Shawnee Road, will not have a significant adverse impact on the environment and therefore issues a Negative Declaration, and

**Be It Further Resolved**, that the Wheatfield Town Board, authorizes the Supervisor to sign the FEAF which, along with the application and supporting materials, will act as the SEQRA Negative Declaration.

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

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Moved by Supervisor MacSwan and seconded by Councilman Doktor;

**Whereas**, the Town of Wheatfield has received a subdivision application from DJC Land, Inc. to subdivide a 53-acre +/- parcel of land located between Shawnee Road and Townline Road, north of Slusaric Road (SBL: 149.03-1-2.1) into 73-single family residential lots, as depicted on the drawings prepared by Greenman-Pedersen, Inc.; and

**Whereas**, the Wheatfield Planning Board has reviewed the project, and although they are not ready to make a recommendation on the subdivision, they have requested that the Town Board complete the SEQR process to receive input from other agencies; and

**Whereas**, the proposed project has been determined to be a Type I Action under the New York State Environmental Quality Review Act (SEQRA), and a Full Environmental Assessment Form (FEAF) Part I has been completed for the project; and

**Whereas**, the FEAF Part I, along with any comments received from Involved and/or Interested Agencies, was utilized by the Wheatfield Town Board to complete the FEAF Part 2 and to evaluate potential impacts in the FEAF Part 3;

**Now, Therefore, Be It Resolved**, that the Wheatfield Town Board, in accordance with the State Environmental Quality Review Act (SEQRA), hereby determines that the proposed project, a 73-lot single family residential home subdivision called Wheatfield Crossing, will not have a significant adverse impact on the environment and therefore issues a Negative Declaration, and

**Be It Further Resolved**, that the Wheatfield Town Board, authorizes the Supervisor to sign the FEAF which, along with the application and supporting materials, will act as the SEQR Negative Declaration.

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

Moved by Councilman Doktor and seconded by Supervisor MacSwan to schedule a Public Hearing on the proposal by DJC Land, Inc. to subdivide a 53-acre +/- parcel of land located between Shawnee Road and Townline Road, north of Slusaric Road (SBL: 149.03-1-2.1) into a 73-lot single family residential subdivision, Wheatfield Crossing, on August 3, 2020 at 6:30 pm.

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

Moved by Councilman Retzlaff and seconded by Supervisor MacSwan;

**BE IT RESOLVED:**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WHEATFIELD, NEW YORK CALLING FOR A PUBLIC HEARING IN ACCORDANCE TO SECTION 202-b OF THE TOWN LAW TO CONSIDER AUTHORIZING IMPROVEMENTS TO THE TOWN OF WHEATFIELD WATER DISTRICT CONSISTING OF THE REPLACEMENT OF WATERLINES AND RELATED IMPROVEMENTS ALONG A PORTION OF SHAWNEE ROAD**

**WHEREAS**, the Town Board (the “Town Board”) of the Town of Wheatfield (the “Town”) is considering authorizing certain improvements to the Town of Wheatfield Water District, consisting of the replacement of approximately 1,600 linear feet of existing 8-inch waterline along Shawnee Road from Forest Park Way to the southern end of Old Shawnee Road with a new 10 inch waterline, including four (4) new hydrants and appurtenances, and any site improvements and ancillary and related work required in connection therewith (collectively, the “Project”); and

**WHEREAS**, the Town’s has caused a map, plan and report for the Project, dated June 2020 to be prepared by Wendel Companies, a firm of engineers, duly licensed in New York State, which estimates that the maximum cost of undertaking the Project is \$910,000; and

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**WHEREAS**, the Town Board now intends to conduct a public hearing in accordance with Section 202-b of the Town Law with respect to undertaking the Project at such estimated maximum cost.

**NOW, THEREFORE, BE IT RESOLVED,**

that the Town Board hereby calls for a public hearing to be held at the public meeting of the Town Board to be held on August 3, 2020 at 7:00 p.m. at the Town of Wheatfield Town Hall, 2800 Church Road, Wheatfield, New York 14120, to consider if it is in the public interest to undertake the Project at an estimated maximum cost of \$910,000 and to hear all persons interested in the subject thereof; and it is

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to cause notice of such public hearing to be published and posted in the manner prescribed by law.

This resolution shall take effect immediately.

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

Moved by Councilman Doucet and seconded by Supervisor MacSwan to update the Adams Fire Co. roster as follows: **ADD** Barbara Lange, James Nussbaum, Stephen Shanor, and Allyson Teator as new members.

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

**PUBLIC INPUT**

Legislator David Godfrey gave an update on Niagara County public Wi-Fi

The next Town Board meeting is scheduled for August 3, 2020

Public Hearing 6:30 pm – Wheatfield Crossing

Public Hearing 7:00 pm – portion of Shawnee Rd. waterline replacement

Town Board meeting 7:00 pm

Moved by Councilman Retzlaff and seconded by Councilman Doucet to enter Executive Session at 7:32 pm to discuss personnel matters with the Highway Department.

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

Moved by Councilman Doucet and seconded by Councilman Doktor to come out of Executive Session at 8:35 pm. No action was taken at this time.

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

Moved by Supervisor MacSwan and seconded by Councilman Doktor to adjourn at 8:40 pm.

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

Respectfully submitted,

Kathleen Harrington-McDonell  
Town Clerk