

Scottsville, New York  
June 6, 2024

Regular Town Board Meeting held June 6, 2024, at 6:00 P.M. at the Wheatland Municipal Building, Scottsville, New York.

Present: Supervisor Jim Kirch  
Councilman Tim Davis  
Councilman Carl Schoenthal  
Councilman Edward Shero  
Councilwoman Tina Stevens

Absent:  
Recording Secretary: Laurie Czapranski, Town Clerk

Also Attended: Mike Bonanza, Assessor  
Shanna Fraser, Recreation Supervisor, Senior Ctr. Dir.  
Cheryl Kisicki, Secretary to the Supervisor  
Eric Stowe, Attorney for the Town  
Brian Turner, Highway Superintendent

Supervisor Kirch presiding.  
Pledge of Allegiance to the Flag.  
Roll Call. All Town Board Members present.

**Approval of Minutes:**

On a motion of Councilwoman Stevens, seconded by Councilman Schoenthal and unanimously carried, the Minutes of May 2, 2024, and May 13, 2024, were approved.

**Public Before the Board:**

Maureen Leupold said that although she was not at the last board meeting, she had heard rumors and read the minutes and felt that Councilwoman Stevens had been under undeserved scrutiny and spoke of her ethical and fiscally responsible character.

Jim Musshafen thanked the Supervisor, Board and editorial team for the publication of the newsletter. He would encourage it to be published on a quarterly basis as it will bring transparency to all town residents.

Cassandra Balonek spoke of her efforts to find answers to questions she has about taxpayer dollars and how they are spent. She also spoke of the town website and private business being advertised on it.

Presentation by Assessor Mike Bonanza on the assessment review process this year (included with these minutes).

**Supervisor's Report:**

- Good feedback on the newsletter survey with 89% highly satisfied/satisfied, 97% felt it was informative.
- Continued meetings regarding the municipal parking lot
- 2025 budget preparation beginning in late June/early July

**Department and Board Reports (Submitted previously or herewith):**

1. Town Clerk report, May.
2. Highway, May.
3. Recreation, May.
4. Building Inspector, May.
5. Fire Marshal report, May.
6. Budget Officer report, May.
7. Dog Control report, May.

8. Senior Center report, May.
9. Town Attorney, May.

### **Town Board Committee and Liaison Report:**

Laurie Czapranski, Town Clerk thanked Jane and Eric Baker for their donation of flowers for the containers at the four corners in Mumford.

Brian Turner, Highway Superintendent reported that they have been finishing up some County work and have helped the Towns of Riga, Chili and Rush. He also mentioned he will be meeting with the County soon regarding the Oatka Creek Road project which will begin later in the summer.

Shanna Fraser, Recreation Supervisor reported that there is a possibility of an AED donation but because of the time sensitivity she would like to leave the agenda item on for tonight for the purchase of an AED. She also mentioned that swimming lessons have started again.

Shanna Fraser, Senior Center Coordinator reported that they held a dinner in May and there were 42 participants. The school Leadership Asset team helped to set up, serve and clean up afterwards. Last week the Seniors attended a Red Wings game.

Councilman Davis reported that he had contacted the Landmark Society to inquire about grant money for locations within the town. He said they had responded that they are not able to help with funding but sent a list of other organizations to contact that may be able to help.

Councilman Schoenthal reported on the Greenway Summit held in Albany on May 20<sup>th</sup> which he attended. There were over 100 representatives from various communities. Grants for parks, trails and the Greenway were discussed in addition to public safety and crosswalk safety.

Councilman Shero reported that during the May Planning Board meeting Mark IV received their Special Exception Use Permit for the vacant land adjacent to Clearview Farms. In June, the Gravel Ponds expansion public hearing was held. Councilman Shero also spoke of the Donnelly House and the room that is upstairs. There has never been a barrier or signage to stop anyone from going up the stairs and the town may want to consider doing so.

Councilwoman Stevens spoke of the upcoming Oatka Creek Road project and the conversations she has had with neighbors regarding their concerns. She mentioned that Brian Turner, Highway Superintendent, Maureen Leupold and Legislator Steve Brew have been very helpful with this matter.

### **Correspondence:**

1. Alex Camarda, Dir. Govt. Affairs, Charter Communications, re: Changes in programming.
2. Andy Klein, re: Notice that Andy Klein Plumbing has joined Triple O Plumbing.
3. Natalie Sheppard, Monroe County Board of Elections to Laurie Czapranski, Town Clerk, re: Senior Center not being needed for June 25<sup>th</sup> primary.
4. Jennifer Cesario, Monroe County Controller to James Kirch, Supervisor, re: Monroe County Sales Tax Distribution for the First Quarter 2024.
5. J. Lanny Tucker and Barbara Tucker to the Town Board, re: Appreciation for the Newsletter.
6. Skadden, ARPS, Slate, Meagher & Flom, LLP, re: Endo International Chapter 11 case.

### **Old Business:**

None

**New Business:**

Whereas, it was moved by Councilman Schoenthal seconded by Supervisor Kirch and unanimously carried,

**Resolution No. 75:**

THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Wheatland authorizes the Supervisor to sign a Retainer Agreement with the Stowe Law Firm, LLC-Eric W. Stowe, Attorney for the period of July 1, 2024, to December 31, 2024, at a rate of \$175.00 per hour.

Adopted: Supervisor Kirch – aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilman Davis, seconded by Councilman Schoenthal and unanimously carried,

**Resolution No. 76:**

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland authorizes the Supervisor to sign a retainer agreement on an “as needed” basis for dangerous dog code violations, amount not to exceed \$175 per hour.

Adopted: Supervisor Kirch – aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilwoman Stevens, seconded by Councilman Davis and unanimously carried.

**Resolution No. 77:**

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland grants approval to close the Town Offices on Friday, July 5<sup>th</sup> with staff to use their personal time. Recreation Staff will be working at camp that day.

Adopted: Supervisor Kirch-aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilman Schoenthal, seconded by Supervisor Kirch and unanimously carried,

**Resolution No. 78:**

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland approves the following Trail Towns Committee Members: John Dawson, Cheryl Kisicki, Kevin Marks, Maureen Leupold, Katy Swank, Mark Turner, Becky Wehle, Jim Musshafen, Karen Coyle.

Adopted: Supervisor Kirch-aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilwoman Stevens, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 79:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland approves the following Freeman Park Committee Members: Frank Donoghue, Mike Balonek, Maureen Leupold, Steve Leupold, Mike Streb, Adam Brenner, Amy Kosinski.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

Whereas, it was moved by Councilwoman Stevens, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 80:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland grants approval of a new fence to be erected at the Donnelly House with the cost not to exceed \$2,100.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

Supervisor Kirch clarified for the Board that there had been tutoring held at the Donnelly House in the room upstairs for many years unbeknownst to the Town. Recently there was damage to a wall that brought it to light. There was never a formal application submitted for use of the room. The tutor is working for the School District and is paid by them. After speaking with the school, it was determined that an intermunicipal agreement seemed to make the most sense moving forward.

Whereas, it was moved by Councilman Davis, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 81:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland authorizes the Supervisor to sign an Intermunicipal Agreement with Caledonia-Mumford Central School District upon satisfaction of the Certificate of Insurance and changing the word “district” to party.

Adopted: Supervisor Kirch – aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

Whereas, it was moved by Councilman Schoenthal, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 82:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland upon the recommendation of the Highway Superintendent, approval to hire Ethan Palmer as part-time Laborer-Step 1 at a rate of \$19.50/hour, effective June 24, 2024.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye

## Councilwoman Stevens-aye

Whereas, it was moved by Councilwoman Stevens, seconded by Councilman Davis and unanimously carried,

Resolution No. 83:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland agrees to hire Miguel Gonzalez as a Lifeguard at a rate of \$18.35/hour, effective June 24, 2024.

Adopted: Supervisor Kirch-aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilman Shero, seconded by Councilwoman Stevens and unanimously carried,

Resolution No. 84:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland grants approval for the Senior Center to purchase a refurbished 8 qt. KitchenAid Commercial Mixer KSM 8990 with a 1-year warranty at cost not to exceed \$360.00.

Adopted: Supervisor Kirch-aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilman Davis, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 85:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland authorizes the Supervisor to sign a contract with Kathleen Rick for Gentle Yoga Class pending review of the existing agreement with the Wheatland Fire Company.

Adopted: Supervisor Kirch-aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilwoman Stevens, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 86:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland accepts the following volunteer counselors-in-training: Colden Young, Madison Pope, Olivia Wantke, effective June 10, 2024.

Adopted: Supervisor Kirch-aye  
 Councilman Davis-aye  
 Councilman Schoenthal-aye  
 Councilman Shero – aye  
 Councilwoman Stevens-aye

Whereas, it was moved by Councilwoman Stevens, seconded by Councilman Schoenthal and unanimously carried,

Resolution No. 87:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland grants approval for the purchase of a new AED for the Recreation Department from Kansas City First Aid at the cost of \$1096.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

Whereas, it was moved by Councilman Davis, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 88:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland authorizes transferring money from the Adult Recreation budget line and applying to the transportation cost of approximately \$310 for a Senior's trip on the Colonial Belle.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

Whereas, it was moved by Councilman Davis, seconded by Supervisor Kirch and unanimously carried,

Resolution No. 89:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland grants approval for the Recreation Coordinator to submit an ad for Recreation Fall programs schedule and Senior Center programs in the GWA Chamber of Commerce Community Guide Book at a cost of \$325.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

**Additional Agenda Item:**

Whereas, it was moved by Councilwoman Stevens, seconded by Councilman Davis and unanimously carried,

Resolution No. 90:

THEREFORE BE IT RESOLVED, That the Town Board of the Town of Wheatland accepts the resignation of Court Clerk June Karbowski effective July 1, 2024.

Adopted: Supervisor Kirch-aye  
Councilman Davis-aye  
Councilman Schoenthal-aye  
Councilman Shero – aye  
Councilwoman Stevens-aye

Upon a motion of Councilwoman Stevens seconded by Councilman Davis and unanimously carried, the Abstract dated May 21, 2024, with voucher numbers 20240418 through 20240426 in the amount of \$6,951.98, and Abstract dated June 4, 2024, with voucher numbers 20240427 through 20240489 in the amount of \$118,710.69 amount were approved provided that all bills are paid out of their respective funds after proper audit.

<b>Fund</b>	<b>Description</b>	<b>Amount</b>
A	GENERAL FUND A	\$2,459.57
	GENERAL FUND B (TOV)	4,472.60
DA	HIGHWAY DA	19.81
<b>Grand Total:</b>		<b>\$6,951.98</b>

<b>Fund</b>	<b>Description</b>	<b>Amount</b>
A	GENERAL FUND A	\$81,272.53
B	GENERAL FUND B (TOV)	3,280.15
DA	HIGHWAY DA	21,905.19
DB	HIGHWAY DB	1,527.53
	MUMFORD LIGHT	823.08
	MUMFORD REFUSE	6,047.12
	ROLLING ACRES REFUSE	1,463.36
	FAIRVIEW REFUSE	430.40
	NORTHEAST SEWER	1,056.33
	TRUST & AGENCY TA	905.00
<b>Grand Total:</b>		<b>\$118,710.69</b>

Upon a motion of Supervisor Kirch, seconded by Councilwoman Stevens and unanimously carried, the Board entered into Executive Session at 7:35 P.M. to discuss a personnel matter with no decision to be made. The Board resumed to regular session at 7:47 P.M.

Upon a motion of Councilwoman Stevens, seconded by Councilman Shero and unanimously carried, the meeting was adjourned at 7:48 P.M.

Laurie B. Czapranski  
Wheatland Town Clerk