

September 11, 2023

The 2022 Audit results were presented by Drescher & Malecki at 6:45 pm. A Public Hearing on unauthorized motorized vehicles in town parks/roads was held at 6:55 pm. and the Regular Town Board Meeting for the Town of Wheatfield was held September 11, 2023 at 7:00 pm 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, Councilman Gilbert Doucet, Councilman Randy Retzlaff, Councilman Curt Doktor, Town Attorney Matthew Brooks and Town Clerk Kathleen Harrington-McDonell

6:45 pm Matt Montalbo from Drescher & Malecki presented the 2022 Town of Wheatfield audit results

6:55 pm The Public Hearing on unauthorized motorized vehicles in town parks/roads opened at 6:55 pm. Town Attorney Matthew Brooks gave an overview of the proposed local law. No action was taken.

Moved by Supervisor MacSwan and seconded by Councilman Helwig to close the Public Hearing at 7:00 pm.  
**This motion was CARRIED: AYES 5 – NAYS 0.**

PUBLIC INPUT – none

Moved by Councilman Helwig and seconded by Councilman Doktor to accept the minutes dated August 7, 2023 as presented.

**This motion was CARRIED: AYES 5 – NAYS 0.**

Moved by Councilman Doucet and seconded by Councilman Helwig to approve the August 21, 2023 bill payment for voucher #20231333 – 20231427 in the amount of \$4222,053.90

General Fund	\$359,048.33
Highway	\$ 25,250.76
Water/Sewer	\$ 35,371.38
Fire	\$ 1,029.78
Lighting	\$ 64.02
Pre-paid	\$ 1,289.72

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Councilman Doucet to approve the September 11, 2023 bill payment for voucher #20231420 – 20231550 in the amount of \$552,708.04

General Fund	\$253,430.08
Highway	\$202,066.03
Water/Sewer	\$ 34,767.47
Fire	\$ 3,089.93
Pre-paid	\$ 59,355.12

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Supervisor MacSwan and seconded by Councilman Helwig;

**WHEREAS**, Bell Atlantic Mobile Systems LLC d/b/a Verizon Wireless proposes to install a Micro Cell wireless telecommunications facility (Tricksbury Micro Cell) on an existing Verizon Communications pole in the Town of Wheatfield right-of-way near 7507 Old Shawnee Road; and

Micro Cell  
SEQR

**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 reviewed the project and has established itself as SEQR Lead Agency.

**NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:**

The Wheatfield Town Board, in accordance with the State Environmental Quality Review Act (SEQRA) has determined that the Tricksbury Micro Cell wireless telecommunications facility 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 the attached 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.

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doktor and seconded by Councilman Retzlaff;

**WHEREAS**, Bell Atlantic Mobile Systems LLC d/b/a Verizon Wireless proposes to install a Micro Cell wireless telecommunications facility (Tricksbury Micro Cell) on an existing

Verizon Communications pole in the Town of Wheatfield right-of-way near 7507 Old Shawnee Road; and

**WHEREAS**, the Town also referred the Project to the Niagara County Planning Board and received their approval; and

Micro cell approval

**WHEREAS**, the Town Board, in accordance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQRA) of the Environmental Conservation Law, has issued a SEQR Negative Declaration.

**NOW THEREFORE BE IT RESOLVED**, that the Wheatfield Town Board approves the Tricksbury Micro Cell wireless communications facility project in the Town right-of-way per Section 200-124.4(B)(1)(a) of the Town Code.

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doucet and seconded by Councilman Retzlaff to authorize the Town of Wheatfield to request of the County of Niagara and the State of New York that the speed limit on Lockport Road in the Town of Wheatfield be lowered.

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Councilman Helwig to authorize the request of Paul Siegmann, Highway Superintendent, to declare the following items surplus and put on Auctions International to be sold to the highest bidder: a. 1989 Mack Dump truck with plow and salter, b. 1984 Aquatech sewer jet, c. tow behind mower and d. new 2023 Ford F350 full-size pick-up truck bed.

Hwy. sell surplus equipment

This Resolution requires, upon receipt of any bid offers for the purchase of said surplus equipment items, the Town Board to review said bids and authorize the sales of said items.

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doucet and seconded by Councilman Retzlaff to authorize and grant permission to hold the Bergholz 5k/1 Mile Fun Run in the hamlet of Bergholz to promote health and wellness and Holy Ghost facilities and operations on Saturday, September 23th at 10:00 am., wherein the Bergholz Fire Company will handle all traffic control. Additionally, the Town Highway Superintendent has no issues with this event and supports it. Contact information of the organizer/coordinator is Andrew Klettke, and who can be reached at [bergholz5k@gmail.com](mailto:bergholz5k@gmail.com). And be it,

Bergholz 5k run

**FURTHER RESOLVED**, The Town will accept no responsibility or liability for injury or damage caused by this event and this resolution requires the Town to be named as an alternate insured party on the organizer's insurance for the event.

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Doktor and seconded by Councilman Doucet to authorize the hiring of Charles Richards as a Truck Driver for the Highway Department, effective September 25, 2023, at a rate of pay and terms pursuant to the Job Specifications of the Highway Department, and pending approval of Human Resources and a Niagara County Sheriff's Department criminal background check.

Hwy. hire Charles Richards

**This motion was CARRIED: AYES 5 - NAYS 0.**

Moved by Councilman Retzlaff and seconded by Councilman Helwig;

**BE IT RESOLVED**, that this Town Board does hereby approve the following 2023 budget transfers for the General Fund as follows:

<u>Account No.</u>	<u>Description</u>	<u>From</u>	<u>To</u>
A.3120.0200	Constable Equip	5,000	
A.3120.0400	Constable Contr		5,000
A.1990.0400	Contingency Acct Contr	35,000	
A.8090.0400	Environ. Control Contr		35,000
Totals		<u>\$ 40,000</u>	<u>\$ 40,000</u>

**This motion was CARRIED: AYES 5 – NAYS 0.**

PUBLIC INPUT – none

September 11, 2023

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The next Regular Town Board meeting is scheduled for 7:00 pm October 2, 2023 at Town Hall.

Moved by Supervisor MacSwan and seconded by Councilman Helwig to adjourn at 7:15 pm.

**This motion was CARRIED: AYES 5 – NAYS 0.**

Respectfully submitted,

Kathleen Harrington-McDonell  
Town Clerk